

CITY OF BELLEVUE, WASHINGTON

RESOLUTION NO. 8898

A RESOLUTION authorizing the Development Services Department to process applications to modify existing wireless facilities consistent with the Federal Communication Commission's January 8, 2015 Final Rule implementing Section 6409(a) of the Spectrum Act of 2012.

WHEREAS, on January 8, 2015, the Federal Communication Commission issued its Final Rule (Acceleration of Broadband Deployment by Improving Wireless Facilities Siting Policies, 80 Fed. Reg. 1238 (Jan. 8, 2015) (amending 47 C.F.R. Parts 1 and 17)) ("FCC's Final Rule"), implementing statutory requirements for state and local governments when reviewing applications to modify existing wireless facilities; and

WHEREAS, the City Council is aware of the FCC's new section 6409(a) standard issued as the FCC's Final Rule and set to go into effect on April 8, 2015; now, therefore,

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES
RESOLVE AS FOLLOWS:

Section 1. Beginning April 8, 2105, the Director of Development Services is hereby authorized to act in compliance with the timeframes and limitations outlined in the FCC's Final Rule; furthermore the Director is authorized to require applicants to comply with any applicable notice requirements and other required reviews and approvals. This authority shall remain in effect until the City Council takes action to repeal or modify such authority.

Section 2. Staff is directed to develop and initiate a work program to proposed regulations to comply with the FCC's Final Rule and to work with the Planning Commission to provide a recommendation for consideration by the Bellevue City Council.

Section 3. Should any part of the FCC's Final Rule be struck down by a court of competent jurisdiction, the Director shall amend the Department's practices in accordance with the court's ruling.

3169-RES
4/4/2015

Passed by the City Council this _____ day of _____, 2014,
and signed in authentication of its passage this _____ day of _____,
2014.

(SEAL)

Claudia Balducci, Mayor

Attest:

Myrna L. Basich, City Clerk