

AGENDA

Planning and Zoning Commission

Prosper Town Hall, Council Chambers 250 W. First Street, Prosper, Texas Tuesday, March 21, 2023

6:00 PM

Welcome to the Prosper Planning & Zoning Commission Meeting.

Citizens may watch the meeting live by using the following link: https://prospertx.new.swagit.com/views/378/

Addressing the Planning & Zoning Commission:

Those wishing to address the Planning and Zoning Commission must complete the Public Comment Request Form located on the Town's website or in the Council Chambers.

If you are attending in person, please submit this form to the Town Secretary or the person recording the minutes for the Board/Commission prior to the meeting. When called upon, please come to the podium, and state your name and address for the record.

If you are watching online, please submit this form to the Town Secretary prior to 4:00 p.m. on the day of the meeting in order for your comments to be read into the record. The Town assumes no responsibility for technical issues beyond our control.

In compliance with the Texas Open Meetings Act, the Town Council/Board/ Commission may not deliberate or vote on any matter that does not appear on the agenda. The Council/Board/Commission, however, may provide statements of fact regarding the topic, request the topic be included as part of a future meeting, and/or refer the topic to Town staff for further assistance.

Citizens and other visitors attending Planning and Zoning Commission meetings shall observe the same rules of propriety, decorum, and good conduct applicable to members of the Town Council. Any person making personal, impertinent, profane or slanderous remarks or who becomes boisterous while addressing the Town Council or while attending the Town Council meeting shall be removed from the room, if so directed by the Mayor or presiding officer, and the person shall be barred from further audience before the Town Council during that session of the Town Council. Disruption of a public meeting could constitute a violation of Section 42.05 of the Texas Penal Code.

Pursuant to Section 551.007 of the Texas Government Code, individuals wishing to address the Commission for items listed as public hearings will be recognized when the public hearing is opened. For individuals wishing to speak on a non-public hearing item, they may address the Commission when the item is considered by the Planning & Zoning Commission.

- 1. Call to Order / Roll Call.
- 2. Pledge of Allegiance.

CONSENT AGENDA

Items placed on the Consent Agenda are considered routine in nature and are considered non-controversial. The Consent Agenda can be acted upon in one motion. Items may be removed from the Consent Agenda by the request of a Commission Member or staff.

- <u>3a.</u> Consider and act upon the minutes from the March 7, 2023, Planning & Zoning Commission meeting.
- 3b. Consider and act upon a request for a Site Plan for a new Wireless Communications and Support Structure, on .1± acre, located on the north side of Prosper Trail, west of Legacy Drive. The property is zoned Agriculture (A) & Specific Use Permit- 45 (SUP-45). (DEVAPP-23-0011)

CITIZEN COMMENTS

The public is invited to address the Commission on any topic. However, the Commission is unable to discuss or take action on any topic not listed on this agenda. Please complete a "Public Comment Request Form" and present it to a staff member prior to the meeting.

REGULAR AGENDA:

If you wish to address the Commission, please fill out a "Public Comment Request Form" and present it to the Chair, preferably before the meeting begins. Pursuant to Section 551.007 of the Texas Government Code, individuals wishing to address the Planning and Zoning Commission for items listed as public hearings will be recognized when the public hearing is opened. For individuals wishing to speak on a non-public hearing item, they may either address the Commission during the Citizen Comments portion of the meeting or when the item is considered by the Planning and Zoning Commission.

- 4. Review actions taken by the Town Council and possibly direct Town Staff to schedule topic(s) for discussion at a future meeting.
- 5. Adjourn

CERTIFICATION

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted at Prosper Town Hall, located at 250 W. First Street, Prosper, Texas 75078, a place convenient and readily accessible to the general public at all times, and said Notice was posted by 5:00 p.m., on Friday, March 17, 2023, and remained so posted at least 72 hours before said meeting was convened.

Michelle Lewis Sirianni, Town Secretary	Date Notice Removed

Pursuant to Section 551.071 of the Texas Government Code, the Town Council reserves the right to consult in closed session with its attorney and to receive legal advice regarding any item listed on this agenda.

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NOTICE

Pursuant to Town of Prosper Ordinance No. 13-63, all speakers other than Town of Prosper staff are limited to three (3) minutes per person, per item, which may be extended for an additional two (2) minutes with approval of a majority vote of the Town Council.

NOTICE OF ASSISTANCE AT PUBLIC MEETINGS: The Prosper Town Council meetings are wheelchair accessible. For special services or assistance, please contact the Town Secretary's Office at (972) 569-1011 at least 48 hours prior to the meeting time.

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MINUTES

Item 1.

Regular Meeting of the Prosper Planning & Zoning Commission

Prosper Town Hall Council Chambers 250 W. First Street, Prosper, Texas Tuesday, March 7, 2023, 6:00 p.m.



1. Call to Order / Roll Call

The meeting was called to order at 6:00 p.m.

Commissioners Present: Chair Brandon Daniel, Secretary Mike Pettis, Doug Charles, Sekou Harris, Damon Jackson, Tommy VanWolfe, Cameron Reeves

Staff Present: David Soto, Planning Manager; Doug Braches, Planning Technician

- 2. Recitation of the Pledge of Allegiance.
- 3. Consider and act upon the appointment of the Planning & Zoning Commission Vice-Chair.

Motion by VanWolfe, seconded by Pettis to appoint Commissioner Damon Jackson as Vice-Chair. Motion approved 7-0.

4. CONSENT AGENDA

- 4a. Consider and act upon the minutes from the February 21, 2023, Planning & Zoning Commission meeting.
- 4b. Consider and act upon a Preliminary Site Plan for an Office/Retail/Restaurant Development, on 6.2± acres, located on the south side of Frontier Parkway, west of Preston Road. The property is zoned Planned Development-116 (PD-116). D22-0095
- 4c. Consider and act upon a Preliminary Plat Pearls of Prosper, for thirty-two (32) single family residential lots and two (2) HOA/Open space lots, on 26.2± acres, located on the south side Prosper Trail and west of Legacy Drive. The property is zoned Planned Development-14 (PD-14).
- 4d. Consider and act upon a Site Plan and Façade Plan for a commercial site at Windmill Hill on Lots 2 & 3 Block A 3.5± acres, located on the south side of Broadway Street, west of Preston Road. This property is zoned Planned Development-93 (PD-93) Office/Retail/Restaurant with Drive-Thru. (DEVAPP-22-0004 & DEVAPP-22-0007).
- 4e. Consider and act upon a Replat for Windmill Hill, Block A, Lots 2R, 3R1, and 3R2 on 3.5± acres, located on the southwest corner of Broadway Street and Preston Road. The property is zoned Planned Development-93 (PD-93) Office/Retail. (DEVAPP-22-0006).

- 4f. Consider and act upon a Site Plan and Façade Plan for a daycare on Lot 1R1 Block A 2.2± acres of Prosper Center, located on the north side of Westwood Drive and west of Legacy Drive. This property is zoned Planned Development-65 (PD-65). (DEVAPP-23-0004 & DEVAPP-23-0010).
- 4g. Consider and act upon a Final Plat for Prosper Center, Lot 1R1, Block A, on 2.2± acres, located on the north side of Westwood Drive and west of Legacy Drive. The property is zoned Planned Development-65 (PD-65). (DEVAPP-23-0016).
- 4h. Consider and act upon a Site Plan for a Retail/Restaurant use, on 0.6± acres, located on the northwest corner of Broadway Street and McKinley Street. The property is zoned Downtown Retail (DTR). (D22-0069).

Motioned by Harris, seconded by Jackson, to approve the Consent Agenda, Motion approved 7-0

CITIZEN COMMENTS

DISCUSSION ITEM

5. Discuss the draft development standards for the Pradera Planned Development. (Z22-0019)

David Soto (Staff): Presented information regarding the Pradera Planned Development.

Nolan Bradshaw (Applicant): Presented information and clarifications regarding the Pradera Planned Development.

Commissioners discussed comparison of project to DNT guidelines as well as on scope of authority of Planning and Zoning Commission.

Commissioners expressed concerns regarding differences between the provided conceptual plan exhibit and the development standards exhibit.

Commissioners discussed alternative methods on how best to amend the development standards exhibit to more closely adhere to the conceptual plan exhibit.

REGULAR AGENDA

6. Review actions taken by the Town Council and possibly direct Town Staff to schedule topic(s) for discussion at a future meeting.

David Soto (Staff): Presented information regarding Town Council hearing on the westside addition case.

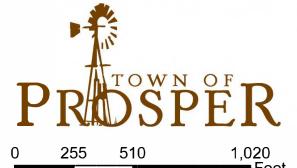
7. Adjourn.

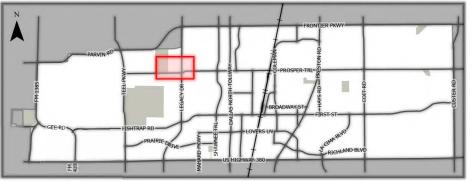
Motioned by Reeves, seconded by VanWolfe to adjourn. Motion approved 7-0 at 7:17 p.m.

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Item	

Doug Braches, Planning Technician	Michael Pettis, Secretary







DEVAPP-23-0028

Wireless Communications and Support Structure

7

Site Plan



PLANNING

To: Planning & Zoning Commission Item No. 3b

From: Doug Braches, Planning Technician

Through: David Soto, Planning Manager

Re: Planning & Zoning Commission Meeting – March 21, 2023

Agenda Item:

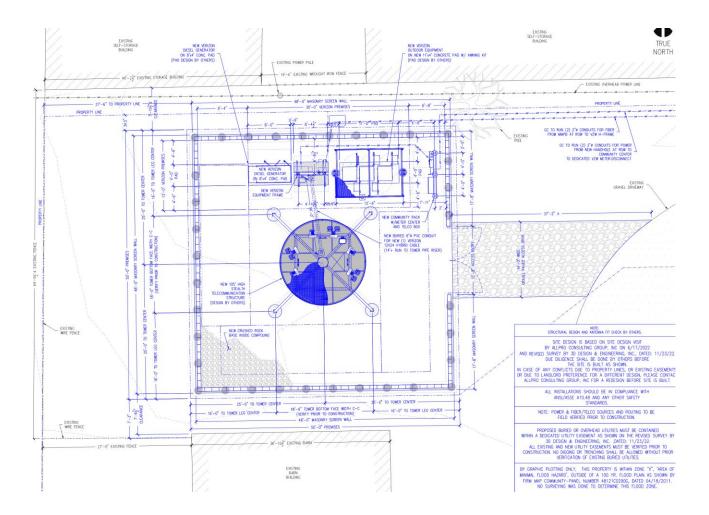
Consider and act upon a request for a Site Plan for a new Wireless Communications and Support Structure, on .1± acre, located on the north side of Prosper Trail, west of Legacy Drive. The property is zoned Agriculture (A) & Specific Use Permit- 45 (SUP-45). (DEVAPP-23-0011)

Description of Agenda Item:

The Site Plan shows a 2,304 square foot enclosure with 105-foot-tall wireless communication and support structure. Enclosure is screened with 8-foot-tall masonry walls on all sides with a 12-foot-wide wrought iron gate on the eastern side. The wireless communication tower is to be painted to match Town of Prosper logo design.

On December 6, 2022 Planning & Zoning Commission approved a Specific Use Permit (S22-0011) for a Wireless Communications and Support Structure.

Page 1 of 2



Attached Documents:

- 1. Location Map
- 2. Site Plan

Town Staff Recommendation:

Town staff recommends approval of the Site Plan, subject to:

- 1. Town staff approval of civil engineering, irrigation plan, Façade Plan, and address plan.
- 2. Town staff approval of all fire hydrants, fire department connections (FDC) and fire lanes, including widths, radii, and location.

Page 2 of 2

SITE INFORMATION

TOWER OWNER: ANTHEMNET, INC.

5944 LUTHER LANE, SUITE 725 DALLAS, TX 75225 CONTACT: MAX CUMMINS PHONE: 512-539-7151

> 1185 N LEGACY DR. PROSPER, TX 75078

SITE ADDRESS: COUNTY:

DENTON COUNTY 33.249453° N -96.840765° W LATITUDE (NAD 83):

LONGITUDE (NAD 83): GROUND ELEVATION: 626' AMSL

OCCUPANCY TYPE: UNMANNED TOWN OF PROSPER ZONING JURISDICTION:

AGRICULTURE ZONING CODE: POWER PROVIDER: COSERV FIBER TELCO PROVIDER: T.B.D.

CONTACT INFORMATION

PROPERTY OWNER

1185 LEGACY LLC CONTACT: DAVID TITTLE 17147 PROSPER RD. PO BOX 354 PROSPER, TX 75078 PHONE: 214-797-1852

APPLICANT

ANTHEMNET, INC. 5944 LUTHER LANE SUITE 725 DALLAS, TX 75225 CONTACT: MAX CUMMINS

SURVEYOR

PHONE: 512-539-7151

3D DESIGN & ENGINEERING, INC. CONTACT: HELENE F. LECANET, PHD, R.P.L.S. PHONE: 832-510-9621

ENGINEER CONSULTANT

ALLPRO CONSULTING GROUP, INC. 9221 LYNDON B. JOHNSON FWY, SUITE 204 DALLAS, TEXAS 75243 OFFICE: (972) 231-8893 FAX: (866) 364-8375 CONTACT: CHIYU ZHANG, P.E.

SCOPE OF WORK:

ANTHEMNET SCOPE OF WORK:

NEW SITE TO BE DEVELOPED BY ANTHEMNET. ALL ITEMS TO BE PROVIDED AND INSTALLED BY ANTHEMNETS CONTRACTOR UNLESS SPECIFICALLY NOTED OTHERWISE. INCLUDING BUT NOT LIMITED TO:

- NEW 50'X50' (2,500 SQ.FT.) PREMISES
- NEW 8' HIGH MASONRY SCREEN WALL
- NEW UTILITIES
- · NEW 105' HIGH STEALTH TELECOMMUNICATION STRUCTURE

VERIZON SCOPE OF WORK:

VERIZON WIRELESS CONTRACTOR TO INSTALL EQUIPMENT CABINETS GENERATOR, UTILITY RACK, ICE BRIDGE, RADIOS, ANTENNAS, CABLES, FIBER AND ELECTRICAL FEEDS FROM METER TO EQUIPMENT.



SITE NAME:

PROSPER STAR



SITE NAME: PROSPER STAR

VZW FUZE ID #: 16892837 MDG ID: 5000902732

NEW 105' STEALTH TELECOMMUNICATION STRUCTURE

APN: 122877 1185 N LEGACY DR.

J.H.DURRETT SURVEY, ABSTRACT NO. 350, DENTON, TEXAS, AND BEING OUT OF AND PART OF A 6.618-ACRE TRACT, AS RECORDED IN FILE NUMBER 2021-121368 OF THE DEED RECORDS OF TOWN OF PROSPER, TEXAS

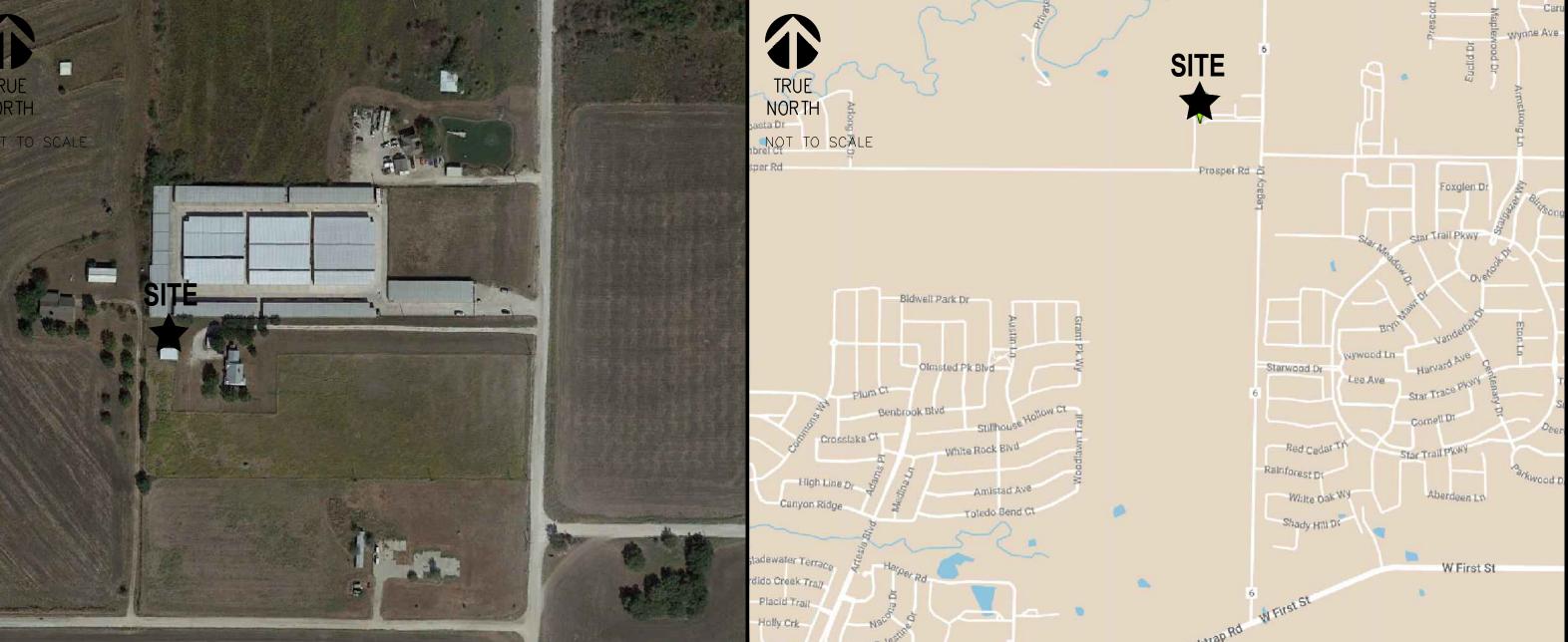
DENTON COUNTY 33.249453°, -96.840765°

EQUIPMENT PREMISES

BEING A 50'X50' PREMISES CONTAINING 0.0574 ACRES (2,500.00 SQUARE FEET) LOCATED IN THE J.H. DURRETT SURVEY, ABSTRACT NO. 350, DENTON COUNTY, TEXAS, AND BEING OUT OF AND PART OF A 6.618-ACRE TRACT AS RECORDED IN FILE NUMBER 2021-121368 OF THE DEED RECORDS OF DENTON COUNTY, TEXAS, SAID 0.0574-ACRE TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS WITH ALL CONTROL REFERRED TO THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202), NORTH AMERICAN DATUM OF 1983:

SATELLITE MAP

ENLARGED VICINITY MAP



DO NOT SCALE DRAWINGS

CONTRACTOR SHALL VERIFY ALL PLANS & EXISTING DIMENSIONS & CONDITIONS ON THE JOB SITE & SHALL IMMEDIATELY NOTIFY THE ENGINEER IN WRITING OF ANY DISCREPANCIES BEFORE PROCEEDING WITH THE WORK OR BE RESPONSIBLE FOR SAME

STRUCTURAL REVIEW NOTE

ALLPRO CGI SCOPE OF WORK DOES NOT INCLUDE A STRUCTURAL EVALUATION OF THIS TOWER OR STRUCTURE. NEW ANTENNAS & EQUIPMENT SHOWN ON THIS PLAN HAVE NOT BEEN EVALUATED TO VERIFY THE TOWER OR STRUCTURE HAS THE CAPACITY TO ADEQUATELY SUPPORT THESE ANTENNAS & EQUIPMENT. PRIOR TO ANY ANTENNA OR EQUIPMENT INSTALLATION, A STRUCTURAL EVALUATION OF TOWER OR STRUCTURE, INCLUDING ALL MOUNTING SYSTEMS AND HARDWARE, SHOULD BE PERFORMED.

APPLICABLE CODES

ALL WORK SHALL BE PERFORMED AND MATERIALS INSTALL IN ACCORDANCE WITH THE CURRENT EDITIONS OF THE FOLLOWING CODES AS ADOPTED BY THE LOCAL GOVERNING AUTHORITIES. NOTHING IN THESE PLANS IS TO BE CONSTRUED TO PERMIT WORK NOT CONFORMING TO THESE CODES:

- INTERNATIONAL BUILDING CODE (2021 EDITION)
- INTERNATIONAL RESIDENTIAL CODE (2021 EDITION)
- NATIONAL ELECTRICAL CODE (2020 EDITION) INTERNATIONAL MECHANICAL CODE (2021 EDITION)
- INTERNATIONAL ENERGY CONSERVATION CODE (2021 EDITION)
- CITY/COUNTY ORDINANCES



☐ APPROVED ☐ DENIED

STAFF	 Date	 Initials
P&Z	2010	miciolo
	Date	 Initials
NEIGHBORH	OOD #	
	• •	P&Z Result Memo for an oproval of this project.

	NEIGHBORHOOD # See the Staff Approval Letter or P&Z Result Me	mo for any		
conditions associated with the approval of this project. DRAWING INDEX				
T-1	TITLE SHEET	8		
	SURVEY (BY OTHERS)	8		
Z-1	OVERALL SITE PLAN	8		
Z-2	ENLARGED SITE PLAN	8		
Z-3	DETAILED EQUIPMENT PLAN	8		
Z-4	ELEVATION	8		
Z-5	VERIZON ANTENNA PLAN	8		
FP-1	FACADE PLAN - NORTH ELEVATION			
FP-2	FACADE PLAN — EAST ELEVATION			
FP-3	FACADE PLAN - SOUTH ELEVATION			
FP-4	FACADE PLAN — WEST ELEVATION			



DALLAS, TX 75225

600 HIDDEN RIDGE IRVING, TX 75038



9221 Lyndon B Johnson Fwy Suite 204, Dallas, TX 75243 Phone: 972-231-8893 Fax: 866-364-8375 www.allprocgi.com Registration No. 8242

23-0487 ACGI NO: DRAWN BY: CHECKED BY: SZ

REVISIONS REV DATE DESCRIPTION 4 | 11/23/22 | REVISED SURVEY 5 12/02/22 REMOVED LANDSCAPE 6 12/29/22 REVISED TOWER COLORS 7 | 01/17/23 | CHANGE TO 'TOWN OF PROSPER | 8 03/17/23 UPDATED TO MATCH PCDs



NOT VALID WITHOUT P.E. STAMP & SIGNATURE

SITE INFORMATION

105' HIGH STEALTH **TELECOMMUNICATION STRUCTURE**

SITE NAME: **PROSPER STAR**

APN: 122877 1185 N LEGACY DR. PROSPER, TX 75078 DENTON COUNTY

PROPERTY OWNER

1185 LEGACY LLC 17147 PROSPER RD. PO BOX 354 PROSPER, TX 75078 PHONE: 214-797-1852 <u>APPLICANT</u> ANTHEMNET, INC. 5944 LUTHER LANE SUITE 725

DALLAS, TX 75225 PHONE: 512-539-7151 LEGAL DESCRIPTION

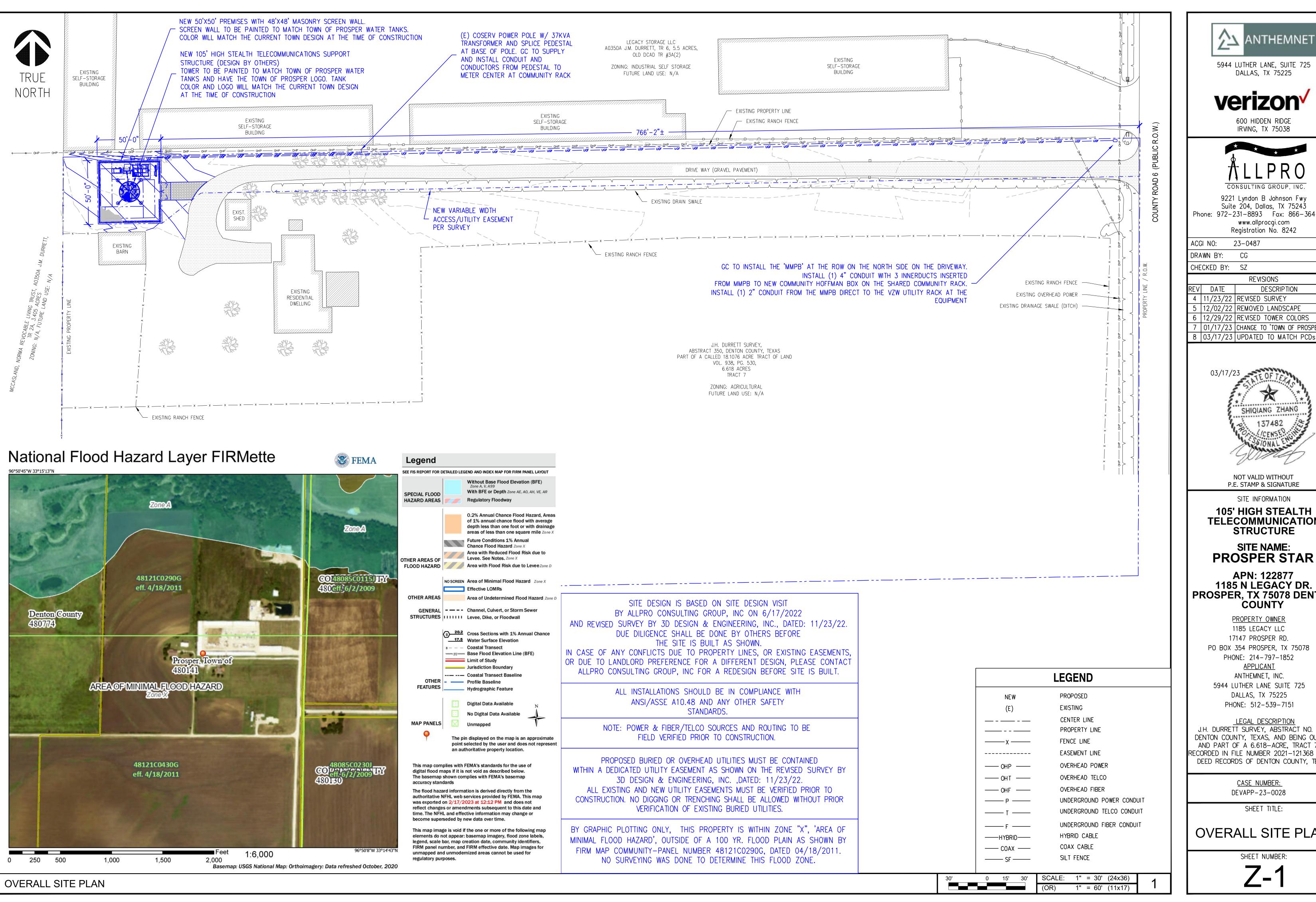
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> CASE NUMBER: DEVAPP-23-0028

SHEET TITLE:

TITLE SHEET

SHEET NUMBER:



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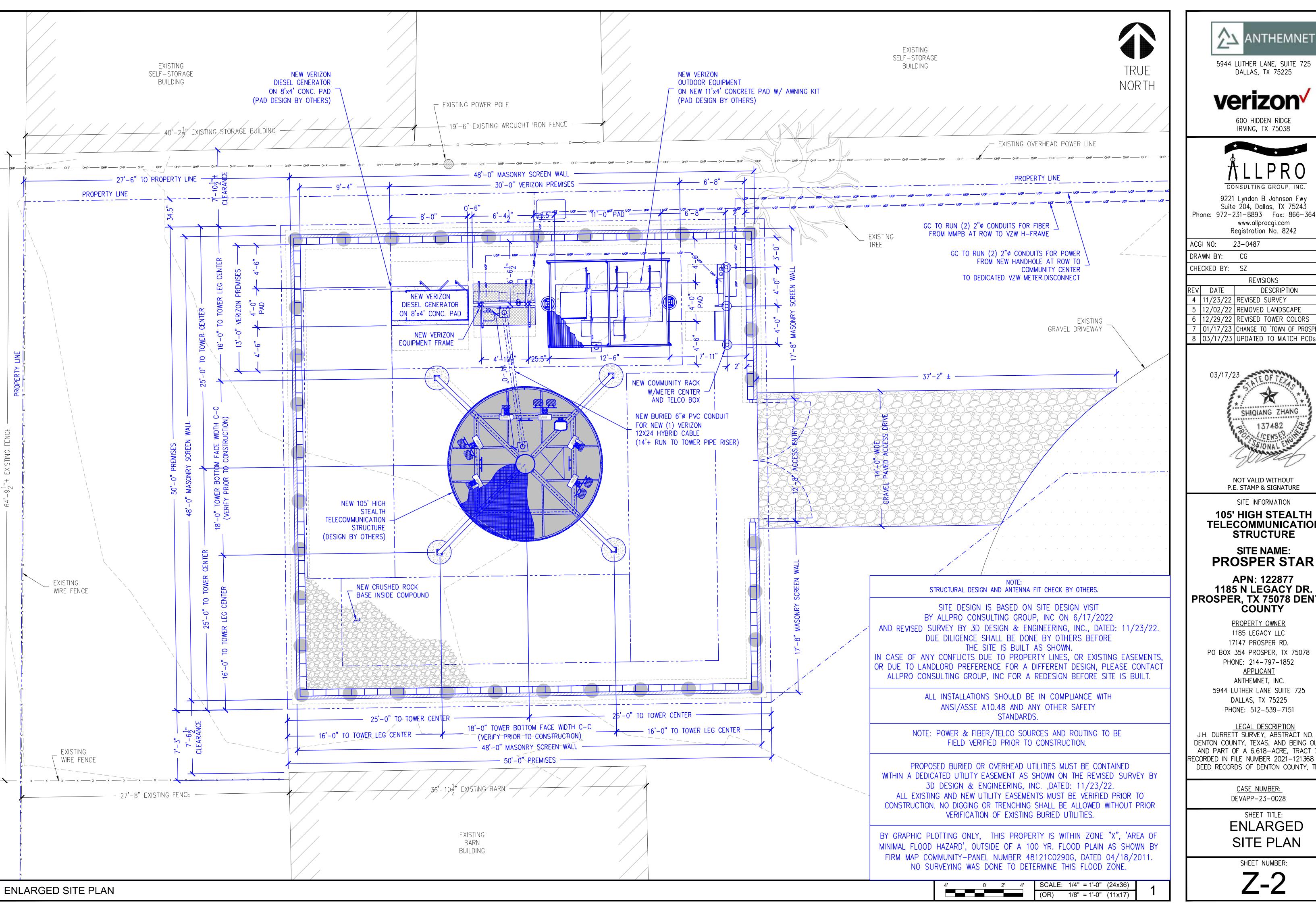
> CASE NUMBER: DEVAPP-23-0028

> > SHEET TITLE:

OVERALL SITE PLAN

SHEET NUMBER:

Z-1





DALLAS, TX 75225

600 HIDDEN RIDGE IRVING, TX 75038



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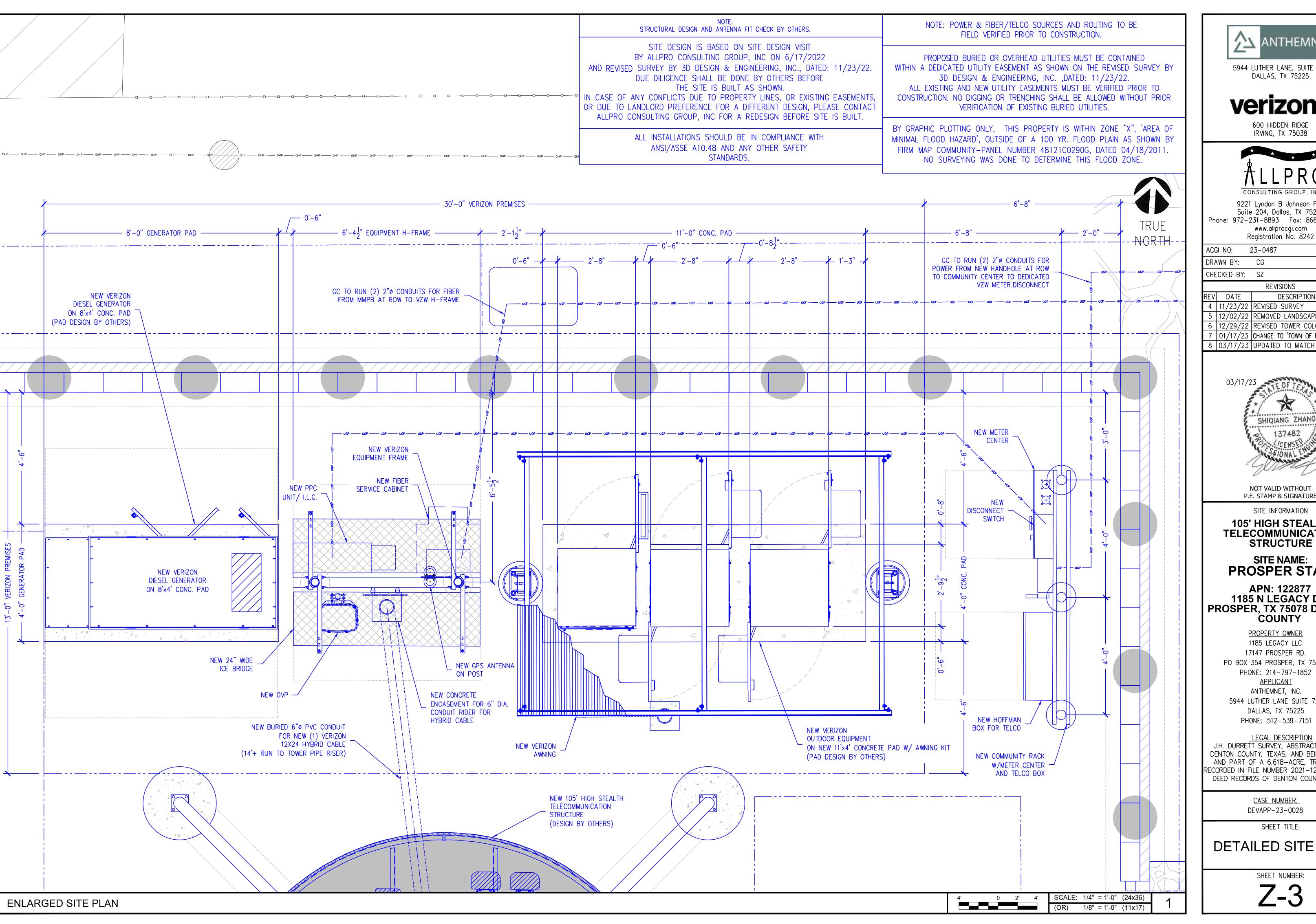
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SHEET TITLE: **ENLARGED** SITE PLAN

SHEET NUMBER:



ANTHEMNET

5944 LUTHER LANE, SUITE 725 DALLAS, TX 75225



600 HIDDEN RIDGE IRVING, TX 75038



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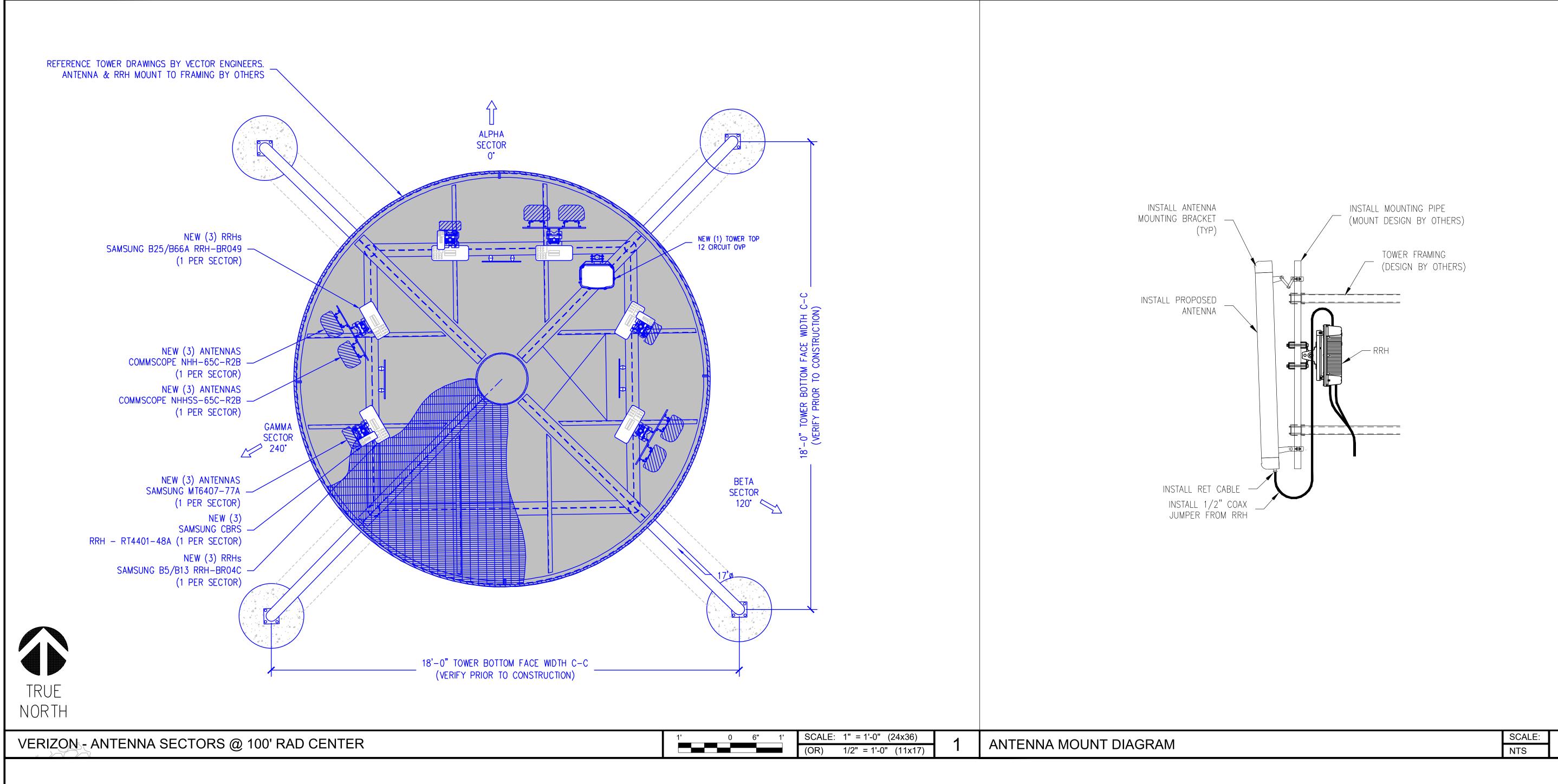
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> > SHEET TITLE:

DETAILED SITE PLAN

SHEET NUMBER:



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7 01/17/23 CHANGE TO 'TOWN OF PROSPER CG

SHIQIANG ZHANG

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23-0487

CG

4 | 11/23/22 | REVISED SURVEY

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ANTHEMNET, INC. 5944 LUTHER LANE SUITE 725 DALLAS, TX 75225

PHONE: 512-539-7151

<u>LEGAL DESCRIPTION</u>
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DENTON COUNTY, TEXAS, AND BEING OUT OF AND PART OF A 6.618-ACRE, TRACT 7 AS RECORDED IN FILE NUMBER 2021-121368 OF THE DEED RECORDS OF DENTON COUNTY, TEXAS

> CASE NUMBER: DEVAPP-23-0028

SHEET TITLE: **VERIZON** ANTENNA PLAN

SHEET NUMBER:

Z-5