

I am the Legal Director for Atlas Tower, and I would like to offer a few comments which may provide some clarity on the topic of Radio Frequency (RF) safety issues as they relate to human health.

1. There is a vast body of scientific evidence that has proven that RF communication devices are safe for humans of all ages. Reliable sources of information on this topic can easily be found at the Federal Communications Commission's (FCC) website. Other sources include the Occupation Health and Safety Administration (OSHA), the American Cancer Society, the World Health Organization (WHO), as well as reputable peer reviewed scientific and medical journals from prominent academic institutions of higher learning.
2. Every aspect of wireless technology, including the design, manufacture, and use of wireless devices is regulated for safety. Current regulations and court rulings regarding RF safety consistently affirm that RF exposure rules currently in place ensure that this technology is safe for both adults and children alike.
3. Congress has granted the authority to establish RF standards for safety only to the FCC. It is well established law that the FCC's rules and regulations for safety are not subject to challenge in state or local jurisdictions. Therefore, any concerns or questions about the regulation of RF, or requests to deny the use of RF approved equipment must be directed to the federal government through the FCC. Therefore, local governmental entities, such as a Planning & Zoning Commission, a Board of County Commissioners, or a School District may not regulate matters related to RF safety or deny an application based on health concerns.
4. Understandably, this topic is complex and and raises valid questions from concerned members of the public. Those questions should be directed to the FCC and other federal agencies that are charged by Congress with the responsibility to regulate the use of this technology. State and local governments may not issue statements on this topic, as the federal government has preemption on this subject matter. See Article VI, Paragraph 2 of the US Constitution and FCC Resolution 19-126 (regulation of health effects of cell phone RF Emmissions preempt state lawsuits alleging adverse health effects).
5. Atlas Tower is available to assist with any questions regarding the process that was followed to gain approval for this tower, and all other towers. Rest assured that Atlas Tower complied with all noticing requirements and other requirements, and will at all times continue to comply with all requirements.
6. Wireless technology is proven to be safe and good for the community. Wireless technology allows the community to function more efficiently, and it greatly facilitates first responder reaction times, thus improving emergency response and saving lives. Wireless communication allows families to stay in touch with their children and other family members. Wireless technology enables businesses, organizations and educational institutions to be more efficient and more equitable in their delivery of resources to all types of people, regardless of income or other inequities that may exist in society. The resounding demand for excellent wireless communication in your community is driven by the needs of your students, your parents, and your local community.

I am available to further assist or answer any follow up questions. Thank you for your assistance with this project.

-Mike

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