

**T-Mobile Carillon Point
ZON08-00015
Conditions of Approval**

- A. This application is subject to the applicable requirements contained in the Kirkland Municipal Code, Zoning Code, and Building and Fire Code. It is the responsibility of the applicant to ensure compliance with the various provisions contained in these ordinances.
- B. The antennas and any visible mounting brackets and/or cables shall be painted to match the building facade color.
- C. The maximum size for equipment structures in residential zones is 5 feet in height and 125 square feet in area. The maximum size in non-residential zones is 10 feet in height and 240 square feet in area.
- D. The proposed equipment structure shall comply with the noise standards found in KZC Section 117.70.9 & 115.95.
- E. All personal wireless service facilities (PWSF) must meet or exceed current standards and regulations of the FAA, the FCC and any other agency of the Federal Government with the authority to regulate PWSF. If such standards and regulations are changed, then the owners of the PWSF governed by this chapter shall bring such PWSF into compliance with such revised standards and regulations in accordance with the compliance deadlines and requirements of such standards and regulations. Failure to bring PWSF into compliance with such revised standards and regulations shall constitute grounds for the removal of the PWSF at the owner's expense (KZC 117.65.14).
- F. In the event the use of any PWSF will be discontinued for a period of 60 consecutive days, the owner or operator shall so notify the City in writing, and the PWSF shall thereafter be deemed to be abandoned. Determination of the date of abandonment shall be made by the City which shall have the right to request documentation and affidavits from the PWSF owner or operator regarding the issue of PWSF usage. Upon such abandonment, the owner or operator of the PWSF or the owner of the property upon which such facility is located shall have an additional 60 days within which to:
 - a. Reactivate the use of the antenna or transfer the PWSF to another owner or operator who makes actual use of the PWSF; or
 - b. Dismantle and remove the PWSF. If such PWSF is not removed within said 60 days from the date of abandonment, the City may remove such PWSF at the facility owner's and property owner's expense.

At the earlier of 60 days from the date of abandonment without reactivation or upon completion of dismantling and removal, City approval for the PWSF shall automatically expire.

- G. Prior to issuance of a building permit or right-of-way permit, the applicant shall register with the City Clerk as required by Kirkland Municipal Code Section 26.08 and submit a copy of the registration along with the submittal of a building permit or right-of-way permit for the wireless facility (see Attachment 1).



CITY OF KIRKLAND

Planning and Community Development Department

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www.ci.kirkland.wa.us

DEVELOPMENT STANDARDS LIST

File: T – Mobile Carillon Point

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Planning Department Conditions:

115.25 Work Hours. It is a violation of this Code to engage in any development activity or to operate any heavy equipment before 7:00 am. or after 8:00 pm Monday through Friday, or before 9:00 am or after 6:00 pm Saturday. No development activity or use of heavy equipment may occur on Sundays or on the following holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving, and Christmas Day. The applicant will be required to comply with these regulations and any violation of this section will result in enforcement action, unless written permission is obtained from the Planning official.

115.95 Noise Standards. The City of Kirkland adopts by reference the Maximum Environmental Noise Levels established pursuant to the Noise Control Act of 1974, RCW 70.107. See Chapter 173-60 WAC. Any noise, which injures, endangers the comfort, repose, health or safety of persons, or in any way renders persons insecure in life, or in the use of property is a violation of this Code.

Building Department Conditions:

Buildings must comply with current editions of the International Building, Mechanical and Fire Codes and the Uniform Plumbing Code as adopted and amended by the State of Washington and the City of Kirkland.

Structures must be designed for seismic design category D, wind speed of 85 miles per hour and exposure C.

Separate electrical permit required.