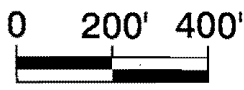


COMMUNICATION TOWER

P-40-98



PT. of 48-A-19
THREE CHOPT DISTRICT

HENRICO COUNTY PLANNING OFFICE



COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO

February 2, 1999

Virgil R. Hazelett, P.E.
County Manager

Re: Provisional Use Permit P-40-98

Triton PCS, Inc.
9211 Arboretum Pkwy.
Richmond, VA 23236

Gentlemen:

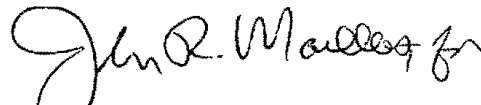
The Board of Supervisors at its meeting on January 26, 1999, granted your request for a revocable Provisional Use Permit in order to construct, operate and maintain a telecommunications tower up to 199' and related equipment and improvements, on Part of Parcel 48-A-19, subject to the following conditions:

1. If the use of the tower for communication purposes is discontinued for 180 days, the tower and all related structures shall be removed from the site within ninety (90) days. Within ten (10) business days after written request by the County, the owner of the tower shall provide the County with written confirmation of the status of the tower, the number and identity of users on the tower, available co-location space on the tower and such additional information as may be reasonably requested.
2. Application for a building permit to install the tower must be made within one year after the Provisional Use Permit is granted by the Board of Supervisors, unless an extension of time is granted by the Director of Planning upon written request by the applicant.
3. The applicant shall obtain approval from the Henrico County Planning Commission should the FAA require the addition of standard obstruction marking and lighting (i.e. red lighting and orange and white striping) to the tower. The applicant shall notify the Henrico County Planning Director prior to making any changes to the original galvanized finish of the tower.
4. When site construction is initiated as a result of this Provisional Use Permit, the applicant shall complete requirements prescribed by Chapter 10 of the Henrico County Code. In particular, land disturbance of more than 2,500 square feet will require that construction plans include a detailed drainage and erosion control plan prepared by a professional engineer certified in the State of Virginia. Ten (10) sets of the construction plans shall be submitted to the Department of Public Works for approval.
5. A landscaping plan for the purpose of screening the base of the tower from view shall be submitted to the Planning Office for approval prior to the issuance of a building permit for the tower. The Director of Planning may waive the enforcement of this condition if it is deemed necessary.

6. Advertising devices are prohibited and only flags and insignias of any government are allowed.
7. All easements must be shown on the site plan with the building permit.
8. The tower may be constructed on site only when the applicant complies with or is granted relief from the required setback from residentially zoned property and/or from other property line setbacks.
9. The tower may be constructed on site only when the applicant complies with all County parking requirements. Location of new parking spaces must be approved by the Planning Department and constructed prior to construction of the tower.
10. If the tower is constructed to a height greater than 100', the applicant agrees to allow co-location of at least 1 and as many additional users as technically possible at this site in accordance with the provisions of the Letter of Intent to Permit Co-location on Communication tower, filed by the applicant with this request.

The Planning Office has been advised of the action of the Board of Supervisors and requested to revise its records and to place a copy of this notification in the Provisional Use Permit Index.

Sincerely,



Virgil R. Hazelett, P.E.,
County Manager

cc: Director, Real Estate Assessment
Provisional Use Permit Index
Ms. Gloria Freye, Esquire
Mr. George A. Cumming
Tuckahoe Moose Lodge #1163