

City Council – Action Request Form

Date: May 14, 2018

To: The City Manager

From: Gregory M. Turner, Assistant City Manager
Robert Prestwood, City Engineer

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 utility meter, switching gear, remote radio, cabling, and an antenna affixed to Duke Energy light pole. 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 400 block of Trade Street Northwest (Site A), located between West Fifth Street and West Fourth Street; 100 block of Medical Center Boulevard (Site B), located between Cloverdale Avenue and Queen Street; and the 1000 block of Bolton Street Southwest (Site C), located between Silas Creek Parkway and Cherokee Lane.

Duke Energy is in agreement with the use of light poles.

Committee Action:

Committee	<u>Public Works 5/15/18</u>	Action	<u>Approval</u>
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For	<u>Unanimous</u>	Against	<u></u>
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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.