

CITY OF SENATOBIA
APPLICATION FOR CONSTRUCTION OF WIRELESS
TELECOMMUNICATIONS TOWER

Applicant's Name _____
Firm or Corporation _____
Address _____
Telephone No. _____

Proposed location of tower (give parcel number and address if available):

Property Owner: _____

Zoning District: _____

Permitted use in Zoning Districts M-1 (Light Industrial) and M-2 (Heavy Industrial). Tower shall not be nearer than 1,320 feet from the lot line of the tower to any residential property line.

This application shall be accompanied by the following items as set out in Ordinance No. 318 attached hereto:

1. Application fee of \$750.00
2. Site Plan (III.Sec.3.0(B))
3. Certified Engineer's report (III.Sec.3.0(D))
4. Letter of intent to allow shared use (III.Sec.3.0(E))
5. Estimated cost of project (III.Sec.3.0(F))
6. Written authorization from property owner (III.Sec.3.0(G))
7. Documentation that existing tower will not accommodate proposed antenna (V.1.0(B))
8. Proof of compliance with FAA regulations and structural standards of the Standard Building Code and National Electric Code (III.Sec.3.0(H))
9. Evidence of site plan approval by Federal Communications Commission, including copy of any environmental assessment filed with federal government (III.Sec.3.0(I))

Before issuance of permit for construction of tower, applicant will provide performance bond in favor of the City of Senatobia in an amount to be determined by Planning Commission, to be kept in full force and effect as long as tower is in use and not obsolete.

This application must be completed and all information provided when filed in order to be accepted for presentation to Planning Commission.

Signature of Applicant

Date

**ORDINANCE REGULATING THE CONSTRUCTION AND
AESTHETIC IMPACT OF WIRELESS TELECOMMUNICATIONS TOWERS
WITHIN THE CORPORATE LIMITS OF THE CITY OF
SENATOBIA, MISSISSIPPI**

WHEREAS, the Governing Authorities of the City of Senatobia, Mississippi, desire to facilitate and encourage the expansion of the wireless telecommunications industry through the use of reasonable and non-discriminatory policies that will benefit the industry as well as the citizens of the City of Senatobia; and

WHEREAS, the Governing Authorities of the City of Senatobia, Mississippi, desire to protect the public against any adverse impact upon the aesthetics of the City, and to avoid potential damage to adjacent properties from tower failure through structural standards and setback requirements; and

WHEREAS, the Governing Authorities of the City of Senatobia, Mississippi, desire to maximize the use of existing and approved towers and buildings through co-location, seeking to optimize quality of service to its citizens.

WHEREAS, the Governing Authorities of the City of Senatobia, Mississippi, desire to establish regulations that seek to protect the public health, safety and welfare of its citizens.

THEREFORE, BE IT ORDAINED by the Governing Authorities of the City of Senatobia, Mississippi, as follows:

It is the intention of the Governing Authorities that this Ordinance is not to be interpreted inconsistently with the language of the Telecommunications Act of 1996, as found in 47 U.S.C. Section 332, et seq.

I. Definitions.

- A) Antenna - Any structure or device used for the purpose of collecting or radiating electromagnetic waves, including, but not limited to, directional antennas, such as panels, microwave dishes, satellite dishes, and omni directional antennas, such as whip antennas.
- B) Commercial Wireless Telecommunication Services - Licensed commercial wireless telecommunication services including cellular, personal communication services (PCS), specialized mobilized radio (SMR), enhanced specialized mobilized radio (ESMR), paging and similar services that are marketed to the general public.
- C) FAA - Federal Aviation Administration.
- D) FCC - Federal Communications Commission.
- E) Height - The height of a tower generally is the distance from the base of the tower to the top of the structure. Height is more specifically defined herein.
- F) Person - any natural person, a partnership of two (2) or more persons having a joint or common interest, corporation, partnership, limited partnership, limited liability company, or other entity or form of entity, including an association of persons or entities.
- G) Public Utility - For the purpose of this Ordinance, Commercial Wireless Telecommunication Services as defined in b) above, shall not be considered a public utility, as defined in the Code of

Ordinances of the City of Senatobia.

- H) Satellite Dish - The term Satellite Dish shall be an inclusive term and shall mean any antenna designed to receive direct broadcast satellite service, including direct-to-home satellite services, video programming services, via multipoint distribution services, including multichannel multipoint distribution services, instruction television fixed services, local multipoint distribution services or television broadcast signals, via direct or orbital satellite signals.
- I) Substantial evidence - That evidence that appears to a reasonable mind to be creditable, reasonable, and adequate to support a conclusion, taking all inferences in the manner most reasonable to sustain the action of the Governing Authorities.
- J) Tower - Any ground or roof mounted pole, spire, mast, structure or combination thereof taller than twelve (12) feet, including support lines, cables, wires, braces, and masts, intended primarily for the purpose of mounting an antenna, meteorological device, or similar apparatus above grade.

II. Applicability

Sec. 1.0 District Height Limitations

The requirements set forth in this Ordinance shall govern the location of towers that exceed, and antennas that are installed at a height in excess of, the height limitations specified for each Zoning District. The height limitations applicable to buildings and structures shall not apply to towers and antennas.

Sec. 2.0 Amateur Radio: Receive-Only Antennas.

This Ordinance shall not govern any tower, or the installation of any antenna, that is under seventy (70) feet in height, located in the rear yard of residentially zoned parcels, and is owned and operated by a federally-licensed amateur radio operator, or is used exclusively for receive-only antennas.

Sec. 3.0 Grandfathered Towers and Antennas.

Any tower or antenna existing on the effective date of this Ordinance shall not be required to meet the requirements of this Ordinance, other than the requirements of Sections V.2.0, 5.0, 6.0, 7.0 and 8.0. Any such towers or antennas that fail to meet the requirements of this Ordinance shall be referred to in this Ordinance as “grandfathered towers” or “grandfathered antennas.”

Sec. 4.0 Violations.

Any person who shall violate any of the provisions of this Ordinance shall be guilty of a misdemeanor, and upon conviction, thereof shall be fined not more than \$100.00 or imprisoned for not more than 30 days, or both, and, in addition, shall pay all costs and expenses involved in the case. All costs and expenses of enforcement incurred by the Town will be deemed to be reasonable. Each day such violation continues shall be considered a separate offense.

Furthermore, violations may, at the discretion of the Governing Authorities, be subject to appropriate civil action, both injunctive and monetary.

Sec. 5.0 Application to Satellite Dishes.

(A) This Ordinance shall apply to all satellite dishes and other forms of antennas located within the City of Senatobia, except that the following shall be exempt from the requirements of this ordinance:

(1) Any antenna or satellite dish described below that is mounted at a height no greater than twelve (12) feet above grade (this measurement includes both the height of the mast or tower to which the antenna is attached, as well as the height of the structure upon which it is mounted, such as a house, if applicable):

(a) that is designed to receive direct broadcast satellite service, including direct-to-home satellite services, that is one meter or less in diameter; or

(b) that is designed to receive video programming services via multi-point distribution services, including multi-channel multi-point distribution services, instructional television fixed services, and local multi-point distribution services, and that is one (1) meter, or less, in diameter, or diagonal measurement.

(2) An antenna that is designed to receive television broadcast signals that is mounted at a height no greater than twelve (12) feet.

(B) The City of Senatobia expressly finds that, in order to protect the safety and welfare of its citizens, to protect adjacent property owners from damage by excessively tall, bulky or heavy antennas mounted on insufficiently designed or constructed towers or masts, and to ensure that the aesthetic value of the City is protected, that it is necessary to regulate antennas that exceed requirements of paragraph (A) of the provisions of this Ordinance.

- (C) Any antenna or satellite dish that does not fall within the exceptions set forth in (A) above shall be subject to applicable regulations contained in this Ordinance.

III. Application and Fees.

Sec. 1.0 Permit for Tower.

It shall be unlawful for any person, firm or corporation to erect, construct in place, place or erect, replace, or repair any tower without first making application to the City of Senatobia Permit Department and securing a permit therefor as provided herein.

Sec. 1.5 Permit for Antenna on Existing Tower or Structure.

It shall be unlawful for any person, firm or corporation to install any antenna on an existing tower or structure that is fifty (50) feet or higher without first making application to the City of Senatobia Permit Department and securing a permit therefor as provided herein.

Sec. 2.0 Fees.

The application shall be accompanied by an initial non-refundable application fee in the sum of \$750.00, which shall include cost applied toward an engineering and legal verification for the City of all facets of the application. Such fee shall be reviewed and established annually by the Governing Authorities. If the application shall be deemed of such insufficiencies that the legal/engineering fees incurred by the City to verify it exceed the initially paid application fee, then a consideration precedent to further considerations shall be tender of this additionally assessed application fee funds.

Sec. 3.0 Application.

Each application shall contain the following information as well as any additional information that the Governing Authorities and/or Planning and Zoning Commission may from time to time require:

- (A) The name, address and telephone number of the person requesting the permit. The person shall be a primary contact who has authority to act on behalf of the person or entity requesting the permit.
- (B) Site Plan: The Site Plan shall contain a scaled site plan and a scaled elevation view and other supporting drawings and design data showing the proposed location of the tower, antenna or both, as well as the location of all other Towers used to provide services within the City of Senatobia, and shall be certified by a

qualified and licensed Professional Engineer.

In no circumstance, shall approval be granted without prior approval by the Planning and Zoning Commission certifying that the Site Plan meets Federal Standards for health, environmental and safety. Applicant must provide a copy of any environmental impact assessment that the applicant files with the federal government.

Each application shall state whether the tower will be a permitted use or that a special use permit or variance is required.

A report from a qualified and licensed Professional Engineer which describes:

- (1) the tower height and design, including a cross section and elevation;
- (2) the height above grade for all potential mounting positions for co-located antennas and the minimum separation distances between antennas;
- (3) describes the tower's capacity, including the number and type of antennas that it can accommodate;
- (4) documents what steps the Applicant will take to avoid interference with established public safety telecommunications;
- (5) assesses the nature and extent of co-location possibilities;
- (6) includes an engineer's stamp and registration number; and
- (7) includes other information necessary to evaluate the request.

Owners of all commercial wireless telecommunications service towers shall file a letter of intent, committing the tower owner, and his or her successors and assigns, to allow the shared use of the tower, if an additional user agrees in writing to meet reasonable terms and conditions for shared

use.

- (F) Estimate of the cost of the project.
- (G) Written authorization from the site owner for the application.
- (H) Before the issuance of a permit for the construction of a tower the following supplemental information shall be submitted:
 - (1) proof that the proposed tower complies with all regulations administered by the FAA; and
 - (2) a report from the qualified and licensed Professional Engineer which demonstrates the tower's compliance with structural and electrical needs required by this Ordinance.
- (I) Evidence indicating that the Site Plan has been given prior approval of the Federal Communications Commission as to all health, environmental and safety concerns in accordance with provisions set forth in 47 U.S.C., Section 332. Such evidence shall prove conclusively that the proposed facility will fall within the FCC's emissions guidelines, including a copy of any environmental assessment that the Applicant files with the federal government. Applicant is to acknowledge understanding of and agreement with the requirement that all wireless facilities within the City of Senatobia be inspected at least annually, and more often if needed, to insure continuing operation within FCC's emission standards.
- (J) In the event functionally equivalent services are proposed, Applicant must provide evidence in the application as to why such services are in fact considered functionally equivalent, and the Planning and Zoning Commission shall make a fact judgment as to whether the evidence submitted is sufficient. It is not the intention of this Ordinance to discriminate against any functionally equivalent services, so long as such service complies with the spirit of this Ordinance.

Before the issuance of a permit for the construction of a tower, Applicant shall provide a performance bond in favor of the City of Senatobia, assuring that in the

event the tower becomes obsolete, or for any reason is no longer used, or is abandoned by Owner, in any of such circumstances, Owner will notify City within thirty (30) days of such happening, and Owner will remove the tower and accompanying accessory facilities within twelve (12) months of cessation of operations at site. Said Bond shall be kept in full force and effect as long as said tower is in use and not obsolete, in an amount to be determined by Planning Commission.

Sec. 4.0 Processing.

- (A) Each application shall be processed with due and deliberate speed by the Planning and Zoning Commission, but in no event shall the process of the Planning and Zoning Commission take longer than six (6) months. Provided however, in the event that the Applicant has failed to fully accommodate all requests and requirements of the Planning and Zoning Commission as set forth in this Ordinance, that said Planning and Zoning Commission shall reject such application.
- (B) If the request for a permit is denied, the denial shall be issued within thirty (30) days of the decision. The denial shall be in writing, setting forth in detail each specific reason for the denial. Denial of an application shall constitute no bar to the Applicant's reapplying and taking advantage of all previously submitted materials as being incorporated into the new application.
- (C) A denial shall be supported by substantial evidence. All Written Findings and Conclusions of the Planning and Zoning Commission, along with any evidence and documentation, considered in arriving at those conclusions, shall be entered into the written records of the City.
- (D) Any Applicant, aggrieved by any decision of the Planning and Zoning Commission, may seek review by the Mayor and Board of Aldermen, who may hear the appeal, or may decline to hear the appeal, in accordance with Ordinances and regulations in force at the time, and such appeal may then be heard by a Court of competent jurisdiction, in the manner prescribed by the laws of the State of Mississippi.

IV. District (Zoning) Regulations

1.0 Permitted Uses.

- (A) General. The uses listed herein are permitted uses and shall not require special use permits. Notwithstanding the foregoing, all such uses shall comply with all sub-sections of Section V. entitled "Towers: Performance Standards and Other Requirements." Prior to the installation of any antenna, or tower, the owner of such antenna or tower shall make written application as required in Section III. entitled

“Application and Fees” of this Ordinance, and include all information required therein and state on the application that the tower will be a permitted use, and no special use permit or variance is required.

(B) Specific Permitted Uses are as follows:

- (1)** The placement of a tower or antenna, including additional buildings or other supporting equipment, in Zoning Districts M-1 (Light Industrial) and M-2 (Heavy Industrial) provided, however, that such tower shall not be nearer than 1,320 feet from the lot line of the tower to any residential property lot line.
- (2)** Installation of an antenna on an existing structure other than a tower (such as a building, light pole, water tower, or other free-standing nonresidential structure) that is fifty (50) feet in height or greater, provided that the additional antenna adds no more than twenty (20) feet to the height of the existing structure; and
- (3)** Installation of an antenna on any existing tower of any height, so long as the addition of said antenna adds no more than twenty (20) feet to the height of the existing tower and the existing tower is not a grandfathered tower; provided, however that such specific permitted use shall not include the placement of additional buildings or other supporting equipment used in connection with said antenna.

2.0. Special Use Permits. (Variance)

(A) General - The following provisions shall govern the issuance of special use permits.

- (1)** If the tower or antenna is not permitted use under Section 1.0 “Permitted Uses” above, then a special use permit shall be required for the construction of a tower or the placement of an antenna in all zoning districts.
- (2)** In granting a special use permit, the Governing Authorities may impose zoning conditions to the extent the Governing Authorities conclude such conditions are necessary to buffer or otherwise minimize any

adverse effect of the proposed tower on adjoining properties.

(B) Factors Considered in Granting Special Use Permits. The Governing Authorities shall consider the following factors in determining whether to issue a special use permit, although the Governing Authorities may waive or reduce the burden on the Applicant of one or more of these criteria, if, in the sole discretion of the Governing Authority, the goals of this ordinance are better served thereby:

- (1) Height of the proposed tower or antenna;
- (2) Proximity of the tower to residential structures and residential district boundaries.
- (3) Technical or engineering requirements limiting placement of the tower in other areas in order to provide coverage;
- (4) Nature of uses on adjacent and nearby properties;
- (5) Surrounding topography, tree coverage and foliage;
- (6) Design of the tower, with particular reference to design characteristics that have the effect of reducing or eliminating visual obtrusiveness; and
- (7) Availability of suitable existing towers and other structures.

V. Towers: Performance Standards and Other Requirements.

1.0 Co-Location Requirements with Existing Towers or Other Structures.

All towers erected, constructed, or located within the City shall comply with the following requirements:

(A) Any proposed tower shall be designed, structurally, electrically, and in all respects, to accommodate both the applicant's antennas and comparable antennas for at least two additional users if the tower is over 100 feet in height or for at least one additional user if the tower is over 60 feet in height. Towers must be designed to allow for future rearrangement of antennas upon the tower and to accept antennas mounted at varying heights.

(B) No new tower shall be permitted unless the applicant demonstrates to the reasonable satisfaction of the Governing Authorities that no existing tower or other structure can accommodate the applicant's proposed antenna within a one mile search radius (one-half mile for towers under 120 feet in height, one quarter mile for towers under 80 feet in height) of the proposed tower. Evidence submitted to demonstrate that no existing tower or structure can accommodate the

Applicant's proposed antenna may consist of any of the following:

- (1) No existing towers or structures are located with the geographic area required to meet Applicant's engineering requirements.
 - (2) Existing towers or structures are not of sufficient height to meet Applicant's engineering requirements.
 - (3) Existing towers or structures do not have sufficient structural capacity to support Applicant's proposed antenna and related equipment and the existing or approved tower cannot be reinforced, modified or replaced to accommodate planned or equivalent equipment at a reasonable cost.
 - (4) The Applicant's proposed antenna would cause electromagnetic interference with the antenna on the existing towers or structures, or the antenna on the existing towers or structures would cause interference with the Applicant's proposed antenna.
 - (5) The fees or costs required to share an existing tower or structure or to adapt an existing tower or structure for sharing are unreasonable. Costs exceeding new tower construction are presumed unreasonable.
 - (6) Property owners or owners of existing towers or structures are unwilling to accommodate reasonably the Applicant's needs.
 - (7) The Applicant demonstrates that there are other limiting factors that render existing towers and structures unsuitable.
- (C) Any evidence submitted to the governing authority in order to meet the requirements of paragraph (B) shall be documented by a qualified and licensed Professional Engineer, such license being under the seal of the State of Mississippi.

2.0 Tower Construction Requirements.

All towers erected, constructed, or located within the City of Senatobia, and all wiring thereof shall comply with the following requirements:

- (A) All applicable provisions of the Standard Building and Standard Electrical Codes, as adopted by the Governing Authorities of the City of Senatobia.
- (B) Towers shall be certified by a qualified and licensed Professional Engineer to conform to the latest structural standards and wind loading requirements of the Standard

Building Code and the National Electric Code.

With the exception of necessary electric and telephone service and connection lines approved by the Governing Authorities, no part of any antenna or tower nor any lines, cable, equipment or wires or braces in connection with either shall at any time extend across or over any part of the right-of-way, public street, highway, sidewalk, or property line.

Towers and associated antennas shall be designed to conform with accepted electrical engineering methods and practices and to comply with the provisions of the National Electrical Code.

All signal and remote control conductors of low energy extending substantially horizontally above the ground between a tower or antenna and a structure, or between towers, shall be at least eight feet above the ground at all points, unless buried underground.

Every tower affixed to the ground shall be protected by chain link fence, razor wire and/or electric charged fence, and double-locked gate to prevent climbing of the tower by unauthorized persons.

All towers shall be constructed to conform with the requirements of the Occupational Safety and Health Administration.

Antennas and towers shall not be erected in any zoning district except M-1 (Light Industrial) and M-2 (Heavy Industrial) as set forth in Articles 7, 9 and 10 of the Zoning Ordinances of the City, unless and except a special use permit has been applied for and received from the Governing Authorities of the City and shall be subject to the following restrictions:

- (1) Notwithstanding the provisions of Articles 7, 9 and 10 of the Zoning Regulations, the required setback for antenna and tower not rigidly attached to a building, shall be equal to the height of the antenna and tower. Those antennas and towers rigidly attached to a building, and whose base is on the ground, may exceed this required setback by the amount equal to the distance from the point of attachment to the ground.**
- (2) No tower shall be in excess of a height equal to the distance from the base of the antenna and tower to the nearest overhead electrical power line which served more than one dwelling or place of business, less five feet.**

- (3) Metal towers shall be constructed of, or treated with, corrosive resistant material. Wood poles shall be impregnated with rot resistant substances.

All towers erected with the City must conform to the applicable performance standards in Section V. of this Ordinance.

Tower and Antenna Design Requirements.

- (A) Towers and antennas shall be designed to blend into the surrounding environment, to the extent possible, through the use of color and camouflaging architectural treatment, unless the FAA or other federal or state authorities require otherwise or that the goal of co-location would be better served by an alternate design. The use of guyed wires is prohibited.
- (B) Towers shall be of a monopole design unless the Planning and Zoning Board determines that an alternative design would better blend into the surrounding environment.

4.0 Tower Setbacks.

Setback requirements in Articles 7, 9 and 10, M-1 (Light Industrial) and M-2 (Heavy Industrial) are inadequate and do not apply to Tower Construction. See Sub-Sections V.2.0 (H(1), (2), and (3) for tower setback requirements.

Tower Lighting.

- (A) Towers shall not be illuminated through the use of artificial lights such as strobe lights or other lighting devices unless specifically required by the FAA or other state and federal government agencies. Light fixtures may be attached if it is part of the design incorporated into the tower structure to be used for the illumination of athletic fields, parking lots, streets or other similar areas. Lighting of the accessory buildings for basic security purposes is permissible but may not result in unnecessary glare on adjacent properties in residentially zoned areas.
- (B) Should lighting be required by state or federal law the lighting shall be placed on the tower and designed in such a way as to minimize the glare on adjacent residential properties. White strobe lights may not be used unless required.

6.0 Signs and Advertising.

Towers shall not display signs or advertisements for commercial or non-commercial purposes, unless such signs are for the purpose of providing warning or specific equipment information.

7.0 Accessory Utility Buildings and Screening.

All utility buildings and structures accessory to a tower shall be architecturally designed to blend in with the surrounding environment

and shall meet the minimum setback requirements of the underlying Zoning District. Ground mounted equipment shall be screened from view by suitable vegetation, except where a design of non-vegetative screening better reflects and complements the architectural character of the surrounding neighborhood. The Governing Authorities may require additional screening or otherwise require design modifications to insure that the attractiveness and the aesthetic quality of the area is not adversely impacted.

8.0 Unused or Abandoned Towers.

Owner shall notify Governing Authorities within thirty (30) days after tower ceases to be used. All abandoned, unused or obsolete towers and accompanying accessory facilities shall be removed by the property owner within twelve (12) months of cessation of use. In the event that a tower and its associated facilities are not removed within twelve (12) months of cessation of operations at a site, the town shall declare default under the take down performance bond, [Section III(3.0)(8)] as delineated on page 12 of this Ordinance, and proceed in action against the bonding company for expenses and related costs in removal of tower and accompanying accessory facilities.

9.0 Proof of Non-Interference.

Each application for construction of a wireless telecommunication facility shall include either a preliminary or a certified statement that the construction of the tower, including reception and transmission functions, will not interfere with the radio, television and public safety communications devices or other services enjoyed by adjacent residential and nonresidential properties. In the event only a preliminary statement is submitted with the application, a final certified statement of non-interference will be provided and approved prior to issuance of a building permit. The certificate shall be certified by a qualified and licensed professional engineer, said license under seal of the State of Mississippi.

10.0 Radio Frequency Emissions.

Each application must show that any antenna placed on the tower meets state and federal regulations pertaining to non-ionizing radiation and other health hazards related to such facilities. If new or more restrictive standards are adopted then the antennae shall be made to comply or continued operation may be restricted or discontinued.

Spacing.

Tower locations may not be closer than one-quarter (1/4) of a mile.

Transferability.

Permit issued by City to Owner represents an exclusive agreement between the parties and cannot be transferred or assigned to another person, partnership, firm, corporation, limited liability or any other entity or form of entity, including association of persons or entities.

A new owner must apply for, providing all prerequisite information along with application fees and bonds, as if it were a new tower.

13.0 Indemnity; Claim Resolution.

The owner of the tower and all communications service providers must show by certificate from a licensed and professional engineer, said license under seal of the State of Mississippi, that the proposed facility will contain only equipment meeting FCC rules, that regular inspections be conducted to insure that the facility continues to operate inside the FCC's emission standards, and must file with the Municipal Clerk a written indemnification of the City of Senatobia and proof of liability insurance or financial ability to respond to claims up to \$1,000,000.00 in the aggregate which may arise from the operation of the facility during its life, fully indemnifying and holding harmless the City of Senatobia at no cost to the City and in a form approved by the Municipal Attorney.

14.0 The provisions of this ordinance are severable. Should any portion thereof be determined to be invalid, the remainder nonetheless remains in full force and effect.

The Municipal Clerk is instructed to publish this Ordinance one time in The Democrat. This Ordinance is to become effective after publication and thirty-one days from the date hereof.

SO ORDAINED AND ADOPTED, this the 6th day of March, 2001.

The motion to adopt the foregoing Ordinance having been made by Alderperson Cathey and seconded by Alderperson Sinquefield, and the Ordinance having been considered and put to a roll call vote, the results being as follows:

Alderman Callicott voted Yea.

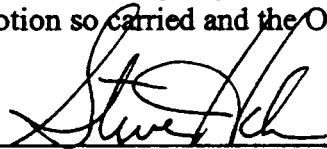
Alderman Cathey voted Yea.

Alderman Loftin voted Yea.

Alderman Sinquefield voted Yea.

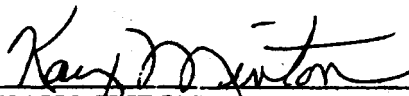
Alderman Sykes voted Yea.

The motion having received the affirmative vote of a majority of members of the Board members present, the Mayor therefore declared the motion so carried and the Ordinance ordained this the 6th day of March 2001.



STEVE HALE, MAYOR
CITY OF SENATOBIA

ATTESTED BY:



KAY MINTON
CITY CLERK
CITY OF SENATOBIA, MISSISSIPPI