

Carla McLane

From: Spence, Scott E <Scott.Spence@uscellular.com>
Sent: Monday, January 6, 2025 2:29 PM
To: Carla McLane; Ben Herrick
Cc: Spence, Scott E
Subject: RE: [EXTERNAL]:RE: Small Cell wireless project

Carla,

Thanks for sending the link to the draft! Our team did a quick review of the ordinance and had a few thoughts.

1. Section 12.16.070 J. Performance Surety-There is no end date. Is the intent for the surety to be in perpetuity?
2. Ashland's Municipal Code contains info about the FCC Shot Clocks that don't seem to be included in the Boardman draft. The FCC offered the following in the Declarator Ruling and 3rd Report and Order which clarified Section 332 of the Federal Telecommunications Act, providing a reasonable time to review and approve applications:
 - 60 days to review and approve applications for collocation to existing infrastructure.
 - 90 days to review and approve applications for new poles.

Additionally, the Ashland Municipal Code contains the following:

C. Permits Subject to FCC Shot Clocks.

1. In addition to the process set forth in subsections **A** and **B** of this section, for permits subject to an FCC shot clock, the Public Works Director may take such steps as may be required for the City to comply with the applicable shot clock, including entering into agreements with applicants to extend the time for action on the application.
2. The applicant may not submit additional information not contained in its initial application, other than information expressly requested by the City, unless the City expressly agrees to consider such supplemental information and, if requested by the City, the applicant agrees to toll the shot clock.

Thanks!
Scott



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From: Carla McLane <mclanec@cityofboardman.com>
Sent: Thursday, January 2, 2025 11:28 AM
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Subject: RE: [EXTERNAL]:RE: Small Cell wireless project