



City of Sunnyvale

Agenda Item-No Attachments (PDF)

File #: 20-0973, Version: 1

REPORT TO COUNCIL

SUBJECT

Introduce an Ordinance to amend Sunnyvale Municipal Code Chapter 19.54 (Wireless Telecommunication Facilities) and Find that the Action is Exempt from California Environmental Quality Act (CEQA) Pursuant to CEQA Guidelines Sections 15061(b)(3), and 15378(b).

SUMMARY OF COMMISSION ACTION

The Planning Commission considered this item on November 9, 2020.

After discussion with staff on the process and proposed changes, the Planning Commission voted 6-0-1 (one abstention) to recommend adoption of the Ordinance in accordance with the staff recommendation. An excerpt of the meeting minutes can be found in Attachment 8.

There was no public comment during the public hearing; however, staff received one email prior to the Planning Commission meeting which can be found in Attachment 7.

PUBLIC CONTACT

Public contact was made by posting the Council agenda on the City's official-notice bulletin board outside City Hall, Sunnyvale Public Library and Department of Public Safety. In addition, the agenda and report are available at the Office of the City Clerk and on the City's website.

ALTERNATIVES

1. Introduce an Ordinance (Attachment 2 to the report) to amend Sunnyvale Municipal Code Chapter 19.54. (Wireless Telecommunication Facilities) and Find that the Action is Exempt from CEQA Pursuant to CEQA Guidelines Sections 15061(b)(3), and 15378(b).
2. Introduce an Ordinance (Attachment 2 to the report) to amend Sunnyvale Municipal Code Chapter 19.54. (Wireless Telecommunication Facilities) with modifications and Find that the Action is Exempt from CEQA Pursuant to CEQA Guidelines Sections 15061(b)(3), and 15378(b).
3. Take no action and maintain the existing Sunnyvale Municipal Code Chapter 19.54. (Wireless Telecommunication Facilities), which maintains the current four step process.

STAFF RECOMMENDATION

Alternative 1: Introduce an Ordinance (Attachment 2 to the report) to amend Sunnyvale Municipal Code Chapter 19.54. (Wireless Telecommunication Facilities) and Find that the Action is Exempt from CEQA Pursuant to CEQA Guideline Section 15061(b)(3), and 15378(b).

Amendment of the Ordinance will streamline the process for reviewing applications for wireless telecommunication facilities on City-owned light poles for carriers with an approved Master License Agreement (MLA) by eliminating the Design Review process requirement. Local authority will be

maintained in preserving the aesthetic integrity for wireless telecommunications facilities in the City's Right of Way during both the MLA and encroachment permit processes. Although the proposed update eliminates the public noticing associated with the Design Review, the process will include an opportunity to participate and comment when a MLA is reviewed by the City Council before adoption and staff ensuring good design is achieved in accordance with the Design Criteria.

Prepared by: Mary Jeyaprakash, Associate Planner

Reviewed by: Amber Blizinski, Principal Planner

Reviewed by: Andrew Miner, Assistant Director, Community Development

Reviewed by: Sherine Nafie, City Property Administrator

Reviewed by: Jennifer Ng, Assistant Director of Public Works

Reviewed by: Trudi Ryan, Director of Community Development

Reviewed by: Teri Silva, Assistant City Manager

Approved by: Kent Steffens, City Manager

ATTACHMENTS

1. Report to Planning Commission 20-0834, November 9, 2020 (*without attachments*)
2. Draft Ordinance
3. Comparison of Existing and Proposed Application Review Process
4. Master License Agreement for 4G Verizon
5. Resolution and Design Criteria for Processing Telecommunication Facilities in the Public Right-of-Way
6. Council Policy 7.2.16 on Telecommunications

Additional Attachments for Report to Council

7. Public Comment
8. Excerpt of Draft Minutes of the Planning Commission Meeting of November 9, 2020