

## RESOLUTION

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies proposed to or pending before a local, state or federal governmental body or agency must have first been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, on September 26, 2018, the U.S. Federal Communications Commission (FCC) adopted a small cell order relating to the 5G Deployment Plan that would accelerate the establishment of next-generation 5G wireless networks throughout the U.S. by overriding local rules; and

WHEREAS, the new 5G Deployment Plan would ban local regulations designed to prohibit wireless infrastructure deployment in the public right-of-way, limit local-government fees to the actual costs involved in reviewing deployment applications, and require municipalities to approve or disapprove applications to attach small cells to existing structures within 60 days; and

WHEREAS, the City of Los Angeles has previously established similar policy positions, such as through the City's opposition to SB 649 (Hueso) (C.F. 17-0002-S69) which would have preempted local control over small cell infrastructure by prohibiting local discretionary review of small cell wireless antennas; and

WHEREAS, City officials throughout the nation have come out against the FCC's small cell order, as it will impede local control over the public right-of-way and require cities to subsidize the wireless industry's deployment of small cell infrastructure; and

WHEREAS, the City of Los Angeles' legal counsel on telecommunication-related issues (Best, Best & Krieger) is forming a coalition of cities to challenge through filings the FCC's assumptions in the small cell order;

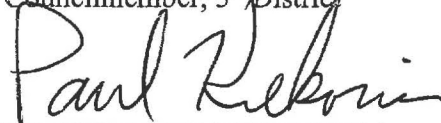
NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by the adoption of this Resolution, the City of Los Angeles hereby includes in its 2017-18 Federal Legislative Program opposition to the Federal Communications Commission's small cell orders that would curtail local municipalities' authority to regulate small cell wireless facilities in the public right-of-way.

PRESENTED BY:

  
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PAUL KORETZ

Councilmember, 5<sup>th</sup> District

SECONDED BY:

  
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Paul Kerevici

OCT 24 2018

