

ZONING INTERPRETATION RECORD

Subject of Interpretation:

Public safety radio communications sites, including monopoles, antennas, equipment shelters, cable, cable trays, generators, back-up power supplies and other required appurtenances for the operation of radio communications for fire, police, first responders, government contractors, and municipal employees.

Zoning Ordinance Section Number:

S.R.C. Appendix B, Article III, Section 3.100

Title of Section:

Article III. Definitions. Sec. 3.100. General


Cause for Interpretation:

Clarify that public safety radio communications sites used solely to provide radio communications to local, state and federal government agencies for the safety and good of the general public fall within the Zoning Ordinance's definition and regulations of a "municipal use" rather than the Zoning Ordinance's definition and regulation of a Wireless Communication Facility.

Interpretation:

Pursuant to Section 3.100: A *Wireless communications facility (WCF)* means a facility for the transmission and/or reception of radio frequency signals, including over-the-air broadcasting signals, usually consisting of antennas, equipment cabinet, a support structure, and/or other transmission and reception devices. *Exemption: ham radio, amateur radio facilities, commercial radio and television broadcasting towers, and point-to-point end-user facilities less than one (1) meter in diameter; and a Municipal use means any use provided to the general public which is operated by or contracted for by the city. Municipal use shall not include any vehicle, bicycle, equestrian, or pedestrian right-of-way dedications or easements or scenic dedications or easements, single purpose flood control corridors, or utilities which are located underground.*

Public safety radio communication sites are a "Municipal use" as defined in this section rather than a "WCF." Public safety radio communications sites provide radio communications to individuals in local, state and federal government agencies that have responsibility for protecting life and property along with the execution of other municipal services that are required to maintain a safe environment for residents, businesses and visitors. The City of Scottsdale either operates or contractually participates in the use of public safety radio communication sites for the good of the general public, including using them to facilitate emergency personnel response to calls for service. As such, public safety radio communications sites fall within the Zoning Ordinance's definition of a "municipal use" and shall be regulated as a "municipal use" rather than as a "WCF."


Interpretation By

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