

WARREN O. STILWELL, PARTNER
EMAIL: wstilwell@cooperlevenson.com

Direct Phone (609) 572-7624
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FILE NO. 52771/00215

August 12, 2020

Via Hand Delivery

William Galestock, Planning Director and Lisa
Schubert, Planning and Zoning Board Secretary
Township of Lower
2600 Bayshore Road
Villas, New Jersey 08251

**Re: Application of New Cingular Wireless PCS, LLC d/b/a AT&T Mobility for a
Wireless Communications Facility at Block 410.01, Lot 36.01 a/k/a the Cape May
County Airport on Breakwater Road in the I-Industrial Zone**

Dear Mr. Galestock and Ms. Schubert:

Our office represents New Cingular Wireless PCS, LLC d/b/a AT&T Mobility ("AT&T") with respect to its application to construct and operate a Wireless Telecommunications Facility at the above-captioned property. The wireless communications facility will consist of a 145 foot high monopole (150 feet to the top of the lightning rod) with antennas and ancillary equipment at the top and equipment at the base in a 50 foot x 50 foot fenced compound. The subject property is in the I zone and is leased and controlled by the Delaware River & Bay Authority which has consented to this application.

The I zone permits public utilities as conditional uses and the proposed expansion of a communications system has been treated previously as a public utility, subject to compliance with the conditions set forth in Section 400-56F. The proposed application complies with all of the conditions except number (7) which requires that the facility meet all of the bulk requirements for the zone. This facility meets all of the bulk requirements except the height requirement. The I zone maximum permissible height is 45 feet high and the proposed facility is 150 feet high to the top of the lightning rod. Consequently, the applicant is seeking a D-3 use variance for a deviation from this condition as

William Galestock, Planning Director and Lisa Schubert, Planning and Zoning Board Secretary
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well as preliminary and final site plan approval and certain waivers spelled out in the enclosed application material.

Enclosed herewith as the required application submittals are twenty (20) sets of the following:

1. The Lower Township Zoning Board of Adjustment Application for Development.
2. The Lower Township Application for Site Plan Review.
3. The Checklist, together with an "Explanation of the "W" (waiver) and "N/A" items marked on the Checklist. The Explanation was prepared by Applicant's Engineer.
4. The Consent of the Delaware River & Bay Authority who has a long-term lease with Cape May County which permits the DRBA to enter into such a lease.
5. Proof of Taxes Paid. Note, the property is tax exempt.
6. The form "Representation of Parties".
7. The form "Reasonable Costs Form".
8. Plans prepared by Smartlink and signed and sealed by a New Jersey Professional Engineer, Joseph Gigantiello, consisting of Sheets T-1, Z-1 thru Z-13, all with a last revision date of 6/29/2020 and Sheet "Exh. A" which is an Airport Inventory Map prepared by C & S Engineers that shows the existing development on the large (over 870 acres) tract. This Inventory Map contains various metes and bounds and other survey information and is the basis for Applicant requesting a waiver of the Survey requirement.

Also with respect to these plans, we note that the address is incorrectly stated as 405 Breakwater Road where the correct designation is just "Breakwater Road". The lot is also misstated as Lot 36.22 when it is actually 36.01. Corrections will be made on any finalized plans.

The Plan enclosures provide two (2) sets of signed, sealed and stamped full size plans and eighteen (18) copies of 11 x 17 sets.

9. A copy of the Cape May County Site Plan Application form and filing letter being filed simultaneously herewith.
10. A copy of the proposed Notice to be published in the newspaper and provided to property owners within 200 feet.

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11. Exhibits/Reports prepared by the Radio Frequency Engineering Consultant, dBm Engineering, consisting of: 1) maps showing the existing and proposed reliable cell phone coverage; 2) an Interference Analysis and 3) an Electromagnetic Exposure Analysis. An RF Engineer will appear at the hearing to provide testimony.
12. Applicant's Corporate Disclosure Statement.
13. Applicant's W-9 form.
14. This Letter.
15. Our firm's checks in the amounts of \$750.00 for the application fee and \$2,275.00 for the escrow fee.

We note the need to provide all of this material in electronic format and will do so within the required time limit. In addition to the enclosed material being provided, we will also provide electronic copies of Exhibits intended to be used by our witnesses.

Would you please have the information reviewed and advise me if any additional information is required. Thank you for all of your help in this matter.

Very truly yours,



Warren O. Stilwell

WOS/mls

Enclosures

cc: Evan Prostovich
Steve Wilcox
Bureau of Fire Safety (w/encls.)

LOWER TOWNSHIP ZONING BOARD OF ADJUSTMENT

APPLICATION FOR DEVELOPMENT

New Cingular Wireless PCS, LLC
Applicant/Appellant's Name: d/b/a AT&T Mobility Phone: 609-572-7624 c/o Warren O. Stilwell, Esq.

Mailing Address: 200 N. Warner Rd., King of Prussia, PA 19406

Owner's Name/Address: Delaware River and Bay Authority

Subject Property: - Street Address 405 Breakwater Rd., Lower Township

Block/Lot Numbers Block 400.01, Lot 36.01

- 1. Specify which power(s) of the Zoning Board of Adjustment you are requesting:
() 40:55D-70a. Appeal () 34 Permit to build in street bed
() 70b. Interpretation () 35 Permit to build where lot does not abut a street
() 70c.1 Hardship Variance
() 70c.2 Variance (x) 76 Planning Board powers, where appropriate - eg. subdivision, site plan, conditional use Minor Site Plan
(x) 70d Use/Density D3 deviation from conditional use standard
() 40:55D-68 Certificate of Non-Conforming Use.
() Other (Specify):

2. Request is hereby made for permission to construct & operate a wireless communication facility consisting of a 145 ft. tall monopole with a 5 ft. lightning rod on the top, an equipment compound and equipment.

contrary to the requirements of Section(s) 400-56F(7) of the Zoning Ordinance. Does not meet height requirement of ordinance.

2a. LIST by description, not number, all variance sought: one of the conditions for a public utility is meeting all of the bulk, including height requirements. Does not meet height requirement.

Said property measures x and contains approximately 46,580 square feet

ZONING DISTRICT I Off-site sewer N/C On-site septic N/C

3. Size of building after (and including) construction/addition(s)
75 square feet (1st floor) Height 9'5" Stories 1 (equipment shelter)

4. Setbacks of Principal Building will be:
Front Yard 5075; Front Yard 330:(corner lots have 2 front yards)
Side Yard 1135; Side Yard 580; Rear Yard 6005; Lot Coverage N/C %

N/C = No change

5. Setbacks of Accessory Building/Use will be: N/A - Note: Setbacks to 50 x 50 compound
Front _____; Rear _____; Side _____; Side _____; Lot Coverage _____%

* Distance to nearest building: _____ Height _____ # of Stories _____

6. Supply a statement of facts showing why relief can be granted without substantial detriment to the public good, and will not substantially impair the intent and purpose of the Zone Plan and Zoning Ordinance:

When a D3 deviation from a condition (here it is height) of a conditional use is requested, the case law provides that the Board should examine only the deviation and determine if the site continues to be appropriate for development despite the deviations.

7. What is the question sought to be interpreted? (If 70b.)

N/A

8. What are the EXCEPTIONAL CONDITIONS OF THE PROPERTY supporting the granting of variance? (If 70c)

N/A

9. What are the special reasons for granting this variance? (If 70d)

The applicant satisfies the special reasons criteria because they provide enhanced communication service pursuant to an FCC License. However, in this case, because it is a conditional use, the proposed use is allowed.

10. All applicants must attached the following to this application:

- Proof of payment of all taxes due on the property.
- Survey of subject property, with all existing structures drawn to scale by a NJ licensed surveyor with dimensions and setbacks marked. WAIVER REQUESTED
- Signed, notarized affidavit attesting to the fact that said sealed survey is accurate as to the current conditions. WAIVER REQUESTED
- Twenty copies of said survey, showing proposed additions with dimensions and setbacks marked.

I do hereby certify that the information presented in this application is true and accurate, to the best of my knowledge.

Supply name, address, phone of attorney representing applicant.

Warren O. Stilwell, Esq.
Cooper Levenson, P.A.
1125 Atlantic Ave.
Atlantic City, NJ 08401
(609) 572-7624


(Signature) WARREN O. STILWELL, ESQ., ATTORNEY
FOR APPLICANT

WSTILWELL@COOPERLEVENSON.COM
(Applicant E-mail address)

29. A detailed written description, sketch, rendering or picture of new buildings or structures should be presented.
30. Preliminary architectural floor plans and elevations should be submitted, with the name, address, professional number and seal of the architect.
31. Supply appropriate places for signatures and date of approval of the Chairman and Secretary of the Board and its Engineer.
32. In fire prevention, consideration must be shown for service lines, hydrants, siamese connections, automatic sprinkler systems, fire zones, "no parking fire zones" and pavement and wall signs.
33. Flood zone and base flood elevation must be shown.
34. Final lot grading plan must be shown.
35. Show house numbers for each building lot on the final site plan. (must be approved by Township Tax Assessor)

NOTE: ALL EXISTING AND PROPOSED SIGNAGE MUST BE SHOWN ON PLANS.

APPLICATION FOR FINAL SITE PLAN REVIEW: (Checklist)

1. Within three years after the date of preliminary approval, the applicant shall submit to the secretary of the Planning Board, at least 21 days prior to the first regularly scheduled monthly meeting of the Planning Board, 17 copies of final plan; 17 copies of the completed application form; and the fee in accordance with Section 400-80 of this chapter.
 - B. Details required for final plans.
 1. All details stipulated in subsection 400-77E(1) of this chapter. (Preliminary Approval)
 2. All additional details required at the time of preliminary approval shall be submitted.
 3. The final submission shall be accompanied by the following documents:
 - (a) Certification from the tax collector that all taxes are paid to date.
 - (b) Certification that the applicant is the owner of the land or his properly authorized agent, or that the owner has given consent under an option agreement.

PRELIMINARY _____
FINAL _____
REVISED _____

TOWNSHIP OF LOWER

APPLICATION FOR SITE PLAN REVIEW

1. Applicant's Name: New Cingular Wireless PCS, LLC d/b/a AT&T Mobility
Mailing Address: 200 N. Warner Rd.
King of Prussia, PA Zip Code 19406
Phone Number: 609-572-7624 c/o Warren O. Stilwell, Esq., Attorney for Applicant
2. Owner of Record: Delaware River & Bay Authority
Address: _____ Zip Code _____
3. Site Planner's Name: to be supplied
Mailing Address: _____ Zip Code _____
4. Proposed Development Name: Cape May Airport
Block: 410.01 Lot(s): 36.01
Street: 405 Breakwater Road Tax Map Sheet: _____
Zoning District: I
5. Sewered No change Unsewered No change

SPECIFIC Use of Proposed Development (Not existing): (Parking, Type of Shop or Facility)

Addition of wireless communication facility consisting 145 ft. tall tower and equipment with a 50 x 50 compound with access.

6. Number of Units in Development: N/A
7. Land Area: Acreage: 1.03 Square Footage: 46,580
8. ^{/Equipment} Building Area: Square Footage: 54 sf Percent Lot Coverage: less than 1%
9. Parking: Number Spaces Required: waiver Number Provided: waiver
Parking Space Width: _____ Parking Space Length: _____
Drive Aisle: _____
10. Date of Documents: 6/29/20 Date of Revisions: 6/29/20

SIGNATURE OF APPLICANT: Warren O. Stilwell DATE: 8/12/20

AGENT: _____ DATE: _____
WARREN O. STILWELL, ESQ., ATTORNEY FOR APPLICANT

SIGNATURE OF TAX COLLECTOR, _____
Certifying Taxes Paid to Date: _____ DATE: _____

APPLICANT E-MAIL ADDRESS: wstilwell@cooperlevenson.com

ALL POINTS ABOVE MUST BE ADDRESS. FEES ARE BASED ON ANSWERS TO #6 & #7.

DEVELOPERS IN DIAMOND BEACH MUST SUPPLY COPY OF APPLICATION AND PLAN TO:

WILDWOOD WATER UTILITY, 3100 New Jersey Avenue, Wildwood, NJ 08260.

APPLICATION FOR PRELIMINARY SITE PLAN REVIEW: (Checklist)

1. Give title and location of the development and name and address of owner of record and/or applicant, name and address of site planner preparing the site development plan.
2. Indicate proposed use or uses of the land and buildings.
3. Site Plans should be presented at a scale no smaller the 1"=50', nor larger than 1"=20'; size of sheets should not exceed 36" x 24".
4. Scale and graphic scale.
5. North arrow in same direction on all sheets.
6. Submit survey of the property prepared by a licensed surveyor of New Jersey, showing boundaries of properties, line of all existing streets and roads, easements, right-of-way, and areas dedicated to public use within 200 feet of the development. Also indicated on this sheet will be the north arrow, scale feet and graphic scale, name and address and professional license number and seal of the surveyor who prepared the survey.
7. Give name of all owners of record of all adjacent properties with block and lot number, parcel number, tax map number, within 200 feet of the property.
8. Show existing and proposed buildings with dimensions showing with first floor elevation, present and finished grade elevations at all corners and entrances. Present buildings and structures to be removed are to be indicated.
9. Submit topographic map to delineate existing contours at 2 foot intervals, up to 10 feet beyond property lines, as well as proposed grading and contours, wooded areas, trees (where 6" or greater in diameter), flood plains, ponds, streams and drainage ditches, etc.
10. Indicate the location of all existing and proposed structures, i.e. walls, fences, culverts, bridges, roadways, etc., with grade elevations for each structure.
11. Indicate existing zones of the development site and of zones within 200 feet of the property.
12. Show all existing schools and special district boundaries within 200 feet of the property. This should be shown on a separate map or as a key map on the site plan map itself.
13. Indicate the distance of the property line (measured along the centerline of existing streets abutting the property) to the nearest intersection.
14. Show the boundaries of the property, building and set-back lines, lines of existing streets, lots, reservations, easements and areas dedicated to public use.
15. Indicate locations of all utility structures and lines, existing and proposed storm water drainage on-site and off-site and from buildings and structures, as well as telephone, power and light, water, hydrant locations, sewer, gas, etc., whether privately or publicly owned, with manholes, inlets pipe sizes, grades, inverts and directions of flow.

16. Show location, size and nature of the entire lot or lots in question, of contiguous lots owned by the applicant or owner of record, or in which the applicant has a direct interest, even though a portion of the entire property is involved in site plan development. Provide on a key map, if necessary.
17. Show all proposed easements and public and community areas.
18. Indicate all means of vehicular ingress and egress to and from the site onto public streets, showing the size and location of driveways, curb cuts and curbing, and sight lines.
19. Show location and design of off-street parking areas, showing their size, and the locations of internal circulation, traffic patterns, parking space, aisles, driveways, curbing, barriers, and wearing surface finishes and construction (3).
20. Show location, arrangement, and dimensions of truck loading and unloading platforms and docks (3).
21. Indicate provisions for refuse and garage disposal. Insure areas not exposed to view are unpolluting, covered from weather and are secure from vandalism. Incineration or burning units will be of such design and construction as to be approvable by the State Department of Health and Environmental Protection. Compactor units will ensure completely sealed operation. Open dump areas for garage or refuse should be prohibited, but where they are deemed necessary they must be enclosed and constructed with views to sight, fire protection, sanitation and security.
22. Show provisions for screening or storage of equipment, attached or separate from buildings. (4)
23. Indicate all existing or proposed exterior lighting (free-standing and/or on building) for size, nature of construction, lumens, height, area and direction of illumination, foot candles produced, as well as time controls proposed for outdoor lighting and display.
24. Note all existing and proposed signs and their sizes, nature of construction and locations, height and orientation, including all identification signs, traffic and directional signs and arrows, free-standing and facade signs and time control for sign lighting.
25. Indicate locations, dimensions and constructions of off-site sidewalks, on-site exits, walks and sidewalks. Provision should be made for pedestrian safety, access ways and, where necessary, a bicycle system and racking.
26. Show proposed screening of green areas and landscaping and fencing including a planting plan and schedule, and trees, off-site and all roads, etc. Provision should be made for maintenance.
27. Show improvements to adjoining streets and roads, and traffic control devices necessary in streets or highways. Acceleration and deceleration lanes, paving, land dedication or acquisition for roads should considered.
28. Copies of any covenants and deed restrictions intended to cover any of the development site should be submitted.

Explanation of "W" and "N/A" items:

#8 – W – Due to the overwhelming large size of the parcel, only buildings, such as the storage facility and water tank have been shown on the drawings.

#9 – W – Due to the overwhelming large size of the parcel, and relatively flat topography local to the proposed improvements, a topographic survey should not be required.

#12 – N/A – No existing school boundaries are within 200 ft. of parcel

#17 – W - Due to the overwhelming large size of the parcel, only the immediate area of the proposed improvements has been shown, and no easements existing within this area

#19 – N/A – no off-street parking is proposed with these improvements, only a short access road

#20 – N/A – no truck loading platforms or docks are proposed

#21 – N/A – proposed improvements are not for permanent habitation, therefore no garbage disposal will be required

#22 – N/A – No storage of equipment is proposed as a part of these improvements

#25 – N/A – No sidewalks are proposed as a part of these improvements

#26 – W – Existing treelines conceal equipment compound from view

#27 – N/A – No improvements are proposed to adjoining streets

#28 – N/A – No deed restrictions are proposed with these improvements

#32 - proposed improvements are not for permanent habitation, therefore no fire prevention measures will be required

#34 – W - Due to the overwhelming large size of the parcel, and relatively small size of proposed improvements, no major grading will take place

#35 – N/A – No new houses or address are proposed along with these improvements

**Authorization For New Cingular Wireless PCS, LLC To File For Any And
All Required Permits or Approvals**

June 9, 2020

Department of Zoning and Planning
Township of Lower
2600 Bayshore Rd
Villas NJ 08251

Dear Sir or Madam:

I am an authorized representative of the Delaware River & Bay Authority, the Lessee of the improved parcel located at: Breakwater Rd operated as the Cape May Airport also known as Block 410.01 Lot 36.01 as shown on the Lower Township Tax Maps. The Delaware River & Bay Authority has entered into negotiations for a lease agreement with New Cingular Wireless PCS, LLC; for the construction of a telecommunication tower and related equipment located at the afore stated property. The Delaware River & Bay Authority grants New Cingular Wireless PCS, LLC permission to pursue any and all permits and approvals required by the relevant governmental entities and to make in their name any all applications related to obtaining the necessary permits and approvals necessary to construct and operate a wireless communications facility. New Cingular Wireless PCS, LLC understands and agrees that this authorization to file for any and all permits is at its sole cost, expense and risk. This is not an authorization for construction of the telecommunications facility to commence prior to the full execution of a lease agreement between the parties.

Sincerely,

Name: Mickelle Arsen

Position: Property Mgr.



- Add
- Edit
- Close
- Delete
- Previous
- Next
- Detail
- Letter
- Help

Tax Account Maintenance

Block: 410.01

Lot: 36.01

Qualifier:

Owner: CAPE MAY COUNTY @ AIRPORT MANAGER

Prop Loc: BREAKWATER ROAD Account Id: 00005174

- Tax Bill
- PTR Form
- Restricted Edit

- General
- Assessed Value
- Additional
- Billing
- Deductions
- Balance
- All Charges
- Add/Omit
- Notes

Owner Street 1: AIRPORT TERMINAL BUILDING

Street 2:

City/St: CAPE MAY, NJ

Zip: 08204-

Country:

Phone: () -

Email:

Bank Code: 00020 DELAWARE RIVER & BAY AUTHORITY

Municipal Lien: Assignment: Bankruptcy: APR 2:

Outside Lien: Sp Charges: Install. Plan:

Additional Lot 1: 37

Additional Lot 2:

Property Class: 15C

Parcel Key:

Unpaid Interest: 00

Vendor:

User Msgs:

Exclude from Tax Sale:

Do Not Accept Online Payment



* PROPERTY IS EXEMPT

REPRESENTATION OF PARTIES

OWNER Delaware River and Bay Authority

Zoning Board _____

BLOCK 410.01 LOT 36.22

Planning Board _____

I, WARREN O. STILWELL, ESQ., have made the above referenced application for development, and ~~shall~~ on behalf of the Applicant, New Cingular Wireless PCS, LLC d/b/a AT&T Mobility

_____ represent myself at the Board hearing.

will be represented by an attorney at law, admitted to practice in the State of New Jersey.



Signature WARREN O. STILWELL, ESQ., ATTORNEY FOR
 Applicant

PLEASE SEE LETTER OF AUTHORIZATION FROM OWNER ^{Owner} ATTACHED HERETO.

NAME AND MAILING ADDRESS OF ATTORNEY REPRESENTING APPLICANT:

WARREN O. STILWELL, ESQ., COOPER LEVENSON, P.A.

1125 ATLANTIC AVENUE, ATLANTIC CITY, NEW JERSEY 08401

PHONE 609-572-7624

****CORPORATE DISCLOSURE certifies the stockholders owning ten percent (10%) or more of stock in the corporation ATTACHED HERETO**

***CORPORATION MUST BE REPRESENTED BY A NJ ATTORNEY AT LAW.**

**** SHALL BE FILED BY CORPORATION OR PARTNERSHIP APPLYING FOR PERMISSION TO: (a) SUBDIVIDE A PARCEL OF LAND INTO 6 OR MORE LOTS: or (b) OBTAIN A VARIANCE TO CONSTRUCT A MULTIPLE DWELLING OF 25 OR MORE FAMILY UNITS: or © USE A SITE FOR COMMERCIAL PURPOSES.**

REASONABLE COSTS FORM

RE: 410.01/36.22 CAPE MAY AIRPORT WIRELESS COMMUNICATION FACILITY

Block/Lot

Name of Development

Attorney for

I, WARREN O. STILWELL, ESQ.,, the applicant or agent in the above

captioned matter, do hereby agree to pay to the Township of Lower all reasonable costs for professional review of the above captioned application, and for inspection of the improvements required by the Board. Final approval is contingent upon receiving additional sums where applicable.

Payment of all reasonable costs for professional review of applications and/or inspection of improvements shall be made within ten (10) days of notification by the Township Treasurer that said sums are due.

I understand that any sums not utilized in the review process shall be returned to me.


Signature of Applicant or Agent

WARREN O. STILWELL, ESQ., ATTORNEY FOR APPLICANT

Dated: 8/12/20

IMPORTANT NOTICE

ALL ESCROW FEES PAID WITH THIS APPLICATION ARE ESTIMATED ONLY. YOUR ACTUAL TOTAL BILL SHALL BE SUBJECT TO INVOICES GENERATED BY THE TOWNSHIP ENGINEER. YOU MAY BE REQUIRED TO POST ADDITIONAL ESCROW FEES.

William J. Galestok, PP,AICP
Director of Planning

WARREN O. STILWELL, PARTNER
EMAIL: wstilwell@cooperlevenson.com

Direct Phone (609) 572-7624
Direct Fax (609) 572-7625

FILE NO. 52771/00215

August 12, 2020

Cape May County Planning Department
4 Moore Road - DN 309
Cape May Court House, New Jersey 08210

Re: **Application of New Cingular Wireless PCS, LLC d/b/a AT&T Mobility for Site Plan Review of Proposed Wireless Facilities at Block 410.01, Lot 36.01 a/k/a Breakwater Road, Lower Township, NJ (Cape May County Airport)**

Dear Sir/Madam:

Enclosed please find two (2) copies of a Site Plan Application form, Project Plan sets prepared by Smartlink and an Authorization from the Delaware River & Bay Authority for the proposed installation of wireless telecommunications equipment at the Cape May County Airport.

Our check in the amount of \$50.00 for the application fee is also enclosed.

If you require any further information or documentation, please contact me. Thank you.

Very truly yours,



Warren O. Stilwell

WOS/mls
Enclosures
cc: Lower Township Zoning Board of Adjustment

CLAC 5785784.1

Cape May County Planning Department
4 Moore Road - DN 309
Cape May Court House, New Jersey 08210
Phone (609) 465-1080 Fax (609) 465-1418

Site Plan Application Form

Please contact this department if you need assistance completing this form or calculating the fee.

Applicant's Name: New Cingular Wireless PCS, LLC d/b/a AT&T Mobility
Address: 200 N. Warner Road
King of Prussia, PA. 19406
Phone: 609-572-7624 c/o Warren O. Stilwell, Esq.
Applicant's Agent: Warren O. Stilwell, Esq.
Address: Cooper Levenson, PA, 1125 Atlantic Ave.
Atlantic City, NJ 08401
Phone: 609-572-7624

Owner's Name: Delaware River & Bay Authority
Address: 2162 New Castle Avenue
New Castle, Delaware 19720
Phone: 302-571-6300
Engineer: Joseph Gigantiello
Address: 1000 W. 9th Ave. Site D
King of Prussia, PA 19406
Phone: 215-645-1773

Property Information

Municipality: Lower Township Block(s): 410.01 Lot(s): 36.01
Is the project on a County Road? Yes No If yes, County Route Name and #: _____ Zoning: Industrial
Existing Use: Cape May Airport Proposed Use: same + wireless communication facility
Square footage of existing building: no change SF New footage: 280 SF Total: _____ SF Proposed sewage flow: _____ GPD
Sewer Public or Private: N/A Water Public or Private: N/A Project Name: Breakwater Road
Number of existing parking spaces: N/C New spaces: N/C Total Parking spaces: _____ Total lot area: 1,034 (acres)
Soils: _____ Within County Floodway? Yes No
Has a drainage analysis been completed for this project? Yes No Has a traffic impact study been completed? Yes No
(If either of these documents are available, copies must be submitted with this application)

Other Jurisdictions

Does the property contain wetlands or buffers? Yes No Has application been made to NJDEP for a permit? Yes No
If Yes, BFW#: _____
Is the property within Pinelands jurisdiction? Yes No If Yes, Pinelands Application #: _____
Status of Municipal Review?: Pending
Description of Project: wireless communications facility consisting of a 145 ft. high monopole tower (150 feet to top of lightning rod) in a 50 foot by 50 foot compound with an emergency generator and ancillary equipment.

FEES

Enclosed Fee as per "Fee Schedule" on page (2) of this form: \$ 50.00 Check or money order #: _____

We hereby apply for approval of the accompanying site development plan. Two (2) copies of this application and two (2) copies of the plan conforming to the minimum requirements as outlined in Chapter II, Plat Details, of the County of Cape May Subdivision and Site Plan Resolution. Permission is given to walk the property for review purposes. We acknowledge that the reporting period set forth in N.J.S.A. 40:27-6.3 shall not begin until this application, fees, and accompanying plans are COMPLETE IN ALL RESPECTS. If the property is within the Pinelands jurisdiction, a third copy of the FINAL Plat is required.

Applicant's Signature: Warren O. Stilwell Date: Aug 12, 2020
Rev 11/05 Plan Bd -2-00

**Authorization For New Cingular Wireless PCS, LLC To File For Any And
All Required Permits or Approvals**

June 9, 2020

Department of Zoning and Planning
Township of Lower
2600 Bayshore Rd
Villas NJ 08251

Dear Sir or Madam:

I am an authorized representative of the Delaware River & Bay Authority, the Lessee of the improved parcel located at: Breakwater Rd operated as the Cape May Airport also known as Block 410.01 Lot 36.01 as shown on the Lower Township Tax Maps. The Delaware River & Bay Authority has entered into negotiations for a lease agreement with New Cingular Wireless PCS, LLC; for the construction of a telecommunication tower and related equipment located at the afore stated property. The Delaware River & Bay Authority grants New Cingular Wireless PCS, LLC permission to pursue any and all permits and approvals required by the relevant governmental entities and to make in their name any all applications related to obtaining the necessary permits and approvals necessary to construct and operate a wireless communications facility. New Cingular Wireless PCS, LLC understands and agrees that this authorization to file for any and all permits is at its sole cost, expense and risk. This is not an authorization for construction of the telecommunications facility to commence prior to the full execution of a lease agreement between the parties.

Sincerely,

Name: Michelle Arsen

Position: Property Mgt.

NOTICE OF APPLICATION FOR DEVELOPMENT OR APPEAL

LOWER TOWNSHIP ZONING BOARD OF ADJUSTMENT

Applicant's Name and Address: New Cingular Wireless PCS, LLC d/b/a AT&T Mobility, 200 North Warner Road, King of Prussia, Pennsylvania 19406.

Subject Property-Street Address: Breakwater Road

Block/Lot Numbers: Block 410.01, Lot 36.01

PLEASE TAKE NOTICE on September 3, 2020 at 6:00 p.m., a hearing will be held at the Lower Township Municipal Building located at 2600 Bayshore Road, Villas, New Jersey before the Lower Township Zoning Board of Adjustment regarding the property located at Breakwater Road a/k/a Block 410.01, Lot 36.01 a/k/a the Cape May Airport property in the I-Industrial zone. The Applicant seeks to construct and operate a wireless communication facility in the Industrial Zone on Delaware River & Bay Authority property. The facility will consist of a 145 foot monopole tower (150 feet above ground level to the top of the lightning rod), small equipment shelter and ancillary equipment to be located in a 50 foot x 50 foot leased area. Relief being sought includes a D3 conditional use variance for the height of the monopole (45 feet high permitted and 150 feet high proposed), preliminary and final site plan approval, certain waivers as set forth in the application and such other variances, waivers, interpretations or approvals as may be necessary.

While New Jersey's Executive Order 103 and Executive Order 107 are in effect, the Division of Local Government Services has issued guidance to ensure continuity of Land Use application procedures, to ensure due process is afforded during Planning Board and Zoning Board of Adjustment hearings and to remind local units to adhere to appropriate social distancing and health measures as they implement this process. In-person attendance at the hearing by the applicant, the Board or the public is prohibited.

Maps and other documents relating to this matter shall be available at least ten (10) days prior to the meeting for inspection. Under the present circumstances, the maps and other documents relating to this matter shall be posted for public review at <http://townshipoflower.org/> free of charge. Members of the public are advised to contact the Board Secretary at 609-886-2005 to receive a hard copy of the plans and application materials by mail or via a secure, public location subject to OPRA and any standard fees or charges. All Application Materials, as required, have been submitted to Lower Township in Digital Format and the usual Paper Format, by the Applicant.

All parties to the hearing, including the public, must no less than 3 days in advance of the meeting provide to the Board Secretary any additional documents or exhibits to be presented at the hearing. These additional documents and exhibits shall be individually labeled by the submitting party as an exhibit and the Board Secretary shall post the labeled exhibits prior to and for the video meeting. Please contact the Board Secretary at 609-886-2005 to arrange delivery

options of the Exhibits and to advise the Board Secretary of your anticipated participation. All Exhibits shall be submitted in Digital Format.

When the matter is called, you may present any support or objection which you may have to the granting of the relief or approval sought in the petition. In order to participate in this hearing including the opportunity to comment, you may call **1 (646) 749-3122, Access Code 630-698-133** for voice connection or to participate by video and audio by way of computer, laptop or smart phone go to <https://global.gotomeeting.com/join/630698133> at the date and time above. Also, if you are new to Go to Meeting get the app before the meeting at: <https://global.gotomeeting.com/install/630698133>. Prior to the hearing, you are encouraged to review the instructions to participate through your choice of electronic attendance. The plans, application and applicable documents for the hearing are posted on the internet at <http://townshipoflower.org/>.

For those individuals lacking the resources or know-how for technological access, please contact the Board Secretary at **609-886-2005** during normal business hours and the time of the hearing for assistance in delivering exhibits, accessing the plans and the meeting.

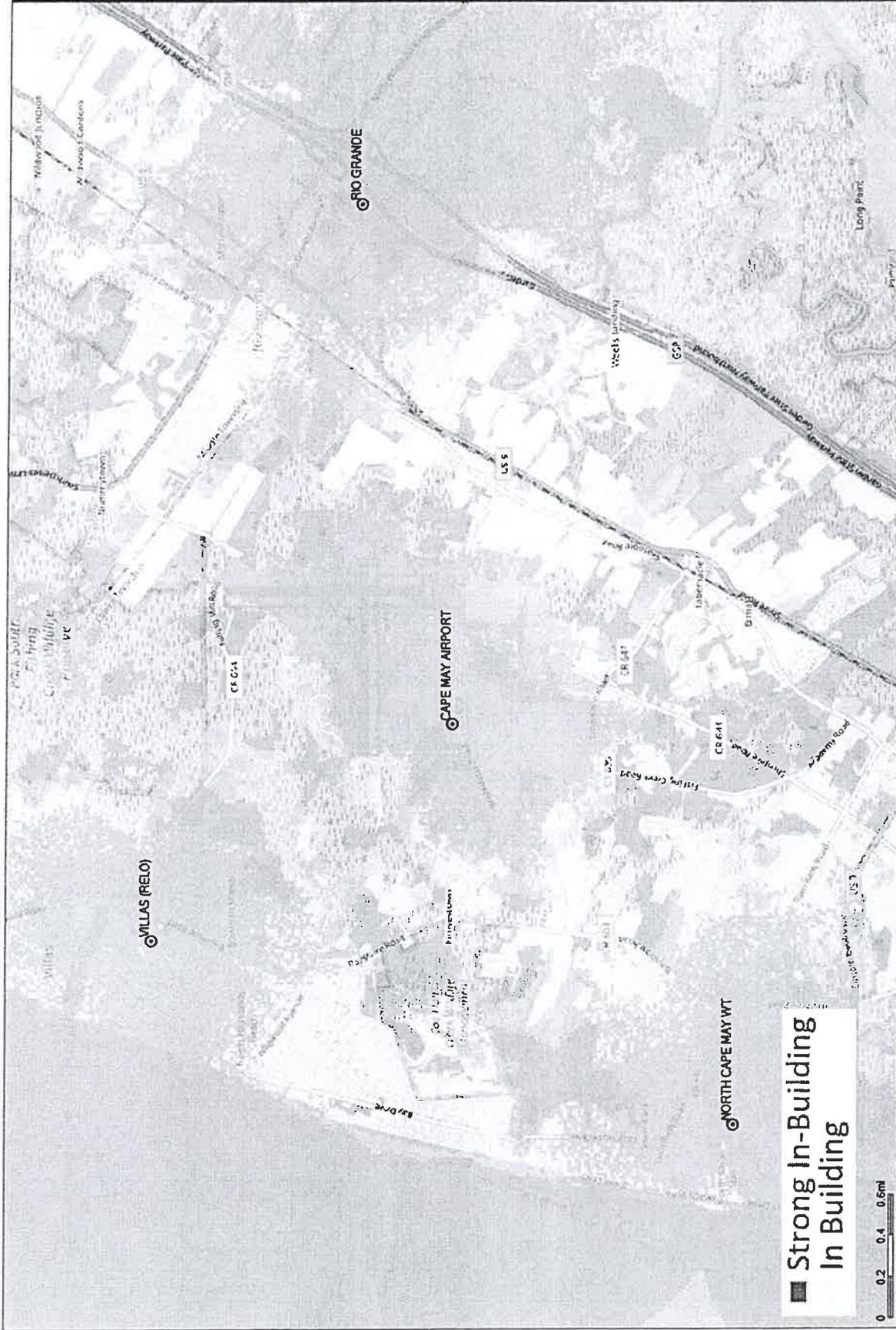
WARREN O. STILWELL, ESQ.
ATTORNEY FOR APPLICANT
COOPER LEVENSON, P.A.
1125 ATLANTIC AVENUE
ATLANTIC CITY, NEW JERSEY 08401
(609) 572-7624

AT&T Existing Reliable Coverage



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Fairview Village, PA 19409
Phone: 610.304.2024
info@dBmEng.com

Proposed AT&T Reliable Coverage



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July 27, 2020
Evan Prostovich
Smartlink
1000 W. 9th Ave., Suite D
King of Prussia, PA 19406

Subject: Interference Analysis
"CAPE MAY AIRPORT"
405 BREAKWATER ROAD
CAPE MAY, NJ 08204
Latitude: N 39° 00' 03.41" (NAD 83)
Longitude: W 74° 54' 57.07" (NAD 83)

Mr. Prostovich:

I have received and executed the request that I perform an independent evaluation of the potential for harmful interference generated by the AT&T telecommunications facility at the location referenced above. The intention of this study is to determine if the manifestation of harmful interference is a viable concern through the close examination of the radio frequency (hereafter RF) parameters of the installation. As a registered professional engineer, I am bound by a code of ethics to hold paramount the safety, health, and welfare of the public. All statements and calculations offered herein are made in an objective and truthful manner pursuant to that code.

Summary of Findings

After close examination of the details of this proposal, it is my professional opinion that **no potential exists for the manifestation of harmful interference** as a result of the proposed AT&T telecommunications facility. My findings indicate that AT&T will be operating in full compliance with all applicable standards as outlined in their Federal Communications Commission licensure.

Sincerely,

A handwritten signature in black ink, appearing to read "Andrew M. Petersohn", written over a horizontal line.

Andrew M. Petersohn, P.E.
Registered Professional Engineer
New Jersey license number GE49376

Licensure Discussion

AT&T is bound by its Federal Communications Commission (hereafter FCC) licensure to transmit only the specific frequencies and power levels for which they are licensed. In Cape May County, New Jersey these licenses include the 'A' Cellular Band, the 'A', and 'D' PCS bands, the 'A', 'H' and 'I' AWS bands, the 'B', 'C', 'D' and 'E' 700 MHz bands, and the 'A', 'B', 'C', and 'D' WCS bands. Other communication facilities and services such as emergency responders, television broadcasting, AM/FM broadcasting, mobile to mobile radios, and home electronics operate at different frequencies, once again, allocated by the FCC. For this reason, the manifestation of **direct**, harmful interference is precluded by virtue of AT&T being the only entity licensed to utilize these specifically defined portions of the RF spectrum. As such, there will be no direct, significant radio frequency emissions that fall into any band other than that for which AT&T is licensed. However, when non-linear elements (such as amplifiers) are introduced in the RF path the possibility exists for **indirect** interference caused by harmonic and inter-modulated frequency emissions that may fall outside the licensed spectrum. Due to the fact that the harmonic and inter-modulated output of personal communications transmitters is extremely low (as required by FCC type approval), this only becomes a concern when there are multiple telecommunication installations in close proximity to one another. This potential issue is easily avoided by insuring adequate vertical separation (roughly 10') when service providers co-locate on a structure but in this specific installation, the point is moot. **In the unlikely event that future radio frequency interference is reported, it is AT&T policy (and incumbent upon them as an FCC licensee) to identify and mitigate any reported interference issues as quickly as possible.**

Facility Discussion

According to the information supplied by representatives of AT&T the proposed design for this facility includes up to six (6) panel-style antennas arranged in three sectors with azimuths of 40°, 140°, and 240° in the horizontal plane with respect to true north. The antenna centerline height is planned at 141' above ground level. Transmitting through these panel style antennas will be up to twelve (12) LTE channels in the 700 MHz band at a cumulative maximum of 480 watts (radio output power per sector), up to eight (8) LTE channels in the 1900 MHz band at a cumulative maximum of 160 watts (radio output power per sector), up to four 5G NR channels in the 850 MHz band at a cumulative maximum of 160 watts (radio output power per sector), and up to four (4) LTE channels in the 2100 MHz (AWS-3) band at a cumulative maximum of 160 watts (radio output power per sector).

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Additional Remarks

The transmitter power levels from AT&T and other PCS and Cellular communications base stations are similar to that of other two-way communications systems such as those used by police, fire and ambulance personnel. In contrast, commercial broadcast systems such as television and radio often transmit at power levels ten times greater or more than the systems discussed above. Due to the relatively low power output, the potential for harmful interference is greatly reduced as the harmonic and inter-modulated emissions are typically in the noise floor of most receivers when only a few hundred feet away.

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DECLARATION OF ENGINEER

Andrew M. Petersohn, P.E., hereby states that he is a graduate telecommunications consulting engineer possessing Master and Bachelor Degrees in Electrical Engineering from Lehigh University (2005 and 1999, respectively). His corporation, dBm Engineering, P.C., has been retained by representatives of AT&T to perform an interference analysis for a proposed telecommunications facility.

Mr. Petersohn asserts that the calculations and/or measurements described in this report were made personally and in a truthful and objective manner. Mr. Petersohn is a Registered Professional Engineer licensed in Pennsylvania, Delaware, Maryland, Virginia, New York, Florida and New Jersey. He has over two decades of engineering experience in the field of wireless communications. Mr. Petersohn is an active member of the National Society of Professional Engineers (NSPE) and the Pennsylvania Society of Professional Engineers (PSPE). Mr. Petersohn further states that all facts and statements contained in the foregoing document are true and accurate to the best of his knowledge. He believes, under penalty of perjury, the foregoing to be correct.



Andrew M. Petersohn, P.E.
Registered Professional Engineer
New Jersey license number GE49376

Executed this the 27th day of July, 2020.

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July 27, 2020
Evan Prostovich
Smartlink
1000 W. 9th Ave., Suite D
King of Prussia, PA 19406

Subject: Electromagnetic Exposure Analysis
"CAPE MAY AIRPORT"
405 BREAKWATER ROAD
CAPE MAY, NJ 08204
Latitude: N 39° 00' 03.41" (NAD 83)
Longitude: W 74° 54' 57.07" (NAD 83)

Mr. Prostovich:

I have received and executed your request that I perform an independent Non-Ionizing Emissions Report (NIER) for the AT&T telecommunications facility proposed at the above referenced coordinates. The intention of this study is to verify compliance with Federal Communications Commission (hereafter "FCC") guidelines for human exposure limits to radio-frequency electromagnetic fields as per FCC Code of Federal Regulation 47 CFR 1.1307 and 1.1310. As a registered Professional Engineer, I am bound by a code of ethics to hold paramount the safety, health, and welfare of the public. All statements and calculations offered herein are made in an objective and truthful manner pursuant to that code.

Summary of Findings

The maximum exposure to radio-frequency emissions from the proposed AT&T facility will be far below FCC exposure limits. **Using upper limit assumptions for the AT&T equipment configuration, the cumulative radio-frequency exposure levels would be less than 3.1% of the applicable FCC standard at all locations of public access.** The following charts specifically illustrate the anticipated exposure levels in areas surrounding the facility. All exposure levels have been calculated using the methods prescribed in FCC Office of Engineering and Technology (OET) Bulletin 65 "Evaluating Compliance with FCC Guidelines for Human Exposure to Radio-frequency Electromagnetic Fields". These upper-limit conditions include maximum traffic loading, significant antenna down-tilt, maximum pattern gain, and constructive interference from ground reflection. Additionally, signal attenuation due to environmental clutter such as buildings, trees, and roadways has been ignored which will overestimate actual power densities.

Applicability of the National Telecommunications Act of 1996

This Act states that “no state or local government or instrumentality thereof may regulate the placement, construction, and modification of personal wireless service facilities on the basis of the environmental effects of radio-frequency emissions to the extent that such facilities comply with the (Federal Communications) Commission’s regulations concerning such emissions”. As indicated above, this proposed facility will be in full compliance with the FCC’s emissions standards and as such is beyond regulation in that regard.

Technical Parameters of Consideration

The calculation results presented are based on the equipment configuration information furnished by representatives of AT&T. Specifically, for this installation, AT&T plans to install up to six (6) panel-style antennas arranged in three sectors with azimuths of 40°, 140°, and 240° in the horizontal plane with respect to true north. The antenna centerline height is planned at 141’ above ground level. Transmitting through these panel style antennas will be up to twelve (12) LTE channels in the 700 MHz band at a cumulative maximum of 480 watts (radio output power per sector), up to eight (8) LTE channels in the 1900 MHz band at a cumulative maximum of 160 watts (radio output power per sector), up to four 5G NR channels in the 850 MHz band at a cumulative maximum of 160 watts (radio output power per sector), and up to four (4) LTE channels in the 2100 MHz (AWS-3) band at a cumulative maximum of 160 watts (radio output power per sector).

Co-location of Other Wireless Providers

In an attempt to halt the proliferation of telecommunications structures and preserve as much of their natural landscape as possible many municipalities have adopted telecommunications ordinances that specifically require structures to accommodate additional wireless providers from a structural standpoint. **From the standpoint of radio-frequency exposure**, the installation of the proposed AT&T equipment would in no way preclude the use of this structure by other providers.

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Background Information

In 1985, the FCC first adopted guidelines to be used for evaluating human exposure to RF emissions. The FCC revised and updated these guidelines on August 1, 1996, as a result of a rule-making proceeding initiated in 1993. The new guidelines incorporate limits for Maximum Permissible Exposure (MPE) in terms of electric and magnetic field strength and power density for transmitters operating at frequencies between 300 kHz and 100 GHz.

The FCC's MPE limits are based on exposure limits recommended by the National Council on Radiation Protection and Measurements (NCRP) and, over a wide range of frequencies, the exposure limits were developed by the Institute of Electrical and Electronics Engineers, Inc., (IEEE) and adopted by the American National Standards Institute (ANSI) to replace the 1982 ANSI guidelines. Limits for localized absorption are based on recommendations of both ANSI/IEEE and NCRP.

The FCC's limits, and the NCRP and ANSI/IEEE limits on which they are based, are derived from exposure criteria quantified in terms of specific absorption rate (SAR). The basis for these limits is a whole-body averaged SAR threshold level of 4 watts per kilogram (4 W/kg), as averaged over the entire mass of the body, above which expert organizations have determined that potentially hazardous exposures may occur. The MPE limits are derived by incorporating safety factors that lead, in some cases, to limits that are more conservative than the limits originally adopted by the FCC in 1985. Where more conservative limits exist, they do not arise from a fundamental change in the RF safety criteria for whole-body averaged SAR, but from a precautionary desire to protect subgroups of the general population who, potentially, may be more at risk.

The FCC exposure limits are also based on data showing that the human body absorbs RF energy at some frequencies more efficiently than at others. The most restrictive limits occur in the frequency range of 30-300 MHz where whole-body absorption of RF energy by human beings is most efficient. At other frequencies, whole-body absorption is less efficient, and consequently, the MPE limits are less restrictive.

MPE limits are defined in terms of power density (units of milliwatts per centimeter squared: mW/cm^2), electric field strength (units of volts per meter: V/m) and magnetic field strength (units of amperes per meter: A/m). The far-field of a transmitting antenna is where the electric field vector (E), the magnetic field vector (H), and the direction of propagation can be considered to be all mutually orthogonal ("plane-wave" conditions).

Occupational / controlled exposure limits apply to situations in which persons are exposed as a consequence of their employment and in which those persons who are exposed have been made fully aware of the potential for exposure and can exercise control over their exposure. Occupational/controlled exposure limits also apply where exposure is of a transient nature as a result of incidental passage through a location where exposure levels

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may be above general population/uncontrolled limits, as long as the exposed person has been made fully aware of the potential for exposure and can exercise control over his or her exposure by leaving the area or by some other appropriate means.

General population / uncontrolled exposure limits apply to situations in which the general public may be exposed or in which persons who are exposed as a consequence of their employment may not be made fully aware of the potential for exposure or cannot exercise control over their exposure. Therefore, members of the general public would always be considered under this category when exposure is not employment-related, for example, in the case of a telecommunications tower that exposes persons in a nearby residential area. **In the case of this study, the general population exposure limits have been applied as they are the more conservative set of standards.**

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Additional Remarks

The radio-frequency emission levels from AT&T and other communications base stations are similar to that of other two-way communications systems like those used by police, fire and ambulance personnel. In contrast, commercial broadcast systems like television and radio often transmit at power levels ten times greater or more than the systems discussed above. The FCC exposure limits already include a significant margin of safety. Continuous exposure at 100% of FCC limit is considered by the scientific community to be just as safe as continuous exposure at 1% of FCC limit.

The biological effects on humans of non-ionizing radio-frequency exposure have been studied extensively now for decades. There have been thousands of reports produced by government agencies, universities, and private research groups that support the standards adopted by the FCC. **To date, there have been no credible studies conducted whose results showed evidence of any adverse health effects at the applicable FCC exposure limits.**

Sincerely,



Andrew M. Petersohn, P.E.
Registered Professional Engineer
New Jersey license number GE49376

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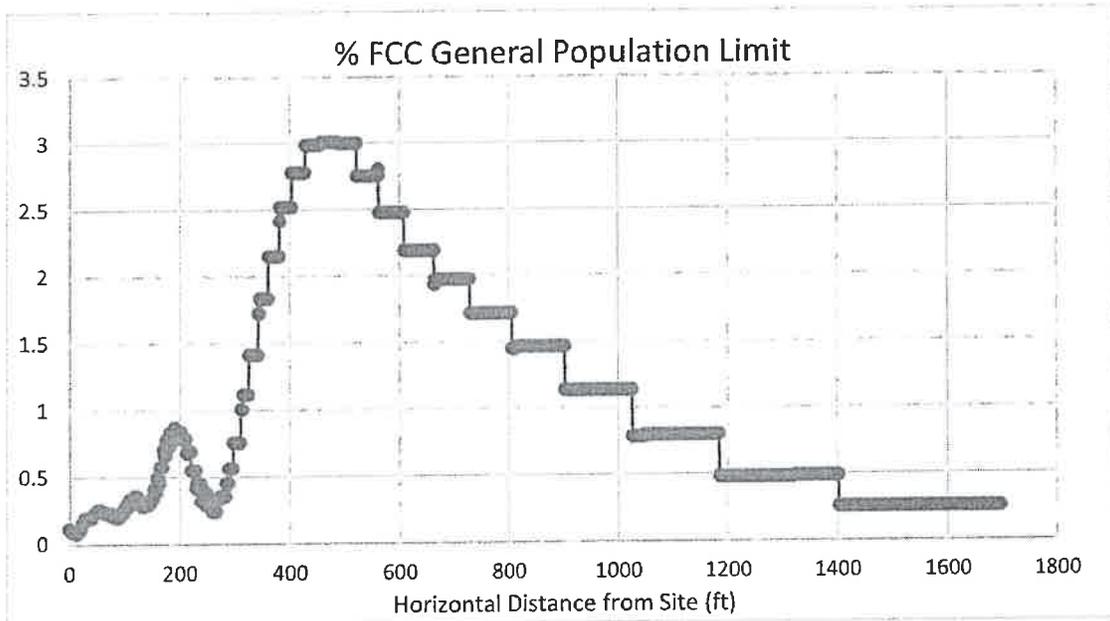


Figure-1 – calculated ground level cumulative exposure proximate the proposed telecommunications facility expressed in percentage of the applicable FCC standard

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Horizontal Distance from Facility (Ft.)	Relative Height Above Ground (Ft.)	Maximum Power Density $\mu\text{W}/\text{cm}^2$ (micro-watts per square centimeter)						% of FCC Limit						Cumulative % of FCC limit across all bands
		700 MHz	850 MHz	1900 MHz	2100 MHz	2300 MHz	2600 MHz	700 MHz	850 MHz	1900 MHz	2100 MHz	2300 MHz	2600 MHz	
0	6	0.42	0.11	0.03	0	N/A	N/A	0.09	0.02	0.003	0	N/A	N/A	0.113
300	6	2.29	1.42	0.07	0.06	N/A	N/A	0.49	0.25	0.007	0.006	N/A	N/A	0.753
600	6	9.67	2.1	0.27	0.08	N/A	N/A	2.07	0.37	0.027	0.008	N/A	N/A	2.475
1320 (1/4 mi.)	6	0.84	0.62	0.98	0.9	N/A	N/A	0.18	0.11	0.098	0.09	N/A	N/A	0.478
FCC Exposure Limits for General Population		467 $\mu\text{W}/\text{cm}^2$	567 $\mu\text{W}/\text{cm}^2$	1000 $\mu\text{W}/\text{cm}^2$	1000 $\mu\text{W}/\text{cm}^2$	1000 $\mu\text{W}/\text{cm}^2$	1000 $\mu\text{W}/\text{cm}^2$							

Figure-2 – sample calculated exposure levels proximate the proposed telecommunications facility

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Mr. Petersohn also asserts that the calculations and/or measurements described in this report were made personally and in a truthful and objective manner. Mr. Petersohn is a Registered Professional Engineer licensed in Pennsylvania, Delaware, Maryland, Virginia, New York, Florida and New Jersey. He has over two decades of engineering experience in the field of wireless communications. Mr. Petersohn is an active member of the National Society of Professional Engineers (NSPE) and the Pennsylvania Society of Professional Engineers (PSPE). Mr. Petersohn further states that all facts and statements contained in the foregoing document are true and accurate to the best of his knowledge. He believes, under penalty of perjury, the foregoing to be correct.



Andrew M. Petersohn, P.E.
Registered Professional Engineer
New Jersey license number GE49376

Executed this the 27th day of July, 2020.

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New Cingular Wireless PCS, LLC Ownership Disclosure

New Cingular Wireless PCS, LLC - Delaware limited liability company
Principal Place of business: 1025 Lenox Park Blvd. NE, Atlanta, GA 30319
*Manager: AT&T Mobility Corporation

AT&T Mobility II LLC (Sole Member - owns 100%) – Delaware limited liability company
Principal Place of Business: 1025 Lenox Park Blvd. NE, Atlanta, GA 30319
*Manager: AT&T Mobility Corporation

The following are owners of AT&T Mobility II LLC:

1. **BellSouth Mobile Data, Inc. (3.682356%)** – Georgia corporation
Principal Place of Business: 1025 Lenox Park Blvd., Atlanta, GA 30319
Sole Shareholder: AT&T Inc. – Delaware corporation
Principal Place of Business: 205 S. Akard St., Dallas, TX 75202
2. **AT&T Corp. (1.27211%)** – New York corporation
Principal Place of Business: One AT&T Way, Bedminster, New Jersey 07921
Sole Shareholder: AT&T Inc. – Delaware corporation
Principal Place of Business: 205 S. Akard St., Dallas, TX 75202
3. **New Cingular Wireless Services, Inc. (owns 41.518869%)** – Delaware corporation
Principal Place of Business: 1025 Lenox Park Blvd., Atlanta, GA 30319
AT&T NCWS Holdings, Inc. (sole stockholder) - Delaware corporation
Principal Place of Business: 1025 Lenox Park Blvd., Atlanta, GA 30319
BellSouth Mobile Data, Inc. (40.41%). – Georgia corporation
Principal Place of Business: 1025 Lenox Park Blvd., Atlanta, GA 30319
Sole Shareholder: AT&T Inc. – Delaware corporation
Principal Place of Business: 205 S. Akard St., Dallas, TX 75202
SBC Telecom, Inc. (59.59%) – Delaware corporation
Principal Place of Business: 205 S. Akard St., Dallas, TX 75202
Sole Shareholder: AT&T Teleholdings, Inc.
Principal Place of Business: 205 S. Akard St., Dallas, TX 75202
Sole Shareholder: AT&T Inc. – Delaware corporation
Principal Place of Business: 205 S. Akard St., Dallas, TX 75202
4. **AT&T Mobility LLC (owns 53.526658%)** – Delaware limited liability company
Principal Place of Business: 1025 Lenox Park Blvd., Atlanta, GA 30319
*Manager: AT&T Mobility Corporation

BellSouth Mobile Data, Inc. (owns 38.797139%) – Georgia corporation
Principal Place of Business: 1025 Lenox Park Blvd NE, Atlanta, GA 30319
Sole Shareholder: AT&T Inc. – Delaware corporation

SBC Long Distance, LLC (owns 58.039037%) – Delaware limited liability company.
Principal Place of Business: 208 S. Akard Street, Dallas, TX
Sole Member: SBC Telecom, Inc. – Delaware corporation
Principal Place of Business: 205 S. Akard St., Dallas, TX 75202
Sole Shareholder: AT&T Teleholdings, Inc. – Delaware corporation
Principal Place of Business: 205 S. Akard St., Dallas, TX 75202
Sole Shareholder: AT&T Inc. – Delaware corporation
Principal Place of Business: 205 S. Akard St., Dallas, TX 75202

SBC Tower Holdings LLC (owns 3.163824%) – Delaware corporation

Principal Place of Business: 208 S. Akard Street, Dallas, TX

The following are the owners of SBC Tower Holdings LLC:

AT&T Capital Services, Inc. (8.799993%) – Delaware corporation

Principal Place of Business: 208 S. Akard Street, Dallas, TX

Sole Shareholder: AT&T Teleholdings, Inc., a Delaware corporation

Principal Place of Business: 205 S. Akard St., Dallas, TX 75202

Sole Shareholder: AT&T Inc. – Delaware corporation

Principal Place of Business: 205 S. Akard St., Dallas, TX 75202

SBC Portfolio Holdings, Ltd. (23.554245%) – Delaware corporation

Principal Place of Business: 208 S. Akard St., Dallas, Texas 75202

AT&T International, LLC (owns 100%) – Delaware limited liability company

Principal Place of Business: 205 S. Akard St., Dallas, TX 75202

Sole Shareholder: AT&T Corp. – New York corporation

Principal Place of Business: One AT&T Way, Bedminster, New Jersey 07921

Sole Shareholder: AT&T Inc. – Delaware corporation

Principal Place of Business: 205 S. Akard St., Dallas, TX 75202

SBC Telecom, Inc. (42.782568%) – Delaware corporation

Principal Place of Business: 205 S. Akard St., Dallas, TX 75202

Sole Shareholder: AT&T Teleholdings, Inc.

Principal Place of Business: 205 S. Akard St., Dallas, TX 75202

Sole Shareholder: AT&T Inc. – Delaware corporation

Principal Place of Business: 205 S. Akard St., Dallas, TX 75202

JVI General Partnership (24.863209%) – Delaware General Partnership

Principal Place of Business: One AT&T Way, Bedminster, New Jersey 07921-0752

AT&T Corp (owns 44.3%) – New York corporation

Principal Place of Business: One AT&T Way, Bedminster, New Jersey 07921-0752

Sole Shareholder: AT&T Inc. – Delaware corporation

Principal Place of Business: 205 S. Akard St., Dallas, TX 75202

AT&T Solutions Inc. (owns 55.7%) – Delaware corporation

Principal Place of Business: 15 Vreeland Road, Florham Park, New Jersey 07932

Sole Shareholder: AT&T Corp. – New York corporation

Principal Place of Business: One AT&T Way, Bedminster, New Jersey 07921-0752

Sole Shareholder: AT&T Inc. – Delaware corporation

Principal Place of Business: 205 S. Akard St., Dallas, TX 75202

*AT&T Mobility Corporation – Delaware corporation

Principal Place of Business: 1025 Lenox Park Blvd., Atlanta, GA 30319

Sole Shareholder: BellSouth Mobile Data, Inc. (100%) – Georgia corporation

Principal Place of Business: 1025 Lenox Park Blvd., Atlanta, GA 30319

Sole Shareholder: AT&T Inc. – Delaware corporation

Principal Place of Business: 208 S. Akard St., Dallas, TX 75202

NOTE: None of the companies listed above are publicly traded companies. All of the companies listed above are subsidiaries of AT&T Inc. AT&T Inc. is a publicly traded company, and there is no one person or group that owns 10% or more of the stock of AT&T Inc.

AT&T Proprietary (Internal Use Only)
Not for use or disclosure outside the AT&T Companies.

Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

Go to www.irs.gov/FormW9 for instructions and the latest information.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
AT&T Mobility II LLC

2 Business name/disregarded entity name, if different from above
New Cingular Wireless PCS, LLC

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.

Individual/sole proprietor or single-member LLC

C Corporation

S Corporation

Partnership

Trust/estate

Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) **P**

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

Other (see instructions) ▶

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) _____

Exemption from FATCA reporting code (if any) _____

(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.
1025 Lenox Park Blvd NE

6 City, state, and ZIP code
Atlanta, GA 30319

7 List account number(s) here (optional)
****NOTE*** Always use "Remit To" address when making payments.

Requirer's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Social security number

			-						
--	--	--	---	--	--	--	--	--	--

or

Employer identification number

8	4	-	1	6	5	9	9	7	0
---	---	---	---	---	---	---	---	---	---

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here Signature of U.S. person ▶ *Karin Riggs* Date ▶ 1/17/18

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
 - Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
 - Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
 - Form 1099-S (proceeds from real estate transactions)
 - Form 1099-K (merchant card and third party network transactions)
 - Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
 - Form 1099-C (canceled debt)
 - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.
- If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.*