



PLANNING BOARD

P.O. Box 1305
Littleton, Massachusetts 01460

July 14, 2008

APPLICATION: **SPECIAL PERMIT FOR WIRELESS TELECOMMUNICATIONS FACILITIES**

PROPERTY LOCATION: 59 Porter Road
Map R-12, Parcel 4

DESCRIPTION: Installation of wireless telecommunications antennas on an existing monopole; with ground-based equipment cabinets in an enlarged compound, and utility interconnections.

APPLICANT: MetroPCS Massachusetts LLC
285 Billerica Road, 3rd Floor
Chelmsford, MA 01824

OWNER: Orangewood Realty Trust
238 Littleton Road
Suite 203
Westford, MA 01886

DATES OF LEGAL NOTICES: June 12 and 19, 2008

DATES OF HEARING: June 26, 2008

MEMBERS PRESENT: Janet LaVigne, Steve Wheaton, Gregg S. Champney, Mark Montanari, and Richard Crowley

REFERENCE PLANS: "MetroPCS 59 Porter Road, Littleton, MA 01460" (8 Sheets); dated 2/12/08, revised 4/1/08; prepared by Chappell Engineering Associates, LLC with the following sheets:

- T-1 Title Sheet
- GN-1 General Notes
- C-1 Property Plan
- A-1 Compound Plan & Elevation
- S-1 Equipment Plan, Sections & Detail
- S-2 Antenna Mounting Plan, Schedules & Details
- E-1 On-Line Diagram, Riser, Details & Notes
- E-2 Grounding Details

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APPLICATION: On May 30, 2008, the application, plans, supporting documentation and the application fee were submitted to the Board.

HEARING: Following proper notification, the Public Hearing was opened on Thursday, June 26, 2008 at the ~~Littleton Town~~ Office at which all those interested were given an opportunity to be heard. The Public Hearing was closed on June 26, 2008.

FINDINGS: Following the Hearing, the Board, based on the application, and together with the materials and testimony provided at the hearing, made the following specific findings regarding the land in question and the proposed use:

1. The Board finds, pursuant to Section 173-131 A, the applicant provided satisfactory testimony that the new antennas would be located such that they would not be in violation of the Federal Communication Commission or the Federal Aviation Administration regulations presently in effect.
2. The Board finds, Pursuant to Section 173-131 A that the application provides satisfactory documentation that the installation would be located such that it would not be in violation of the FCC or FAA regulations currently in effect.
3. The facility complies with setback requirements. The facility will be fenced.
4. Access to the site is adequately provided for.
5. The Board finds, pursuant to Section 173-133 D that the applicant demonstrated that no additional lighting of the tower would be required, and that the tower would comply with Mass. Department of Public Health and FCC regulations concerning radio frequency emissions.
6. Pursuant to Section 173-7 C. of the Bylaws, the Board finds as follows that the proposed use detailed in the application:
 - A. Will not create a significant nuisance, hazard, or congestion;
 - B. Will not create substantial harm to the neighborhood in which it is to take place;
 - C. Is appropriate for the site in question; and
 - D. Complies with all applicable requirements, except where otherwise waived herein.

DECISION: At the Board meeting of Thursday, July 10, 2008 Mr. Montanari made a motion, seconded by Mr. Champney, to **grant** the applicant a Wireless Telecommunication Special Permit as described herein with the following **conditions:**

1. All conditions of the previously issued Special Permits for this site shall remain in force.
2. The height of the installation shall not exceed 80 feet, measured from the base of the tower to the mid-point of the installation.

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3. No lights shall be placed on the tower. No lights shall be placed on the other appurtenances to be constructed at this site.
4. The site shall be fenced; fencing shall not be barbed wire or razor wire; new fencing shall match existing fencing.
5. Signs shall be in accordance with Town of Littleton Article VIII, Section 173-34 through 172-41, inclusive.
6. If the antennas and monopole are not operative for a continuous period of twelve months, the antennas and extension shall be considered abandoned, and the owner shall remove them within 90 days of such abandonment.
7. The applicant, prior to issuance of a building permit, shall submit a bond in the amount of \$5000 for the removal of the installation.
8. This Special Permit shall not become effective until this Special Permit is recorded at the Registry of Deeds.

The Board voted 5 to 0 to **grant** the Special Permit with the above conditions.

Each Board member voted as follows:

Janet LaVigne	AYE
Steven J. Wheaton	AYE
Gregg S. Champney	AYE
Mark Montanari	AYE
Richard S. Crowley	AYE

Appeals, if any, shall be made pursuant to Section 17 of Chapter 40A, Massachusetts G.L., and shall be filed within 20 days after the date this decision is filed with Town Clerk.

Signed:



Gregg S. Champney, Clerk

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Date Filed with Town Clerk: July 14, 2008

Diane Crory
Town Clerk

TOWN CLERK CERTIFICATION:

To Whom It May Concern:

I, Diane Crory, Clerk of the Town of Littleton hereby certify that twenty days have elapsed since the filing of this decision by the Planning Board for this Wireless Telecommunications Facility Special Permit and that no appeal concerning said decision has been filed, or that any appeal that has been filed has been dismissed or denied.

Town Clerk Diane Crory
Littleton, Mass.

Date