



## CITY OF BEVERLY HILLS

455 NORTH REXFORD DRIVE • BEVERLY HILLS, CALIFORNIA 90210

**Julian A. Gold M.D., Mayor**

July 19, 2018

The Honorable Dianne Feinstein  
331 Hart Senate Office Building  
Washington, DC 20510

RE: **Oppose S. 3157** – The STREAMLINE Small-Cell Deployment Act

Dear Senator Feinstein:

As the Mayor of Beverly Hills, California, I urge you to **oppose** Senator John Thune's bill, S. 3157, the STREAMLINE Small-Cell Deployment Act. Rather than preempting state and local governmental entities, we encourage Congress to advance legislation that is both fair and balanced in promoting the expansion of broadband services and capacity without sacrificing local control over key public assets.

The STREAMLINE Act would require local governments 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. As drafted, S. 3157 proposes to sharply reduce "shot clock" time limits for local governments to process potentially unlimited wireless facilities; "deem granted" applications for facilities when local governments are unable to meet the bill's truncated time limits; interferes with local governments' management of their own property and the ability to receive appropriate compensation for its use; and does not grandfather existing agreements between cities and providers or tower companies.


The City of Beverly Hills' Cable, Video, and Telecommunications Service Providers Ordinance, established in 2001, recognizes the importance of local authority over zoning and planning decisions related to telecommunications infrastructure, as well as the right of the City to obtain fair and reasonable compensation when authorizing the private use of public property and rights of way. The STREAMLINE Act directly conflicts with local standards that have worked well for years and sets a dangerous precedent by seriously overstepping local control.



A similar piece of legislation was introduced in 2017 in the California State Legislature, Senate Bill 649 (Hueso): Wireless Telecommunications. This bill passed out of the State Assembly by a vote of 46-16-17 and out of the State Senate by a vote of 22-10-8 despite over 300 cities and 47 counties in California providing letters of opposition. Our City worked tirelessly with a majority of cities in California supported by the League of California Cities to defeat this bill. Ultimately, Governor Brown vetoed the bill as he believed “that the interest which localities have in managing rights of way requires a more balanced solution than the one achieved in this bill.” A one size, fits all approach does not work for the cities in the State of California, nor would it work for the various communities across the United States as each community is unique.

The City of Beverly Hills therefore joins the United States Conference of Mayors and the National League of Cities in urging you to reject the STREAMLINE Act. Instead of preempting local jurisdictions, Congress should take this legislative opportunity to ensure the interests of all key stakeholders, including municipalities, are represented and protected. Thank you for your consideration of our request.

Sincerely,



Julian A. Gold, MD  
Mayor, City of Beverly Hills