

6106 Hillside School Road
Spring Green, WI 53588

March 14, 2017

Mr. Philip Limmex
6601 Lower Wyoming Road
Spring Green, WI 53588

Dear Mr. Limmex:

The Town of Wyoming has received your application to site a cell tower on your property near your residence at the above address. I am writing to clarify the review authority, as I understand it, relative to both the Town of Wyoming and Iowa County. Also, I am by way of this letter asking that you take certain action in order that we may continue to move your request through the review and approval process.

Wisconsin Statute 66.0403 limits the authority of political subdivisions to review proposals for the siting of cell towers to those subdivisions that have cell tower siting ordinances. The Town of Wyoming has no such ordinance and thus has no authority to act on your request relative to the appropriateness of the site that is being proposed or other matters of the installation such as design, setbacks and the like. The Township does, however, assert its authority to apply the standards of its Driveway Ordinance as it relates to accessing a town road and developing the internal driveway that serves the site.

Iowa County does, however, have a Cell Tower Siting Ordinance which enables the County's authority to participate in the review process in a limited way. It is understood that in this capacity, the County will act in the best interest of not only the County but also the Township.

The statute and the County's enabling Cell Tower Siting Ordinance allow the County to review whether the application for the tower is complete and if an adequate evaluation has been done as to whether the proposed service can be provided through existing installations or through colocation with an existing installation. Beyond these two ways to participate, the state statute does not allow for any significant review and/or approval of cell towers.

Neither the County or the Township have legal authority to deny siting of a cell tower that complies with said statute or to require substantial changes to any such application.

That said, I am requesting you submit to me at your earliest convenience a revised cover sheet to your Submittal Package (14 copies) so that it reflects your request to the Township for approval of driveway access to a town road and internal driveway. The appropriate fee is \$200. The other elements of your submittal will be considered informational.

Sincerely,

Michael C. Degen, Chair
Town of Wyoming Plan Commission