

**Re CF 09-2645/agenda item no. 7, Public Works Committee meeting on 5/9**

Attn: Michael Espinosa -- please file this communication in the above-referenced council file

To: Honorable Members, City Council Public Works Committee  
Joe Buscaino, Chair  
Eric Garcetti, Member  
Paul Krekorian, Member

cc: Hon. Bill Rosendahl, CD11  
City Attorney Carmen Trutanich  
Deputy City Attorney Ted Jordan  
Norman Kulla and Joaquin Macias, CD11  
Presidents, PPCC, PPRA and WRAC

Dear Public Works Committee Chair Buscaino and Members Garcetti and Krekorian:

I write on behalf of Pacific Palisades Community Council (PPCC) and Pacific Palisades Residents Association (PPRA).

Since 2009, both PPCC and PPRA have been on record supporting necessary revision of the current, outdated AGF ordinance (the subject of the referenced council file). We support the City Attorney's Report (completed in 2011) which advised that such revisions can appropriately include: 1) elimination of the current utility and light pole exemptions; 2) expanded notice; and 3) enhanced aesthetic provisions (the Report).

The City Attorney was jointly directed almost 10 months ago by the Public Works and Planning & Land Use Committees to draft revisions in accordance with the Report and to report back within 60 days.

Obviously this has not occurred. PPCC, PPRA and many other organizations City-wide -- including the Westside Regional Alliance of Councils (a 13-member alliance of all councils from CDs 5 and 11, including PPCC, which unanimously voted in 2010 to call for reform of the City's cell tower regulations) -- have long been awaiting the status of the revised draft ordinance. Massive, obtrusive cell towers utilizing exempt poles (such as the one depicted in the attached rendering -- a proposed replacement utility pole installation, withdrawn yesterday but if installed would be exempt under the current ordinance) are being planned for residential and scenic areas throughout the City's PROW.

The directed revisions to the AGF ordinance are needed *now* in order to bring installations such as this within a reasonable permitting process.

In light of continuing proliferation of cell towers in the PROW -- many of which are completely unregulated under the current ordinance -- we respectfully request that the Public Works Committee:

- 1) Urge the City Attorney to complete the directed revisions to the AGF ordinance as soon as possible;
- 2) Recommend that an Interim Control Ordinance be enacted by City Council which would place a temporary moratorium on *AGF permit applications for PROW installations involving wireless telecommunications* until such time as the revised AGF ordinance is enacted.

I have previously submitted to the Committee and the City Attorney substantial support in law and in fact for an ICO pending enactment of the final revised ordinance; as documents already on file in CF 09-2645 show, numerous California cities have successfully enacted ICOs for this purpose -- without objection from telecom providers -- including the nearby City of Calabasas which recently extended its ICO to allow completion of a new ordinance regulating cell towers.

Thank you for your attention to this serious matter.

Sincerely,

Christina Spitz  
Chair, PPCC Land Use Committee  
Vice-President, PPRA

For additional information purposes:  
Founding Member, Los Angeles WTF Working Group  
Member, WRAC Land Use & Planning Committee

