

**RECOMMENDED UDC AMENDMENTS. June 5, 2019**

The Unified Development Code (UDC) serves as the official land use and development regulatory ordinance for both the City of Shreveport and Caddo Parish. Periodically, revisions are required to reflect the changing nature of business in our community. The proposed amendments include the following: (1) amending Article 2 "Definitions and Rules of Measurement"; (2) amending Article 5 "Use Definitions" and the "Use Matrix"; (3) removing Article 6 "Wireless Telecommunications" use standards; (4) amending Article 9 "Billboards"; (5) amending Article 20 "Process" regarding annexations; and (6) adding a new Article 20 "Wireless Telecommunications". These revisions are intended to be more user-friendly and clarify ambiguities and include, but are not limited to, various house-keeping and corrective changes due to oversight, grammatical mistakes, contradictions, or missing items.

**For clarity, these amendments have been broken down into three (3) sub-cases concerning their particular use. The subcases are as follows:**

- 19-341-C(a) and 19-304-P(a) —ANNEXATIONS**
- 19-341-C(b) and 19-304-P(b) —BILLBOARDS**
- 19-341-C(c) and 19-304-P(c) —WIRELESS TELECOMMUNICATIONS**

**19-341-C(a) and 19-304-P(a) —ANNEXATIONS**

*The amendment listed below is for BOTH the City of Shreveport AND Caddo Parish. Explanations are given for each amendment shown.*

**1. Amend ARTICLE 20. ANNEXATION STANDARDS, SECTION 20.2. PROCESS in the Shreveport and Caddo Parish UDC to read as follows:**

**20.2 PROCESS**

**A. Initiation**

*The City of Shreveport may initiate an annexation or an annexation may be requested by a property owner(s). When an annexation is requested, an annexation application must be filed with the **Executive Director on forms maintained by the City**. Once it is determined that the application is complete, the **City Executive Director will forward the application to the Office of the MPC schedule the application** for consideration **by the Metropolitan Planning Commission**. Annexations of less than five (5) acres shall be handled administratively by the Executive Director. Annexations of five (5) acres or more shall be forwarded to the Metropolitan Planning Commission.*

**B. Action by the Executive Director**

- 1. **The Executive Director shall consider a proposed annexation of less than five (5) acres.***
- 2. **The Executive Director must evaluate the application based upon the evidence presented in the application, pursuant to the approval standards of this Article and shall recommend approval, recommend approval with conditions, or recommend denial of the annexation.***
- 3. **The Executive Director must forward his or her recommendation to the City Council.***

**C. Action by Metropolitan Planning Commission**

- 1. **The Metropolitan Planning Commission shall ~~will~~ consider a proposed annexation at a public hearing for annexations of five (5) acres or more.***
- 2. **Following the close of the public hearing, the Metropolitan Planning Commission must forward its recommendation to the City Council.***
- 3. **The Metropolitan Planning Commission must evaluate the application based upon the evidence presented at the public hearing, pursuant to the approval standards of this Article and recommend approval, **recommend** approval with conditions, or **recommend** denial of the annexation.***

\* \* \*

**Explanation for 19-341-C(a) and 19-304-P(a):** All annexation applications of five (5) acres or more shall be forwarded to the Metropolitan Planning Commission, who in turn will forward their recommendation to City Council after a public hearing. All annexation applications less than five (5) acres shall be handled administratively by the Executive Director, who in turn will forward his or her recommendation to City Council. Only annexations cases five (5) acres or more will have a public hearing (at the MPC level).

**19-341-C(b) and 19-304-P(b) —BILLBOARDS**

*The amendment listed below is for BOTH the City of Shreveport AND Caddo Parish. Explanations are given for each amendment shown.*

**2. Amend ARTICLE 9. BILLBOARDS, SECTION 9.8. PERMITTED BILLBOARD LOCATIONS in the Shreveport and Caddo Parish UDC to read as follows:**

**9.8 BILLBOARDS**

\* \* \*

**B. Permitted Billboard Locations**

\* \* \*

**1. Static and Electronic Billboards**

- a. *After the effective date of this Code, no new billboard, static or electronic, may be constructed, erected, installed, or modified within the City of Shreveport, and no sign permit will be issued for the construction, erection, or modification of a new billboard or an existing billboard in the City of Shreveport, except as authorized by this section.*
- b. Any active sign permit issued prior to the effective date of this Code shall be allowed to be constructed based on the Code at the time of issuance, provided said permit meets the following conditions:**
  - i. Any existing active sign permit may be cancelled and surrendered to the Zoning Administrator for a 1-to-1 square footage credit towards the application of a new sign permit within 30 days of July XX, 2019.**
  - ii. Any new sign permit reissued under this provision shall expire within 90 days from issuance.**
  - iii. All existing sign permit not surrendered within the 30 day period shall become null and void August 27, 2019.**

\* \* \*

**Explanation for 19-341-C(b) and 19-304-P(b):** Currently, there are three (3) unbuilt pre-UDC billboard permits that are still active from May 2017(2 issued to Digivision, 1 issued to Ace Advertising). This amendment would allow any of those three permits to be cancelled and surrendered to the Zoning Administrator for a 1-to-1 square footage credit towards the application of a new sign permit within 30 days of passage of this amendment. Any new sign permit reissued under this provision will expire within 90 days from issuance. Any existing sign permit not surrendered within the 30 day period shall become null and void August 27, 2019.

19-341-C(c) and 19-304-P(c) —WIRELESS TELECOMMUNICATIONS

The amendment listed below is for **BOTH** the City of Shreveport AND Caddo Parish. Explanations are given for each amendment shown.

3. The abbreviations “SUP” and “WTFP” in Shreveport UDC ARTICLE 2 DEFINITIONS AND RULES OF MEASUREMENT, SECTION 2.2 GENERAL ABBREVIATIONS is hereby added, ordered and re-lettered accordingly to read as follows:

\* \* \*

J. **“SUP” is an abbreviation for “special use permit.”**

\* \* \*

M. **“WTFP” is an abbreviation for “wireless telecommunications facility permit.”**

4. Delete, in its entirety, the term “Co-Location” in the Shreveport and Caddo Parish UDC ARTICLE 2 DEFINITIONS AND RULES OF MEASUREMENT, SECTION 2.3 DEFINITION OF GENERAL TERMS.
5. Amend the following uses in TABLE 5-1 in the Shreveport and Caddo Parish UDC ARTICLE 5. USES, SECTION 5.2. USE MATRIX. In addition, revise and update “USE STANDARD” citations on the right-side of TABLE 5-1 according to where each “PRINCIPAL USE” is cited in the proposed Article 23. WIRELESS TELECOMMUNICATIONS, as applicable:

Add the following new principle uses

- **Wireless Telecommunications – New Facility**
- **Wireless Telecommunications – Attachments to Existing Structures (Other than Towers)**
- **Wireless Telecommunications, Modifications (Eligible Facility)**
- **Wireless Telecommunications, Modifications (Non-Eligible Facility)**

Delete the following principle uses

- **~~Wireless Telecommunications – Stealth Design~~**

**[Note (1): See Exhibit “B” for revised Table 5-1]**

6. The definition of “Wireless Telecommunications” in the Shreveport and Caddo Parish UDC Article 5. USES, Section 5.3. USE DEFINITIONS is hereby repealed and replaced to now read as follows:

\* \* \*

**Wireless Telecommunications.** A specific location at which a structure that is designed or intended to be used to house, support or accommodate Antennas or other transmitting or receiving equipment is located. This includes without limit, Towers and support structures of all types and kinds, including but not limited to buildings, church steeples, silos, water Towers, signs, street light poles, utility poles, traffic signal poles, or any other any other structure that is used or is proposed to be used as a support structure for Antennas or the functional equivalent of such.. The following definitions describe the wireless telecommunications infrastructure described within the general definition for wireless telecommunications:

1. **Antenna.** An apparatus designed for the purpose of emitting radiofrequency (RF) radiation, to be operated or operating from a fixed location pursuant to Federal Communications Commission (FCC) authorization, for the provision of personal wireless services and any commingled information services. For purposes of this definition, the term antenna does not include an unintentional radiator, mobile station, or device authorized under Part 15 of Title 47. Antenna has the same meaning as provided in 47 C.F.R. §1.6002 (b), as may be amended.

2. **Eligible Facility.** An existing wireless tower or base station that involves collocation of new transmission equipment or the replacement of transmission equipment that does not constitute a substantial modification. An eligible facility application shall be acted upon administratively and shall not require a Special Use Permit, but shall require administrative review and approval.
3. **Facility.** A set of wireless transmitting and/or receiving equipment, including any associated electronics and electronics shelter or cabinet and generator. A facility includes any pole, pipe, culvert, conduit, duct, cable, wire, fiber, amplifier, pedestal, antenna, transmission or receiving equipment, other electronic equipment, electrical conductor, manhole, appliance, sign, pavement structures, irrigation system, monument sign, monument mailbox and any other similar equipment, for public or private use.
4. **Non-Eligible Facility.** Facilities and structures that do not meet the requirements of an eligible facility as provided by this Article, and any applicable requirements set forth in Chapters 82 and 105 of the Shreveport City Code. Any applicant wanting to construct a non-eligible facility shall require Special Use Permit approval.
5. **Tower.** A structure designed and constructed to support one or more wireless telecommunications antennae and including all appurtenant devices attached to it.

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7. Delete, in its entirety, "Wireless Telecommunications" in ARTICLE 6. USE STANDARDS, SECTION 6.1 PRINCIPAL USE STANDARDS in both the Shreveport and Caddo Parish UDC.
8. Add Article 22 "Wireless Telecommunications" in the Shreveport and Caddo Parish UDC as Article 22. WIRELESS TELECOMMUNICATIONS.

**[Note (2): See Exhibit "C" for new Article 22]**

**Explanation for 19-341-C(c) and 19-304-P(c):** The primary proposed amendment addressing wireless communications in the UDC is the introduction of a newly created *Article 22. Wireless Telecommunications*. This proposed amendment brings the City of Shreveport UDC into compliance with the City's recommended revisions to their Code of Ordinances, as well as into compliance with federal laws and regulations to incorporate current wireless technology. The remainder of the proposed wireless telecommunications amendments relate to sections of the UDC identified by MPC staff as areas needing to be clarified, removed, or updated as a result of the proposed Article 22.