WEST VIRGINIA CODE: §31J-1-1

§31J-1-1. Definitions.

Terms used in this article have the following meanings:

- "Action" or "to act" on a siting application means the reviewing authority's grant of a siting application or issuance of a written decision denying a siting application.
- "Antenna" means an apparatus designed for the purpose of emitting radiofrequency (RF) radiation for the provision of personal wireless service and any commingled information services.
- "Antenna equipment" means equipment, switches, wiring, cabling, power sources, shelters or cabinets associated with an antenna, located at the same fixed location as the antenna, and, when colocated on a structure, is mounted or installed at the same time as such antenna.
- "Antenna facility" means an antenna and associated antenna equipment.
- "Applicant" means a person or entity that submits a siting application and the agents, employees, and contractors of such person or entity.
- "Authorization" means any approval that a siting authority must issue under applicable law prior to the deployment of personal wireless service facilities, including, but not limited to, zoning approval and building permit.
- "Colocation" means:
- (1) Mounting or installing an antenna, or an antenna and associated equipment, on a preexisting structure; and/or
- (2) Modifying a structure for the purpose of mounting or installing an antenna, or an antenna and associated equipment, on that structure.
- "Deployment" means placement, construction, or modification of a personal wireless service facility.
- "Facility" or "personal wireless service facility" means an antenna facility or a structure that is used for the provision of personal wireless service, whether such service is provided on a stand-alone basis or commingled with other wireless communications services.
- "Siting application" or "application" means a written submission to a siting authority requesting authorization for the deployment of a personal wireless service facility at a specified location.

"Structure" means a pole, tower, base station, or other building that is supporting or is capable of supporting broadband facilities or wireless service facilities, whether or not it is currently supporting a broadband facility or wireless service facility.