



Mary-Kathryn Salameh <msalameh@monterey.org>

FW: Wireless Sub-Committee Meetings

1 message

Julie Dalton <

Sun, Jul 7, 2019 at 7:50 PM

To: "msalameh@monterey.org" <msalameh@monterey.org>

Mary-Kathryn,

Please forward my letter below to all the individuals on the Planning Commission and have it placed in the record for the July 8th and 9th meetings.

Thank you

Julie Dalton

From: Julie Dalton**Sent:** Sunday, July 7, 2019 1:38 PM**To:** msalameh@monterey.org**Cc:** roberson@monterey.org; albert@monterey.org; haffa@monterey.org; smith@monterey.org; tyller@monterey.org; leinen@monterey.org**Subject:** Wireless Sub-Committee Meetings

Dear members of the Wireless Subcommittee, Planning Commission, and City Council:

I am writing to express my opposition to the proposed insertion of an exemption for wireless antenna devices under two cubic feet in the Wireless Ordinance. The intention of the City Council when it appointed the Wireless Subcommittee was to strengthen the ordinance, but this proposed exclusion severely weakens the ordinance. The outside legal counsel is attempting to insert this clause at the last minute undermining the draft the Wireless Subcommittee which was a result of over two dozen meetings. This clause would mean that such devices could be put up anywhere at any time without the public's right to know, without review, permit or any consideration as to the impact on the aesthetics, safety and peace for the residents of Monterey. This is the opposite of what was intended. This is unacceptable.

These devices would be twice the size of the splice boxes already there, adding dramatically to the existing visual blight. Telecom companies would be allowed to put them hanging on the wires between every two poles, in every residential, commercial, historic, mixed use, open space and industrial district in Monterey, along all public rights-of-way, and elsewhere, with no notice, no hearing, no appeal, and no public input. This is unacceptable.

These devices have nothing to do with improving wireless calling. They are essentially large outdoor routers that the telecom companies would charge customers to use, but they would be emitting 24/7. These systems are new technology. We cannot go forward assuming they will not negatively impact residents as these assumptions are based on old technology, not this newer technology. The permit process is the only way residents and city officials can review how these devices work and whether they fit into the city's ordinances.

Why would we want to give up the city's ability to regulate what goes into the public-right-of-ways and thereby also give up the public's right?

As you are aware, there have been no long-term studies of EMF at the frequency of mm waves at this type of residential densification, nor any pre-market safety testing by the FCC. This mad rush to deploy, to the extent Telecom wants to be exempt from the permitting process, needs to be resisted. It would also open the door for every Telecom company to install such devices without any oversight at any time. Our streets could very soon be littered with unsightly, untested devices that do nothing to improve our quality of life, but rather lower our property values directly and indirectly, incommode the residents and damage the beauty of our home. That is just wrong.

We look to our government to watch out for our well-being. Please do so.

I ask that this letter be forwarded to all individuals on the Planning Commission and be placed in the record for the July 8th and 9th meetings.

Thank you,
Julie Dalton

FW: Wireless Sub-Committee Meetings

1 message

Sun, Jul 7, 2019 at 7:50 PM

Julie Dalton <julie@daltontech.net>
To: "matt@monterey.org" <matt@monterey.org>

Mary-Kathryn

Please forward my letter below to all the individuals on the Planning Commission and have it placed in the record for the July 8th and 9th meetings.

Thank you

Julie Dalton

From: Julie Dalton

Sent: Sunday, July 7, 2019 1:38 PM

To: matt@monterey.org

CC: robert@monterey.org; albert@monterey.org; halle@monterey.org; andy@monterey.org; phyllis@monterey.org

Subject: Wireless Sub-Committee Meetings

Dear members of the Wireless Subcommittee, Planning Commission, and City Council,

I am writing to express my opposition to the proposed revision of an exemption for wireless antenna devices under two cubic feet in the Wireless Ordinance. The intention of the City Council when it appointed the Wireless Subcommittee was to strengthen the ordinance, but the proposed exclusion severely weakens the ordinance. The outside legal counsel is attempting to insert this clause at the last minute undermining the staff the Wireless Subcommittee which was a result of over two dozen meetings. This clause would mean that such devices could be put up anywhere at any time without the public's right to know, without review, permit or any consideration as to the impact on the aesthetic, safety and peace for the residents of Monterey. This is the opposite of what was intended. This is unacceptable.

These devices would be seen the size of the entire house already there, adding drastically to the existing visual light. These antennas would be placed on the roof, hanging on the side between every two feet in every residential, commercial, historic, mixed use, or any other and industrial district in Monterey along all public right-of-way and elsewhere, with no review, no hearing, no appeal, and no public input. This is unacceptable.

These devices have nothing to do with emergency wireless calling. They are essentially like an antenna tower that the wireless companies would charge customers to use, but they would be emitting 24/7. These antennas are not technology. We cannot go forward assuming they will not negatively impact residents as these assumptions are based on old technology, not the new technology. The current process is the only way residents and city officials can review how these devices would affect whether they fit into the city's ordinance.

Why would we want to give up the city's ability to regulate what goes into the public right-of-way and thereby also give up the public right?

As you are aware, there have been no long-term studies of EMF at the frequency of 2.4 GHz at the time of installation, not only the current study issued by the FCC. This need rush to develop a city ordinance which is to be exempt from the permitting process. It would also open the door for every telecom company to build such devices without any oversight or review. The stakes could very well be filled with wireless antennas, devices that do nothing to improve our quality of life, but rather harm our property, health, safety and beauty. We need to stop the new rules and change the frequency of our house. This is not wrong.



Mary-Kathryn Salameh <msalameh@monterey.org>

Please forward our communication below to the Wireless Sub-Committee members for their July 8, 2019 Meeting

1 message

Joanne Herren <[REDACTED]@monterey.org>

Sun, Jul 7, 2019 at 7:02 PM

To: msalameh@monterey.org

Cc: roberston@monterey.org, albert@monterey.org, haffa@monterey.org, smith@monterey.org, tyller@monterey.org

Attention: Mary-Kathryn Salameh

Dear Wireless Subcommittee:

Thank you for volunteering to update and strengthen the Wireless Ordinance.

It was our understanding your draft document was submitted to Mr. Van Eaton (attorney) for legal review. The returned document contained modifications well beyond legal review.

In particular a clause was inserted by Mr. Van Eaton that would exempt all wireless antenna devices at or under two cubic feet installed on preexisting structures and wires between utility poles. The city requires a use permit and the public has a right to a notice, a public hearing and an opportunity for input. This added clause would eliminate these requirements for many, if not most, RF wireless antenna devices.

It is important that our city does not give up the power for review. Currently there is not enough oversight as poles and wires are becoming increasingly impacted due to the addition of huge strands of wire, splice boxes, dangling cables, transformers and electric smart meter antennas.

The original draft was created by the Wireless Subcommittee who was tasked with strengthening the existing ordinance not weakening it as the exemption would do in direct opposition to the stated goals set by the City Council and the Subcommittee.

We request the original drafts' content stand as agreed upon by the Subcommittee.

Please enter this letter into the record for the July 8, 2019 Wireless Subcommittee meeting.

Sincerely,
Alan & Joanne Herren
380 Via Paraiso
Monterey



Mary-Kathryn Salameh <msalameh@monterey.org>

Wireless Facilities - Community concerns - forward to all city council members

1 message

Michele Altman <michelealtman@monterey.org>
To: Msalameh@monterey.org

Mon, Jul 8, 2019 at 8:13 AM

Mary-Kathryn,

Please circulate to all City Council Members:

- All wireless facilities must be subject to review and due process including notice and a hearing
- The irony of needing a permit to cut down a tree in our own yards even
- Despite individual smaller sizes, cumulative aesthetic effects will be significant and unacceptable to maintain the character of our neighborhoods and city
- The purpose was the strengthen the wireless ordinance and this would actually be worse the current ordinance; it would weaken it
- The draft ordinance was already approved by all seven members of the Wireless Subcommittee
- The outside attorney should be doing a legal review only -- not exempting any wireless facilities is legally sound -- why would the city give up its ability to regulate, and therefore the public's right to regulate, in the public-right-of-ways?
- Where did this suddenly come from? The attorney was present at many of the Wireless Subcommittee meetings and had opportunity to comment before the draft was approved
- \$450 thousand has been put aside by the City to three consultants to review future wireless facility applications so time or money is not an adequate argument for the size exemption
- This is about the public's right to know and about accountability (we don't even know all the equipment that is being placed on the poles and wires because lack of accountability and regulation)
- The Wireless Subcommittee spent literally hundreds of hours of hard work on this ordinance -- there have been literally hundreds of lines added and deleted by Van Eaton
- All future small cells will be very small so why would we exempt all future wireless facilities from the ordinance?
- the City of Carmel just reviewed 5 residential cell tower apps in only 2 hours -- their streamlined approach and strong, concise staff report should be something to emulate

Other Problems:

- Temporary cell towers exempted -- although this was talked about by the Wireless Subcommittee previously -- they need to go through permits like other cell towers because could be near homes and schools, etc.
- Portions of the draft ordinance have been moved to other parts of the city code and people will have a hard time knowing they are even there -- need a really easy way to cross reference so people can see all the rules that apply
- City staff said at the last meeting they would make the next meetings evening meetings yet again they are in the morning and people can't attend because of work
- Applicants are allowed to get pre-approval for designs that do not conform to the ordinance design requirements and if they get approval then those designs will become part of future approved designs -- why even have design requirements then?

My clients in the Monte Vista neighborhoods have asked me to represent them, they are adamant not to let this taking of their rights as home owners in these pristine forests. City Council voted "NO" in Carmel and we expect the same from the people who are our representatives in Monterey.

Sincerely,

Michele Altman

Michele Altman

SOTHEY'S INTERNATIONAL REALTY

Cell 831-214-2545

www.MicheleAltman.com

Michele.Altman@Sothebyshomes.com

3775 Via Nona Marie, Suite 100 Carmel CA 93923



Mary-Kathryn Salameh <msalameh@monterey.org>

Pls forward to wireless subcom, planning commission

1 message

nbeety@netzero.net

Sat, Jul 6, 2019 at 4:18 PM

To: msalameh@monterey.org

Cc:

Ms. Salameh: Please forward. I just found out you are the new contact person for the Wireless Ordinance Subcommittee. Thank you.

----- Forwarded Message

From: [redacted] et>

Date: Fri, 5 Jul 2019 23:20:13 GMT

Ms. Leinen: Please forward to the Wireless Ordinance Subcommittee and the Planning Commission. Thank you.

Dear Wireless Ordinance Subcommittee members:

Attached is the wireless ordinance draft you approved on December 21, 2018. I requested this from staff and received it early in January.

Except for any legal questions, what you send to the Planning Commission should look like this.

Members of the community requested evening meetings in this final phase. Staff scheduled morning meetings, making them inaccessible to most of the public.

Staff added the exemption of certain size equipment on utility lines and exemption of temporary cell towers. Staff also cut up the ordinance and put pieces in other places, even though best practices in the public interest would retain the current comprehensive ordinance

I ask you to reject these changes by staff. The community wanted a tougher ordinance more protective of the city and its residents. That was the reason for the subcommittee and for the draft you finished in December. These changes and others made by staff violate the intent and decisions of the subcommittee.

Sincerely,

Nina Beety



Mary-Kathryn Salameh <msalameh@monterey.org>

RE Pls forward to wireless subcom, planning commission

1 message

nbeety@netzero.net
To: msalameh@monterey.org
Cc: -

>

Sat, Jul 6, 2019 at 4:41 PM

Ms. Salameh: Please forward this one instead. The attachment was left off by mistake. I just found out you are the new contact person for the Wireless Ordinance Subcommittee. Thank you.

----- Forwarded Message -----

From: "
Date: Fri, 5 Jul 2019 23:20:13 GMT

Ms. Leinen: Please forward to the Wireless Ordinance Subcommittee and the Planning Commission. Thank you.

Dear Wireless Ordinance Subcommittee members:

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Sincerely,

Nina Beety

12-21-18 Ordinance revision approved by subcom.pdf
387K



Mary-Kathryn Salameh <msalameh@monterey.org>

Wireless Ordinance meeting July 8-9

1 message

Leslie Rosenfeld

Sat, Jul 6, 2019 at 4:49 PM

To: "leinen@monterey.org" <leinen@monterey.org>, "msalameh@monterey.org" <msalameh@monterey.org>

Cc: "roberson@monterey.org" <roberson@monterey.org>, "albert@monterey.org" <albert@monterey.org>,

"haffa@monterey.org" <haffa@monterey.org>, "smith@monterey.org" <smith@monterey.org>, "tyller@monterey.org" <tyller@monterey.org>

Please forward to all the Wireless Subcommittee members and the Planning Commissioners, and enter into the record for the July 8-9 meeting.

I live in the Skyline Forest area and I support the work that Monterey's Wireless Subcommittee has done to redraft and strengthen the city's wireless ordinance. I strongly oppose the last minute addition to the ordinance by the city's outside attorney to exempt all wireless antenna devices at or under two cubic feet, installed on preexisting structures and wires between utility poles. Please don't undercut the Subcommittee's work to date and give carte blanche to the telecom industry to install equipment without a permit process and all application requirements.

Sincerely,
Leslie Rosenfeld

Monterey, CA



Mary-Kathryn Salameh <msalameh@monterey.org>

Urgent: Ms. Salameh - Please forward to all Wireless Sub-Committee members and to all Planning Commissioners and enter into the Public Record, July 8, 2019. Thank you.

1 message

adamogiovanni@aol.com

Sun, Jul 7, 2019 at 10:26 AM

To: msalameh@monterey.org

Cc: roberson@monterey.org, albert@mompnterrey.org, haffa@monterey.org, smith@monterey.org, tyller@monterey.org

July 7, 2019

Dear Ms. Mary-Kathryn Salameh,

Please forward my email letter here and in the attachment as soon as possible to all Wireless Sub-Committee Members, as they don't have individual addresses. Please forward to all Planning Commissioners too -- Michael Dawson, Terry Latasa, Michael Brassfield, Daniel Fletcher, Sandra Freeman, Stephen Millich, and Hansen Reed.

My letter needs to be entered into the "Public Record" for the July 8, 2019 Wireless Sub-Committee Meeting. Thank you for your immediate attention to this urgent matter.

Sincerely,
Dr. John Adamo

July 7, 2019

Please enter this letter into the Public Record for the July 8th and 9th, 2019, Wireless Sub-Committee Meetings.

Dear member of the Wireless Subcommittee, Planning Commission, and City Council:

We are only a few of the many neighbors that are opposing this last minute addition written into the Revised Wireless Ordinance that exempts small cell antennas from a public hearing, appeal, or notice. We strongly reject this exemption as it is an injustice against the rights of the residents. We applaud the Wireless Sub-Committee members for their many hours of hard work and advise you to stand firm against this exemption that will defeat everything the neighbors worked for. Your work on the Revised Ordinance has shown concerns for our protection rights in our community against 5G antennas and cell facilities, and we greatly admire and respect you.

We will be so bold to say that the last minute exemption additions of small antennas seems like trickery against the intelligence of the neighbors and the Sub-Committee. We were all hoping for a Revised Ordinance to be strengthened and instead with this exemption it is weakened!!

We understand that the outside attorney the City hired is attempting to insert a clause into the draft that would exempt all wireless antenna devices at or under two cubic feet, installed on preexisting structures and wires between utility poles. This is ludicrous and we are offended that there would

be no public hearing, appeal, or notice for us with this exemption. It violates our constitutional rights as citizens of Monterey!

The power of these smaller EMF emitting antenna systems will be exactly what we are opposing currently. All future small cells will be very small and there will be a demanding need for more of them to be installed through our neighborhoods, so inserting a small size exemption in the ordinance is a violation of our rights!!

The exemption would literally erase everything that the entire community of neighbors fought against during the Planning Commission Meeting of March 15, 2018 opposing the cell facilities. This is horrible, insulting, and unacceptable!!! We had a victory on that night 16 months ago and now with this added clause in the Revised Wireless Ordinance that decision is overthrown.

The visual hindrance of the small 2 feet antennas will ruin and clutter the scenic landscape and historical beauty of our town which it is famous for. Many more small antennas will be necessary, installed close together without even a notice to us!!! They will continue to emit electromagnetic radiation 24/7 next to our homes, schools, workplaces, and historical sites. These systems are experimental new technology. With this exemption small cell antennas can be added and cluttered anywhere through our neighborhoods, hanging from wires and poles alike. They would be mingled liberally with our most flammable tree types.

Regardless of small size, these antennas are equally heat intensified and with the electrical toxins they will absolutely magnify any fire in an already high fire neighborhood with our dry and flammable trees and global warming. They are non-ionizing radiation and proven to cause heat and can catch fire like any other electrical device. Further, these small cell antennas would add to the wind load on wires and poles, increasing fire risks. PG&E shutting off our power is not the solution. Can you imagine a fire emergency at night, with our power shut off, with a downed tree obstructing one of the limited thoroughfare roads, and with inadequate evacuation routes for the population that lives here? What about the elderly or disabled residents??

How strange that Monterey requires a permit to cut branches off the trees here, even on our own property, but with this exemption there would be no permit process, no public input, no notice, no hearing, and no nothing. Outrageous!!

In contrast with the stated goals set by the City Council and the Sub-Committee this exemption is virtually in direct opposition. The old Wireless Ordinance, had more protection rights for the residents, as the City had the legal right to require a permit first on any new small wireless antennas. This is appalling and very ironic!!

We do not want to give up the city's ability to regulate what goes into the public-right-of-ways. The residents do not want to give up our rights to a notice, a public hearing, and an opportunity for comments, and with adding this exemption these requirements would be eliminated. This is shocking and disrespectful to the residents!!!

We understand that the City has three consultants to review future wireless facility applications and \$450 thousand has been put aside for this. It is absurd to take the residents rights away from them with an argument to save time and money by inserting a size exemption clause.

This entire ordeal has also been quite stressful and unfair to the seven members of the Wireless Sub-Committee as the draft ordinance was already finalized and approved with the outside attorney having an opportunity for comment at the time. There have been literally hundreds of lines added and deleted by Van Eaton. We find this last minute addition of the exemption to be oddly questionable and unfair for the rights of the community of neighbors.

We also agree that temporary cell towers should not be exempted and they need to go through permits like other cell towers because they could be near our homes and schools, etc.

We address the City Council and the Planning Commission to use your influence to oppose this absolute injustice to the residents which violates our constitutional rights.

We are sending this letter because we will not be able to attend the Wireless Sub-Committee Meetings on the mornings of July 8th and 9th, due to work schedules. We understand that there has been numerous requests made to the City Staff for evening meetings but nothing was ever resolved with scheduling. Once again this is unfair to the citizens of Monterey.

We were among the community of neighbors in that packed City Council Chambers on March 15th, 2018 during the Planning Commission Meeting and spoke in opposition to the one remaining proposed cell facility. How disheartening for all of those neighbors to have everything they worked for to become worthless because of an exemption clause added to the Revised Wireless Ordinance. We are offended and completely reject the added exemption of small cell antennas and appeal to the City Leaders to reject it also.

Our neighborhoods are where we live and sleep and this is about the public's right to know and about equipment accountability that will affect our lives.

We look to the City Leaders to respect and uphold our rights as citizens of Monterey and follow the decision previously made by the Planning Commission on March 15, 2019.

Sincerely,

Dr. John Adamo

Catherine Adamo

Charisse Carlile

Monterey Residents



Wireless Sub-Committee Meeting.
28K

July 8, 2019.docx



Mary-Kathryn Salameh <msalameh@monterey.org>

Fwd: Wireless Sub-Committee - Enter my letter for the July 8th meeting - Michele Altman

1 message

Michele Altman <
To: msalameh@monterey.org

Sun, Jul 7, 2019 at 11:15 AM

Please forward to all city council members:

Begin forwarded message:

From: Michele Altman <
Subject: Wireless Sub-Committee - Enter my letter for the July 8th meeting - Michele Altman
Date: July 4, 2019 at 7:19:24 PM PDT
To: leinen@monterey.org
Cc: roberson@monterey.org, albert@monterey.org, haffa@monterey.org, smith@monterey.org, tyller@monterey.org

Dear member of the Wireless Subcommittee, Planning Commission, and City Council:

The Wireless Subcommittee, appointed by the City Council, drafted a strengthened Wireless Ordinance after meeting at least two dozen times at the end of last year. However, the outside attorney that the City hired to do legal review of the strengthened ordinance is attempting to insert a clause into the draft that would exempt all wireless antenna devices at or under two cubic feet, installed on preexisting structures and wires between utility poles. These devices would be twice the size of the splice boxes already there, adding dramatically to the existing visual blight. AT&T and Comcast, and presumably others, would be allowed to put them hanging on the wires between every two poles, in every residential, commercial, historic, mixed use, open space and industrial district in Monterey, along all public rights-of-way, and elsewhere, with no notice, no hearing, no appeal, and no public input.

These are EMF-emitting antenna systems that would blanket the city and add to the already unbearable visual clutter hanging from poles and wires. Further, they would add to the wind load on wires and poles, increasing fire risk. They have nothing to do with improving wireless calling. They are essentially large outdoor routers that the telecom companies would charge customers to use, but they would be emitting 24/7. These systems are new technology. It is always a mistake to give carte blanc to the telecom industry without a permit process and all application requirements. Essential information, like how they operate and what they will be used for, is only shared during a permit process.

This new insertion that came out at the last minute must be blocked. The draft was created by the Wireless Subcommittee who was tasked with strengthening the existing ordinance, not weakening it, as this exemption would do, in direct opposition to the stated goals set by the City Council and the Subcommittee. This would exempt all small antenna systems. It may include all 5G antenna deployments as the equipment gets smaller and smaller but continues to emit electromagnetic radiation in the microwave spectrum. Since Big Telecom say everything is going to 5G in the future, what is the point of having a wireless ordinance that exempts all small cell antenna devices?

The accumulated beam-forming antennas will likely be a potential danger to our community and will destroy the character of our beautiful neighborhoods, which are becoming increasingly impacted due to the unregulated addition of huge strands, splice boxes, dangling cables hanging off boxes attached to wires, transformers and electric smart meter antennas. That's what happens when there is little regulation or oversight. Does the city even have a full accounting of everything that is on the wires? But these new devices

with wireless *antennas* would even fall under the old Wireless Ordinance, which gives the City the legal right to require a permit first. Again why would we want to weaken and not strengthen the wireless ordinance? Why would we want to give up the city's ability to regulate what goes into the public-right-of-ways and thereby also give up the public's right?

As you are aware, there have been no long-term studies of EMF at the frequency of mm waves at this type of residential densification, nor any pre-market safety testing by the FCC. This mad rush to deploy, to the extent Telecom wants to be exempt from the permitting process, needs to be resisted.

Support your Wireless Subcommittee — urge them to resist this exemption from permitting based on size before it's too late to protect your homes, your views, your neighborhoods, and your city. You have a right to know, a right to due process, and to use your democratic powers to influence what equipment goes up right outside of your homes and throughout your city.

We do not oppose smaller equipment per se — the smaller the better. The issue is that the City requires a use permit, and the public has a right to a notice, a public hearing, and an opportunity for input, but this added clause would eliminate these requirements for many, if not most, RF wireless antenna devices. A smaller device hanging from a wire can be more invasive than a larger mounted one (like last year's defeated Verizon/ExteNet small cell that was to go on Mar Vista Dr), especially when smaller means many more and close together and right next to our homes, workplaces, schools and historic sites.

As a well respected local Realtor here for over twenty years, I have been urged by my clients in Monterey and throughout the Peninsula to help stop this from happening in our midst. The home owners do not want these antennas invading their residential neighborhoods.

The Monterey neighborhood wants less visual debris, danger from potential fires, destruction of the beauty in our forests. Let us have the people we trust to work on our behalf in our community move towards under grounding utilities for the future preservation of the land we've been given as stewards.

Sincerely,

Michele Altman

Michele Altman

SOTHEBY'S INTERNATIONAL REALTY

www.MicheleAltman.com

Michele.Altman@Sothebyshomes.com

3775 Via Nona Marie, Suite 100 Carmel CA 93923



Mary-Kathryn Salameh <msalameh@monterey.org>

Wireless Sub-Committee Meetings

1 message

Julie Dalton <

Sun, Jul 7, 2019 at 1:38 PM

To: "msalameh@monterey.org" <msalameh@monterey.org>

Cc: "roberson@monterey.org" <roberson@monterey.org>, "albert@monterey.org" <albert@monterey.org>,

"haffa@monterey.org" <haffa@monterey.org>, "smith@monterey.org" <smith@monterey.org>, "tyller@monterey.org"

<tyller@monterey.org>, "leinen@monterey.org" <leinen@monterey.org>

Dear members of the Wireless Subcommittee, Planning Commission, and City Council:

I am writing to express my opposition to the proposed insertion of an exemption for wireless antenna devices under two cubic feet in the Wireless Ordinance. The intention of the City Council when it appointed the Wireless Subcommittee was to strengthen the ordinance, but this proposed exclusion severely weakens the ordinance. The outside legal counsel is attempting to insert this clause at the last minute undermining the draft the Wireless Subcommittee which was a result of over two dozen meetings. This clause would mean that such devices could be put up anywhere at any time without the public's right to know, without review, permit or any consideration as to the impact on the aesthetics, safety and peace for the residents of Monterey. This is the opposite of what was intended. This is unacceptable.

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We look to our government to watch out for our well-being. Please do so.

I ask that this letter be forwarded to all individuals on the Planning Commission and be placed in the record for the July 8th and 9th meetings.

Thank you,
Julie Dalton



Mary-Kathryn Salameh <msalameh@monterey.org>

Urgent: Ms. Salameh - Please forward to all Wireless Sub-Committee members and to all Planning Commissioners and enter into the Public Record. Thank you.

1 message

Sun, Jul 7, 2019 at 12:44 AM

To: msalameh@monterey.org

Cc: roberson@monterey.org, albert@monterey.org, haffa@monterey.org, smith@monterey.org, tyller@monterey.org

Dear Ms. Mary-Kathryn Salameh,
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Sincerely,
Dr. John Adamo

July 7, 2019

Please enter this letter into the Public Record for the July 8th and 9th, 2019, Wireless Sub-Committee Meetings.

Dear member of the Wireless Subcommittee, Planning Commission, and City Council:

We are only a few of the many neighbors that are opposing this last minute addition written into the Revised Wireless Ordinance that exempts small cell antennas from a public hearing, appeal, or notice. We strongly reject this exemption as it is an injustice against the rights of the residents. We applaud the Wireless Sub-Committee members for their many hours of hard work and advise you to stand firm against this exemption that will defeat everything the neighbors worked for. Your work on the Revised Ordinance has shown concerns for our protection rights in our community against 5G antennas and cell facilities, and we greatly admire and respect you.

We will be so bold to say that the last minute exemption additions of small antennas seems like trickery against the intelligence of the neighbors and the Sub-Committee. We were all hoping for a Revised Ordinance to be strengthened and instead with this exemption it is weakened!!

We understand that the outside attorney the City hired is attempting to insert a clause into the draft that would exempt all wireless antenna devices at or under two cubic feet, installed on preexisting structures and wires between utility poles. This is ludicrous and we are offended that there would be no public hearing, appeal, or notice for us with this exemption. It violates our constitutional rights as citizens of Monterey!

The power of these smaller EMF emitting antenna systems will be exactly what we are opposing currently. All future small cells will be very small and there will be a demanding need for more of them to be installed through our neighborhoods, so inserting a small size exemption in the ordinance is a violation of our rights!!

The exemption would literally erase everything that the entire community of neighbors fought against during the Planning Commission Meeting of March 15, 2018 opposing the cell facilities. This is horrible, insulting, and unacceptable!!! We had a victory on that night 16 months ago and now with this added clause in the Revised Wireless Ordinance that decision is overthrown.

The visual hindrance of the small 2 feet antennas will ruin and clutter the scenic landscape and historical beauty of our town which it is famous for. Many more small antennas will be necessary, installed close together without even a notice to us!!! They will continue to emit electromagnetic radiation 24/7 next to our homes, schools, workplaces, and historical sites. These systems are experimental new technology. With this exemption small cell antennas can be added and cluttered anywhere through our neighborhoods, hanging from wires and poles alike. They would be mingled liberally with our most flammable tree types.

Regardless of small size, these antennas are equally heat intensified and with the electrical toxins they will absolutely magnify any fire in an already high fire neighborhood with our dry and flammable trees and global warming. They are non-ionizing radiation and proven to cause heat and can catch fire like any other electrical device. Further, these small cell antennas would add to the wind load on wires and poles, increasing fire risks. PG&E shutting off our power is not the solution. Can you imagine a fire emergency at night, with our power shut off, with a downed tree obstructing one of the limited thoroughfare roads, and with inadequate evacuation routes for the population that lives here? What about the elderly or disabled residents??

How strange that Monterey requires a permit to cut branches off the trees here, even on our own property, but with this exemption there would be no permit process, no public input, no notice, no hearing, and no nothing. Outrageous!!

In contrast with the stated goals set by the City Council and the Sub-Committee this exemption is virtually in direct opposition. The old Wireless Ordinance, had more protection rights for the residents, as the City had the legal right to require a permit first on any new small wireless antennas. This is appalling and very ironic!!

We do not want to give up the city's ability to regulate what goes into the public-right-of-ways. The residents do not want to give up our rights to a notice, a public hearing, and an opportunity for comments, and with adding this exemption these requirements would be eliminated. This is shocking and disrespectful to the residents!!!

We understand that the City has three consultants to review future wireless facility applications and \$450 thousand has been put aside for this. It is absurd to take the residents rights away from them with an argument to save time and money by inserting a size exemption clause.

This entire ordeal has also been quite stressful and unfair to the seven members of the Wireless Sub-Committee as the draft ordinance was already finalized and approved with the outside attorney having an opportunity for comment at the time. There have been literally hundreds of lines added and deleted by Van Eaton. We find this last minute addition of the exemption to be oddly questionable and unfair for the rights of the community of neighbors.

We also agree that temporary cell towers should not be exempted and they need to go through permits like other cell towers because they could be near our homes and schools, etc.

We address the City Council and the Planning Commission to use your influence to oppose this absolute injustice to the residents which violates our constitutional rights.

We are sending this letter because we will not be able to attend the Wireless Sub-Committee Meetings on the mornings of July 8th and 9th, due to work schedules. We understand that there has been numerous requests made to the City Staff for evening meetings but nothing was ever resolved with scheduling. Once again this is unfair to the citizens of Monterey.

We were among the community of neighbors in that packed City Council Chambers on March 15th, 2018 during the Planning Commission Meeting and spoke in opposition to the one remaining proposed cell facility. How disheartening for all of those neighbors to have everything they worked for to become worthless because of an exemption clause added to the Revised Wireless Ordinance. We are offended and completely reject the added exemption of small cell antennas and appeal to the City Leaders to reject it also.

Our neighborhoods are where we live and sleep and this is about the public's right to know and about equipment accountability that will affect our lives.

We look to the City Leaders to respect and uphold our rights as citizens of Monterey and follow the decision previously made by the Planning Commission on March 15, 2019.

Sincerely,

Dr. John Adamo

Catherine Adamo

Charisse Carlile

Monterey Residents



Wireless Sub-Committee Meeting. July 8, 2019.docx
28K



Mary-Kathryn Salameh <msalameh@monterey.org>

URGENT: Wireless Ordinance Meetings Monday 7/8/19 & Tuesday 7/9/19 from 9 to 1pm

1 message

Jeannie Ferrara

Sun, Jul 7, 2019 at 3:18 PM

To: Clyde Roberson <roberson@monterey.org>, Dan Albert <albert@monterey.org>, haffa@monterey.org, smith@monterey.org, tyller@monterey.org, msalameh@monterey.org, dpotter@ci.carmel.ca.us, brichards@ci.carmel.ca.us, jbaron@ci.carmel.ca.us, jreimers@ci.carmel.ca.us, ctheis@ci.carmel.ca.us

Distinguished City Council Members,

The Wireless Subcommittee, appointed by the City Council, drafted a strengthened Wireless Ordinance which was approved and authorized on December 21, 2018. This draft was the product of at least two dozen meetings, hundreds of hours of research and hard work by the Wireless Subcommittee. This draft is attached at the bottom of this email for your ease of reading.

The City of Carmel just reviewed and denied 5 residential cell tower applications in only 2 hours. Their streamlined approach and strong concise staff report should be a role model emulated by the City of Monterey. Please click the 2 links below to read letters from outraged concerned Carmel citizens who oppose the small cell device applications.

Verizon - City of Carmel

https://ci.carmel.ca.us/.../ds_19-129__up_19-130_verizon_-_late_correspondence_pa...

[PDF] Verizon - City of Carmel

https://ci.carmel.ca.us/.../ds_19-129__up_19-130_verizon_-_late_correspondence_pa...

After 6 months of review, the outside attorney that the City hired to do legal review of the strengthened ordinance is attempting to insert a clause into the draft that would exempt all wireless antenna devices at or under two cubic feet, installed on pre-existing structures and wires between utility poles. These devices would be twice the size of the splice boxes already there. These new devices with wireless antennas would even fall under the old Wireless Ordinance, which give the City the legal right to require a permit first. Big telecom corporations would be allowed to hang these new devices on wires between every two poles, in every residential, commercial, historic, mixed use, open space and industrial district in Monterey, along all public rights-of-way, and elsewhere, with no notice, no hearing, no appeal, no permit and no public input, irradiating every man, woman and child within the microwave spectrum. This is outrageous and it must be blocked!!

A smaller device hanging from a wire can be more invasive than a larger mounted one (like last year's defeated Verizon/ExteNet small cell devices that were to go on Mar Vista Drive), especially when smaller indicates many more devices that are close together right next to our homes, workplaces, schools and historic sites. They would add to the wind load on wires and poles, exponentially increasing fire risk. They have nothing to do with improving wireless calling, as demonstrated by members of the Monte Vista Neighborhood Association at last years public meetings. This is about \$\$\$ for Big Telecom corporations, not about we the people who live here. Monterey residents must go through an extensive permit process to cut down an unwanted diseased tree on their own property, but Big Telecom corporations want to install small cell devices and expose residents to dangerous EMF radiation with no permit process?!? What is wrong with this picture?!?

Concerned citizens of our Monterey neighborhoods were assured that future meetings would be held in the evening, so that residents who work during the day would be able to attend. Yet these two meetings where the small cell towers will be discussed are scheduled from 9am to 1pm on Monday 7/8/19 and Tuesday

7/9/19. Is the city staff trying to limit the number of concerned residents from attending these meetings to express their opposition to these small cell devices by holding them during normal work hours? \$450,000. has been put aside by the City of Monterey for three consultants to review future wireless facility applications, so time and money are not the reasons for trying to ram this size exemption through the approval process.

We voted each of you into office last November. It is your duty to represent the will of the people in your district. We the people do not want these devices in our residential neighborhoods emitting dangerous amounts of EMF 24 hours a day, 7 days a week. No pre-market safety testing has been done by the FCC on 5G, nor can we expect to see any with Ajit Pai as the Chairman of the FCC, previously a lawyer for Verizon. He represents Big Telecom, not the will of the people, as he is a proponent of repealing net neutrality against the will of the majority of the population in the USA. More and more information is coming into public view from studies done in other countries documenting the damaging effects of EMF on the human body. On Sept. 6, 7 & 8, 2019, there is a medical conference in the Santa Cruz mountains on how EMF impacts public health with international medical expert speakers. I respectfully suggest you have a representative from the city council go to this conference and report back before making any decisions about weakening the wireless ordinance.

Children with Cancer in Ripon, CA

This is a significant story unfolding at an elementary school in Ripon, California. There is a cell tower on school grounds there and parents are alarmed about the unusual number of cases of faculty and childhood cancers occurring there. For comparison sake, the statistical number of childhood cancers per 100,000 children is sixteen. This is a school with 400 students. The latest update is that Sprint is shutting down the cell tower.

<https://ehitrust.org/fourth-student-has-cancer-parents-demand-removal-of-cell-tower-from-ripon-school/>

On a personal note, I am so sensitive to EMF that I must turn off my wireless router every night in order to get a good night's sleep. Otherwise, I wake up in the middle of the night with a pounding headache. I have worked hard all my life to purchase my home in the Peter's Gate/Monte Regio neighborhood. I love Monterey and I intend to live here for the rest of my life. I implore you follow the lead of Carmel city staff to resist and deny access to Big Telecom corporations of their small cell towers in our beloved city.

Sincerely,

Jeannie Ferrara, Realtor
Monterey Vista Neighborhood Association Member

cc: Carmel City Council Members

 **12-21-18 Ordinance revision approved by subcom.pdf**
387K



Mary-Kathryn Salameh <msalameh@monterey.org>

Fwd: Here we go again.... I call Bullsh*t!

1 message

Jenny Leinen <leinen@monterey.org>

Fri, Jul 5, 2019 at 8:21 AM

To: Mary-Kathryn Salameh <msalameh@monterey.org>, "COLE, Kimberly" <COLE@monterey.org>

----- Forwarded message -----

From: **JEFF GALFIN**

Date: Thu, Jul 4, 2019 at 8:50 PM

Subject: Here we go again.... I call Bullsh*t!

To: leinen@monterey.org <leinen@monterey.org>, roberson@monterey.org <roberson@monterey.org>, albert@monterey.org <albert@monterey.org>, haffa@monterey.org <haffa@monterey.org>, smith@monterey.org <smith@monterey.org>, tyller@monterey.org <tyller@monterey.org>

Cc: roberson@monterey.org <roberson@monterey.org>, albert@monterey.org <albert@monterey.org>, haffa@monterey.org <haffa@monterey.org>, smith@monterey.org <smith@monterey.org>, tyller@monterey.org <tyller@monterey.org>

Hiya Jenny,

PLEASE FORWARD THIS LETTER TO ALL MEMBERS OF THE WIRELESS SUBCOMMITTEE
AND ALL MEMBERS OF THE PLANNING COMMISSION.

and a hardy Hello to all you council members and my buddy, Clyde.

Gentlemen,

I don't know where you guys get these "Consulting Attorneys" from but I strongly suggest that we find another source. This guy needs to be run out of town. He is trying to sneak in a way for the telecoms to hang wireless antennas on the wires between the poles. This is after years of fighting their attempts to install their crap on the poles themselves.

There seems to be unseen influence in our process. What kinda crap is the consultant trying to stick us with? "He wants to save the City staff time"?

I call Bullshit! This is Monterey. Look out your windows, time practically stands still here.

If the city has indeed budgeted \$450,000 to hire consultants to review future wireless applications then my question is this:

Why doesn't the City hire a competent City Attorney? Why not an attorney who lives in our City? Why doesn't someone vet these people?

We need someone who SHARES OUR INTERESTS AND CONCERNS, not some Carpetbagging Lobbyist who can be influenced or outright bought by big telecom!

Our City Attorney **NEED NOT BE MALE** but our City Attorney **MUST HAVE SOME "BALLS"** when dealing with any outsider corporations trying to invade our neighborhoods.

The City of Carmel just demonstrated a streamlined approach to reviewing all 5 residential wireless facilities in a 2 hour meeting. Our city seems to prefer doing it over and over again, afraid to take a firm stand. The big money just won't quit.

THE LARGE PRINT GIVETH AND THE SMALL PRINT TAKETH AWAY.

Thank You,
Jeff Galfin- resident of Monterey Vista.

Please read and consider the following:

Dear member of the Wireless Subcommittee, Planning Commission, and City Council:

The Wireless Subcommittee, appointed by the City Council, drafted a strengthened Wireless Ordinance after meeting at least two dozen times at the end of last year. However, the outside attorney that the City hired to do legal review of the strengthened ordinance is attempting to insert a clause into the draft that would exempt all wireless antenna devices at or under two cubic feet, installed on preexisting structures and wires between utility poles. These devices would be twice the size of the splice boxes already there, adding dramatically to the existing visual blight. AT&T and Comcast, and presumably others, would be allowed to put them hanging on the wires between every two poles, in every residential, commercial, historic, mixed use, open space and industrial district in Monterey, along all public rights-of-way, and elsewhere, with no notice, no hearing, no appeal, and no public input.

These are EMF-emitting antenna systems that would blanket the city and add to the already unbearable visual clutter hanging from poles and wires. Further, they would add to the wind load on wires and poles, increasing fire risk. They have nothing to do with improving wireless calling. They are essentially large outdoor routers that the telecom companies would charge customers to use, but they would be emitting 24/7. These systems are new technology. It is always a mistake to give carte blanc to the telecom industry without a permit process and all application requirements. Essential information, like how they operate and what they will be used for, is only shared during a permit process.

This new insertion that came out at the last minute must be blocked. The draft was created by the Wireless Subcommittee who was tasked with strengthening the existing ordinance, not weakening it, as this exemption would do, in direct opposition to the stated goals set by the City Council and the Subcommittee. This would exempt all small antenna systems. It may include all 5G antenna deployments as the equipment gets smaller and smaller but continues to emit electromagnetic radiation in the microwave spectrum. Since Big Telecom say everything is going to 5G in the future, what is the point of having a wireless ordinance that exempts all small cell antenna devices?

The accumulated beam-forming antennas will likely be a potential danger to our community and will destroy the character of our beautiful neighborhoods, which are becoming increasingly impacted due to the unregulated addition of huge strands, splice boxes, dangling cables hanging off boxes attached to wires, transformers and electric smart meter antennas. That's what happens when there is little regulation or oversight. Does the city even have a full accounting of everything that is on the wires? But these new devices with wireless *antennas* would even fall under the old Wireless Ordinance, which gives the City the legal right to require a permit first. Again why would we want to weaken and not strengthen the wireless ordinance? Why would we want to give up the city's ability to regulate what goes into the public-right-of-ways and thereby also give up the public's right?

As you are aware, there have been no long-term studies of EMF at the frequency of mm waves at this type of residential densification, nor any pre-market safety testing by the FCC. This mad rush to deploy, to the extent Telecom wants to be exempt from the permitting process, needs to be resisted.

Support your Wireless Subcommittee — urge them to resist this exemption from permitting based on size before it's too late to protect your homes, your views, your neighborhoods, and your city. You have a right to know, a right to due process, and to use your democratic powers to influence what equipment goes up right outside of your homes and throughout your city.

We do not oppose smaller equipment per se — the smaller the better. The issue is that the City requires a use permit, and the public has a right to a notice, a public hearing, and an opportunity for input, but this added clause would eliminate these requirements for many, if not most, RF wireless antenna devices. A smaller device hanging from a wire can be more invasive than a larger mounted one (like last year's

7/5/2019

City of Monterey Mail - Fwd: Here we go again.... I call Bullsh*t!

defeated Verizon/ExteNet small cell that was to go on Mar Vista Dr), especially when smaller means many more and close together and right next to our homes, workplaces, schools and historic sites.



Mary-Kathryn Salameh <msalameh@monterey.org>

Fwd: Wireless Sub-Committee - Enter my letter for the July 8th meeting - Michele Altman

1 message

Jenny Leinen <leinen@monterey.org>

Fri, Jul 5, 2019 at 8:34 AM

To: Mary-Kathryn Salameh <msalameh@monterey.org>, "COLE, Kimberly" <COLE@monterey.org>

----- Forwarded message -----

From: Michele Altman <maltman1221@gmail.com>

Date: Thu, Jul 4, 2019 at 7:19 PM

Subject: Wireless Sub-Committee - Enter my letter for the July 8th meeting - Michele Altman

To: <leinen@monterey.org>

Cc: <roberson@monterey.org>, <albert@monterey.org>, <haffa@monterey.org>, <smith@monterey.org>,<tyller@monterey.org>

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Support your Wireless Subcommittee — urge them to resist this exemption from permitting based on size before it's too late to protect your homes, your views, your neighborhoods, and your city. You have a right to know, a right to due process, and to use your democratic powers to influence what equipment goes up right outside of your homes and throughout your city.

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As a well respected local Realtor here for over twenty years, I have been urged by my clients in Monterey and throughout the Peninsula to help stop this from happening in our midst. The home owners do not want these antennas invading their residential neighborhoods.

The Monterey neighborhood wants less visual debri, danger from potential fires, destruction of the beauty in our forests. Let us have the people we trust to work on our behalf in our community move towards under grounding utilities for the future preservation of the land we've been given as stewards.

Sincerely,

Michele Altman

Michele Altman

SOTHEBY'S INTERNATIONAL REALTY

[REDACTED]
www.MicheleAltman.com
[REDACTED]

3775 Via Nona Marie, Suite 100 Carmel CA 93923



Mary-Kathryn Salameh <msalameh@monterey.org>

Fwd: FW: Sample Letter to the Wireless Subcommittee

1 message

Jenny Leinen <leinen@monterey.org>

Fri, Jul 5, 2019 at 8:35 AM

To: Mary-Kathryn Salameh <msalameh@monterey.org>, "COLE, Kimberly" <COLE@monterey.org>

----- Forwarded message -----

From: Tony Flores [REDACTED]

Date: Fri, Jul 5, 2019 at 8:28 AM

Subject: FW: Sample Letter to the Wireless Subcommittee

To: <leinen@monterey.org>

Cc: [REDACTED], [REDACTED], [REDACTED]

Dear member of the Wireless Subcommittee, Planning Commission, and City Council:

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Tony Flores



Monterey Vista Neighborhood Association

Monterey, CA 93940

Web: montereyvistaneighborhood.org Email: mvneighborhood@gmail.com

May 24, 2019

RECEIVED

JUL 03 2019

To All Members of the Wireless Ordinance Subcommittee:

City of Monterey
PEEC DIVISION

On behalf of the board and the members of the Monterey Vista Neighborhood Association I want to stress our support for the most restrictive Wireless Ordinance for the City of Monterey that the subcommittee can produce.

We are not in favor of any exceptions to the use permit process. I am referring to the BB&K idea of allowing any device on a pole or strand under 2 cubic feet to be an exception to the permitting process. All devices that produce RF need to go through the use permit process if for no other reason than having an accounting of where they are located and the cumulative numbers.

Mr. Van Eaton, from BB&K, has provided some very good ideas for strengthening the ordinance and for added documents, that are outside of the ordinance, that will allow for quick changes in processing when needed. We do not agree with the exception due to a size of a unit. Mr. Van Eaton said that it is legal to ask for every device to have a use permit, therefore it should be required in the ordinance.

The Monterey City Council has approved three companies to do the review of the wireless equipment. All expense will be assumed by the company requesting the use permit. The Monterey City staff should not be overloaded by any permits that come in as they will go off to these three contractors.

Another issue of concern is the use permit exception for temporary towers. A temporary tower for emergencies may be needed, but not for an "event" that is not well defined. Why is it needed? For how long? What is the impact on the "event" if a 200 ft. tower is not constructed? It should be stated very clearly in the ordinance that only for an emergency should the use permit process be an exception.

In addition, the Monterey City Council has said that they will stand with other cities, to fight the FCC in reducing the local authority in the explosion of wireless devices. We want to be assured that our new wireless ordinance follows along with the City Council's pledge to stand up for our local authority and not give it away.

The Monterey Vista Neighborhood Association is one of the City of Monterey neighborhood associations that represents its residents. Our goal is to preserve the quality and character of our neighborhood areas. Our services include review and comment on selected city programs, proposed ordinances, and building designs. We post on our website and nextdoor.com, hold events for our members and the general public, and provide assistance to residents in resolving neighborhood concerns.



Monterey Vista Neighborhood Association

Monterey, CA 93940

Web: montereyvistaneighborhood.org Email: mvneighborhood@gmail.com

If our City requires a permit for a dead tree to be cut down or an old rotten fence to be replaced, surely we should require a permit for every, no matter the size, device that emanates RF into our neighborhoods.

We want the subcommittee to stand strong, represent the wishes of Monterey residents. Mr. Van Eaton is a legal advisor, but he does not know this City, as we do. We do not want our neighborhoods invaded with any wireless cell antennas, no matter the size or for an unspecified (temporary) period of time.

Sincerely,

Patricia R. Venza
President, MVNA

JUL 03 2019

City of Monterey
PEEC DIVISION

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Submitted by Gina Jett
7/8/19



Submitted by Gina Jett
7/8/19

