



WHY IS REVISED ORDINANCE NEEDED?

EXISTING COUNTY CODE 170-266(H):

PROHIBITS THE PLACEMENT OF VERTICAL STRUCTURES WHERE THE PRIMARY PURPOSE IS TO SERVE AS A MOUNTING DEVICE FOR ANTENNAE WITHIN THE COUNTY RIGHTS-OF-WAY.



TELECOMMUNICATIONS ACT:

THE REGULATION OF THE PLACEMENT, CONSTRUCTION, AND MODIFICATION OF PERSONAL WIRELESS SERVICE FACILITIES BY ANY STATE OR LOCAL GOVERNMENT:

- SHALL NOT UNREASONABLY DISCRIMINATE AMONG PROVIDERS OF FUNCTIONALLY EQUIVALENT SERVICES; AND
- SHALL NOT PROHIBIT OR HAVE THE EFFECT OF PROHIBITING THE PROVISION OF PERSONAL WIRELESS SERVICES.



MORATORIUM:

THE COUNTY HAS A 6 MONTH PERMITTING MORATORIUM IN PLACE THAT EXPIRES ON APRIL 25, 2017.



OBJECTIVE OF MODIFIED ORDINANCE

- COMPLIANCE WITH STATE AND FEDERAL LAW, INCLUDING THE FEDERAL TELECOMMUNICATIONS ACT.
- FACILITATE THE INSTALLATION OF COMMUNICATION
 FACILITIES WITHIN THE RIGHT-OF-WAY



MODIFICATION PROCESS:

- REVIEW OF SIMILAR ORDINANCES IN THE USA
- PARTNER INPUT FROM 3 COMMUNICATION FACILITY INSTALLERS AND PROVIDERS
- COUNTY SPECIFIC OBJECTIVES



ITEMS ADDRESSED BY REVISED ORDINANCE:

- AESTHETICS:
 - HEIGHT OF POLES
 - TYPE OF MATERIAL
- SAFETY:
 - DISTANCE FROM SIDEWALKS AND PEDESTRIAN RAMPS; ADA COMPLIANCE
 - DISTANCE FROM EXISTING POLES AND BUILDINGS
 - REQUIREMENT FOR NON-OBSTRUCTION OF PEDESTRIAN AND VEHICULAR TRAFFIC
 - BONDING: LONG TERM MAINTENANCE OBLIGATION



ORDINANCE IMPLEMENTATION

- APPLICABLE TO ALL COUNTY OWNED/MAINTAINED RIGHT-OF-WAY
- RIGHT-OF WAY UTILIZATION PERMIT PROCESS
- MULTIPLE INSTALLATIONS ALLOWED UNDER ONE PERMIT
- BONDING OPTIONS FOR MULTIPLE INSTALLATIONS



CHALLENGES:

- SB 596
- HB 687
- SB 1158

THESE MAY LIMIT OR PROHIBIT COUNTY FROM REGULATING COMMUNICATION FACILITIES.



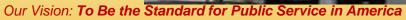


QUESTIONS?



Our Vision: To Be the Standard for Public Service in America











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