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December 4, 2001

Via Facsimile (303) 271-8744

Susan Wood
Planner
Planning and Zoning Department
Suite 3550
100 Jefferson County Parkway
Golden, Colorado 80419-3550

Re: Application for Rezoning (Case No. 00015485RZP1)

Dear Ms. Wood:

As you know, this firm is acting as co-counsel to Joseph P. Benkert, P.C., representing Pinnacle Towers, Inc. ("PTI") with respect to the above-referenced application (the "Application").

By a letter to you, dated November 30, 2001, Mr. Benkert requested a continuance of the hearings on the Application currently scheduled to commence before the County Commissioners on December 10, 2001. The reason for the continuance is that PTI will shortly be amending its application in response to portions of the decision of the Planning Commission. PTI has also requested that its Application *not* be referred back to the Planning Commission in the interests of administrative efficiency.

The Planning and Zoning Department has now requested greater specificity as to the modifications to the Application PTI contemplates. PTI contemplates the following modifications:

- Elimination of the heliport
- Reduction in the number of new towers permitted under this rezoning from three to one, with a maximum height of 450 feet above ground level as presently proposed
- Reduction in the size of buildings and support facilities congruent with the reduction in the number of towers



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- Addition of a requirement that issuance of a telecommunications permit to construct a new tower be conditioned on PTI providing evidence that at least two (2) broadcast stations will locate their transmission facilities on the new tower

PTI also contemplates incorporating some of the modifications recommended by staff in its red line comments on the proposal and agreed to by PTI in the course of Planning Commission hearings (i.e. limitation of tower height to 450 feet above ground level and removal of a tower on Lookout Mountain). PTI is considering other potential minor modifications to clarify its proposal and in response to public comment at the Planning Commission hearings.

Please do not hesitate to contact undersigned counsel should you have any questions regarding this matter.

Sincerely,


Thomas R. Bromberg
For the Firm 

cc: Pinnacle Towers, Inc.