



CITY OF HAYWARD

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Cover Memo

File #: RPT 18-151, **Version:** 1

DATE: September 13, 2018

TO: Council Technology Application Committee

FROM: Director of Information Technology
Interim Director of Public Works

SUBJECT

Review of Proposed Wireless Ordinance and Master License Agreement Terms and Conditions

RECOMMENDATION

That the Council Technology Application Committee (CTAC) reviews and comments on the proposed Public Right of Way Telecommunications Antenna and Facilities Ordinance ("Wireless Ordinance") and associated terms and conditions of the draft Master License Agreement ("MLA"). Specifically, staff seeks direction from CTAC regarding the standards and requirements outlined in this staff report and attached draft ordinance and Master License Agreement terms and conditions.

SUMMARY

The City's existing regulations for telecommunications antenna and facilities were passed in July of 1997. Over the past two years, telecommunication companies have signaled their intention to deploy small cell sites to expand 5G coverage. To complicate matters, the State and Federal legislatures have considered legislation that would constrict the ability of the City to regulate and charge lease revenue for small-cell wireless sites within the Public Right of Way.

This item includes a proposed updated Wireless Ordinance (Attachment II) to accommodate the anticipated requests from telecommunication providers as well as a Master License agreement to ensure the City receives fair compensation for use of the Public Right of Way and that said use is done in a consistent and equitable manner across telecommunication providers.

ATTACHMENTS

Attachment I	Staff Report
Attachment II	Proposed Wireless Ordinance