



**CITY OF SANTA CLARITA
AGENDA REPORT**

CONSENT CALENDAR

CITY MANAGER APPROVAL:

Ken Stripling

DATE: February 26, 2019

SUBJECT: FEDERAL LEGISLATION: HOUSE RESOLUTION 530

DEPARTMENT: City Manager's Office

PRESENTER: Masis Hagobian

RECOMMENDED ACTION

City Council support House Resolution 530 (Eshoo) and transmit position statements to Representative Anna Eshoo, Santa Clarita's federal legislative delegation, the House of Representatives Committee on Energy and Natural Resources, other appropriate legislative committees, and other Members of Congress, as appropriate.

BACKGROUND

Authored by Representative Anna Eshoo (D-CA-18), House Resolution 530 proposes to reverse recently adopted regulations by the Federal Communications Commission (FCC) that preempt local control related to the installation of small wireless facilities (e.g., telecommunication equipment attached to poles) and leasing of public infrastructure in the right-of-way.

In fall 2018, the FCC adopted regulations preempting the ability of cities and states to regulate small wireless facilities needed for the deployment of 5G network service.

Specifically, the adopted FCC regulations (1) reduced the time for cities and states to review small wireless facility applications and (2) set a cap on the fees cities and states can charge communication companies on the installation of small wireless facilities and on-going leasing of the attachment to municipally-owned infrastructure.

The City Council sent a letter to the FCC Chair, Ajit Pai, regarding the City Council's concerns and opposition of the adopted FCC regulations during the public comment period in fall 2018.

The City of Santa Clarita 2019 Legislative Platform (Legislative Platform) also includes a component related to small wireless facilities. Specifically, component four under the "Federal" section of the Legislative Platform advises that the City Council, "Oppose legislation that limits or eliminates local discretionary review of the installation of small cell wireless equipment or any wireless technology facilities on public infrastructure or in the public right-of-way."

This bill proposes to reverse FCC regulations that limit local discretionary review of the installation of small wireless facilities attached to the public right-of-way, and therefore is consistent with the City's adopted Legislative Platform.

The National League of Cities and the League of California Cities support this bill.

House Resolution 530 was introduced on January 14, 2019, and referred to the House Committee on Energy and Commerce.

ALTERNATIVE ACTION

1. Adopt a "neutral" position on House Resolution 530
2. Adopt an "oppose" position on House Resolution 530
3. Take no action on House Resolution 530
4. Refer House Resolution 530 to the Legislative Committee
5. Other action, as determined by the City Council

FISCAL IMPACT

The resources required to implement the recommended action are contained within the City of Santa Clarita's adopted Fiscal Year 2018-19 budget.

ATTACHMENTS

House Resolution 530 - Bill Text