


2018

CITY OF MONTEREY WIRELESS ORDINANCE TIMELINE



March 15, 2018: PC Meeting: Staff recommendation to the Planning Commission (PC) to deny 10 of the 13 small cell applications. The applicant (ExteNet) then withdrew 12 of the 13 applications. The one that was not withdrawn (277 Mar Vista Drive @ 7 Cuesta Vista Drive) was recommended for approval by the staff. Public comment was received from 38 members of the public in opposition and the Planning Commission denied the application.

April 4, 2018: Susan Nine forwarded the MVNA ordinance.

April 17, 2018: City Council (CC) directed PC to: Direct the Planning Commission to: 1) Consider Options for Strengthening the City's Wireless Application Requirements; and 2) Make a Recommendation to the City Council that is Consistent with Federal Regulations.

June 26, 2018: PC recommended wireless subcommittee.

July 17, 2018: CC received report on risks of moratorium.

August 7, 2018: CC appointed Wireless Subcommittee: Met on August 23, 30, September 6, 12, 13, 19, October 1, October 19, October 26, October 29, November 2, November 9, November 16, November 19, November 30, December 7, December 10, December 17, December 21, July 9, September 5, 6, December 4, 5.

September 18, 2018: City Council authorized joining a coalition of communities represented by Best, Best & Krieger (Joe VanEaton, Esq.) to challenge the FCC proposed orders that will, among other things, limit local control over small cell facilities and drastically reduce wireless permitting timelines.

September 19, 2018: Recommended ordinance changes to the PC.

September 25, 2018: Ordinance changes considered by the PC.

October 18, 2018: City Council adopts ordinance changes.

November 27, 2018: PC approved wireless checklist.

2019

May 17, 2019: Encroachment ordinance introduction.

July 8, 2019: Further encroachment ordinance discussion and changes to wireless ordinance.

September 6, 2019: Wireless Subcommittee 4-1 vote to recommend ordinance to the PC.



2019, continued

October 15, 2019: Staff request Council dissolve subcommittee.

December 17, 2019: City Council dissolved the subcommittee.

2020

February 4, 2020: Council passes encroachment ordinance.

August 12, 2020: 9th Circuit ruling in the Portland matter.

September 28, 2020: Coalition of Cities (including Monterey) Petition for the full appellate court to review the ruling in the Portland litigation.

October 22, 2020: 9th Circuit denied request to review ruling in the Portland litigation.

2021

March 22, 2021: Coalition of Cities petition the U.S. Supreme Court for review of the ruling in the Portland litigation.

June 28, 2021: U.S. Supreme Court denies request to review 9th Circuit decision in the Portland litigation.

2022 - 2023

April 26, 2022: Planning Commission meeting on the wireless subcommittee's draft ordinance.

June 28, 2022: Planning Commission meeting was cancelled because, sadly, Joe Van Eaton, Esq. died.

August 9, 2022: Planning Commission meeting.

September 13, 2022: Planning Commission meeting.

September 27, 2022: Planning Commission meeting.

October 25, 2022: Planning Commission meeting.

January 17, 2023: Presentation to City Council.

February 7, 2023: City Council Meeting Public Hearing on the Ordinance.

April 23, 2023: New ordinance adopted.
Link at monterey.org/wireless

