

David and Lynnette Behar  
2300 North Cottage Trail, #1  
Show Low, AZ 85901-3317

October 16, 2020

Ms. Tamra Reidhead  
City Clerk  
180 North 9th Street  
Show Low, AZ 85901

**SUBJECT:** Appeal of vote by the Show Low Planning and Zoning Commission to approve application submitted by Young Design Corp. allowing for a cell tower to be installed at A.P.N. 309-52-027B

Dear Ms. Reidhead,

This letter is to appeal the approval allowing the installation of a cell tower near a residential area of Show Low (A.P.N. 309-52-027B).

One of the reasons given by a Show Low Planning and Zoning Commissioner for approving the application was due to the population of the City of Show Low continuing to grow, and therefore the need for more cell towers would help the community. However, even though 44 legitimate signatures were collected and submitted to the Planning and Zoning Commission in opposition to the installation of the cell tower at A.P.N. 309-52-027B, the Planning and Zoning Commission ignored the will of the people and approved the application.

We would like to focus on the potential health impact that the radio frequency radiation exposure from cell towers has on humans. (Insects and bird populations are also effected!)

We were told by the applicant that the cell tower was "4G," and we were told that the World Health Organization (WHO) stated that there were no negative health effects from exposure, but WHO is not to be trusted, especially when we see today how WHO mishandled the current COVID-19 crisis by constantly providing us with conflicting and misleading information about it!

In 2004, a study was done on fire fighters who worked near 2G cell towers. It was found that the fire fighters' symptoms were the following: slowed reaction time, lack of focus, lack of impulse control, severe headaches, depression, sleep deprivation and tremors. The International Association of Fire Fighters (IAFF) then opposed the use of fire stations as base stations for towers "until a study . . . is conducted and it is proven that such sightings are not hazardous to the health of our members." If 2G effects humans as discussed above, imagine the effect 4G will have!

We doubt that cell towers in the White Mountains will remain 4G because 5G (fifth generation) is already in existence and 6G is predicted to be ready to roll out within the next two decades. We predict that the 4G tower will soon be upgraded to 5G after it has been installed.

The spiraling downward of our community begins here according to the Children's Health Defense (CHD):

"5G will require exponentially more [towers] - millions of small cell towers every 500 feet on every street corner. Considering that young people (with their smaller body mass and developing brains) are particularly vulnerable to radiation, the Environmental Health Trust has termed 5G "the next great unknown experiment on our children"—and the entire human population. A United Nations whistleblower recently drew attention to 5G's dramatic impact on health in a widely circulated series of comments about 5G's "seemingly overnight" rollout in Vienna, Austria. Describing 5G as a "silent war," she commented:

"...Children are the most vulnerable to 5G depredation because of their little bodies. Friends and acquaintances and their children in Vienna are already reporting the classic symptoms of EMR [electromagnetic radiation] poisoning: nosebleeds, headaches, eye pains, chest pains, nausea, fatigue, vomiting, tinnitus, dizziness, flu-like symptoms, and cardiac pain. They also report a tight band around the head; pressure on the top of the head; short, stabbing pains around the body; and buzzing internal organs."

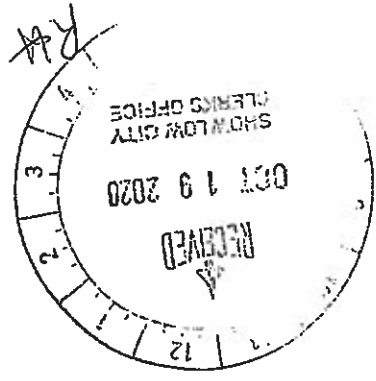
It is very important to be aware of the facts and the results of studies done regarding electromagnetic radiation on humans, plants, animals and insects.

We would like to conclude our appeal by asking that if indeed the application is approved, that the location of the cell tower be placed in a non-residential location based on the alternate suggestions submitted by several of the opposing residents.

Very sincerely,

*David Behar*  
*Lynnette Behar*

David and Lynnette Behar



**Fairway Park**  
**Home Owners Association Inc.**  
P.O. Box 474  
Show Low Arizona 85902

18 October 2020

**9 Appeals Regarding a Proposed Cell Tower Near Fairway Park**

Submitted to the City of Show Low, Arizona Regarding a Proposed Cell Phone Tower Within Less Than 200 Feet of Homes in Fairway Park.

180 N. 9th St. Show Low, AZ 85901 Clerk of Court, Members of City Council, Mayor

Appeal #1

Regarding Non-Residential Areas Citing from The Planning and Zoning Code 15-1-69-A-2 or p. 197. The Code states that the purpose and goal of the Code is to “encourage the location of towers in non-residential areas.” This proposal should be denied due to the City's stated desire in the Code to not place towers in residential areas. The proposed location is within 200 feet of several homes of Fairway Park and one with in 125 feet. We agree there is a need for a tower but just not in a residential area that requires a variance.

Appeal #2

Regarding Alternative Sites, Cited from The Planning and Zoning Code 15-1-35-E-3-a-2 or p41. The Code states the “board of adjustment shall not grant a variance when: The failure of the owner did not consider other reasonable alternatives which did not require a variance.” There are other alternatives that do not require a variance. Thus the board should not grant a variance.

Here are 10 reasonable alternatives that do not require a variance:

- 1. Within 1 mile from Fairway park closer to town. Commercial 1.7 Acres 928-242-7062.
- 2. Within 1 mile from Fairway park closer to town. 7.16 Acres 602-222-5000 soule.
- 3. Higher elevation, very close, Chamberlain Way and Hwy 260 Commercial, For Sale By Owner. 928-242-2806 and 358-2547 A-Gen, 2 Acres. She is glad to talk with you.
- 4. Hwy 260/Meadow Lane, Linden, AZ 85901. MLSID: 230997 for \$59,000, 1 acre. commercial.
- 5. 1015 Burton Rd. Show Low, AZ 85901 \$249,000. Zoned: commercial. MLS ID: 225953. On Hwy 260 and Burton Rd.
- 6. Joe Tank Rd. 2.4 Acres \$134,900. Parcel # 409-32-002 J.
- 7. 2 Acres, zoned: other, MLS ID: 5925122, 6287 AZ-260-LOTT, Show Low, AZ 85901.
- 8. Lone Pine Dam Rd and Hwy 260 Kim Broughton, 928-242-2221.
- 9. Smith Ranch Rd 928-537-5300.
- 10. Bagnal Wash 928-923-6688 5.6 Acres by Jay Eckhardt.
- 11. Tank 7 – City Water Tower, Lat 34.2655 and Lon 110.0816.

Appeal #3  
Regarding Special Privileges Citing from The Planning and Zoning Code 15-1-5-B-b or p. 5.  
It appears special privileges are being considered over the homeowners who would have to live within 200 feet of the tower. This is in violation of The City of Show Low's Planning and Zoning Code 15-1-5Bb "Any variance granted is subject to such conditions as will assure that the adjustment authorized shall not constitute a grant of special privileges inconsistent with the limitations upon other properties in the same zoning district in which such property is located."

Appeal #4  
Regarding Setbacks Citing City Code 15-1-69-G-2-d-1 or p.208.  
The Code states "Towers must be set back a distance equal to at least one hundred twenty-five percent (125%) of the height of the tower from any adjoining lot line, but may be reduced by the commission if the goals of this ordinance would be better served thereby." An option is not a requirement when tower. What if that were you?  
better judgment prevails. Please heed the concerns of individuals who have to live within 200 feet of a

Appeal #5  
Regarding Separation, City Code 15-1-69-G-2-e-1 or p.208.  
"Separation from all residentially zoned properties shall be a minimum of two hundred (200) feet, but may be reduced by the commission if the goals of this ordinance would be better served thereby." Please do not disregard the obvious wisdom of this code to protect people who live in our city. The danger in making an exception is in setting a precedence for others. We do not want to set a precedence for the rest of our community.

Appeal #6  
The commission voted twice to deny the permit, then had a 3<sup>rd</sup> vote to accept. Why? The commission already denied the conditional use permit on their first vote Sept 22<sup>nd</sup> at the public hearing. There was a failed vote on Sept. 22<sup>nd</sup> 2-4 to pass the proposal. That is a denial. You don't have to vote again to deny a denial. This agrees with Code 15-1-32-G-2 stating that the commission can deny it. It is not common practice to deny a proposal and require that another vote is taken to deny the denial. This can be clearly seen in the minutes at 1:11:30 on YouTube. There was a vote, 2 year's 4 nay's and the Nay's had it and the vote failed. This was clearly claimed by Eric Bishop the chairman. That should have been the end of it. The Chairman should have ceased the voting at that point. One of the four options the commission has is to deny the proposal and they did deny it according to 15-1-32-G-2 on September 22<sup>nd</sup> at the 7pm meeting 1:11:30 in the minutes on the video on YouTube.

Appeal #7  
What is the Committee's legitimate reason for the variance? It can't be just because they want more cell coverage. There are other places to place a cell tower including water tower 7. Those who live within 200 feet of the tower are being affected. Our legitimate reason for deny the variance are the included reasons. In addition we have provided a list of properties that are commercially zoned that do not need a variance.

Appeal #8  
Homeowners within 150 feet may write a protest letter to the City which would require a three / fourths vote to pass the amendment. This is detailed in Code 15-1-32-G-2. Betty Cash filed such a letter with the City on 9/28/2020 in the afternoon. Betty was able to verbalize the reasons for her protest which are similar to those above. She is one homeowner who's property line would be within 150 feet. Also,

Twana Alexander who lives within 300 feet filed a written protest with the City.

Appeal #9

Were all the conditions met by the property owner for the City Code in the admission? For example it appears this land is zoned vacant/agricultural. On Sept 22<sup>nd</sup> Justen Tregaskes stated they had to find commercial land. If that is the case does this piece of land and the admission meet the requirements of the Code?

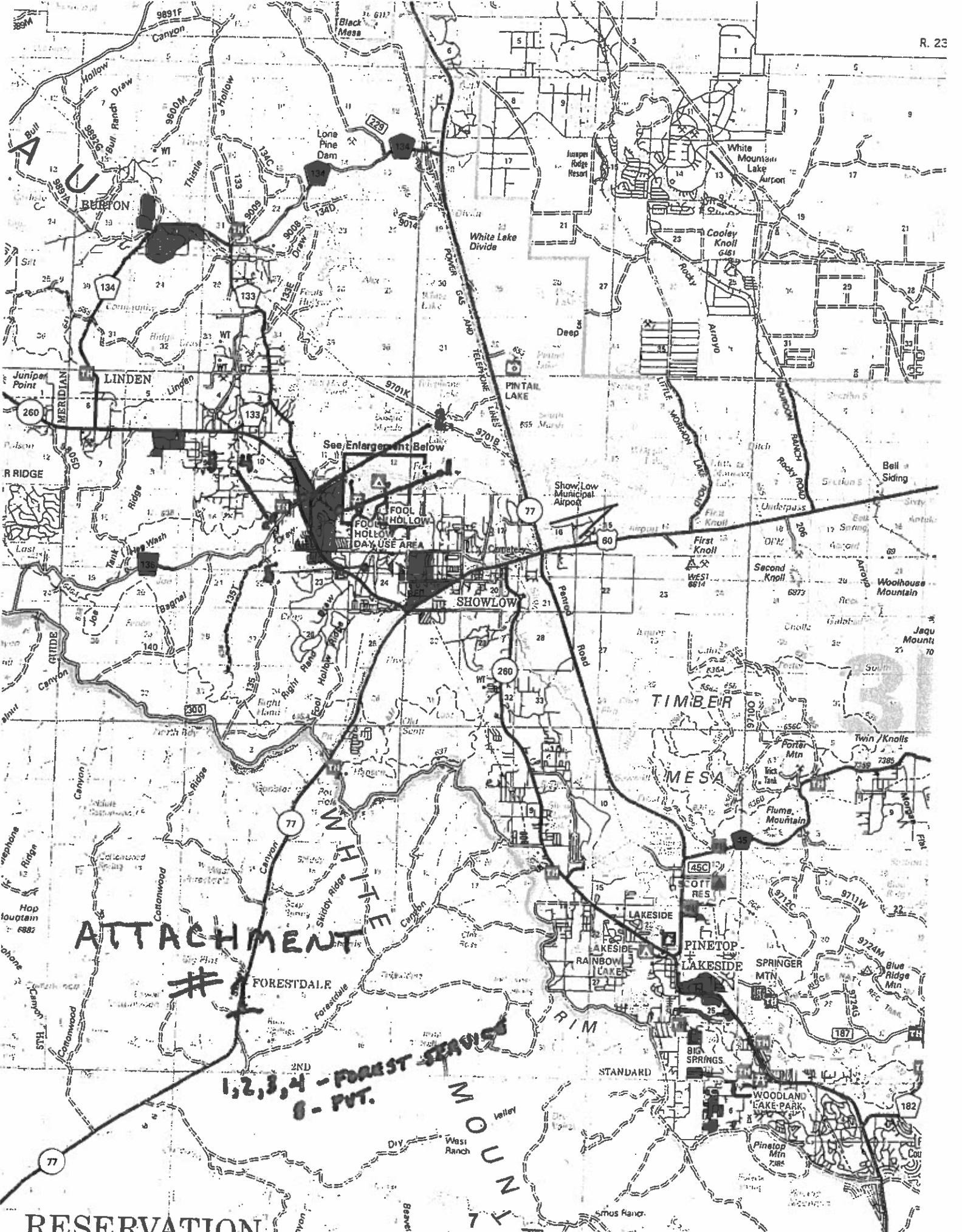
Thank you kindly for hearing our concerns.  
Fairway Park Home Owners Association



Buryl Cooper  
President







# ATTACHMENT #

1, 2, 3, 4 - FOREST SERVICE  
 5 - PVT.

# RESERVATION



541 N. 43RD DR.  
 SHOWLOW ARIZONA  
 85901

Fate Kemp

Thank you

Oct 13 2020. Possible radiation as my concern.

decision about a tower, that was decided on

It would like to appeal the meetings

To the City Clerk