



**DATE:** January 15, 2019

**TO:** Mayor and City Council

**FROM:** City Clerk

**SUBJECT:** Adoption of an Ordinance of the City of Hayward Amending Chapter 7 of the Hayward Municipal Code by Adding Article 4 to Establish Regulations for Wireless Communication Facilities in the Public Right of Way

### **RECOMMENDATION**

That the Council adopts the Ordinance introduced on January 8, 2019.

### **SUMMARY**

This item entails adoption of an Ordinance adding Article 4 to Chapter 7 of the Hayward Municipal Code, introduced on January 8, 2019, by Council Member Márquez.

### **BACKGROUND**

The Ordinance was introduced by Council Member Márquez at the January 8, 2019, special meeting of the City Council with the following vote:

**AYES:** COUNCIL MEMBERS: Zermeño, Márquez, Mendall, Lamnin, Wahab, Salinas  
MAYOR Halliday

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

The Ordinance was introduced with a modification to Section 7-4.60 Discretionary Review (b) (1) to read as follows.

(1) The City, at applicant's sole cost, shall mail a notice, in a form approved by the Director, to all owners of real property as shown on the County's current equalized assessment roll, and all occupants within a radius of ~~300~~ **500** feet from each antenna location being proposed. The notice shall describe the proposal and the 14-day comment period.

The motion also included that requests to be notified about installation of macro and micro cells would be added to City's website via Access Hayward under Topic Areas.

## **STRATEGIC INITIATIVES**

This agenda item is a routine operational item and does not relate to one of the Council's Strategic Initiatives.

## **FISCAL IMPACT**

There is no fiscal impact associated with this report.

## **PUBLIC CONTACT**

The summary of the Ordinance was published in the Hayward Daily Review on Friday, January 11, 2019. Adoption at this time is therefore appropriate.

## **NEXT STEPS**

The Hayward Municipal Code and other related documents will be updated accordingly.

*Prepared and Recommended by:* Miriam Lens, City Clerk

Approved by:

A handwritten signature in black ink, appearing to read 'K. McAdoo', is written above a horizontal line.

Kelly McAdoo, City Manager