

**VILLAGE OF GREENDALE
MILWAUKEE COUNTY, WISCONSIN**

RESOLUTION NO. R2018-20

RESOLUTION RELATING TO EXPANDED USE OF PUBLIC RIGHT OF WAY BY WIRELESS PROVIDERS FOR 5G TECHNOLOGY AND OTHER WIRELESS SERVICES, AND ASKING FOR CHANGES THAT MAINTAIN A REASONABLE LEVEL OF LOCAL CONTROL

WHEREAS, historically, only entities considered “utilities”, like We Energies, had the ability to demand that they put poles and wiring in the public right of way; and

WHEREAS, On August 2, 2018, the Federal Communications Commission (FCC) adopted a Third Report and Order and Declaratory Ruling interpreting Section 253(a) of the federal Communications Act to prohibit express and de facto moratoria on applications and permits to deploy wireless or wireline telecom services and facilities (Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment; Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment, WT Docket No. 17-79, WC Docket No. 17-84, Declaratory Ruling and Third Report and Order (August 2, 2018)); and

WHEREAS, On September 26, 2018, the FCC adopted a second Declaratory Ruling and Third Report and Order to remove regulatory barriers that inhibit the deployment of infrastructure for 5G technology and other wireless services establishing an unreasonable and unworkable standard of what constitutes an effective prohibition on the provision of telecommunications services, which will impose costs on local governments and interfere with public safety and other local protections (Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment; Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment, WT Docket No. 17-79, WC Docket No. 17-84, Declaratory Ruling and Third Report and Order (September 26, 2018)); and

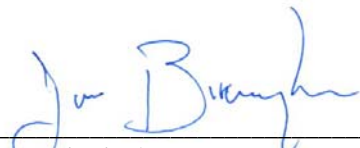
WHEREAS, Taken together, along with the FCC's announcement of its likely future rulemaking, the FCC's actions amount to an unprecedented attack on local control of the Village of Greendale's largest physical asset, the public rights of way; and

WHEREAS, the FCC's actions threaten the Village of Greendale's responsibility to protect the health, safety and welfare of its residents; and

WHEREAS, the FCC's actions threaten the Village of Greendale's designation as a National Historic Landmark; and

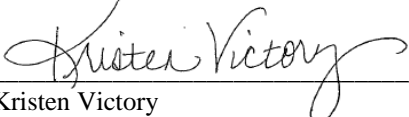
NOW, THEREFORE, BE IT RESOLVED, by the Village Board of Trustees, Village of Greendale, Wisconsin asks the FCC to reconsider its decision in WT Docket No. 17-79, WC Docket No. 17-84 and ask for changes that maintain a reasonable level of local control.

PASSED AND APPROVED, this 6th day of November, 2018 by the Village Board of Trustees, Village of Greendale, Milwaukee County, Wisconsin.



James Birmingham
President

ATTEST:



Kristen Victory
Clerk-Treasurer