



CITY OF KIRKLAND
Planning and Community Development Department
123 Fifth Avenue, Kirkland, WA 98033 425.587.3225
www.ci.kirkland.wa.us

VERIZON WIRELESS FACILITY AT CARILLON POINT
NOTICE OF APPROVAL
APRIL 8, 2009

PERMIT NO. ZON09-00007

PROJECT NAME: Verizon Wireless Facility at Carillon Point

PROJECT ADDRESS: 4100 Carillon Point

APPLICANT OR AGENT: Rick Cardoza for Verizon Wireless

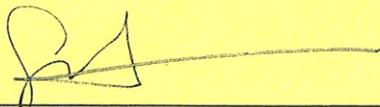
CITY OF KIRKLAND APPROVAL DATE: Date Application Approved: March 20, 2009

LAPSE OF APPROVAL: The applicant must begin construction or submit to the City a complete building permit application for the development activity or other actions approved under KZC Chapter 117 within one (1) year after the final approval of the City of Kirkland on the matter (by March 20, 2010), or the decision becomes void. Provided, however, that in the event judicial review is initiated per KZC 117.95, the running of the one year is tolled for any period of time during which a court order in said judicial review proceeding prohibits the required development activity or other actions. The applicant must substantially complete the development activity or other actions approved under KZC Chapter 117 and complete the applicable conditions listed on the Notice of Decision within two (2) years after the final approval on the matter (by March 20, 2011), or the decision becomes void. For development activity or other actions with phased construction, lapse of approval may be extended when approved under KZC Chapter 117 and made a condition of the Notice of Decision.

This NOTICE OF APPROVAL is granted subject to the attached conditions and development standards. Failure to meet or maintain strict compliance shall be grounds for revocation in accordance with the Kirkland Zoning Ordinance No. 3719 as amended.

The applicant must also comply with any federal, state or local statutes, ordinances or regulations applicable to this project. This Notice of Approval does not authorize grading or building without issuance of the necessary permits from the Kirkland Building Department.

CITY OF KIRKLAND
PLANNING AND COMMUNITY DEVELOPMENT

By: 

Sean LeRoy
Planner

Attachments: Conditions of Approval
Development Standards



CITY OF KIRKLAND

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DEVELOPMENT STANDARDS LIST

File: ZON09-00007

ZONING CODE STANDARDS

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 and structures 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.

**VERIZON WIRELESS SERVICE FACILITY
ZON0-9-00007**

I. 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 mechanical screen 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. AAAAA
 - 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).