



Date Paid:	<u>9/16/17</u>
Amount Paid:	\$ <u>500.00</u>
Cash/MO #/Check #:	# <u>320424</u>
Receipt #:	<u>458</u>

CASE #: Z16-17

City of Killeen Zoning Change Application

General Zoning Change \$300.00 Conditional Use Permit \$500.00

Name(s) of Property Owner: Garland and Jo Ann Kelley

Current Address: 410 Tower Hill Lane

City: Killeen State: Texas Zip: 76542 - 8907

Home Phone: (254) 634-2977 Business Phone: () N/A Cell Phone: (254) 681-0963

Email: None for Garland or Jo Ann, though city may use grand-daughter's - brandy.l.kelley@gmail.com

Name of Applicant: American Tower Corporation through Scott Lewellen of SiteExcell, LLC as Agent
(If different than Property Owner)

Address: 33300 Kanis Road (SiteExcell, LLC)

City: Paron State: Arkansas Zip: 72122

Home Phone: () N/A Business Phone: (501) 231-7800 Cell Phone: (501) 231-7800

Email: scott@siteexcell.com

Address/Location of property to be rezoned: No rezoning required

Legal Description: A0963BC M T MARTIN, 4, ACRES 179.293

Metes & Bounds or Lot(s) Block Subdivision

Is the rezone request consistent with the Comprehensive Plan? YES NO No rezoning required
If NO, a FLUM amendment application must be submitted.

Type of Ownership: Sole Ownership Partnership Corporation Other

Present Zoning: Agricultural Present Use: Undeveloped

Proposed Zoning: N/A Proposed Use: 120' cellular tower on a 100' x 100' lease area

Conditional Use Permit for: 120' Cellular Tower to be constructed and owned by American Tower Corporation

This property was conveyed to owner by deed dated 02-06-1987 and recorded in Volume 1303,
Page 64, Instrument Number _____ of the Bell County Deed Records.
(Attached)

Is this the first rezoning application on a unilaterally annexed tract? N/A
Yes _____ (Fee not required) No _____ (Submit required fee)

APPOINTMENT OF AGENT

As owner of the subject property, I hereby appoint the person designated below to act for me, as my agent in this request.

Name of Agent: Scott J. Lewellen, SiteExcell, LLC

Mailing Address: 33300 Kanis Road

City: Paron State: AR Zip: 72122

Home Phone: () Business Phone: (501) 231-7800

I acknowledge and affirm that I will be legally bound by the words and acts of my agent, and by my signature below, I fully authorize my agent to:

be the point of contact between myself and the City; make legally binding representations of fact and commitments of every kind on my behalf; grant legally binding waivers of rights and releases of liabilities of every kind on my behalf; consent to legally binding modifications, conditions, and exceptions on my behalf; and, to execute documents on my behalf which are legally binding on me.

I understand that the City will deal only with a fully authorized agent. If at any time it should appear that my agent has less than full authority to act, then the application may be suspended and I will have to personally participate in the disposition of the application. I understand that all communications related to this application, are part of an official proceeding of City government and, that the City will rely upon statements made by my agent. Therefore, I agree to hold harmless and indemnify the City of Killeen, its officers, agents, employees, and third parties who act in reliance upon my agent's words and actions from all damages, attorney fees, interest and costs arising from this matter. If my property is owned by a corporation, partnership, venture, or other legal entity, then I certify that I have legal authority to make this binding appointment on behalf of the entity, and every reference herein to "I", "my," or "me" is a reference to the entity.

Signature of Agent [Signature] Title Project Manager

Printed/Typed Name of Agent Scott J. Lewellen Date 09-12-16

Signature of Property Owner [Signature] Title Owner

Printed/Typed Name of Property Owner Garland L. Kelley Sr Date _____

Signature of Property Owner [Signature] Title Owner

Printed/Typed Name of Property Owner Ann J. Kelley Date _____

Signature of Property Owner [Signature] Title Sr Counsel

Printed/Typed Name of Property Owner Margaret Robinson Date 8-23-16

* Applications must be signed by the individual applicant, each partner of a partnership, or by an authorized officer of a corporation or association.

Revised October 2015