



ELIGIBLE FACILITIES REQUEST PERMIT APPLICATION

The following items must be submitted with the application for consideration:

1. A signed statement that the proposed modification qualifies as an Eligible Facilities Request as defined by the Federal Communications Commission (FCC).
2. Three site plan drawings that comply with §205-301(D)(4), which also includes:
 - a. The location, size and height of all existing and proposed structures on the property which is the subject of the application; and
 - b. The type, locations and dimensions of all proposed and existing landscaping, screening, and fencing.
3. A description of the proposed antenna(s), and all related fixtures, structures, appurtenances, and apparatus, including height above pre-existing grade, materials, color, and lighting. This shall include:
 - a. The azimuth, size and center-line height location of all proposed and existing antennae on the supporting structure;
 - b. The number, type and model of the antenna(s) and equipment proposed with a copy of the specification sheet;
 - c. The make, model, type and manufacturer of the tower;
 - d. The frequency, modulation, and class of service of radio or other transmitting equipment; and
 - e. The actual intended transmission power stated as the maximum effective radiated power (ERP) in watts.
4. A Structural Analysis report that includes calculations that the telecommunication facility tower and foundation and attachments, rooftop support structure, water tank structure, and any other supporting structure as proposed to be utilized are designed and will be constructed to meet all City, State and Federal structural requirements for loads, including wind and ice loads. Such structural analysis shall bear the signature and seal of a registered professional licensed in the State of Nebraska.
5. A copy of the most recent inspection report prepared pursuant to the requirements of ANSI/TIA/EIA-222 (adopted by reference in the building code), Annex for Tower Maintenance, Condition Assessment and Inspection Procedures, if such report is not already on file with the Planning Department.
6. PDF files for all exhibits submitted.
7. A performance guaranty as required by § 205-285, if proof of such performance guaranty is not already on file with the Planning Department.
8. Proof of maintenance of public liability insurance as required by § 205-285, if such proof is not already on file with the Planning Department.
9. Application fee: \$250.00.
10. Escrow fee (if applicable): \$5,000.00, should expert evaluation and consultation be deemed necessary pursuant to § 205-284.

The following information must be provided for the application to be considered complete:

APPLICANT INFORMATION:

Name: _____ E-Mail: _____

Address: _____ City/State/Zip: _____

Phone Number: _____ Fax Number: _____

PROPERTY OWNER INFORMATION: (Attach a separate sheet if there are multiple owners.)

Name: _____ E-Mail: _____

Address: _____ City/State/Zip: _____

Phone Number: _____ Fax Number: _____

PROPERTY INFORMATION: (Attach a separate sheet if needed.)

Address: _____

Legal Description: _____

Please note the following procedures:

1. Please see the Planning Department's fee policy regarding revision/resubmittal fees.
2. Please see §205-275 of the Papillion Municipal Code regarding eligible facilities permit application and other requirements.
3. Please see §205-276 of the Papillion Municipal Code regarding the review and processing of eligible facilities permit applications.
4. Please see §205-276 of the Papillion Municipal Code regarding the removal of wireless telecommunications facilities.
5. Please see §205-289 of the Papillion Municipal Code regarding the waiver of any requirement of Article XXXIII of Chapter 205 Zoning of the Papillion Municipal Code.
6. Pursuant to §205-275G of the Papillion Municipal Code, a building permit must be obtained prior to the commencement of any modification authorized by this Eligible Facilities Request permit.

I, the undersigned, certify the following:

1. The proposed modification qualifies as an eligible facilities request in accordance with Article XXXIII of Chapter 205 Zoning of the Papillion Municipal Code;
2. The applicant possesses the express right to proceed as proposed on the site;
3. The construction of the proposed wireless telecommunications facility shall be legally permissible upon the City's approval of the corresponding eligible permit and upon the issuance of all applicable building permits to be obtained in accordance with §205-305 of the Papillion Municipal Code;
4. The applicant is authorized to do business in the State of Nebraska;
5. The application complies with federal guidelines regarding interference and ANSI standards as adopted by the FCC including but not limited to NIER standards; and
6. The proposed installation will not cause physical or RF interference with other telecommunications devices.

7. All utilities at a wireless telecommunications facilities site shall be installed underground whenever possible and in compliance with all laws, ordinances, rules and regulations of the City, including specifically, but not limited to, the National Electrical Code where appropriate.
8. All wireless telecommunications facilities shall be constructed, operated, maintained, repaired, provided for removal of, modified, or restored in strict compliance with all current applicable technical, safety, and safety-related codes adopted by the City, State, or United States, including but not limited to the most recent editions of the ANSI Code and the National Electrical Code, as well as accepted and responsible workmanlike industry practices and recommended practices of the National Association of Tower Erectors. The codes include, but are not limited to, construction, building, electrical, fire, safety, health, and land use codes. In the event of a conflict between or among any of the preceding codes, the more stringent shall apply.
9. A holder of an eligible facilities permit granted under this Article shall obtain, at its own expense, all permits and licenses required by applicable law, rule, regulation or code, and must maintain the same, in full force and effect, for as long as required by the City or other governmental entity or agency having jurisdiction over the applicant.
10. For wireless telecommunications facilities located on City property where the City is not the applicant, the applicant, to the extent permitted by the law, shall all times defend, indemnify, protect, save, hold harmless, and exempt the City, and its officers, elected and appointed officials, employees, and agents from any and all penalties, damages, costs, or charges arising out of any and all claims, suits, demands, causes of action, or award of damages, whether compensatory or punitive, or expenses arising therefrom, either at law or in equity, which might arise out of, or are caused by, the placement, construction, erection, modification, location, products performance, use, operation, maintenance, repair, installation, replacement, removal, or restoration of said facilities, excepting, however, any portion of such claims, suits, demands, causes of action or award of damages as may be attributable to the negligent or intentional acts or omissions of the City, or its officers, elected and appointed officials, employees, or agents. With respect to the penalties, damages or charges referenced herein, reasonable attorneys' fees, consultants' fees, and expert witness fees are included in those costs that are recoverable by the City.

Applicant Signature (or authorized agent)

Date

===== *office use only* =====

Approved this ___ day of _____, 20__.

_____ Planning Director (or his or her designee)