



## Legislation Details (With Text)

**File #:** REPORT 18-0644 **Version:** 1 **Name:**  
**Type:** Action Item **Status:** Public Hearing  
**File created:** 10/16/2018 **In control:** City Council  
**On agenda:** 10/23/2018 **Final action:**  
**Title:** CONSIDERATION OF AN ORDINANCE TO ALLOW  
AND REGULATE WIRELESS COMMUNICATION FACILITIES  
IN THE PUBLIC RIGHT-OF-WAY, AND UPDATE ON AT&T'S  
PROPOSAL FOR MULTIPLE INSTALLATIONS OF SMALLER  
WIRELESS COMMUNICATION FACILITIES TO PROVIDE  
REPLACEMENT COVERAGE TO EXISTING SITES  
LOCATED AT 20TH AND 29TH COURT  
(Continued from meeting of September 25, 2018)  
(Community Development Director Ken Robertson)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. FCC Declaratory Ruling and Third Report and Order: Accelerating wireless broadband deployment by removing barriers to infrastructure investment

Date	Ver.	Action By	Action	Result
10/23/2018	1	City Council		

**Honorable Mayor and Members of the Hermosa Beach City Council  
Regular Meeting of October 23, 2018**

CONSIDERATION OF AN ORDINANCE TO ALLOW  
AND REGULATE WIRELESS COMMUNICATION FACILITIES  
IN THE PUBLIC RIGHT-OF-WAY, AND UPDATE ON AT&T'S  
PROPOSAL FOR MULTIPLE INSTALLATIONS OF SMALLER  
WIRELESS COMMUNICATION FACILITIES TO PROVIDE  
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(Community Development Director Ken Robertson)

**Recommended Action:**

Staff recommends that the City Council continue to November 27, 2018 the public hearing to consider an ordinance to allow and regulate wireless communication facilities in the public right-of-way, and, provide an update on AT&T's proposal for multiple installations of smaller wireless communication facilities to provide replacement coverage to existing sites located at 20th and 29th Court.

**Background :**

Since November of 2017, AT&T has been working on preparing applications for 16 small cell sites

within the City's ROW to provide replacement coverage for the removal and replacement of the existing 20th and 29th Court facilities. AT&T expects to submit its applications; however, it needs an ordinance to reference prior to submittal in order to ensure that its applications are complete.

Working closely with the City Attorney's office, staff prepared a draft ordinance to allow and regulate wireless communication facilities in the public right-of-way (ROW). The City Attorney advised that the Federal Communications Commission (FCC) on Wednesday, September 26, 2018, approved an extensive 116 page wireless infrastructure order (attached).

Given the new FCC order, the City's Attorney's Office and staff need more time to consider the order and to make necessary revisions to the draft ordinance. Therefore, staff recommends that City Council continue the public hearing to its November 27, 2018 meeting.

**Attachments:**

1. FCC Declaratory Ruling and Third Report and Order: Accelerating wireless broadband deployment by removing barriers to infrastructure investment  
<https://docs.fcc.gov/public/attachments/FCC-18-133A1.pdf>

**Respectfully Submitted by:** Nicole Ellis, Associate Planner

**Concur:** Ken Robertson, Community Development Director

**Legal Review:** Mike Jenkins, City Attorney

**Approved:** Suja Lowenthal, City Manager