



Amherst County Board of Supervisors
County Resolution No. 2019-0015-R

For consideration on September 3, 2019

A RESOLUTION, NO. 2019-0015-R

A resolution, granting SCS Broadband permission to located its equipment on the tower known as Panther Mountain, in accordance with its agreement with the Amherst County Broadband Authority.

Approved as to form by the County Attorney

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA:

I. That the Amherst County Board of Supervisors hereby, grants SCS Broadband permission to located its equipment on the tower known as Panther Mountain, in accordance with its agreement with the Amherst County Broadband Authority, as follows:

WHEREAS, the Amherst County Broadband Authority, a political subdivision of the Commonwealth of Virginia, has entered a certain public-private partnership with Acelanet, LLC, doing business as SCS Broadband, to expand the availability of broadband internet in Amherst County; and

WHEREAS, the County wishes to make available, pursuant to said Agreement, certain tower space on the tower known as Panther Mountain, for which the Board entered into that certain lease of a 200' x 200' portion of Amherst County Tax Map No. 36A-1, of record among the land records of Amherst County, Virginia, at Deed Book 901, page 254, for use by SCS Broadband on a managerial or service provider basis, as set forth in more detail in the public-private partnership documents; and

WHEREAS, the Central Virginia Planning District Commission (CVPDC) Radio Board owns and operates public safety telecommunications infrastructure on the radio tower on the site, which provides an essential service for the public health, safety, and general welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA:

That the Board of Supervisors grant SCS Broadband permission to locate its equipment on the tower, in accordance with its agreement with the Amherst County Broadband Authority.

BE IT FURTHER RESOLVED:

That as a condition thereof, SCS Broadband shall coordinate with the CVPDC Radio Board to obtain confirmation from a qualified professional that the tower is structurally sound to carry all of the contemplated equipment, and carry out, at its cost, such radio interference studies as the Radio Board may reasonably request to ensure no interference with public safety radio communications will result from the collocation of SCS Broadband's equipment on the tower; and

BE IT FURTHER RESOLVED:

That the County Administrator is authorized to execute such further assurances as may be necessary to effectuate the intent of this resolution, subject to approval as to form by the County Attorney.

II. That this resolution shall be in force and effect upon adoption.

Adopted this 3rd day of September 2019.



L. J. Ayers III, Chairman
Amherst County Board of Supervisors

ATTEST:



Dean C. Rodgers, Clerk
Amherst County Board of Supervisors

Ayes 4

Nays Ø

Abstentions Ø