

**TOR-2023-4**

**AN ORDINANCE TO AMEND SECTION 94 OF CHAPTER 180 OF THE CODE OF  
THE TOWN OF AGAWAM REGARDING THE WIRELESS  
TELECOMMUNICATIONS OVERLAY DISTRICT**

**(Sponsored by Mayor William P. Sapelli)**

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**WHEREAS**, Chapter 180 of the Code of the Town of Agawam is the municipal zoning ordinance; and

**WHEREAS**, Section 94 of Chapter 180 provides for a wireless telecommunication overlay district within the geographic boundaries of the Town of Agawam; and

**WHEREAS**, subsection B of Section 94 if the parcels contained within the overlay district; and

**WHEREAS**, the Town of Agawam owns 1000 Suffield Street, a 39.75 acre parcel that currently houses the operations of the Department of Public Works, Inspection Services other municipal departments and the Western Mass. Office of the Massachusetts Emergency Management Agency (MEMA); and

**WHEREAS**, the Town has received regular complaints over the years from citizens of faulty cellphone coverage in the central to southerly sections of Suffield Street, especially with Verizon customers; and

**WHEREAS**, the Town owns 1070 Suffield Street and is in the process of reconstructing the building for the location of a new municipal police station which will require enhanced support for the police telecommunication system; and

**WHEREAS**, a request for proposals (RFP) to enter into a lease agreement for the construction of a monopole tower was posted due to the misunderstanding that 1000 Suffield Street was already in the overlay district (based on the MEMA cell tower located to the front side of 1000 Suffield Street); and

**WHEREAS**, Cellco Partnership, doing business as Verizon Wireless, submitted a suitable proposal within the scope of the RFP; and

**WHEREAS**, the RFP can only be executed with 1000 Suffield Street being included in the overlay district and the City Council's authorization of a lease agreement; and

**WHEREAS**, the RFP includes the Town having the right of use for the top of the monopole, but the telecommunication issues for the police department continue to evolve and change over time and the inclusion of 1070 Suffield Street in the Overlay District will promote the needs of public safety; and

**WHEREAS**, it is in the best interest of the Town of Agawam to amend §180-94 (Wireless Telecommunications Overlay District) and include 1000 Suffield Street and 1070 Suffield Street in the Overlay District.

**NOW THEREFORE**, the Agawam City Council hereby resolves, ordains, amends and enacts the following insertions to subsection B of Section 94 of Chapter 180 of the Code of the Town of Agawam:

**§180-94 Wireless Telecommunications Overlay District (WTOD)**

<b>Property Name</b>	<b>Assessor's Map, Block and Lot</b>
Insert -Agawam Municipal Complex Annex 1000 Suffield Street	17 1 2
Insert -Agawam Police Station 1070 Suffield Street	16 1 9

Dated this \_\_\_\_ day of \_\_\_\_\_, 2023.

PER ORDER OF THE AGAWAM CITY COUNCIL

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Christopher C. Johnson, President

APPROVED AS TO FORM AND LEGALITY

  
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Stephen J. Buoniconti, City Solicitor