



**Department of Public Works**  
Civil Engineering Division  
1685 Main Street, Room 116  
Santa Monica, CA 90401

April 10, 2018

Robert Jystad  
Crown Castle  
On Behalf of AT&T  
200 Spectrum Center Dr #1800  
Irvine, CA 92618

**SUBJECT: LETTER OF DETERMINATION FOR SMALL CELL WIRELESS PERMIT  
APPLICATION 17WIR-0144**  
**LOCATION: WOODEN UTILITY POLE IN FRONT OF THE 15<sup>TH</sup> CT FRONTAGE OF 1511  
MONTANA AVE**

### **DETERMINATION**

The City of Santa Monica Department of Public Works, after reviewing the submitted application package and received public comments, finds that the proposed wireless facility complies with all applicable provisions of the Santa Monica Municipal Code and Federal Communications Commission rules. The application is therefore approved.

### **DISCUSSION**

The City of Santa Monica received an application for the installation of a small cell site on an existing wooden utility pole in front of the 15<sup>th</sup> Ct frontage of 1511 Montana Ave. The adjacent land use is zoned NC Neighborhood Commercial. The utility pole currently has a height of 45 feet. The installation of the small cell site will result in no increase to the pole height. Equipment is proposed to be installed a minimum of 11 ft above grade, resulting in no effect on the public's use of the public right-of-way (SMMC 7.70.080(b)).

Pursuant to SMMC 7.70.020(t) and 7.70.060, the applicant sent a City-approved notice to all businesses and residents within a 500-ft radius of the proposed installation with information regarding how to submit a public comment to the City. As stated on the notice, public comments must be sent within 14 calendar days of receiving the notice.

The City received one public comment in response to this proposed installation with health-related concerns.

All public comments were considered in the course of the City's review of this application.

Photosimulations before and after the installation were submitted as part of this application. The applicant has proposed to camouflage the equipment through the use of shrouds painted to match the existing pole. Further, all other equipment, where technically feasible, has been proposed to be painted to match the existing pole. City staff worked with the carrier to develop the aforementioned camouflage measures and have found them to be in compliance with the City's camouflage requirements (SMMC 7.70.080(c)).

The proposed installation was found to be in compliance with all of the City's requirements and standards for wireless communications facilities in the public right-of-way as stated in Santa

Monica Municipal Code section 7.70. Further, the installation was found to comply with FCC requirements regarding radiofrequency emissions (SMMC 7.70.080(a)(d)). A copy of the radiofrequency emissions report is available at the Public Works Counter in City Hall for public review.

Through its review, the City of Santa Monica has exercised its jurisdiction over regulating the proposed wireless facility consistent with the limitations set forth in Title 47 US Code section 332(7)(B). Consistent with these limitations, the City did not (and cannot) regulate this proposed installation on the basis of the environmental effects of radiofrequency emissions, as the installation complies with FCC requirements regarding radiofrequency emissions.

### **APPEAL**

Pursuant to SMMC 7.70.090, any person may appeal the Public Works Department's decision to the City Council within 14 calendar days after the determination has been published on the City's website. The publishing date can be found at the top of this letter. Appellants are encouraged to include in their appeals any supporting documentation as to how this installation does not comply with local, state, or federal law. Appeals may be filed online at [www.santamonica.gov/wirelessappeals](http://www.santamonica.gov/wirelessappeals) or mailed to:

City of Santa Monica  
Attn: Wireless Appeal  
1685 Main St, Rm 116  
Santa Monica, CA 90401

In your correspondence, please include the wireless permit number **17WIR-0144** or your appeal request will not be processed.

Sincerely,



*Greg de Vinck, PE for*

**Susan Cline**

Director

Department of Public Works