

**AN ORDINANCE OF THE MACON COUNTY BOARD OF COMMISSIONERS FOR AN AMENDED AND RESTATED “WIRELESS TELECOMMUNICATION FACILITIES ORDINANCE” OF MACON COUNTY, NORTH CAROLINA, WHICH CHANGES THE NAME OF, AMENDS AND RESTATES THE EXISTING TELECOMMUNICATION TOWER ORDINANCE OF MACON COUNTY, NORTH CAROLINA, PRESENTLY CODIFIED IN CHAPTER 154: TELECOMMUNICATIONS TOWER ORDINANCE OF THE MACON COUNTY, NORTH CAROLINA CODE OF ORDINANCES**

**WHEREAS**, the Macon County Board of Commissioners adopted the Telecommunications Tower Ordinance of Macon County, North Carolina on or about May 5, 1998; and

**WHEREAS**, the Board of Commissioners did again amend the same on or about December 3, 2001; and

**WHEREAS**, the Board of Commissioners wishes to change the name of such ordinance, make certain specific amendments to the Ordinance, and restate such ordinance in its entirety as set forth hereinafter; and

**WHEREAS**, the Board of Commissioners finds the same to be in the public interest and to promote the public health, safety and welfare pursuant to authority vested in it by North Carolina General Statutes Sections 153A-121;

**NOW, THEREFORE, BE IT ORDAINED** by the Macon County Board of Commissioners that:

The presently codified Chapter 154: Telecommunication Towers in the Code of Ordinances of the County of Macon, North Carolina, as heretofore amended, is now hereby renamed, amended and restated in its entirety, as follows:

**CHAPTER 154: Wireless Telecommunication Facilities Ordinance**

**§ 154.01 TITLE:**

This chapter shall be known and may be cited as the *Wireless Telecommunication Facilities Ordinance of Macon County, North Carolina*, codified as Chapter 154 of The Macon County Code of Ordinances

Ordinance passed 5-5-1998

Ordinance revised 12-3-2001 and (09-13-2016)

**§ 154.02 AUTHORITY AND JURISDICTION:**

(A) This chapter is established by the Macon County Board of Commissioners pursuant to the authority conferred in G.S. § 153A-121(a) and the provisions of Part 3B of Article 18 of Chapter

153A of the North Carolina General Statutes. The Board of Commissioners hereby ordains and enacts into law the following articles and sections.

(B) The provisions of this chapter shall apply to all unincorporated areas of Macon County, but shall not be applicable to and shall not be enforced within the corporate limits or the extraterritorial jurisdiction of any municipality in the county. The following types of installations are excluded from the scope of this chapter:

- (1) Wireless Support Structures less than 50 feet in height.
- (2) Premise antennas less than one meter (39.4 inches) in height or diameter.
- (3) Premise antennas located totally within an enclosed building capable of structurally supporting the antenna.

**§ 154.03 PURPOSE:**

The purpose of this ordinance is to ensure the safe and efficient integration of facilities necessary for the provision of advanced mobile broadband and wireless services throughout the community and to ensure the availability of reliable wireless services. The intent of this chapter is to minimize the negative impact of wireless support structures and wireless facilities, establish a fair and efficient process for the review and approval of applications, assure an integrated, comprehensive review of environmental impacts of such facilities, and protect the health, safety and welfare of the citizens of Macon County. The placement of, construction, or modifications of wireless communication facilities shall be in conformity with the Federal Communications Act of, 47 U.S.C. §332 as amended, section 6409 of the federal Middle Class Tax relief and Job Creation Act of 2012, 47 U.S.C. §1455(a), and in accordance with the rules promulgated by the Federal Communications Commission.

**§ 154.04 APPLICABILITY:**

A wireless support structure as herein defined may be placed, erected and/or maintained in the jurisdiction of Macon County only in conformance with the standards, procedures and other requirements of this chapter.

**§ 154.05 DEFINITIONS:**

For the purpose of this chapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

***ALTERNATIVE STRUCTURE:*** A structure which is not primarily constructed for the purpose of holding antennas but on which one or more antennas may be mounted. Alternative structures,

include, but are not limited to, buildings, silos, water tanks, pole signs, lighting standards, steeples, billboards and electric transmission towers.

***ANTENNA:*** Communications equipment that transmits, receives, or transmits and receives electromagnetic radio signals used in the provisions of all types of wireless communication services.

***ANTENNA, CONCEALED:*** An antenna that is designed and erected on or in a building in such a way that it blends in with the existing facade and/or is located such that it is not readily visible to an individual at adjacent road level.

***APPLICATION:*** A formal request submitted to the County to construct or modify a wireless support structure or a wireless facility.

***BASE STATION:*** A station at a specific site authorized to communicate with mobile stations, generally consisting of radio receivers, antennas, coaxial cables, power supplies and associated electronics.

***BUILDING PERMIT:*** An official administrative authorization issued by the County prior to beginning construction consistent with the provisions of N.C. Gen. Stat. § 153A-357.

***COLOCATION:*** The placement or installation of wireless facilities on existing structures, including electrical transmission towers, water towers, buildings, and other structures capable of structurally supporting the attachment of wireless facilities in compliance with applicable codes.

***COMMERCIAL WIRELESS SERVICE PROVIDER:*** Persons who operate radio systems requiring an FCC license and who employ those facilities to provide fixed wireless (including microwave) or mobile wireless communication services to third parties for compensation. Commercial wireless service providers include, but are not limited to, cellular, personal communication services (PCS), specialized mobile radio (SMR), enhanced specialized mobile radio (ESMR), paging, and competitive local exchange carriers (CLEC) utilizing point-to-multipoint microwave.

***CREST:*** The uppermost line of a mountain or a chain of mountains from which the land falls away on at least two sides to a lower elevation.

***DISCERNIBLE:*** Capable of being distinguished with the eye or mind from its surroundings as a wireless support structure.

***ELIGIBLE FACILITIES REQUEST:*** A request for modification of an existing wireless tower or base station that involves collocation of new transmission equipment or replacement of transmission equipment but does not include a substantial modification.

**EQUIPMENT COMPOUND:** An area surrounding or near the base of a wireless support structure within which a wireless facility is located.

**EQUIPMENT ENCLOSURE:** A building, cabinet or shelter used to house transmitters, receivers and other electronic equipment and accessories in an equipment compound.

**FALL ZONE:** The Area in which a wireless support structure may be expected to fall in the event of a structural failure, as measured by engineering standards.

**GOVERNMENTAL USER:** Federal, state or local governments, or agencies or instrumentalities thereof, volunteer fire departments or rescue squads which operate radio systems (including microwave) requiring an FCC license and which employ those facilities exclusively for intra-governmental or inter-governmental public service, public safety or administrative purposes.

**ORDINANCE ADMINISTRATOR:** The Macon County Planner or his designee as assigned by the Board of Commissioners to enforce this chapter.

**PRIVATE BUSINESS USER:** Persons who operate radio facilities (including microwave) requiring the FCC license solely for intra-company communications and who do not employ those facilities to offer fixed or mobile wireless communication services to third parties for compensation.

**PROTECTED MOUNTAIN RIDGE:** A ridge at or above 3,000 feet with an elevation of 500 feet or more above the elevation of an adjacent valley floor.

**RIDGE:** The elongated crest or series of crests at the apex or uppermost point of the intersection between two opposite slopes or sides of a mountain, including all land within 100 feet below the elevation of any portion of such line or surface along the crest.

**SEARCH RING:** The area in which a wireless support facility or wireless facility must be located in order to meet service objectives of the wireless service provider using the wireless facility or wireless support structure.

**SUBSTANTIAL MODIFICATION:** The mounting of a proposed wireless facility on a wireless support structure that substantially changes the physical dimensions of the support structure. A mounting is presumed to be a substantial modification if it meets any one or more of the criteria listed below: The burden is on the County to demonstrate that a mounting that does not meet the listed criteria constitutes a substantial change to the physical dimensions of the wireless support structure.

- 1) Increasing the existing vertical height of the structure by the greater of i) more than ten percent (10%) or ii) the height of one additional antenna array with separation from the nearest existing antenna not to exceed 20 feet.
- 2) Except where necessary to shelter the antenna from inclement weather or to connect the antenna to the tower via cable, adding an appurtenance to the body of a wireless support structure that protrudes horizontally from the edge of the wireless support structure the greater of i) more than 20 feet or ii) more than the width of the wireless support structure at the level of the appurtenance.
- 3) Increasing the square footage of the existing equipment compound by more than 2,500 square feet.

**TELECOMMUNICATIONS:** Technology involving the transmission or reception of wireless signals

**TOWER HEIGHT:** The vertical distance measured from the ground to the uppermost point of the telecommunications tower and any antenna affixed thereto, but excluding any lightning protection rods extending above the tower and attached equipment.

**TOWER SITE:** The real property which an applicant is required to have ownership of, leasehold interest in, or easement over, pursuant to § 154.08(B) of this chapter.

**UTILITY POLE:** A structure that is designed for and used to carry lines, cables, or wires for telephone, cable television, or electricity, or to provide lighting.

**VEGETATIVE CANOPY.** Trees which create a roof-like layer of spreading branches.

**WATER TOWER:** A water storage tank, a standpipe, or an elevated tank situated on a support structure originally constructed for use as a reservoir or facility to store or deliver water.

**WIRELESS FACILITY:** The set of equipment and network components, exclusive of the underlying wireless support structure or tower, including antennas, transmitters, receivers, base stations power supplies, cabling, and associated equipment necessary to provide wireless data and wireless telecommunications services to a discrete geographic area.

**WIRELESS SUPPORT STRUCTURE:** A new or existing structure such as a monopole, lattice tower, or guyed tower that is designed to support or capable of supporting wireless facilities.

#### **§ 154.06 BUILDING PERMIT REQUIRED:**

It shall be unlawful for any person, corporation, partnership or other entity to erect within the jurisdiction of this Chapter any wireless support structure without first obtaining a Building Permit

for the same from the Macon County Building Inspections Office. However, prior to the issuance of any such Building Permit, the Ordinance Administrator shall receive the applications for the same, review the same, and provide approval of the application for such Building Permit if appropriate. Thereafter, such Building Permit is to be issued by the Macon County Building Inspections Office.

The owner of any wireless support structure to be replaced shall cause the same to be removed within 90 days of the issuance of a Certificate of Occupancy for the new wireless support structure which is to replace the older wireless support structure."

**§ 154.07 APPLICATION SUBMISSION AND REVIEW PROCESS:**

(A) *Application requirements.* Anyone desiring to construct a new wireless support structure or substantially modify a wireless support structure shall submit an application to the County for a building permit and shall pay a fee. Any charges or fees assessed by the County, which are hereby specifically authorized, on account of an outside consultant shall be fixed in advance and incorporated into a permit or application fee and shall be based on the reasonable costs to be incurred by the County in connection with the regulatory review authorized by N.C. Gen. Stat. § 153A-349.52. On request, the amount of the consultant charges incorporated into the permit or application fee shall be separately identified and disclosed to the applicant. The fee imposed by the County for review of the application may not be used for either of the following:

- Travel time or expenses, meals, or overnight accommodations incurred in review of an application by a consultant or other third party;
- Reimbursements for a consultant or other third party based upon contingent fee basis or a results-based arrangement.

The site development plan and preliminary design plan shall contain the following information and be part of the wireless support structure permit application:

- (1) ***Site Development Plan-*** A site development plan shall be prepared by a North Carolina registered land surveyor, registered landscape architect or registered professional engineer, and shall contain the following:
  - (a) The name of the wireless telecommunications facilities owner and/or property owner, tax parcel identification number, scale, north arrow, a copy of the site plan showing the proposed site, and latitude/longitude coordinates;
  - (b) The name, address, signature and seal of the professional preparing the plan;
  - (c) All identifiable structures located on the parcel, all private and public roads, highways and underground and overhead utilities;

- (d) Surveyed boundary lines of the parcel containing the proposed wireless support structure construction area and its fall area;
- (e) All existing towers on the property or any towers whose fall area encroaches onto the property;
- (f) Property owner's names, tax parcel numbers, and mailing addresses;
- (g) The ground elevation of the proposed wireless support structure's base, all proposed support structures, property corners and a permanent site bench mark.

**(2) *Preliminary Wireless Support Structure Design Plan***- A preliminary wireless support structure design plan prepared by a North Carolina registered professional engineer containing the following:

- (a) The wireless support structure permit applicant's name and address, scale, north arrow, vicinity map and tax parcel identification number;
- (b) The name, address, signature and seal of the engineer preparing the preliminary wireless support structure design plan;
- (c) A plan showing the base of the wireless support structure and the foundations for all guy line anchors and support structures, all proposed buildings, and utility connections
- (d) A wireless support structure elevation drawing showing the proposed lighting, height of the wireless support structure and all proposed antennas;
- (e) The proposed wireless support structure design loads.
- (f) Wireless support structures shall be earth toned colors, or remain unpainted.
- (g) The proposed wireless support structure shall be designed and constructed to permit the capability for colocation of at least two other equal telecommunication uses, unless the wireless support structure is located on a protected ridge in which case one colocation provision is required.

**(3) Nothing contained in this Section shall be construed to:**

(a). Authorize the County to require information on or evaluate an applicant's business decisions about its designed service, customer demand for its service, or quality of its service to or from a particular area or site;

(b). Authorize the County to require information that concerns the specific need for the wireless support structure, including if the service to be provided from the wireless support structure is to add additional wireless coverage or additional wireless capacity; and

(c). Authorize the County to require proprietary, confidential, or other business information to justify the need for the new wireless support structure, including propagation maps and telecommunication traffic studies.

**(4) *Proof of Regulatory Compliance-*** Written statements from the Federal Aviation Administration (FAA) and the Federal Communications Commission (FCC) showing that the proposed wireless support structure complies with all building permit regulations administered by that agency, or evidence that the proposed wireless support structure is exempt from those regulations.

**(5) *Colocation Alternatives-*** Applicants for new wireless facilities shall evaluate the reasonable feasibility of collocating new antennas and equipment on an existing wireless support structure or structure within the applicant's search ring. Colocation on an existing wireless support structure is not reasonably feasible if colocation is technically or commercially impractical or the owner of the existing wireless support structure is unwilling to enter into a contract for such use at a fair market value. Applicants shall provide County with information to determine whether colocation on existing wireless support structures is reasonably feasible.

**(6)** The applicant must present to the Ordinance Administrator proof of fee simple ownership, a recorded leasehold interest or an easement from the record owner of all property within a radius of one time the height of the wireless support structure. The required area may include Department of Transportation right-of-way if the applicant provides written consent to that effect by the Division Engineer.

**(7)** Wireless support structure building permit approval is conditional upon the owner providing written authorization that the tower may be shared by other telecommunication facilities at customary and usual charges.

**(8)** The applicant shall provide a letter to the ordinance administrator (See 158.08(G)) providing public entities the use of a wireless support structure at fair market value on a non-interfering basis. If it is determined that the proposed wireless support structure is situated in a location that will benefit the telecommunication system of the county, a municipality within the county, a volunteer fire department serving the county, or other public entity, the wireless



support structure shall be engineered and constructed to accommodate the additional telecommunication equipment beneficial to the public system.

(9) The County shall issue a written decision approving or denying an application within a reasonable period of time consistent with the issuance of other land-use permits in the case of other applications, each as measured from the time the application is deemed complete.

**§ 154.08 CRITERIA FOR ISSUING A BUILDING PERMIT FOR CONSTRUCTION OF A NEW WIRELESS SUPPORT STRUCTURE OR SUBSTANTIAL MODIFICATIONS TO AN EXISTING WIRELESS SUPPORT STRUCTURE:**

Applications for construction of wireless support structures, increases in wireless support structure height, or substantial increases in height of alternative structures (as defined in this chapter), shall be submitted in writing to the Ordinance Administrator and shall contain all information required by this chapter as well as any additional information the Ordinance Administrator deems necessary and appropriate, including the following:

(A) No wireless support structure shall exceed 175 feet in height. No wireless support structure located on any protected mountain ridge shall have at its highest point an elevation greater than 40 feet higher than the vegetative canopy immediately surrounding the base of the wireless support structure. If no vegetative canopy exists at the protected ridge, then the maximum wireless support structure height allowed shall be 100 feet.

(B) A single sign listing the name of the wireless telecommunication service provider operating the site, the site name or number and an emergency telephone number shall be posted at or near the entrance to the site so as to be readily visible to persons outside the site's security fencing. Equipment hazard warning and informational signs are permitted. The posting of any other signs or advertising is prohibited at any wireless telecommunication facility or upon any wireless support structure.

(C) The application must be accompanied by the payment of a nonrefundable processing fee. The county may elect to retain outside consultants or professional services to review the application and make determinations and recommendations regarding the application. Private business users operating a single wireless telecommunication facility at their principal place of business and governmental users are exempt from the application fee.

(D) If construction is not started within 6 months from the date of issuance, the wireless support structure building permit shall expire.

(E) No antenna shall be constructed on a structure which a National Register or other locally designated historic landmark is located.

**(F) Fall zones and setbacks:** Wireless support structures shall conform to each of the following minimum setback requirements:

- (1) A fall zone on the parcel containing the tower site equal to the height of the wireless support structure shall be required. The fall zone shall have a minimum 25-foot setback from all property lines.

**(G)** The owner of the proposed wireless support structure shall record in the Macon County Register of Deeds office a letter of intent prior to the issuance of the building permit. The letter of intent must contain:

- (1) The conditions of approval from the Macon County Board of Commissioners.
- (2) Written authorization that the wireless support structure may be shared by other telecommunication facilities at customary and usual charges.
- (3) Written authorization must also be submitted allowing Macon County to locate public safety equipment for Emergency Management, Fire Departments and Macon County Sheriff's Department on the wireless support structure.
- (4) Written maintenance/removal agreement concerning the wireless support structure signed and notarized by Lessor and Lessee.
- (5) The letter of Intent must include language that binds subsequent owners of the wireless support structures to the original letter of intent filed in the Macon County Register of Deeds office.

#### **§ 154.09 APPROVAL OF APPLICATION AND PUBLIC HEARING REQUIRED:**

Applications for new wireless support structures or substantial modifications of wireless support structures shall be approved or denied by the Macon County Board of Commissioners and require a quasi-judicial public hearing to be held before the Macon County Board of Commissioners before any decision is made to approve or deny an application. If the Macon County Board of Commissioners approves the application for the permit, such approval and permit shall require the facilities to be constructed within at least 24 months.

**(A) *Public Notice Required-*** Notice of an application for a proposed wireless support structure shall comply with the provisions of G.S. §§ 153A-323 and 153A-343 as amended and, at a minimum, shall comply with the following:

- (1) *Newspaper Notice-* The Ordinance Administrator shall cause a notice of any public hearing to be published as a legal advertisement in a newspaper of general circulation in Macon County once a week for two consecutive weeks, the first publication of which shall not appear less than ten days or more than 25 days prior to the date set for public hearing. The notice shall include the date, time,

and place of the hearing as well as information about the wireless support structure including its type, height, location and any other information the Ordinance Administrator shall deems necessary or appropriate.

(2) *Notice to Adjacent or Abutting Property Owners-* The applicant shall mail notice to affected property owners in accordance with the following provisions, and shall provide the Ordinance Administrator with a signed certification of compliance listing the names, addresses, and means of notification before any public hearing shall be conducted:

(a) Adjacent or abutting property owners. Notice of any public hearing shall be sent by certified mail (return receipt requested) or by Priority Mail with Delivery Confirmation to the owners of all parcels of land adjacent to or abutting the site of the proposed wireless support structure at the last address listed for such owners in the county property tax records.

(b) Timeliness of notice. Any notices required under the above subsections shall be mailed at least 10 but not more than 25 days prior to the date of the public hearing.

(3) *Posted Notice-* A sign advertising the application for a proposed wireless support structure, and any scheduled public hearing, shall be posted by the Ordinance Administrator in a prominent location on or near the parcel containing the proposed wireless support structure, or on a nearby public road. Such signs shall be posted at least ten days prior to any public hearings.

**(B) *Special Conditions-*** During the public hearing, the Board of Commissioners shall have the authority to require special conditions in order to make the wireless support structure more compatible with surrounding properties, including one or more of the following but not limited to:

(1) The portion of the wireless support structure extending above the vegetative canopy shall be camouflaged to appear like the top of a coniferous tree with all antennas concealed within simulated foliage;

(2) Appropriate landscaping or other means shall be used to screen the facility as much as possible from neighboring properties;

(3) Eliminating the requirement of additional spaces for colocations in order to reduce the height of the wireless support structure. See 154.07(2) (g)

**§ 154.10 COLOCATION AND ELIGIBLE FACILITIES REQUESTS OF WIRELESS SUPPORT STRUCTURES:**

- (A) There shall be an application submitted to County for colocations and eligible facilities requests in connection with wireless support structures. In the case of an application for a colocation or eligible facilities request in connection with wireless support structures, the Ordinance Administrator shall review the preliminary application and determine whether the applicant meets the criteria for a colocation or eligible facilities request. The Ordinance Administrator may require additional information from the applicant, in order to make the determination. If the Ordinance Administrator determines that the application is complete, and that the applicant meets the criteria for a colocation or eligible facilities request he shall approve the special use permit, and no hearing shall be required.
- (B) The Ordinance Administrator shall issue a written decision approving or denying a colocation or eligible facilities request application within 45 days of such application being deemed complete.
- (C) A nonrefundable application fee shall be required for review of colocations and eligible facilities requests. Private business users operating a single wireless telecommunication facility at their principal place of business and governmental users are exempt from the application fee.

The county may impose a fee not to exceed \$1,000.00 for technical consultation and the review of a colocation or eligible facilities request application. The fee must be based on the actual, direct and reasonable administrative costs incurred for the review, processing, and approval of a colocation application. County may engage a third-party consultant for the technical consultation and review of a colocation or eligible facilities request application.

- (D) Pursuant to section 640 of the federal Middle Class Tax Relief and Job Creation Act of 2012, 47 U.S.C. § 1455(a), County may not deny and shall approve any eligible facilities request as provided in N.C. Gen. Stat. § 153A-349.53.
- (E) Nothing in this Ordinance requires an application and approval for routine maintenance or limits the performance of routine maintenance on wireless support structures and facilities, including in-kind replacement of wireless facilities. Routine maintenance includes activities associated with regular and general upkeep of transmission equipment, including the replacement of existing wireless facilities with facilities of the same size.
- (F) A colocation or eligible facilities request application is deemed complete unless County provides notice that the application is incomplete in writing to the Applicant within 45 days of submission or within some other mutually agreeable time frame. The notice shall identify the deficiencies in the application which, if cured, would make the application complete. County may deem an application incomplete if there is insufficient evidence provided to show that the proposed colocation or eligible facilities request will comply with

federal, State, and local safety requirements. County may not deem an application incomplete for any issue not directly related to the actual content of the application and subject matter of the colocation or eligible facilities request. An application is deemed complete upon resubmission if the additional materials cure the deficiencies indicated.

**§ 154.11 OTHER PROVISIONS:**

**(A) *Temporary Facilities-*** Temporary wireless telecommunication facilities shall be allowed as follows:

(1) In the event of a natural disaster, catastrophic event or public emergency that either renders an existing wireless telecommunication facility unusable, or creates an urgent need for supplemental capacity to manage the emergency, temporary facilities may be placed.

**(B) *Nonconforming Uses-*** Any wireless telecommunication facility in existence on the date of enactment of this chapter which does not comply in all respects with the provisions of this chapter shall be deemed a nonconforming use. Such pre-existing facilities may not be increased in height without complying with the provisions of this chapter.

**(C) *Wireless Support Structure and Wireless Facility Lighting:***

(1) No wireless support structure or wireless facility shall be of a type or height, or placed in a location, that the Federal Aviation Administration would require the wireless support structure or wireless facility to be lighted or painted.

(2) A wireless support structure and/or a wireless facility may utilize a security light controlled by a motion-detection sensor at or near the entrance to the facility.

**(D) *Macon County Airport Restrictions-*** No new wireless support structure or wireless facility shall interfere with or protrude into the glide path of any runway in any direction of the Macon County Airport.

**§ 154.12 CONTINUED COMPLIANCE REQUIRED:**

All building permits for the erection of a wireless support structure are issued in reliance upon a presumption that the wireless support structure will in fact conform to the plans which are submitted as the basis for the building permit, and once erected the wireless support structure must continue to be at all times maintained in compliance with the provisions of this chapter..

**§ 154.13 APPEALS:**

The imposition of any conditions precedent to the issuance of a wireless support structure permit, may be appealed to the Superior Court of Macon County within 30 days from the date of the decision.

**§ 154.14 PENALTY:**

A violation of this chapter shall be a misdemeanor subject to the penalties and enforcement provisions of G.S. § 153A-123, specifically including injunctions and abatement orders as provided by said statute.

Upon motion made by Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, this Ordinance was passed, adopted and ordained by the unanimous vote of the Macon County Board of County Commissioners on this the 13<sup>th</sup> day of September, 2016, at the Regular Meeting of the Macon County Board of County Commissioners.

\_\_\_\_\_  
Kevin Corbin, Chairman

Attest:

\_\_\_\_\_  
Clerk to the Board of Macon County Commissioners  
( County Seal )