

Presented by: The Manager  
Introduced: 06/05/2017  
Drafted by: A. G. Mead

**ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA**

**Serial No. 2017-11**

**An Ordinance Amending the Land Use Code Relating to Wireless Communication Facilities Setback Requirements.**

BE IT ENACTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

**Section 1. Classification.** This ordinance is of a general and permanent nature and shall become a part of the City and Borough of Juneau Municipal Code.

**Section 2. Amendment of Section.** CBJ 49.65.930 General requirements, is amended to read:

**49.65.930 General requirements.**

...

(f) *Setbacks.* Freestanding towers and appurtenant structures shall be subject to the setbacks described below:

(1) If the tower is not constructed using breakpoint design technology, the minimum setback distance from the nearest property line shall be equal to the height of the proposed tower.

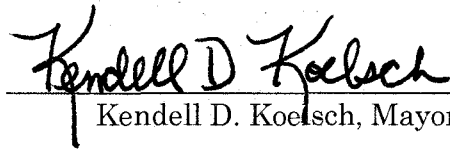
(2) If the tower has been constructed using breakpoint design technology, the minimum setback distance shall be equal to 110 percent of the distance from the top of the structure to the breakpoint level of the structure or the minimum yard setback requirements, whichever is greater. Certification by a professional engineer registered in the State of Alaska of the breakpoint design and the design's fall radius must be provided with the application.

(3) Any appurtenant structure shall be located so as to comply with the applicable minimum setback requirements for the property on which it is situated.

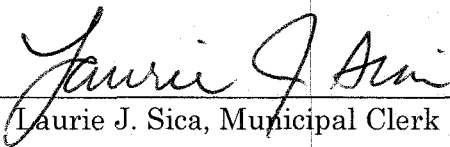
...

**Section 3. Effective Date.** This ordinance shall be effective 30 days after its adoption.

Adopted this 26<sup>th</sup> day of June, 2017.

  
Kendell D. Koelsch, Mayor

Attest:

  
Laurie J. Sica, Municipal Clerk