

## City Council – Action Request Form

**Date:** December 12, 2017

**To:** The City Manager

**From:** Gregory M. Turner, Assistant City Manager

**Council Action Requested:**

Consideration of a resolution granting encroachment agreements to MOBILITIE, LLC, for three Small Cell Wireless Facilities (Southwest and East Wards) – Petition of MOBILITIE, LLC

**Strategic Focus Area:** Quality Transportation

**Strategic Objective:** No

**Strategic Plan Action Item:** No

**Key Work Item:** No



**Summary of Information:**

The City of Winston-Salem has received a request from MOBILITIE, LLC, for encroachment agreements. These agreements would allow them to encroach upon the public right-of-way with three small cell wireless facilities. These facilities consist of a 46’ wooden pole with a utility meter, generator, switching gear, remote radio, cabling, and an antenna. The purpose of this infrastructure is to provide a wireless high-speed fiber optic network for users near the facility. There are three locations being requested at this time and all three facilities would be located on new poles.

The proposed facilities are located in the 1000 block of E. Eleventh Street (Site A), located between Highland Avenue and Cleveland Avenue; 1000 block of Geneva Road (Site B), located between Ebert Street and Winterwood Lane; and the 100 block of Winterwood Lane (Site C), Located between Winterwood Lane and the Cul-de-sac.

Winston-Salem Department of Transportation is in agreement with the use of wooden poles, which are consistent with the existing poles along these streets. No other aesthetic recommendations are being required.

**Committee Action:**

<b>Committee</b>	<u>Public Works 12/12/17</u>	<b>Action</b>	<u>Approval</u>
<b>For</b>	<u>Unanimous</u>	<b>Against</b>	<u></u>

**Remarks:**

NCGS 160A-400.50-56, newly enacted legislation, regulates “Wireless Telecommunications Facilities” within the public right-of-way or on private property. Once a permit application has been submitted, the City has 30 days to notify the applicant of any deficiencies in the application which, if cured, would make the application complete. The City has 45 days to approve or deny a complete application, unless a longer time frame has been mutually agreed upon between the applicant and the City. If the City fails to act within 45 days or the mutually agreed upon time frame, the application shall be deemed approved.

Staff has not identified a basis for denial, therefore recommends approval of this request.