

**ORDINANCE 4388**

**TO AMEND THE LEASE TO SUNCOM WIRELESS PROPERTY COMPANY LLC AS SUCCESSOR IN INTEREST TO TRITON PCS PROPERTY COMPANY LLC D/B/A T-MOBILE USA INC FOR THEIR INSTALLATION OF CELLULAR EQUIPMENT ON THE POOLE STREET WATER TOWER.**

**WHEREAS**, SunCom Wireless Property Company, LLC d/b/a T-Mobile USA Inc. has made a proposal for a First Amendment to the original lease agreement dated July 18, 2002; and,

**WHEREAS**, the proposal conforms to the guidelines listed in article VI (D) of the City Zoning Code which regulates the placement of towers for communications use within the city limits; and,

**WHEREAS**, the amendment would allow for additional equipment, modifications at Licensee expense, and an increase in the rental fee of Five Hundred Dollars (\$500) monthly, which fees will be deposited in the Utility Fund.

**NOW, THEREFORE BE IT ORDAINED**, by the Mayor and Council of the City of Hartsville that SunCom Wireless Property Company, LLC d/b/a T-Mobile USA Inc. is hereby granted First Amendment to lease.

**NOW, THEREFORE BE IT FURTHER ORDAINED**, that the City Manager is hereby authorized to execute the negotiated lease agreement document.

**NOW, THEREFORE BE IT FINALLY ORDAINED IN MEETING DULY ADVERTISED AND ASSEMBLED** on the 12th day of May, 2020 and to become effective upon final reading.

  
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Carl M. (Mel) Pennington IV, Mayor

ATTEST:

  
Sherron L. Skipper, City Clerk

First Reading: April 14, 2020

Public Hearing: May 12, 2020

Final Reading: May 12, 2020