

RESOLUTION NO. 5
SERIES OF 2006

INTRODUCED BY: Fred Boutin
SECONDED BY: Bonnie Blum

**A
RESOLUTION
OF THE CITY COUNCIL
OF THE CITY OF CHERRY HILLS VILLAGE
IN OPPOSITION TO THE CITY AND COUNTY OF DENVER'S
PROPOSED CONSTRUCTION OF A 200-FOOT
EMERGENCY RESPONSE COMMUNICATIONS TOWER
AT THE HILLCREST WATER FACILITY LOCATED ON HAPPY CANYON ROAD**

WHEREAS, the City of Cherry Hills Village has a duty and responsibility to its citizens to protect the public safety and welfare of its residents; and

WHEREAS, the City of Cherry Hills Village desires to protest the City and County of Denver's proposal to build a 200-foot Emergency Response Communications Tower ("The Tower") on the Denver Water Hillcrest Facility site located on Happy Canyon Road ("The Hillcrest Facility") and to protest the approval and stop the enactment of the proposed zoning amendment that would allow the City and County of Denver to erect the Tower without neighborhood approval; and

WHEREAS, the City and County of Denver has preliminarily selected a site on the Hillcrest Facility immediately adjacent to the jurisdictional boundary between the City and County of Denver and the City of Cherry Hills Village for construction of the proposed 200' tall communications tower; and

WHEREAS, the residents of the City of Cherry Hills Village are excluded from the review and approval process of the City and County of Denver and will be subjected to known and unknown detriments to their health and welfare as well as to their homes caused by placement of The Tower on The Hillcrest Facility to include, but not limited to:

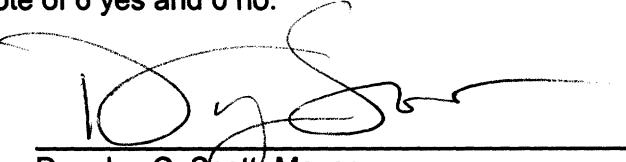
1. Nighttime lighting effects of The Tower and blinking red lights.
2. Health concerns caused by radio and microwave frequency radiation.
3. The unsightly and intrusive appearance of a 200' tall (approximately the height of a 16 – 18 story building), structural steel tower and exclusionary fencing all directly adjacent to residential neighborhoods.
4. The loss of property value in the surrounding neighborhoods.
5. Concern that a structural failure collapse of The Tower and concomitant damage will occur in a residential neighborhood.
6. The incompatible appearance of supplementary structures adjacent to The Tower with exposed cables, traffic, gates, wires, conduit, antennas and microwave devices.
7. Placement of The Tower adjacent to Happy Canyon Road with no consideration given to falling ice or debris on pedestrians and automobiles below the structure.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE:

That the City and County of Denver consider every possible alternative site for the communications equipment which will not negatively impact any residential neighborhood. Moreover, that the City and County of Denver place the communication equipment on an available high-rise building rooftop or commercial facility nearby in the Denver Tech Center and prevent the enactment of the proposed ordinance that would allow for the City and County of Denver to erect the tower without resident approval or neighborhood protest. Finally, that the City and County of Denver specifically reject The Hillcrest Facility as a possible location for The Tower.

This Resolution shall be effective immediately.

Introduced, passed and adopted at the regular meeting of City Council this 10th day of April, 2006, by a vote of 6 yes and 0 no.



Douglas C. Scott, Mayor

ATTEST:



Jennifer Pettinger

Jennifer Pettinger, CMO, City Clerk

(SEAL)