

Resolution #19-0523  
Resolution Book 1, Volume 1

**RESOLUTION APPROVING A MASTER ENCROACHMENT  
AGREEMENT WITH AT&T FOR SMALL CELL WIRELESS FACILITIES**

**WHEREAS**, the City Council has received a request from AT&T to encroach upon the public right-of-way of various streets within the City Limits with small cell wireless facilities; and

**WHEREAS**, AT&T is proposing a buildout of approximately 150 sites over the next 12-24 months and is requesting that the City of Winston Salem grant a master encroachment agreement; and

**WHEREAS**, NCGS 160A-400.50-56 regulates “Wireless Telecommunications Facilities” within the public right-of-way or on private property, requiring the City to notify the applicant of any deficiencies in the application within 30 days of their submittal and limits the review process to 45 days from the initial submittal of the application. At the end of the review period the City will either 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 the 45-day review period and no time extension has been agreed upon by both parties, then the application shall be deemed approved; and

**WHEREAS**, a master encroachment agreement would speed up the approval process by eliminating the preparation, review, and execution of multiple agreements; and prevent applications from being approved by default; and

**WHEREAS**, each new facility will require review by city staff and approval by the assistant city manager/public works.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Winston-Salem, upon the recommendation of the Public Works Committee, that the City

**Winston-Salem City Council  
APPROVED  
September 16, 2019**

Manager or his designee and City Secretary are hereby authorized to execute a master encroachment agreement with AT&T for small cell wireless facilities.