

Oconee County Planning Commission

415 S. Pine St. • Walhalfa, South Carolina 29691 Phone (864) 638-4218 • Fax (864) 638-4168

Application for Land Use Permit

Date	Jan 27, 2014					
I, F	iulk and Foster i	Real Estate. In	E.	(owner)	(agent of own	er)
here	eby make	applicati	on to the O	conee County Pl	anning Comm	ission for
the	following	land usa		Use Permit to construct a	290' Self Support Comm	nunications
Com	pany Name(s	: Verizon	Wireless	318		
Lot !	Number: N/A			Block Number: N/A		
Tax I	Map Number	(s): 081 00 01	-022			
Add	ress: Monthea	d Place Road !	Mountain Rest, SC	29664		
Exist	ling Land Use	Vacaret				
Spec	cial Condition	s (if any):	vone			
				recorded covenant th proposed activity?	natis Yes	[X No
				d have you applied an please attach a copy)	Yes.	⊋,No
App	licant's Name	Fank and Pe	ster Real Estine, Ir	c, c/a Blake Conklin		
Add	ICS5	588 Three M	ilo Road NW, Suit	e 102 Grand Rapids, Michig	gun 49544	
Mai	ling Address (if different)				
Pho	ne Number 60	6-647-3720 e	nt. 112	Fax Number	615-647-8614	
Sign	sture:	1 6	12		Date 1/2/014	



January 27, 2014

Josh Stevens
Planner
Oconee County
415 S. Pine St.
Walhalla, South Carolina 29691

Re: Verizon Wireless Special Exception Permit Applications for 250' Self Support Tower on Moorhead Place Road

Dear Mr. Stevens:

aulk and Foster Real Estate, Inc. submits the enclosed special exception permit application and related materials on behalf of Verizon Wireless as lessed of property on Moorhead Place Road in Mountain Rest owned by Thomas Moxley. Enclosed is the following:

- Land Use Application
- Ordinance Compliance Statement and Related Exhibits A-G
- Additional Copies of Certain Exhibits

Thank you in advance for your consideration and please contact me With any additional guestions or concerns.

Sincerely

Blake Conklin Faulk and Foster



January 13, 2014

Oconee County Planning Department 415 S. Pine St. Walhalla South Carolina 29691

> Re: Verizon Wireless Land Use Application Fee for Proposed 250' Tower on Moorehead Place Road

To whom it may concern:

Enclosed is a check for \$1,000 representing the land use application fee for the above referenced site. Please contact me if you have any questions or concerns.

Sincerely,

Blake Conklin Faulk and Foster

ORDINANCE COMPLIANCE STATEMENT

Application: Special Exception Permit and Variance for Proposed Verizon Wireless

Communication Tower Site

Verizon Site Name: TN Mountain Rest

Project Description: Verizon Wireless proposes to place a 250' monopole tower with 10' lightning rod and associated 12' x 30' equipment shelter within a feuced compound on an

100' x 100' lease area. See enclosed drawings for details (Exhibit A).

Parcel Address: Morehead Place Road Mountain Rest, SC 29664 PTN: 081-00-01-022

Property Owner: Thomas Moxley Zoning: Control Free District

Verizon Wireless offers this Ordinance Compliance Statement in support of is application for a Special Exception Permit and Variance for the above-described project. We have taken the liberty of recasting the relevant portions, our answers are in bold, and we have omitted sections not requiring an answer where noted :

Sec. 32-134. General requirements.

- (a) tllumination. Communication towers shall be illuminated only as required by the Federal Communication Commission (FCC) and/or the Federal Aviation Administration (FAA). As indicated on page C-12 of the attached Exhibit A, Verizon's tower will only have the minimum lighting as required by applicable FAA guidelines.
- (b) Color. Communication towers shall only be painted with a gray. nonreflective paint unless otherwise required by state or federal regulations. As indicated on page C12 of the attached Exhibit A, Verizon's proposed tower will be a galvanized steel finish that will appear gray and blend well with most sky conditions.
- (c) Signs. A single sign, two square feet in size which included the names of the companies operating the equipment and a phone number for emergencies shall be displayed in a visible location on or near the communication tower. No advertising of any type may be attached to a communication tower. As Indicated on page C-10 of the attached Exhibit A, Verlzon has proposed signage in compliance with this provision.
- (d) Removal. A communication tower which use has been discontinued for a continuous period of one year, shall be removed within 120 days of the date of the end of such period. Companies must notify the county within

30 days if telecommunications cease operations at a tower or antenna. All structures, fencing, screening and other improvements must be removed, and the site must be returned to its original condition at the company's expense. Verizon Wireless agrees to comply with this provision.

(e)

(1)

Security. A freestanding communication tower and associated structures shall be appropriately secured by means of a wall, fence or other device at least eight feet in height. Verizon's proposed installation will have fencing in compliance with this section as indicated on page E7 of the attached Exhibit A.

Screening. The purpose of this subsection is to establish control for the visual quality of communication towers from the ground level. A communication tower, as pertains to this subsection, includes the tower and the land and everything within the required security fencing including any other building and equipment. The screen shall be a minimum of ten feet of land surrounding the tower except for one service access. An appropriate plant material screen shall be evergreen plants of a quality and planted in accordance with the standards of the American Nurserymen Association that are indigenous or native to the county area. Such plantings shall be appropriately spaced and of such a size so as to achieve a dense screen with a minimum height of six feet within a threeyear period from erection of a tower. Additional screening with deciduous or evergreen trees is desirable and encouraged. Existing trees shall be preserved unless a waiver has been granted by the planning director to selectively cut specified trees. If in extreme or unusual situations and where it is proven impossible to properly construct the plant material screen, the planning director may grant permission to construct the security fence as a solid masonry wall, either brick or stucco-type finish with a minimum height of six feet above ground level and constructed in accordance with applicable construction codes. A certificate of occupancy shall not be issued by the county codes department until the required planting is completed. When the occupancy of a structure is desired prior to the completion of the required planting, a certificate of occupancy may be issued only if the owners or developers provide to the county a form of surety satisfactory to the county attorney and in an amount equal to 125 percent of the costs of the remaining plant materials, related materials, and installation (with the costs agreed to by the planning director or designee). The form of the surety shall be in conformity with the land development regulations for the county. All required planting must be installed and approved by the first planting season following issuance of

the certificate of occupancy or bond will be forfeited to the county. The owners and their agents shall be responsible for providing, protecting, and maintaining all required plant material in healthy condition, replacing unhealthy or dead plants within one year or by the next planting season, whichever comes first. Replacement material shall conform to the original intent of the approved plan. Verizon's proposed installation will be surrounded by mature tree growth that will provide excellent screening.

Antenna capacity; wind load. The communication tower shall be designed to withstand winds in accordance with ANSI/EIA/TIA 222 (latest revision) standards. Certification from a structural engineer registered in the state shall constitute proof that such standard has been met. This filling will be supplemented by such a letter when it becomes available and it

will be attached as Exhibit B.

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(1)

(k)

(h)

FCC license. The owner of a communication tower shall possess a valid FCC license for the proposed activity, or at the discretion of the board, the owner shall provide other substantial documentation in lieu of FCC licensing proving to the board that the owner has a verifiable history of satisfactory communications tower construction and operation. Attached as Exhibit C is a copy of the FCC Antenna Structure Registration for the proposed site documenting Verizon's compliance with applicable regulations.

Design for multiple use. A new communication tower shall be designed to accommodate additional antennae as provided for elsewhere in this article. Verizon's proposed tower will be able to accommodate 3 collocators.

Safety codes. A communication tower shall comply with all applicable health, nuisance, noise, fire, building and safety code requirements. Verizon Wireless agrees to comply with all applicable federal, state, and local laws and regulations.

Distance between towers. A proposed communication tower shall not be permitted within 1,300 feet of an existing communication tower unless the applicant certifies to the board that the existing communication tower does not meet applicant's structural specifications and applicant's technical design requirements, or that a co-location agreement could not be obtained. As indicated on the attached <u>Exhibit D</u>, there are no FCC registered towers within a 5 mile radius of the proposed site. The registration listed on <u>Exhibit D</u> is for this proposed site. The origin website is http://wireless.fcc.gov/antenna/index.htm?job=home

(I) Application of county land use regulations. Land development regulations and other performance standards shall apply to the use, unless otherwise provided in this article. Verlzon's proposed site is in compliance with the applicable land development regulations.

(m) Minimum setbacks. Minimum setbacks of communication tower (not including guy anchors) must be a minimum distance equal to one foot horizontally for every one foot in height plus 50 feet from:

(1)

600

All lot lines of residential or commercial property. All of the nearby property is classified as CFD, control-free district. Therefore, we meet this setback.

(2)
The nearest point of any structure meeting minimum standards for human occupation as put forth in applicable building codes adopted by the county. The subject property is vacant as well as all property within a 300' setback of the proposed tower.

(3) Properties or districts designated historic. There are no properties or district deemed historic within 300' of the proposed tower.

Properties containing churches, schools, colleges, children's homes and shelters, hospitals and nursing homes; except that communication facilities which meet the definition of stealth tower in section 32-132 may be permitted by special exception on these properties. There are no churches, schools, colleges, children's homes and shelters, hospitals and nursing homes within 300' of the proposed tower.

The right-of-way of all streets and roads. The proposed site will not be setback 300' from the nearest right of way of both Highland Highway and Morehead Place Road. Verizon Wireless is requesting a variance from this requirement as outlined below.

All guy cables and anchors must be set back at a minimum of 20 feet from all lot lines.

Sec. 32-135. Additional requirements for location near the county airport.
[Omitted]

Sec. 32-136. Maximum height of freestanding communication towers.

The maximum height of freestanding communication towers shall be as follows:

District	Maximum Height
Residential	Not exceeding 175 feet
Commercial	Not exceeding 200 feet
Industrial/agricultural	Not exceeding 250 feet

Verizon's proposed tower is 250 feet tall and is located in an uncontrolled district.

Sec. 32-137. Permitted height of building-mounted communication towers.
[Omitted]

Sec. 32-138. Application requirements.

The following information shall be submitted for all applications for approval of a communication tower:

Specifications. Two copies of the specifications for proposed structures and antennae, including description of design characteristics and material. Specifications are included in the attached Exhibit A.

Site plan. Two copies of a site plan drawn to scale showing property boundaries, communication tower location, communication tower height, guy wires and anchors, existing structures, photographs or elevation drawings depicting typical design of proposed structures, parking, fences, landscape plan, and existing land uses on adjacent property. A site plan is not required if antenna is to be mounted on an approved existing structure. Prototypical drawings indicating various types of equipment to be located on the communication tower may be submitted at the time of the permit application. Identification of the owners of all antennae and equipment to be located on the site. Other equipment may be added to the communication tower without additional permits or inspections as long as electrical wiring is not required. A site plan is included in the attached Exhibit A.

Location map. Two copies of a current map, or update for an existing map on file, showing locations of applicant's antennae, coverage areas, facilities, existing communication towers, and proposed communication towers, serving any property within the county are required. An applicant may request that specific proprietary or confidential information be withheld from the public record. A location map is included as Exhibit E. This map is proprietary and confidential and must be withheld from the public record per this section.

(4)

Owner authorization. Written authorization from the site owner for the application. Verizon Wireless will supplement this filling with written authorization as Exhibit F.

(5)
Visual impact analysis. A line of sight analysis showing the potential visual and aesthetic impact on adjacent residential districts. The proposed monopole tower will be located in an area with heavy mature tree growth. This will limit the visibility from adjoining properties. Photos of the proposed site are attached as Exhibit G.

(6) Alternative to co-location or stealth design. Co-located or stealth designs shall be required unless satisfactory documented evidence can be provided indicating that: The proposed antenna and equipment cannot be accommodated and function as required:

b.

The applicant's technical design requirements are such that without unreasonable modifications they cannot function on any existing structure or communication tower under the control of applicant; and

C.

The applicant has considered all available publicly owned sites, and available privately owned sites occupied by a compatible use, including all applicable sites or locations or a combination of sites and locations as described under section 32-133(b) for priority of approval and the applicant has demonstrated that for the reasons described in section 32-133(b) that these sites and/or locations are unsuitable for operation of the facility under applicable state and federal communications regulations, the applicant's technical design requirements and/or valid economic reasons.

As depicted on the attached Exhibit E, Verizon's proposed site is intended to fill a large coverage gap in the area. This is only possible with a 250' tower. There are no steal or alternative designs that are practical at this height. Further, as detailed above, there are no structures within 5 miles of the proposed site that offer co-location opportunities.

(7)

Indemnity. The applicant must show by certificate from a registered engineer that the proposed facility will contain only equipment meeting FCC rules, and must file with the planning director a written indemnification of the county and proof of liability insurance or financial ability to respond to claims up to \$1,000,000.00 in the aggregate which may arise from operation of the facility during its life, at no cost to the county, in a form approved by the county attorney. Verizon will provide an indemnity and a certificate of insurance as a condition of obtaining a building permit.

(8)

Application fees. All communication tower applications shall include a check made out to the county treasurer in an amount to be determined by the planning director, based upon a schedule of fees.

enacted by the county council. Additional fees may be imposed in order to offset the costs associated with processing applications for special exceptions, appeals, or variances. A check for the application fees was sent previously to the jurisdiction.

Sec. 32-139. Special exceptions, variances and appeals.

(a) Special exception. [Omitted]

(b)

Variance. An applicant may submit a request to the board for a variance from this or any other applicable land use ordinance. The board shall hear and decide appeals for a variance from the requirements of the performance standards ordinance when strict application of the provisions of the article would result in unnecessary hardship. A variance may be granted in an individual case of unnecessary hardship if the board makes and explains in writing a unique, exceptional and otherwise unusual circumstance as provided for in general criteria for granting a variance in article I of this chapter. Special exceptions and variances, may be applied for simultaneously and considered by the board simultaneously. Verizon is requesting a variance as it relates to the setback from the nearby road right-of-way as discussed above. Verizon Wireless will provide a letter as Exhibit B detailing the tower's fall zone of 220°, which will be the requested setback from the nearby road rights-of-way. This will mean that the requested variance will have no negative impact on safety. It was not possible to design a tower with the full setback of 300' because of the topography of the parcel, the desire to use the existing access road, and the desire to remove as few trees as possible.

(c) Appeals. [Omitted]

Sec. 32-140. Additional criteria for evaluating special exceptions and variances. [Omitted]

Sec. 32-141. Annual report required. [Omitted]

Sec. 32-142, Technical assistance required. [Omltted]



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White and

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CHARLOTTE, NC 28262 MOUNTAIN REST

8921 RESEARCH DRIVE

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CONSTRUCTION

Kimiey-Horn
and Associates, Inc.
NC Jeans F-0102
2 Sun Court, Suite 450
Normes, 54 10082

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09/06/13

SITE ADDRESS

MOUNTAIN REST, SC 29664 MOORHEAD PLACE ROAD LATITUDE: 34° 51' 57.9" N OCONEE COUNTY

LONGITUDE: 83° 09' 15.5" W PIN: 081-00-01-022

ZONING: CONTROL FREE DISTRICT

POWER COMPANY BLUE RIDGE ELECTRIC

ATTN: JOHNNY CARPENTER

TELEPHONE COMPANY

PROPERTY OWNER

KIMI EY-HORN AND ASSOCIATES, INC. 2 SUN COURT, SUITE 450

CONSULTANT

ATTN: KEITH MARKEAND PHONE: (678) 533-3928 NORCROSS, 6/4 36/62

PROJECT SUMMARY

MOUNTAIN REST, SC 28864 PHONE: (864) 710-0366 ATTN: TOM MOXLEY

CONTACTS

DEVELOPER VERIZON WIRELESS 8821 RESEARCH DRIVE CHARLOTTE, NG 28382 PHONE: (704) 610-8610

PHONE: (884) 847-2905 ATTN:: CUSTOMER SERVICE

PHONE: (877) 331-0009 ATTN.: CUSTOMER SERVICE

SHEET INDEX

USE:
PROPOSED TELECOMMUNICATIONS TOWER
AND UNMANNED EQUIPMENT

PROMICHABLOTTE OFFICE: START OUT GOMG SOUTHWIST ON RESEARCH ONIVE TOWARDS HARRIS BLVD, FOR 0.3 MILE

VICINITY MAP

DENGE NIC

NUMBER OF CARRIERS: 0 EXISTING, 1 PROPOSED, 3 FUTURE

TOWER HEIGHT: 250' 1280' TO HIGHEST APPURTENANCE)

SELF SUPPORT

STATE: SOUTH CAROLINA

MUNICIPALITY:

P.O.B. 62

DRIVING DIRECTIONS

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ELECTRICAL DETAIL	H-FRAME DEYAIL	H-FRAME DETAIL	ELECTRICAL DETAILS	SINGLE-LINE DIAGRAM	GROUNDING PLAN	BASIC SERVICE ROUTING PLAN	ANTENNA AND TOWER ELEVATIN DETAILS	WAVEGUIDE BRIDGE DETAILS	SITE SIGNAGE DETAILS	ACCESS ROAD DETAILS	GRADING AND EROSION CONTROL DETAILS	GRADING AND EROSION CONTROL PLAN 2 of 2	GRADING AND EROSION CONTROL PLAN 1 of 2	FENCE GATE AND COMPOUND DETAILS	SHELTER ELEVATIONS	FOUNDATION AND SHELTER TIE DOWN DETAILS	SITE PLAN	OVERALL SITE PLAN	SITE SURVEY	COVERSHEET	OBST TO THE PROPERTY OF THE PR
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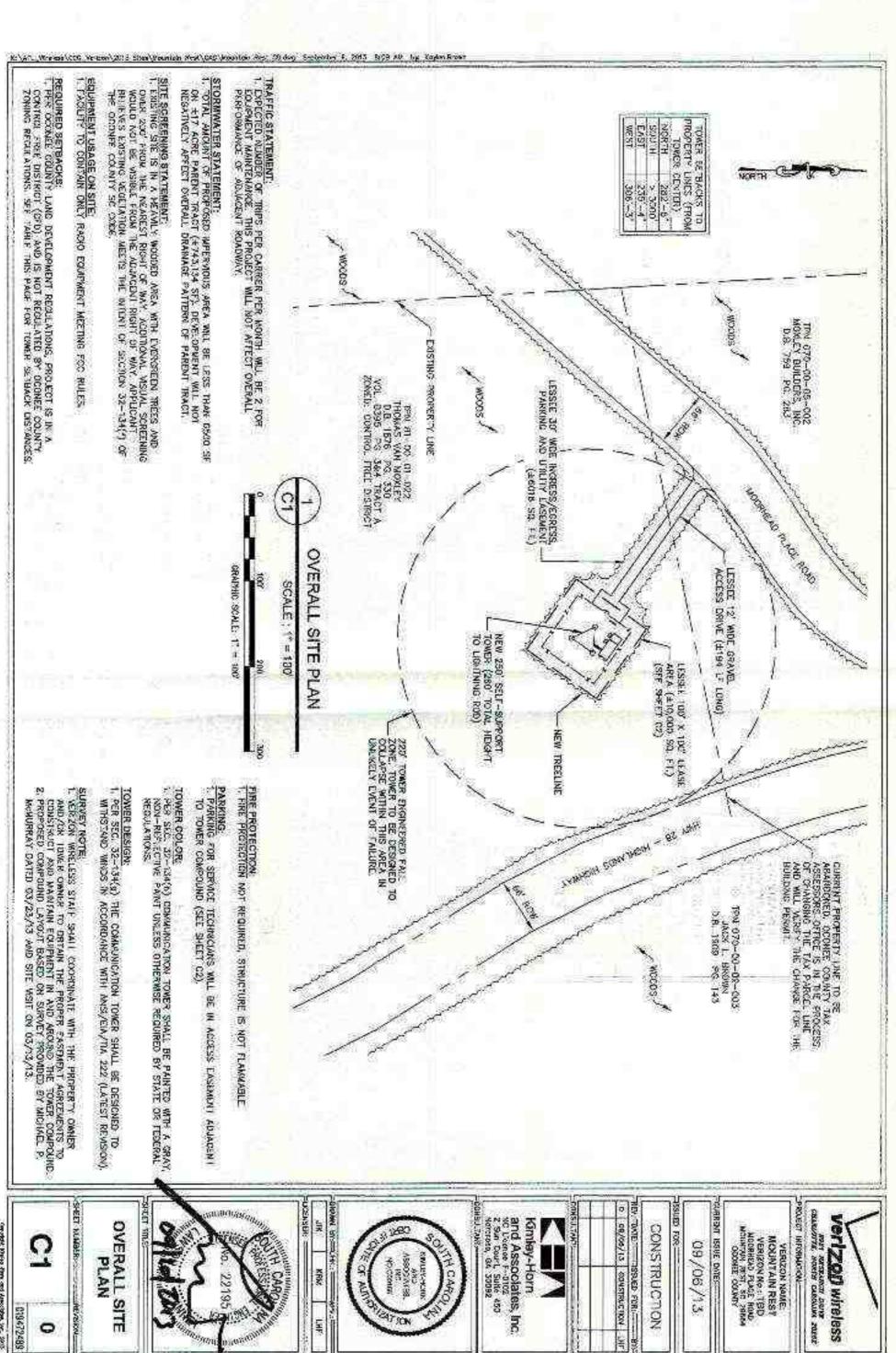
SHI MAN SE

OCONEE COUNTY PLANNING DEPT. PHONE: (884) 638-4218 WALHALLA, SC 29891 ATTN: JOSH STEPHENS PERMIT INFORMATION

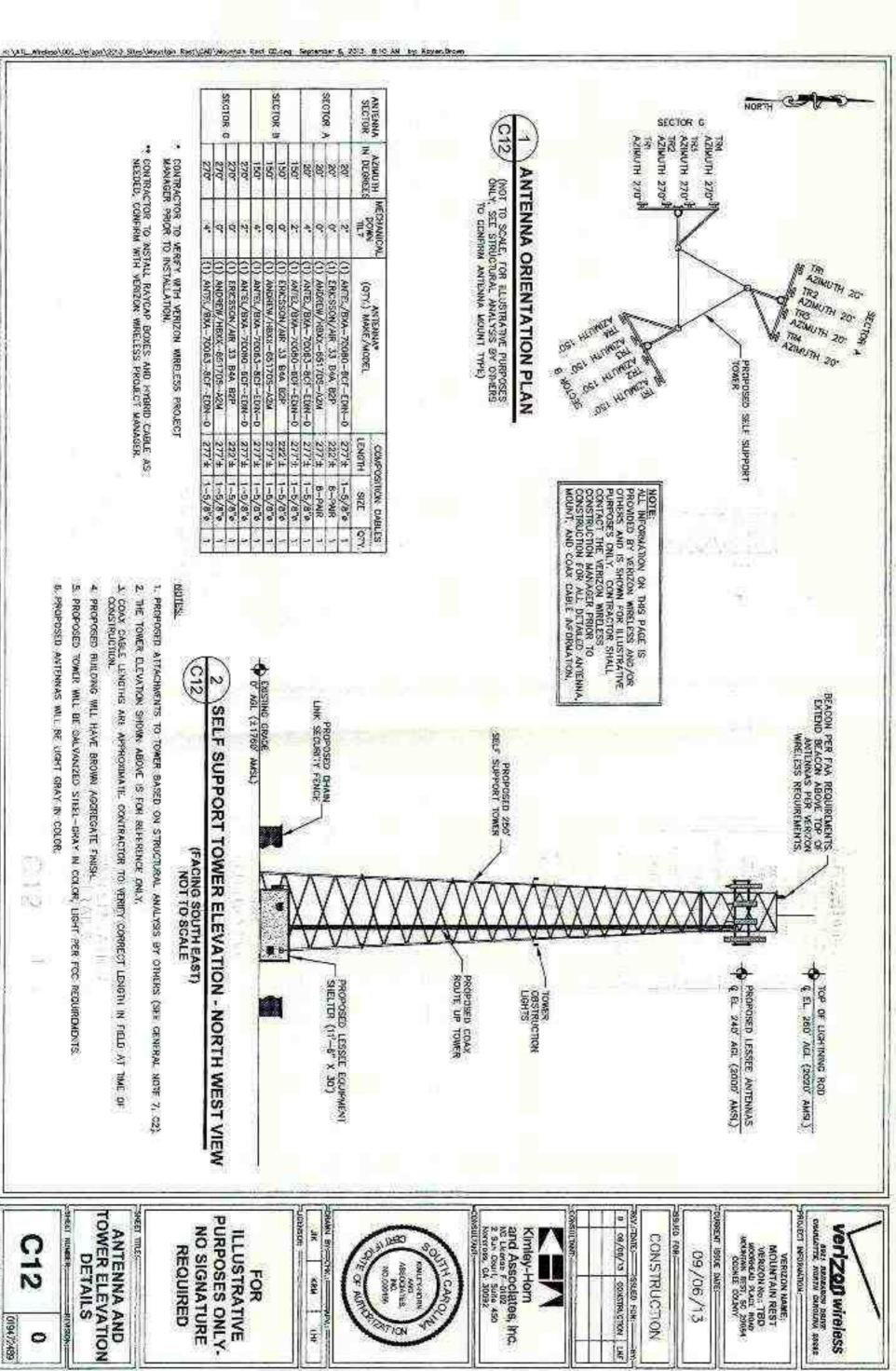


COVER SHEET

regulation of the section in 200 019472489



Consider Office Plans and Association, Sec. 2013.



NAM.

TION

4

Courable Street, clean and Supplements, us., 2013 019477489

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UNITED STATES OF AMERICA FEDERAL COMMUNICATIONS COMMISSION ANTENNA STRUCTURE REGISTRATION



OWNER: Celloo Pertnership

CC Registration Number (FRN): 0003290573 ATTN: Regulatory	Antenna Structure Registration Number					
Celico Partnership	1289140 Issue Date 10/24/2013					
1120 Sanctuary Pkwy						
Ste 150 MC: GASABREG						
Location of Antenna Structure Moorhead Place Road Moorhead Place Road	Ground Elevation (AMSL) 536.4 meters					
Mountain Rest, SC 29654 County: OCONEE	Overall Height Above Ground (AGL) 79.2 meters					
Latitude Longitude 34" 51' 57.9" N 083" 09' 15.5" W NAD83	Overall Height Above Mean Sea Level (AMSL) 615.6 meters					
Center of Array Coordinates N/A	Type of Structure LTOWER Lattice Tower					
Painting and Lighting Requirements: FAA Chapters 4, 8, 12	L'i					
Paint and Light in Accordance with FAA Circular Number 70/7460-1K						
Conditions:						

This registration is effective upon completion of the described antenns structure and notification to the Commission. YOU MUST NOTIFY THE COMMISSION WITHIN 24 HOURS OF COMPLETION OF CONSTRUCTION OR CANCELLATION OF YOUR PROJECT, please file FCC Form 854. To file electronically, connect to the antenns structure registration system by pointing your web browser to http://www.eleas.fcc.gcv/antenns. Electronic filing is recommended. You may also file manually by submitting a caper copy of FCC Form 854. Use purpose code "NT" for notification of completion of construction, use purpose code "CA" to cancel your registration.

The Antenna Structure Registration is not an authorization to construct radio facilities of transmit radio signals. It is necessary that all radio equipment on this structure be covered by a valid FCC transport construction permit.

You must immediately provide a copy of this Registration to all tenant licensess and permittees sited on the structure described on this Registration (although not required, you may want to use Certified Mail to obtain proof of receipt), and display your Registration Number at the alts. See reverse for important information about the Commission's Antenna Structure Registration rules.

You must comply with all applicable FCC obstruction marking and lighting requirements, as set forth in Part 17 of the Commission's Rules (47 C.F.R. Part 17). These rules include, but are not limited to:

Fosting the Registration Number: The Antenna Structure Registration Number must be displayed in a conspicuous place so that it is readily visible near the base of the antenna structure. Materials used to display the Registration Number must be weather-resistant and of sufficient size to be easily seen at the base of the entenna structure. Exceptions exist for certain historic structures. See 47 C.F.R. 17.4(g)-(h).

Inspecting lights and equipment: The obstruction lighting must be observed at least every 24 hours in order to detect any outages or maifunctions. Lighting equipment, indicators, and associated devices must be inspected at least once every three months.

Reporting outages and malfunctions: When any top steady-burning light or a flashing light (in any position) burns out or malfunctions, the outage must be reported to the nearest FAA Flight Service Station, unless corrected within 30 minutes. The FAA must again be notified when the light is restored. The owner must also maintain a log of these outages and malfunctions.

Maintaining easigned painting: The antenna structure must be repainted as often as necessary to maintain good visibility.

Complying with environmental rules: If you certified that grent of this registration would not have a significant environmental repeat, you must nevertheless maintain all pertinent records and be ready to provide documentation supporting this certification and compliance with the rules, in the event that such information is requested by the Commission pursuent to 47 C.F.R. 1.1307(d).

Updating information: The owner must notify the FCC of proposed modifications to this structure; of any change in ownership or, within 30 days of dismantiement of the structure.

You can find additional information at /insert.tolk/ or by calling (877) 480-3201 (TTY 717-338-2824).



ASR Registration Search

Registration Search Results

Displayed Results

= Pending Application(s)

Specified Search

Latitude='34-51-57.9 N', Longitude='83-09-15.5 W', Radius=8 Kilometers'

	Registrabun Number	Status	File Number	Qwnur Name	Latitude/Lavgitude	Structors Env/State	Overell Height Above Ground (AGL)
1	1289140	Granted	A0841060	Celleo.	34-51-57.9N 083-09-15-5W	Mountain Rest SC	79.2

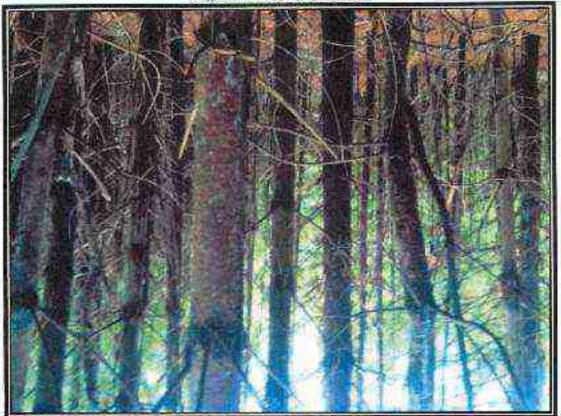
CLOSE WINDOW

Site Name: Mountain Rest Project #, 20120821503 Lecation Code: 262050



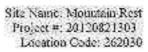


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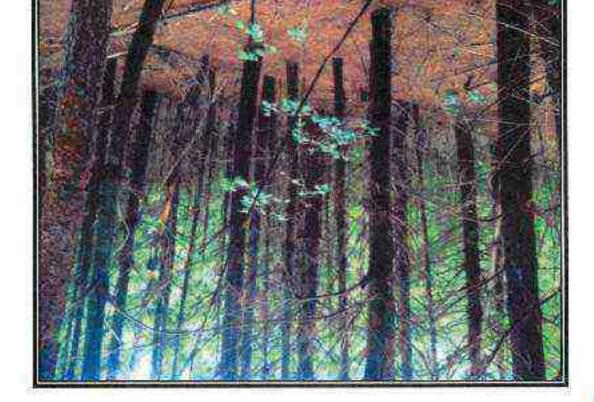




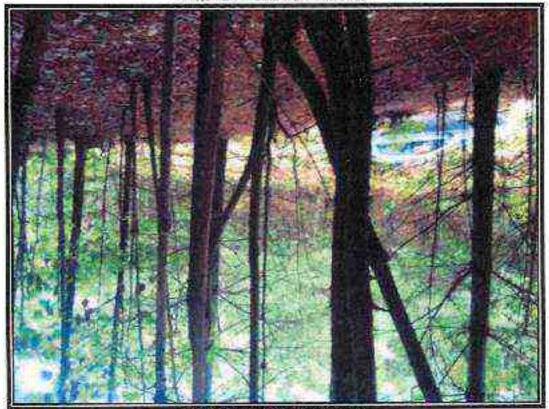
Looking at the site from the North



Looking at the site from the East



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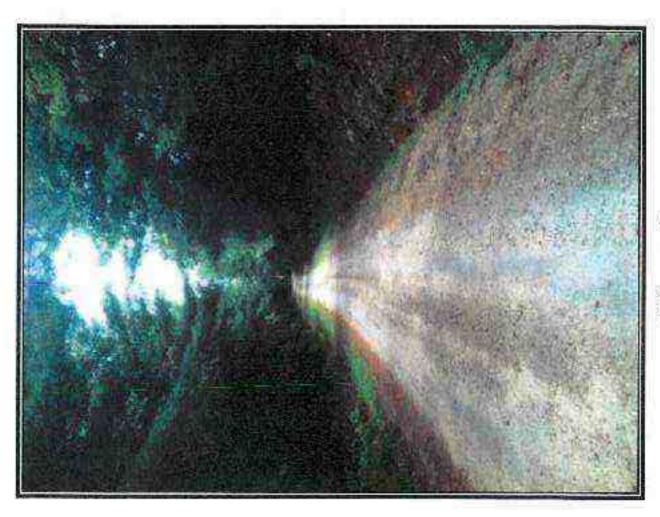


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Looking at the site from the West





Existing access drive



February 7, 2014

Oconee County
Josh Stevens
Planning Department
415 S. Pine St. Walhalla
South Carolina 29691

Re: Verizon Wireless Land Use Application Fee for Proposed 250' Tower on Moorehead Place Road

Dear Mr. Stevens:

Please find enclosed a Letter of Authorization from the lessor for Verlzon's proposed tower. Contact me if you have any questions or concerns.

Sincerely,

Blake Conklin Faulk and Foster



LETTER OF AUTHORIZATION

APPLICATIONS FOR ZONING/LAND USE/BUILDING PERMITS

Site Name: Mountain Rest. SC

Thomas Moxley, the owner of the real property located on Morchead Road, Oconec County, Mountain Rest, South Carolina, 29664 with a parcel # 081-00-01-022 authorizes Faulk and Foster Real Estate Services, Inc., including its employees and agents, to act as an agent on my/our behalf for the purpose of performing all and every act that is required, necessary or appropriate to prepare, sign, submit, file and present on my/our behalf building, permitting, zoning, and/or land use applications to obtain land use changes, special exceptions, zoning variances, zoning permits, condition use permits, special use permits, administrative permits, construction permits, operation permits, building permits, and other approvals or permits that may be required for the construction of a communications facility at the above described real property.

The undersigned hereby certifies to being the fee owner(s) of the real property described above and that to the best of my/our knowledge the information contained within this authorization is true and correct.

Name: Thomas Moxley

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