

VILLAGE OF VERNON HILLS

ORDINANCE NO. 2018-062

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE VILLAGE OF VERNON HILLS, CREATING CHAPTER 5, SMALL WIRELESS FACILITIES

THE 17th DAY OF APRIL 2018

Published in pamphlet form by the Authority of the President and Board of Trustees of the Village of Vernon Hills, Lake County, Illinois, this 20th Day of April, 2018

AFFIDAVIT OF SERVICE

STATE OF ILLINOIS)
)
COUNTY OF LAKE)

I, MARK FLEISCHHAUER, BEING FIRST DULY APPOINTED, DEPOSES AND SAYS ON OATH THAT AS VILLAGE CLERK OF THE VILLAGE OF VERNON HILLS, HE DID CAUSE THE FOREGOING CERTIFICATE FOR ORDINANCE NO. 2018-062 - AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE VILLAGE OF VERNON HILLS, CREATING CHAPTER 5, SMALL WIRELESS FACILITIES TO BE POSTED IN THE VILLAGE HALL AS REQUIRED BY LAW FROM APRIL 20, 2018 TO APRIL 30, 2018.

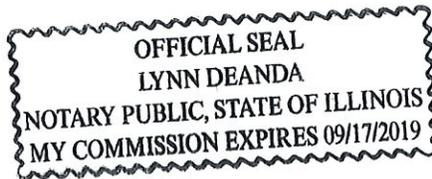


MARK FLEISCHHAUER
VILLAGE CLERK

SUBSCRIBED AND SWORN TO BEFORE
THIS 20th DAY OF APRIL, 2018



Notary Public



ORDINANCE NO. 2018-062

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE VILLAGE OF VERNON HILLS, CREATING CHAPTER 5, SMALL WIRELESS FACILITIES

WHEREAS, the President and Board of Trustees of the Village of Vernon Hills is authorized to prescribe minimum standards for the purpose of promoting the public health, safety, convenience and general welfare for the people of Vernon Hills; and

WHEREAS, in its legislative judgment the President and Board of Trustees found that the growing demand for personal wireless services has resulted in an increase from the wireless industry to place small cell facilities, distributed antenna systems and other personal wireless telecommunication facilities in the Villages right of way, on publicly owned property and on privately owned property; and

WHEREAS, while state and federal law limit the authority of local governments to enact laws that unreasonable discriminate among providers of functionally equivalent services, prohibit, or have the effect of prohibiting the provisions of telecommunication services by wireless service providers, the Village is authorized, under the existing state and federal law, to enact appropriate regulations and restrictions relative to small wireless facility installation in the public right of way, on publicly owned and on privately owned land; and

WHEREAS, in anticipation of continued increased demand for placement of small wireless facilities, the Village Board, at its meeting on April 17, 2018 finds that it is in the best interest of the public health, safety and general welfare of the Village to adopt regulations for the placement of small wireless facilities in the public right of way, on publicly owned property and on privately owned property.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF VERNON HILLS, COUNTY OF LAKE AND STATE OF ILLINOIS:

SECTION I: That the Villages Code of Ordinances, is hereby amended by addition of a new Chapter, 27, "Small Wireless Facilities" to read as follows:

27-1 Definitions:

"Antenna" means communications equipment that transmits or receives electromagnetic radio frequency signals used in the provision of wireless services.

"Applicable codes" means uniform building, fire, electrical, plumbing, or mechanical codes adopted by a recognized national code organization or Village amendments to those codes, including the National Electric Safety Code.

"Applicant" means any person who submits an application and is a wireless provider.

"Application" means a request submitted by an applicant to the Village for a permit to collocate small wireless facilities as well as any applicable fee for the review of such application.

"Authority" means the Village of Vernon Hills that has jurisdiction and control for use of public rights-of-way as provided by the Illinois Highway Code for placements within public rights-of-way or has zoning or land use control for placements not within public rights-of-way.

"Authority utility pole" means a utility pole owned or operated by the Village in public rights-of-way.

"Collocate" or "collocation" means to install, mount, maintain, modify, operate, or replace wireless facilities on or adjacent to a wireless support structure or utility pole.

"Communications service" means cable service, as defined in 47 U.S.C. 522(6), as amended; information service, as defined in 47 U.S.C. 153(24), as amended; telecommunications service, as defined in 47 U.S.C. 153(53), as amended; mobile service, as defined in 47 U.S.C. 153(33), as amended; or wireless service other than mobile service.

"Communications service provider" means a cable operator, as defined in 47 U.S.C. 522(5), as amended; a provider of information service, as defined in 47 U.S.C. 153(24), as amended; a telecommunications carrier, as defined in 47 U.S.C. 153(51), as amended; or a wireless provider.

"FCC" means the Federal Communications Commission of the United States.

"Fee" means a one-time charge.

"Law" means a federal or State statute, common law, code, rule, regulation, order, or Village ordinance or resolution.

"Micro wireless facility" means a small wireless facility that is not larger in dimension than 24 inches in length, 15 inches in width, and 12 inches in height and that has an exterior antenna, if any, no longer than 11 inches.

"Permit" means a written authorization required by the Village to perform an action or initiate, continue, or complete a project.

"Person" means an individual, corporation, limited liability company, partnership, association, trust, or other entity or organization, including the Village.

"Rate" means a recurring charge.

"Right-of-way" means the area on, below, or above a public roadway, highway, street, public sidewalk, alley, or utility easement dedicated for compatible use. "Right-of-way" does not include Village-owned aerial lines.

"Small wireless facility" means a wireless facility that meets both of the following qualifications: (i) each antenna is located inside an enclosure of no more than 6 cubic feet in volume or, in the case of an antenna that has exposed elements, the antenna and all of its exposed elements could fit within an imaginary enclosure of no more than 6 cubic feet; and (ii) all other wireless equipment associated with the facility is cumulatively no more than 28 cubic feet in volume. The following types of associated ancillary equipment are not included in the calculation of equipment volume: electric meter, concealment elements, telecommunications demarcation box, ground-based enclosures, grounding equipment, power transfer switch, cut-off switch, and vertical cable runs for the connection of power and other services.

"Utility pole" means a pole or similar structure that is used in whole or in part by a communications service provider or for electric distribution, lighting, traffic control, signage, or a similar function.

"Wireless facility" means equipment at a fixed location that enables wireless communications between user equipment and a communications network, including: (i) equipment associated with wireless communications; and (ii) radio transceivers, antennas, coaxial or fiber-optic cable, regular and backup power supplies, and comparable equipment, regardless of technological configuration. "Wireless facility" includes small wireless facilities. "Wireless facility" does not include: (i) the structure or improvements on, under, or within which the equipment is collocated; or (ii) wireline backhaul facilities, coaxial or fiber optic cable that is between wireless support structures or utility poles or coaxial, or fiber optic cable that is otherwise not immediately adjacent to or directly associated with an antenna.

"Wireless infrastructure provider" means any person, including a person authorized to provide telecommunications service in the State, that builds or installs wireless communication transmission equipment, wireless facilities, wireless support structures, or utility poles, but that is not a wireless services provider.

"Wireless provider" means a wireless infrastructure provider or a wireless services provider.

"Wireless services" means any services provided using licensed or unlicensed spectrum, whether at a fixed location or mobile, provided using wireless facilities.

"Wireless services provider" means a person who provides wireless services.

"Wireless support structure" means a freestanding structure, such as a monopole; tower, either guyed or self-supporting; billboard; or other existing or proposed structure designed to support or capable of supporting wireless facilities. "Wireless support structure" does not include a utility pole.

27-2 Standards and Regulations – Residential Zoning Districts

Unless otherwise approved by the Village Board of Trustee's, Small Wireless Facilities shall not be placed in residential zoning districts, including but not limited to R-1, R-2, R-3, R-3A, R-4, R-5, R-5A, R-6 and R-7 districts.

27-3 Standards and Regulations – Public Rights of Way

Small Wireless Facilities are permitted to be placed in a public right-of-way within B-1, BP and OR&D, PIB or COS-1 zoning districts subject to compliance with the Illinois Small Wireless Facilities Deployment Act and in compliance with the following requirements:

- A. *Separation and Clearance Requirements.* With respect to applications for the collocation of Small Wireless Facilities associated with a new Utility Pole, the Village, at its discretion, may require that the Small Wireless Facility be collocated on an existing Utility Pole, or an existing Wireless Support Structure within 50 feet of the proposed collocation. If the applicant determines the alternate location imposes technical limits, the applicant shall provide written certification specifically describing the technical limitations.
- B. *Height Limitations.* The maximum permitted height of Small Wireless Antennas shall be not greater than 10 feet above an existing Utility Pole or Wireless Support Structure on which the Small Wireless Facility is collocated. Unless otherwise authorized by the Village Board, the height of a new or replacement Utility Pole or Wireless Support Structure on which the Small Wireless Facility is collocated is permitted to be the higher of (i) 10 feet in height above the tallest pole, other than utility poles supporting only Small Wireless Facilities, that is in place on the date the application is submitted to the Village, that is located within 500 feet of the new or replacement utility pole or Wireless Support Structure and that is in the same right of way of the Villages jurisdictional boundary; or (ii) 45 feet above ground level.
- C. *Interference.* The Small Wireless Facility shall not interfere with the frequencies used by a public safety agency for public safety communications. A Wireless Provider shall only install Small Wireless Facilities of the type and frequency that will not cause unacceptable interference with public safety agencies communication equipment.
- D. *Contracts.* The Wireless Provider shall comply with requirements imposed by a contract between the Village and private owner concerning design or construction standards applicable to utility poles and ground mounted equipment in the right of way.
- E. *Spacing.* Unless otherwise authorized by the Village Board, the Wireless provider shall comply with applicable spacing requirements for ground mounted equipment located in the right of way.
- F. *Underground Utilities.* Small Wireless Facility provider must comply with Village code provisions concerning underground utilities shall require Village Board approval for the installation of new utility poles or the modification of an existing utility pole.
- G. *Public Safety.* The Wireless Provider shall comply with all applicable regulations concerning public safety.
- H. *Term.* The duration of a permit for Small Wireless facilities shall be ten (10) years. The permit may be renewed for additional ten (10) year periods unless the Village makes a finding that the Small Wireless Facility does not comply with applicable codes.

- I. *Design Standards.* Where applicable, the Wireless Provider shall comply with design standards applicable for decorative street lights as prescribed in Appendix B, “Development Regulations”; Exhibit 32 of the Villages Code of Ordinances; or provide reasonable stealth concealment acceptable to the Village. In lieu of placement on a decorative street light, the Village reserves the authority to request Small Wireless Facilities to place the Small Wireless Facilities on new poles or collocate on an existing Utility Pole within fifty (50) of the decorative street light
- J. *Insurance.* The Wireless Provider shall carry, at the Wireless Providers own cost and expense, (i) Property insurance for its property’s replacement cost against all risk; (ii) Workman’s Compensation Insurance as required by law; and (iii) Commercial Liability Insurance with respect to its activities on the village improvements and rights of way to afford protection limits in accordance with Appendix B, “Development Regulations”, Section 1.07 of the Villages Code of Ordinances.
- K. *Attachment Limitations.* No Small Wireless Facility and antenna within the right-of-way will be attached to a non-Village Utility Pole, a Village Utility Pole or Wireless Support Structure, unless all of the following conditions are satisfied:
1. Surface Area of Antenna: Each antenna shall be located inside an enclosure of no more than 6 cubic feet in volume, or in the case of an antenna that has exposed elements, the antenna and all its exposed elements must fit within an imaginary enclosure of no more than 6 cubic feet.
 2. Size of Equipment, other than antenna: The total combined volume of all above-ground equipment and appurtenances comprising a Small Wireless Facility, exclusive of the antenna itself, cannot exceed 28 cubic feet.
 3. Personal Wireless Telecommunication Equipment: The operator of a Small Wireless Facility must, whenever possible, locate the base of the equipment or appurtenances at a height of no lower than eight (8) feet above grade.
 4. Color: A Small Wireless Facility, including all related equipment and appurtenances, must comply with the applicable aesthetic standards regarding color of equipment to blend with the surrounding area and structures for construction in the Village right of way. The color shall blend with the surroundings of the pole, structure tower or infrastructure on which it is mounted and use non-reflective materials which blend with the materials and colors of the surrounding area and structures.
 5. Antenna Panel Covering: A small wireless antenna may include a radome, cap or other antenna panel covering or shield. Such covering must be of a color that blends with the color of the pole on which it is mounted.
 6. Wiring and Cabling: Wires and cables connecting the antenna to the remainder of the facility must be installed in accordance with the Vernon Hills Electrical Code. No wiring and cabling serving the facility will be allowed to interfere with any wiring or cabling installed by a cable television or video service operator, electric utility or telephone utility.

7. Grounding: The Small Wireless Facility must be grounded in accordance with the requirements of the Vernon Hills Electrical Code.
8. Signage: Other than signs required by federal law or regulations or identification and location markings, installation of signs on a personal wireless telecommunication facility is prohibited.
9. Equipment Location: Small Wireless Utilities located on a Utility Pole shall not be installed within the communication worker safety zone of the pole or the electric supply zone of the pole. Small Wireless Facilities may be located in the communication space and on top of the Utility Pole if space is otherwise not available in accordance with applicable codes.

27-4 Standards and Regulations – PIB, Public and Institutional Building District and COS, Conservation Open Space District

Small Wireless Facilities are permitted to be placed on property owned by a government agency, other than a Right of Way as defined herein, and within PIB or COS Zoning Districts as attachments to existing light poles, building, cell towers, and structures, or on new Utility Poles. Unless otherwise stated herein, such installations are subject to Village Board approval for each site in accordance with the following regulations:

- A. *Separation and Clearance Requirements*. With respect to applications for the collocation of Small Wireless Facilities associated with a new Utility Pole, the Village, at its discretion, may require that the Small Wireless Facility be collocated on an existing light pole, building, cell tower, or structure. If the applicant determines the alternate location imposes technical limits, the applicant shall provide written certification specifically describing the technical limitations.
- B. *Height Limitations*. The maximum permitted height of an antenna shall be not greater than 10 feet above an existing Utility Pole or Wireless Support Structure on which the Small Wireless Facility is collocated. Unless otherwise authorized by the Village Board, the height of a new or replacement Utility Pole or Wireless Support Structure on which the Small Wireless Facility is collocated shall not be greater than 45 feet above ground level.
- C. *Interference*. The Small Wireless Facility shall not interfere with the frequencies used by a public safety agency for public safety communications. A Wireless Provider shall only install Small Wireless Facilities of the type and frequency that will not cause interference with public safety agencies communication equipment.
- D. *Public Safety*. The Wireless Provider shall comply with all applicable regulations concerning public safety.
- E. *Term*. The duration of a permit for Small Wireless facilities shall be five (5) years. The permit may be renewed for equivalent durations unless the Village makes a finding that the Small Wireless Facility does not comply with applicable codes.

- F. *Design Standards.* Where applicable, the Wireless Provider shall comply with design standards approved as part of the development of the property for decorative parking lot lights; or provide reasonable stealth concealment. In lieu of placement on a decorative parking lot light pole, the Village reserves the authority to require Small Wireless Facilities to collocate on an existing Utility Pole, building or structure.
- G. *License Agreement.* Small Wireless Providers locating Small Wireless Facilities on Village owned property, other than the Right of Way, shall be required to enter into a license agreement with the Village; subject to approval by the Village Board. For Small Wireless Facilities located on property not owned by the Village, the Small Wireless Provider shall provide proof of a license agreement, lease or similar document demonstrating legal authority to locate Small Wireless Facilities on property owned by the applicable government agency.
- H. *Insurance.* The Wireless Provider shall carry, at the Wireless Providers own cost and expense, (i) Property Insurance for its property's replacement cost against all risk; (ii) Workman's Compensation Insurance as required by law; and (iii) Commercial Liability Insurance with respect to its activities and facilities maintained on the village rights of way.
- I. *Attachment Limitations.* No Small Wireless Facility shall be attached to or will be attached to a Utility Pole, Village Utility Pole or Wireless Support Structure, unless all of the following conditions are satisfied:
1. Surface Area of Antenna: Each antenna shall be located inside an enclosure of no more than 6 cubic feet in volume, or in the case of an antenna that has exposed elements, the antenna and all its exposed elements could fit within an imaginary enclosure of no more than 6 cubic feet.
 2. Size of Equipment, other than antenna: The total combined volume of all above-ground equipment and appurtenances comprising a Small Wireless Facility, exclusive of the antenna itself, cannot exceed 25 cubic feet.
 3. Personal Wireless Telecommunication Equipment: The operator of a Small Wireless Facility must, whenever possible, locate the base of the equipment or appurtenances at a height of no lower than eight (8) feet above grade.
 4. Color: A Small Wireless Facility, including all related equipment and appurtenances, must be a color that blends with the surroundings of the pole, structure tower or infrastructure on which it is mounted and use non-reflective materials which blend with the materials and colors of the surrounding area and structures. Any wiring must be covered with an appropriate cover.
 5. Antenna Panel Covering: A small wireless antenna may include a radome, cap or other antenna panel covering or shield. Such covering must be of a color that blends with the color of the pole on which it is mounted and be within the size limitations of this Ordinance.

6. Wiring and Cabling: Wires and cables connecting the antenna to the remainder of the facility must be installed in accordance with the Vernon Hills Electrical Code. No wiring and cabling serving the facility will be allowed to interfere with any wiring or cabling installed by a cable television or video service operator, electric utility or telephone utility.
7. Grounding: The Small Wireless Facility must be grounded in accordance with the requirements of the Vernon Hills Electrical Code.
8. Signage: Other than signs required by federal law or regulations or identification and location markings, installation of signs on a personal wireless telecommunication facility is prohibited.
9. Equipment Location: Small Wireless Utilities located on a Utility Pole shall not be installed within the communication worker safety zone of the pole or the electric supply zone of the pole. Small Wireless Facilities may be located in the communication space and on top of the Utility Pole if space is otherwise not available in accordance with applicable codes.

27-5 Standards and Regulations – B-1, General Business District, BP, Business Park District, and OR&D, Office Research and Development District.

Small Wireless Facilities are permitted to be placed on private property within B-1, BP and OR&D Zoning Districts as attachments to privately owned infrastructure located on private property including but not limited to lights poles, existing towers, structures and buildings owned, operated and maintained by a private entity. Unless otherwise stated herein, such installations are subject to Village Board approval for each site in accordance with the following regulations:

- A. *Separation and Clearance Requirements.* With respect to applications for the collocation of Small Wireless Facilities associated with a new Utility Pole, the Village, at its discretion, may require that the Small Wireless Facility be collocated on an existing light pole, building, cell tower, or structure. If the applicant determines the alternate location imposes technical limits, the applicant shall provide written certification specifically describing the technical limitations.
- B. *Height Limitations.* The maximum permitted height of Small Wireless Facilities shall be not greater than 10 feet above an existing Utility Pole or Wireless Support Structure on which the Small Wireless Facility is collocated. Unless otherwise authorized by the Village Board, the height of a new or replacement Utility Pole or Wireless Support Structure on which the Small Wireless Facility is collocated shall not be greater than 45 feet above ground level.
- C. *Interference.* The Small Wireless Facility shall not interfere with the frequencies used by a public safety agency for public safety communications. A Wireless Provider shall only install Small Wireless Facilities of the type and frequency that will not cause unacceptable interference with public safety agencies communication equipment.

- D. *Public Safety.* The Wireless Provider shall comply with all applicable regulations concerning public safety.
- E. *Term.* The duration of a permit for Small Wireless facilities shall be five (5) years. The permit may be renewed for equivalent durations unless the Village makes a finding that the Small Wireless Facility does not comply with applicable codes.
- F. *Design Standards.* Where applicable, the Wireless Provider shall comply with design standards approved as part of the development of the property for decorative parking lot lights; or provide reasonable stealth concealment. In lieu of placement on a decorative parking lot light pole, the Village reserves the authority to require Small Wireless Facilities to collocate on an existing Utility Pole, building or structure.
- G. *License Agreement.* For Small Wireless facilities located on private property not owned by the government agency; the Small Wireless Provider shall provide proof of a license agreement, lease or similar document demonstrating approval by the property owner to locate Small Wireless Facilities on the property.
- H. *Insurance.* The Wireless Provider shall carry, at the Wireless Providers own cost and expense, (i) Property insurance for its property's replacement cost against all risk; (ii) Workman's compensation Insurance as required by law; and (iii) Commercial liability insurance with respect to its activities on the village rights of way.
- I. *Attachment Limitations.* No Small Wireless Facility shall be attached to existing light poles, buildings, cell towers, and structures, or on new Utility Poles unless all of the following conditions are satisfied:
1. Surface Area of Antenna: Each antenna shall be located inside an enclosure of no more than 6 cubic feet in volume, or in the case of an antenna that has exposed elements, the antenna and all its exposed elements could fit within an imaginary enclosure of no more than 6 cubic feet.
 2. Size of Equipment, other than antenna: The total combined volume of all above-ground equipment and appurtenances comprising a Small Wireless Facility, exclusive of the antenna itself, cannot exceed 25 cubic feet.
 3. Personal Wireless Telecommunication Equipment: The operator of a Small Wireless Facility must, whenever possible, locate the base of the equipment or appurtenances at a height of no lower than eight (8) feet above grade.
 4. Color: A Small Wireless Facility, including all related equipment and appurtenances, must be a color that blends with the surroundings of the pole, structure tower or infrastructure on which it is mounted and use non-reflective materials which blend with the materials and colors of the surrounding area and structures. Any wiring must be covered with an appropriate cover.

5. Antenna Panel Covering: A small wireless antenna may include a radome, cap or other antenna panel covering or shield. Such covering must be of a color that blends with the color of the pole on which it is mounted.
6. Wiring and Cabling: Wires and cables connecting the antenna to the remainder of the facility must be installed in accordance with the Vernon Hills Electrical Code. No wiring and cabling serving the facility will be allowed to interfere with any wiring or cabling installed by a cable television or video service operator, electric utility or telephone utility.
7. Grounding: The Small Wireless Facility must be grounded in accordance with the requirements of the Vernon Hills Electrical Code.
8. Signage: Other than signs required by federal law or regulations or identification and location markings, installation of signs on a personal wireless telecommunication facility is prohibited.
9. Equipment Location: Small Wireless Utilities located on a Utility Pole shall not be installed within the communication worker safety zone of the pole or the electric supply zone of the pole. Small Wireless Facilities may be located in the communication space and on top of the Utility Pole if space is otherwise not available in accordance with applicable codes.

27-6 Abandonment and Removal. Any Small Wireless Facility that is not operated for a continuous period of twelve (12) months shall be considered abandoned and the owner of the facility must remove same within ninety (90) days of receipt of written notice from the Village notifying the owner of such abandonment. Such notice shall be sent by certified or registered mail, return-receipt-requested, by the village to such owner at the last known address of such owner. In the case of personal wireless telecommunication facilities attached to Village-owned infrastructure, if such facility is not removed within ninety (90) days of such notice, the village may remove or cause the removal of such facility through the terms of the applicable license agreement or through whatever actions are provided by law for removal and cost recovery.

27-7 Permits Application Requirements and Procedures. Permits for placement of personal wireless telecommunication facilities are required. Except as otherwise provided herein, the procedures for the application for such permit shall be in compliance with Chapter 5 and Appendix B, "Development Regulations", Article III, Section 1.03, "Permit Application Requirements and Fees".

Licenses and Permits. The following information shall be provided as part of a permit application to collocate Small Wireless Facilities on an existing Utility Pole, and for the installation of a new Utility Pole serving Small Wireless Facilities.

1. The operator of a Small Wireless Facility must verify to the Village that it has received all concurrent licenses and permits required by other agencies and governments with jurisdiction over the design, construction, location and operation

of said facility have been obtained and will be maintained within the corporate limits of the Village.

2. The operator of a Small Wireless Facility must submit to the Village written copies of the legal authority from the owner for placement of the Small Wireless Facility on the utility pole prior to issuance of the permit.
3. A site specific structural integrity analysis; and, for Utility Poles, a make-ready analysis prepared by a structural engineer shall be provided.
4. A map and site drawing showing the location of each Small Wireless Facility and Utility Poles, including photographs of its location and immediate surroundings depicting the utility pole or structure on which each Small Wireless Facility would be mounted, or location where Wireless Support Structures would be installed.
5. Specifications and drawings prepared by a structural engineer for each Small Wireless Facility.
6. The equipment type and model numbers for the antennas and all other wireless equipment associated with the Small Wireless Facility.
7. A proposed schedule for the installation and completion of each Small Wireless facility, if approved; and
8. Certification that the collocation complies with section D referenced herein regarding interference.

SECTION II. That Chapter 25 Section 25-3 of the Village of Vernon Hills Code of Ordinances is hereby amended by addition of the following fees for Small Wireless Facilities to read as follows:

New Utility Pole: \$1,000 for each Small Wireless Facility addressed in an application that includes a new Utility Pole.

Single Collocation: \$650 for an application to collocate a single Small Wireless Facility on an existing Utility Pole or Wireless Support Structure.

Batched-Collocation: \$350 for each Small Wireless Facility addressed in an application that is batched in groups of 2-25 that are locating on existing Utility Poles or Wireless Support Structures.

SECTION III. SEVERABILITY. In the event that any section, clause, provision, or part of this ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect. If any part of this ordinance is found to be invalid in any one or more of its several applications, all valid applications that are severable from the invalid applications shall remain in effect.

SECTION IV. REPEAL AND SAVINGS CLAUSE. All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions or causes of action which shall have accrued to the Village of Vernon Hills prior to the effective date of this ordinance.

SECTION V. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

SECTION VI. ORDINANCE NUMBER. This ordinance shall be known as Ordinance Number 2018-062

Dated this 17th day of April 2018

Adopted by roll call votes as follows:

AYES: 5 – Oppenheim, Hebda, Schultz, Marquardt, Koch

NAYS: 0 - None

ABSENT AND NOT VOTING: 1 - Takaoka



Roger L. Byrne
Village President

PASSED: 04/17/2018
APPROVED: 04/17/2018
ATTEST: 04/18/2018



Mark Fleischhauer, Village Clerk