

**TOWN OF ATHELSTANE  
SIGNAL RECEIVING ANTENNA ORDINANCE  
ORDINANCE NO. 10**

The Town Board of the Town of Athelstane, Marinette County, Wisconsin, does hereby ordain as follows:

**A. Purpose**

This section regulates the placement of signal receiving antennas is adopted to:

1. Provide uniform regulation of all signal receiving antenna devices.
2. Secure placement of such antennas in an aesthetically sensitive manner while allowing users reasonable reception of signals.
3. Protect the public from injury from antennas that are inadequately mounted, unduly susceptible to wind pressure, improperly installed and wired.
4. Provide for placement of such antennas in locations that preserve access to rear property areas by firefighting apparatus and emergency personnel.

**B. Permit Required**

No owner shall, within the Town of Athelstane, build, construct, use or place any type of signal receiving antenna until a permit shall have first been obtained from the Town of Athelstane Clerk.

**C. Definitions**

1. For purposes of this Section, a “signal receiving antenna” is defined as any apparatus capable of receiving communications from a transmitter or a transmitter relay. This ordinance does not include “signal receiving antennas” required for satellite TV.
2. “Owner” means the holder of record of an estate in possession in fee simple, or for life, in land or real property, or a vendee of record under a land contract for the sale of an estate in possession in fee simple or for life but does not include the vendor under a land contract. A tenant in common or joint tenant shall be considered such owner to the extent of his interest. The personal representative of at least one (1) owner shall be considered an owner.

**D. Application**

Application for a signal receiving antenna permit shall be made in writing to the Town of Athelstane Clerk. With such application, there shall be a fee of Five Hundred (\$500) Dollars and specifications, including a general plot plan or sketch showing the location of the proposed signal-receiving antenna with respect to roads, lot lines and buildings. If such application meets all requirements of this ordinance, the application shall be approved.

#### E. Installation Standards

Signal receiving antennas installed in the Town of Athelstane shall comply with the following provisions:

1. Setbacks – Any signal receiving antenna and its mounting post shall be located a minimum of fifteen (15) feet from any property line
2. Electrical Installations – Electrical installation in connection with signal receiving antennas, including grounding of the system, shall be in accordance with the National Electrical Safety Code, Wisconsin State Electrical Code and the instructions of the manufacturer. In cases of conflict, the stricter requirements shall govern. All cable used to conduct current or signals from the signal receiving antenna to the receivers shall be installed underground unless installation site conditions preclude underground.
3. Temporary Placement – No portable or trailer-mounted signal receiving antenna shall be allowed.
4. Advertising – No form of advertising or identification, sign or mural is allowed on the signal receiving antenna other than the customer manufacturer's identification plates.
5. Interference with Broadcasting – Signal-receiving antennas shall be filtered and/or shielded so as to prevent the emission or reflection of an electromagnetic radiation that would cause any harmful interference with the radio and/or television broadcasting or reception on adjacent properties. In the event that harmful interference is caused subsequent to its installation, the owner of the signal receiving antenna shall promptly take steps to eliminate the harmful interference in accordance with Federal Communications Commission regulations.
6. Compliance with Federal Regulations – The installation and use of every signal-receiving antenna shall be and remain in conformity with the Federal Cable Communications Policy Act of 1984 and regulations adopted there under.
7. Aesthetic Considerations – Signal receiving antennas shall be located and designed to reasonably reduce visual impact from surrounding properties.

#### F. Enforcement

1. It shall be unlawful to construct, use, build or locate any signal receiving antenna in violation of any provisions of this Section. Any person, firm or corporation who fails to comply with the provisions of this Ordinance shall be fined not more than five hundred (\$500) dollars for each offense plus the cost of prosecution.

This ordinance adopted by the Town Board of the Town of Athelstane on this 10<sup>th</sup> day of August, 2005.