



CITY OF BEVERLY HILLS

455 NORTH REXFORD DRIVE • BEVERLY HILLS, CALIFORNIA 90210

Julian A. Gold M.D., Mayor

January 29, 2019

Representative Ted Lieu
403 Cannon House Office Building
Washington, DC 20515

RE: Cosponsor H.R. 530, the Accelerating Wireless Broadband Development by Empowering Local Communities Act of 2019

Dear Representative Lieu:

On behalf of the City of Beverly Hills, I respectfully urge you to cosponsor H.R. 530, the Accelerating Wireless Broadband Development by Empowering Local Communities Act of 2019, sponsored by Representative Anna G. Eshoo of California. This legislation overturns the Federal Communications Commission's (FCC) preemption of a local government's control on how their infrastructure is used by private sector interests in 5G wireless deployment.

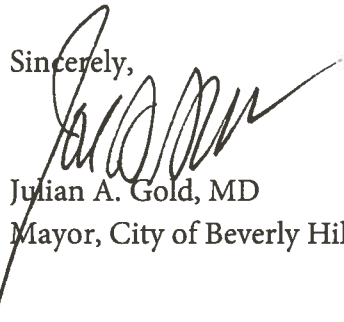
Under the new FCC regulations, local governments are required to lease publicly owned infrastructure; eliminate local environmental and design review; and do away with the ability of local jurisdictions to negotiate fair leases or public benefits for the installation of "small cell" wireless equipment on taxpayer-funded property. The FCC, moreover, has reduced the "shot clock" time limits for local governments to process potentially unlimited wireless facilities to as few as 60-days. Equally disconcerting is how these new regulations interfere with local governments' management of their own infrastructure and the ability to receive appropriate compensation for its use.

Cities and counties use the revenue from these lease payments to fund essential public services such as police, fire, libraries and parks. These are payments that every other for-profit business must pay at fair market value when they seek to lease or rent public spaces. The new FCC regulations set a dangerous precedent for other private industries to seek similar treatment, further eroding the ability to fund local services.

We all want to see 5G broadband deployment in our communities, just not at the expense of our constituents and the public's interest. States and local governments have a solemn obligation to serve and protect the public good and managing public assets is a critical component of this responsibility. Instead of preempting and undermining governmental entities, the FCC should ensure the interests of all key stakeholders, not just the telecommunications industry, are represented and protected. Surely, the FCC should be able to advance regulations that are both fair and balanced in promoting the expansion of broadband services and capacity without sacrificing local control over public assets.

In closing, I thank you in advance for your consideration to cosponsor H.R. 530 and look forward to working with you on this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Julian A. Gold', written over the printed name.

Julian A. Gold, MD

Mayor, City of Beverly Hills