

Catalina Foothills Association

P.O. Box 64546

Tucson, Arizona 85728-4546

Devoted to the preservation of the unique residential character of the Catalina Foothills

October 23, 2023

Christine Heacock, MA, RPA
Deputy Federal Preservation Officer
Competition and Infrastructure Policy Division
Wireless Telecommunications Bureau
Federal Communications Commission
45 L Street NE
Washington, DC 20554

Re: Cell Tower A844-100 TUC CAMPBELL

Dear Ms. Heacock:

The Catalina Foothills Association (CFA), incorporated in 1956, represents over 1,700 homes within the Catalina Foothills within Pima County Arizona. The CFA has the primary mission of preserving the historic and cultural properties and landscape in the area and maintaining the highest standards of quality of life for its residents.

On behalf of the CFA and its members, I am writing to express our objection regarding the recent collocation at an existing communications tower (A844-100 TUC CAMPBELL, the “**Tower**”).

This letter serves as the CFA’s formal complaint regarding the Tower and support for the communications you have previously received from the Arizona State Historic Preservation Office as well as Certified Local Government of Pima County Arizona (both attached) related to the Tower.

The CFA joins the disputes raised in the attached letters to the exemption of the collocation on the Tower from Section 106 review which are deemed included herein by this reference. This Tower has direct and indirect significant adverse effects on historic resources, leading to the

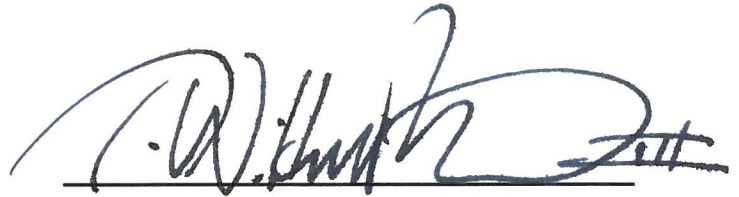
diminishment of our cultural landscapes, individually listed historic properties, sites, historic districts, scenic corridors, historic highways, and other cultural resources.

Since initial construction in 2001, the tower has been modified several times with the most recent modifications including a much larger array. These changes represent “a substantial increase in the size of the tower” pursuant to the National Programmatic Agreement for the Collocation of Wireless Antennas. The wider array results in more substantial intrusion on the viewshed of historic properties in the vicinity and in the historic landscape represented by the CFA and we believe results in a diminution of value to neighboring and surrounding properties.

Thank you for your attention to our request.

Sincerely,

Catalina Foothills Association, Inc.
(an Arizona nonprofit corporation)

A handwritten signature in black ink, appearing to read 'W. Pew', written over a horizontal line. The signature is stylized and cursive.

Will Pew
Vice President

cc:

Linda Mayro, Pima County Director, Sustainability, Conservation, Historic Preservation.
Michael Fassett, President; Tucson Historic Preservation Foundation
Katherine Leonard, M.A.; Arizona State Historic Preservation Officer
Demion Clinco, property owner, Demionclinco@gmail.com



Katie Hobbs
Governor

ARIZONA STATE PARKS & TRAILS

Bob Broscheid
Executive Director



September 7, 2023

Ms. Ellen SaintOnge, Federal Preservation Officer
Christine Heacock, Deputy Federal Preservation Officer
Competition and Infrastructure Policy Division
Wireless Telecommunications Bureau
Federal Communications Commission
45 L Street NE
Washington, DC 20554

Re: Pima County; A844-100 TUC CAMPBELL Cellular Tower Collocation at 2565 East Camino Juan Paisano, Tucson, AZ; Continuing Section 106 Consultation; Federal Communications Commission (FCC); SHPO-2023-1121(171157)

Dear Mss. SaintOnge and Heacock:

Thank you for speaking with our office on August 18, 2023 regarding a recent collocation at an existing communications tower (A844-100 TUC CAMPBELL). The tower is located on private land at 2565 East Camino Juan Paisano, in an unincorporated area of Pima County. Our office was notified of the recent collocation by a concerned owner of a National Register of Historic Places (NRHP) listed property. The Pima County Office of Sustainability and Conservation also contacted our office with concerns as the tower is located within a Pima County-designated scenic corridor along Campbell Avenue.

As we discussed in our call, our office is of the opinion that recent collocations at the referenced tower have created an adverse effect to the viewshed of historic properties located within the tower's area of potential effects (APE). Although our office reviewed the original tower in 2001 and again in 2016 with findings of "no historic properties affected" and "no adverse effect," the most recent collocations were not reviewed by the State Historic Preservation Office (SHPO). Furthermore, the Pima County Office of Sustainability and Conservation, a Certified Local Government, property owners or Tribes with ancestral association to the area were not consulted, nor did public notification as required by 36 CFR Part 800 and the 2001 National Programmatic Agreement (NPA) for the Collocation of Wireless Antennas, as amended, occur.

Background

The A844-100 TUC CAMPBELL tower was originally reviewed by our office in 2001 (new construction) [SHPO-2001-584] and for a pole replacement in 2016 [SHPO-2016-0915]. SHPO concurred with findings of "no historic properties affected" and "no adverse effects," respectively. As can be ascertained from the change in findings from "no historic properties affected" to "no adverse effect" between the 2001 and 2016 consultations, this is an area of Tucson that has been increasingly the focus of preservation; five properties within the viewshed

of the tower have been listed in the National Register of Historic Places (NRHP) since 2001. These listed properties include:

- Caldwell, Erskine P., House (NR 10000747, listed 9/9/2010)
- Corcoran, John P. and Helena S., House (NR 11000569, listed 8/30/2011)
- Gabel House (NR 10000742, listed 9/9/2010)
- Jacobson House (NR 100007931, listed 7/24/2022)
- Ramada House (NR 6000832, listed 9/24/2006)

On June 28, 2023, our office was sent an inquiry from the owner of the Jacobson House, which is located directly west of the A844-100 TUC CAMPBELL tower. The inquiry was accompanied by a photograph of the new collocation as viewed from the historic property. SHPO reviewed aerial images available on Google Earth and Google Streetview photographs for the last 20 years to trace the evolution of the tower's appearance. In 2011, under the original construction, the tower is a single pole with no antenna arrays. In 2022, following the tower replacement, the pole was a similar height with a small, tight array of antennas at the top of the pole. The 2023 photograph from the Jacobson House documents a wider antenna array with more antennas loosely grouped around the pole. The wider array results in a more substantial intrusion on the viewshed of the historic property.

It is our understanding that the collocation occurred under a "self-reported" exemption to Section 106 under Section IV of the 2001 NPA. Under Section IV, collocations of antennas on towers constructed after March 16, 2001 that have been previously reviewed under Section 106 are exempt from additional review unless the new antenna will result in a substantial increase to the size of the tower (Subsection 2); if the tower as built or proposed has been determined by the FCC to have an effect on one or more historic properties, unless that effect is "no adverse effect" or "adverse effects" have been resolved (Subsection 3); or the collocation licensee or the owner of the tower has received written or electronic notification that the FCC is in receipt of a written complaint from a member of the public, a SHPO, or the Advisory Council on Historic Preservation (ACHP) that the collocation has an adverse effect on one or more historic properties (Subsection 4). The collocation licensee and the owner of the tower likely assumed that the previous Section 106 review was sufficient and did not complete additional review to identify additional historic properties that may have been listed, or determined eligible for listing, in the NRHP after the 2016 tower replacement.

It is our opinion that the combined multiple collocations and the most recent prominent antenna collocations has created an adverse effect to the viewshed of historic properties, many of which have design elements and viewshed siting as character-defining features. For example, the tower is in direct line of site of the Jacobson House, which was designed and built by Judith Chafee, a prominent architect in Arizona, and was listed on the NRHP in 2022. According to the Jacobson House's National Register nomination form:

"The primary character-defining feature of the Jacobson Residence is the material and geometric design. The house is constructed of cast exposed concrete structural beams

supported on walls of painted reinforced concrete block, punctuated by aluminum frame glass windows, sliding glass doors that serve as windows walls, and clearstory ribbon windows that allow diffused light to enter the space. The physical orientation and idiosyncratic design was a response to the desert environment, climate, views, natural setting, and the seasonal location of the sun. The house is designed with an explicit indoor-outdoor relationship and spatial arrangement that creates a floor plan with a series of courtyards that act as outdoor rooms.”

At this time, the State Historic Preservation Office is filing a complaint with the FCC to dispute the exemption of this collocation from Section 106 review. We request an investigation to determine if the stipulations of the NPA were properly adhered to, and recommend that the applicant work with our office, the adjacent property owners and Pima County to take steps to resolve the adverse effect that has been created by this collocation.

We appreciate your input and assistance with this matter. Please contact me at 602.542.4009 or via email at kleonard@azstateparks.gov if you have any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Kathryn Leonard". The signature is fluid and cursive, with the first name "Kathryn" being larger and more prominent than the last name "Leonard".

Kathryn Leonard, M.A.
State Historic Preservation Officer

Ecc: Linda Mayro, Director, Office of Sustainability and Conservation, Pima County,
Linda.Mayro@pima.gov
Demion Clinco, property owner, demionclinco@gmail.com



COUNTY ADMINISTRATOR'S OFFICE

PIMA COUNTY GOVERNMENTAL CENTER
115 N. CHURCH AVE., 2nd FLOOR, Suite 231, TUCSON, AZ 85701-1317
520-724-8661, FAX 520-724-8171

JAN LESHNER
County Administrator

September 20, 2023

Sent via email:
Christine.Heacock@fcc.gov

Christine Heacock, MA, RPA
Deputy Federal Preservation Officer
Competition and Infrastructure Policy Division
Wireless Telecommunications Bureau
Federal Communications Commission
45 L Street NE
Washington, DC 20554

**Re: Tower A844-100 TUC CAMPBELL Cellular Tower Collocation at 2565 East Camino
Juan Paisano, Tucson, AZ**

Dear Ms. Heacock:

The Pima County Board of Supervisors, County Administration, and staff have received several citizen inquiries and complaints regarding the recent collocation and array expansion on an existing cell tower located on private property in unincorporated Pima County north of Tucson, Arizona. These complaints focus on the visual impacts of this cellular tower collocation to historic properties listed in the National Register of Historic Places and the historic landscape in the greater Catalina foothills area.

Although the cell tower was initially reviewed and approved by Pima County in 2001 when first constructed and by SHPO with a finding of "no historic properties affected," the tower has been modified twice with no further consultation with SHPO or with Pima County. The recent tower modifications have been reviewed by Pima County for adherence to zoning and permitting requirements and is in compliance with these. However, the most recent modifications show a much larger array, which may be considered "a substantial increase in the size of the tower" pursuant to the National Programmatic Agreement for the Collocation of Wireless Antennas (as amended). The wider array certainly results in a more substantial intrusion on the viewshed of the historic properties in the vicinity and the Catalina foothills historic landscape.

There is growing awareness and interest in preserving the historic character of the area that was initially developed as a residential community beginning in the 1920's and designed in a romantic Spanish Colonial Revival style by renowned architect Josias Joesler. Not only

Ms. Christine Heacock, MA, RPA
Deputy Federal Preservation Officer, Federal Communications Commission
Re: **Tower A844-100 TUC CAMPBELL Cellular Tower Collocation at 2565 East Camino Juan Paisano, Tucson, AZ**
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were these large traditional southwestern residences constructed with a wealth of hand-crafted details including hand-crafted decorative motifs such as hand-applied plaster, hand-hewn beams, colorful tile from Mexico, colored concrete floors, and decorative iron/tin work, but the very large parcels, careful siting of structures, retention of the natural landscape, and specific planting of large pines and other trees next to these structures to visually landmark these residences may all be considered defining historic characteristics in this area.

We are also in receipt of a September 7, 2023, letter (attached) to Ms. Ellen SaintOnge and yourself from Kathryn Leonard, Arizona State Historic Preservation Officer who notes that:

"It is our opinion that the combined multiple collocations and the most recent prominent antenna collocations has created an adverse effect to the viewshed of historic properties, many of which have design elements and viewshed siting as character-defining features.

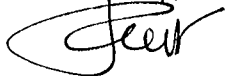
SHPO concludes:

At this time, the State Historic Preservation Office is filing a complaint with the FCC to dispute the exemption of this collocation from Section 106 review.

As a Certified Local Government, Pima County supports this filing and likewise requests an investigation to determine if the stipulations of the NPA were properly adhered to, and recommend that the applicant work with SHPO, the adjacent property owners, the Catalina Foothills Association, and Pima County to take steps to resolve the adverse effect that has been created by this collocation.

Thank you for your attention to this matter and we look forward to working with the FCC, SHPO, and the applicant in resolving the visual adverse effect from this collocation that is affecting County residents.

Sincerely,



Jan Lesher
County Administrator

Attachment

c: The Honorable Rex Scott, Pima County Board of Supervisors
Carmine DeBonis, Jr., Deputy County Administrator
Kathryn Leonard, Arizona State Historic Preservation Officer
Linda Mayro, Director, Sustainability, Conservation, Historic Preservation



TUCSON
HISTORIC PRESERVATION
FOUNDATION

September 24, 2023

Ms. Ellen SaintOnge, Federal Preservation Officer
Christine Heacock, Deputy Federal Preservation Officer
Competition and Infrastructure Policy Division
Wireless Telecommunications Bureau
Federal Communications Commission
45 L Street NE
Washington, DC 20554

Re: Pima County; A844-100 TUC CAMPBELL Cellular Tower Collocation at 2565 East Camino Juan Paisano, Tucson, AZ; Continuing Section 106 Consultation; Federal Communications Commission (FCC); SHPO-2023-1121(171157)

Dear Mss. SaintOnge and Heacock:

On Behalf of the Tucson Historic Preservation Foundation and our thousands of members and supporters in Southern Arizona we are writing to express our deep concern and objection regarding the recent collocation at an existing communications tower (A844-100 TUC CAMPBELL). This letter is a formal complaint regarding the project and support for the Arizona State Historic Preservation Office dispute of the the exemption of this collocation from Section 106 review.

This project is one of many highly intrusive co-location enlargement projects that are being constructed throughout our region and that are having direct and indirect significant adverse effects on historic resources, leading to the diminishment of our cultural landscapes, individually listed historic properties, sites, historic districts, scenic corridors, historic highways and and other cultural resources.

The “self-reported” exemption to Section 106 under Section IV of the 2001 NPA that allows collocations of antennas on towers constructed after March 16, 2001 that have been previously

reviewed under Section 106 is failing our community and resulting in broad adverse direct and indirect effects that is damaging historic integrity and our unique sense of place.

The project in question is located on Campbell Avenue, a *Scenic Route* designated by Pima County in 1970 and within the 1936 Catalina Foothills Estates Subdivision, a significant early 20th-century planned subdivision constructed by noted developers John and Helan Murphey. The Murphey's celebrating the natural sonoran desert landscape, setting and viewsheds hired master architect Josias Joesler to built out the subdivision with southwestern revival residences for major American luminaries, actors and families including Drexel, Gould, Mayo and Grace. In addition to the listed properties noted by the Arizona State Historic Preservation Office, dozens of significant properties, directly and indirectly impacted by this project are eligible for listing on the National Register of Historic Places under the *Multiple Property Documentation Form: The Single Family Residential Architecture of Josias Th. Joesler and John and Helen Murphey in Tucson and Pima County, Arizona, 1927-1956*. In addition to these properties, Catalina Foothills Estates is the location of many significant mid-twentieth century properties that have been surveyed and recognized by the Modern Architectural Preservation Project of Tucson and the Tucson Historic Preservation Foundation.

This Cellular Tower project was initially reviewed in 2001 with a finding of "no historic properties affected". Twenty years ago, no one could have imagined the negative impacts that two decades of expansions and enlargements would have on the areas historic integrity. The tower is visually intrusive, injecting into a highly sensitive and valued cultural and natural asset area a hulking industrial visual mess that can be seen from a quarter mile away.

We request an investigation to determine if the stipulations of the NPA were properly adhered to, not just for this project but all applicant projects in the City of Tucson and Pima County. We request that the applicant work with the State Historic Preservation Office, the certified local governments, the Tucson Pima County Historical Commision, adjacent property owners and other stakeholders to resolve the adverse effects that has been created by this and other collocations.

Thank you for your attention to our request.

A handwritten signature in black ink, appearing to read "Michael Fassett". The signature is fluid and cursive, with a long horizontal stroke at the end.

Michael Fassett, President
Tucson Historic Preservation Foundation
Po Box 40008
Tucson, Arizona 85717
preservetucson.org