

REQUEST FOR BOARD ACTION

**HENDERSON COUNTY
BOARD OF COMMISSIONERS**

MEETING DATE: Wednesday, March 23, 2005

SUBJECT: Reschedule Quasi-Judicial Public Hearing on Communications Tower Ordinance Variance Application #CTV-05-01

ATTACHMENTS: None

SUMMARY OF REQUEST:

Mr. Harold K. Timmons, agent for Pegasus Tower Company, submitted an application for a variance (application #CTV-05-01) from Henderson County Communications Tower Ordinance Section 81-6B(2)(a)[10], Easement Acquisition Documents. The variance application was submitted on February 3, 2005, to the County Communications Tower Ordinance Administrator.

The Board of Commissioners previously scheduled a required quasi-judicial hearing on the variance application for 11:00 A.M. on March 23, 2005. However, following a discovery that notices prepared by the Planning Department had advertised the hearing as being scheduled for 9:00 A.M., staff learned that the Henderson County Communications Tower Ordinance requires that the hearing be held during an evening meeting of the Board of Commissioners. Therefore, staff is requesting that the Board reschedule the hearing to its April 4, 2005 meeting.

COUNTY MANAGER'S RECOMMENDATION / BOARD ACTION REQUESTED:

I recommend that the Board schedule a quasi-judicial public hearing concerning Communications Tower Ordinance Variance Application # CTV-05-01 for Monday, April 4, 2005, at 7:00 P.M.