



CITY OF COSTA MESA

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From the Office of the Mayor Katrina Foley

September 27, 2019

The Honorable Harley Rouda
2300 Rayburn HOB
Washington, D.C. 20515

Dear Representative Rouda:

As a city leader and a constituent, I am writing on behalf of the City of Costa Mesa to express our support for H.R. 530, the *Accelerating Wireless Broadband Development by Empowering Local Communities Act of 2019*, and to thank you for cosponsoring this bill. As H.R. 530 repeals recent harmful FCC regulations limiting the ability of local governments to regulate the deployment of 5G wireless infrastructure, it is of great interest and importance to the City of Costa Mesa.

Last year, the FCC adopted regulations limiting the authority of cities and states to regulate small cell sites (e.g., attachments to street light and utility poles) needed for the deployment of 5G. The FCC's regulations sharply limit the type and amount of fees cities and states may charge for profit-generating use of public property, set "shot clocks" as low as 60 days for cities and states to conduct all necessary inspections and authorize proposals, and drastically limit non-fee requirements cities and states may institute. The regulations began taking effect on January 14, 2019. Nearly 100 cities, towns, counties, utility companies, and local government associations have joined in suing the FCC over these regulations.

The FCC allowed industry to write these regulations without sufficient input from local leaders. This has led to regulations that restrict cities from requiring carriers to meet the needs of communities in which they want to operate. The FCC's order unnecessarily complicates existing agreements and negotiations between cities and wireless providers by imposing a one-size-fits-all preemption of existing state and local policies. The FCC's limits on fees for use of publicly owned property by private companies is an extreme overreach by the federal government, forcing cities to subsidize development at the cost of other critical local services.

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We all want to ensure efficient, safe, and appropriate deployment of new broadband technology. However, this sweeping regulation is not the best approach. I thank you for your support and cosponsorship of H.R. 530, and expect we will continue to work together to find the best solution for effective 5G deployment that meets the diverse needs of our nation's many unique communities.

If you have any questions about H.R. 530 please contact Asad Ramzanali at asad.ramzanali@mail.house.gov or 202-226-4581.

Sincerely,



Katrina Foley
Mayor, City of Costa Mesa

cc: Senator Dianne Feinstein
Senator Kamala Harris
Costa Mesa City Council