

**Request for Waiver from Certain Provisions of Jackson County's
Cellular Telecommunications Ordinance**

I hereby request a waiver from the provisions of Jackson County's Cellular Telecommunications Ordinance establishing the application fee and the formal Conditional Use Permit review process. The authorization to grant the waivers is provided to the Board of Commissioners by Section 209 of the Ordinance, copied below:

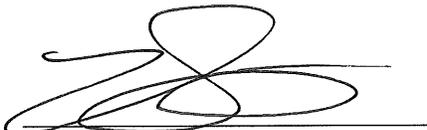
Section 29. Relief

Any applicant desiring relief, waiver, or exemption from any aspect or requirement of this Ordinance may request such at the pre-application meeting, provided that the relief or exemption is contained in the submitted application for either a Special Use Permit, or in the case of an existing or previously granted Special Use Permit, a request for modification of its Wireless Telecommunications Facility and/or facilities. Such relief may be temporary or permanent, partial or complete. However, the burden of proving the need for the requested relief, waiver, or exemption is solely on the applicant to prove. The applicant shall bear all costs of the County in considering the request and the relief, waiver, or exemption. No such relief or exemption shall be approved unless the applicant demonstrates by clear and convincing evidence that, if granted, the relief waiver or exemption will have no significant effect on the health, safety, and welfare of the County, its residents and other service providers.

The application fee for new telecommunications towers, as set forth in the Schedule of Fees and Charges, is \$4,000. This fee was established to cover the cost of review of large and complex towers requiring an extensive review and included funds for outside consultants who might be required to assist with the review. The basic towers to be used for the internet service being proposed will not require the extensive review required for the complex towers used for cell phone service providers. Waiving the application fee will have no effect on the health, safety, and welfare of the County, its residents, or other service providers.

The formal Conditional Use Permit review process is a complex process that requires review and approval of telecommunications tower applications by City Council. The process is lengthy and provides for extensive public input in the review of the applications. While this process is appropriate for the large and complex towers used for cell phone service providers, it is not necessary for the smaller towers to be used for the internet service I am proposing. I requests that the requirement for the formal Conditional Use Permit review of the towers I propose to provide internet service be waived, with the towers subject to administrative (staff) review. This review will assure that the towers proposed meet the location, safety, and structural requirements set forth in the County's Cellular Telecommunications Ordinance. Waiving the formal Conditional Use Permit review process, and allowing the towers to be reviewed administratively, will have no effect on the health, safety, and welfare of the County, its residents, or other service providers.

Your consideration of this request for waivers from certain provisions of Jackson County's Cellular Telecommunications Ordinance is respectfully requested.


Travis Lewis

SKYTI INC.

2/12/15
Date