
RE: 11/15/18 Request for Continuance

1 message

Laura Richstone <lrichstone@smcgov.org>

Tue, Jan 22, 2019 at 6:11 PM

To: Liesje Nicolas <liesjenicolas@gmail.com>

Cc: Nagle Laurel <laurelnagle@gmail.com>, Dylan Ashbrook <dylanashbrook@gmail.com>, Pamela Merkadeau <pamela@merkadeau.com>, Gary Trott <gary_trott@comcast.net>, Tania L <smalllittlet@yahoo.com>, Steve Monowitz <smonowitz@smcgov.org>, Dave Pine <dpine@smcgov.org>

Liesje,

See my responses in red below...

1. Send a copy of the MODUS/Verizon's withdrawal of PLN 2018-00071.

*Hello Laura,**Upon further consideration and based on ongoing developments of the network in the County, Verizon has decided to withdraw its application for PLN2018-0071-1852 Lexington Ave (Highlands Baywood Park) permit at this time. As the authorized representative of Verizon for this proposed project, we respectfully request the permit be withdrawn. Thank you for your patience and attention through this process. Please confirm receipt of this email.**Best,**Yadira Cerrato, Project Associate | Modus*

2. Send a copy of MODUS/Verizon's refusal to meet with the community.

I sent an email to the applicant forwarding on your request (and contact info) for a community meeting. Through a follow-up phone call, the applicant stated that they decided to not host a community meeting since such a meeting was not a requirement for the use permit application, thus no formal, written refusal from MODUS/Verizon is required.

3. Provide MODUS/Verizon's criteria for selection of both sites PLN 2018-00071 and PLN 2018-00079.

The County does not have, nor did the County ask for, Verizon's detailed selection criteria for choosing the above referenced sites due to recent court rulings that have stated that cellular infrastructure located in the right-of-way does not have to provide propagation maps, coverage objectives, or other materials showing the need for these facilities. However, MODUS/Verizon did state that the proposed small cell facility is intended to provide capacity relief to the existing network and that increased data reliance and demand by mobile device users is creating a need for new infrastructure.

4. We are informed that the Town of Hillsborough is asserting local government authority to make determination based on placement and aesthetics. How is the County going about asserting it's authority in aesthetics and placement?

*Cellular facilities located in the unincorporated areas of the County are subject to the County's Wireless Telecommunication Facilities Ordinance. This Ordinance requires mitigation of visual impacts for new wireless facilities. These measures include painting all equipment to blend in with the existing landscape/colors. These measures are conditions of the use permit and are implemented during construction.**Regarding placement of new facilities, wireless facilities as public utility have a right to locate their equipment in the right-of-way. From my understanding Hillsborough has introduced a new/amended wireless ordinance to*

address aesthetics and placement. The County is aware that our current Ordinance may not adequately reflect current case law, technology, or aesthetic concerns. While an update to the Wireless Ordinance may be forthcoming in the future, until a such time the Ordinance is updated, the applicant is held to the current aesthetic standards outlined in the existing Ordinance.

Thank you,

Laura Richstone

Project Planner

lrichstone@smcgov.org



COUNTY OF SAN MATEO
PLANNING AND BUILDING

Planning and Building Department

455 County Center, 2nd Floor

Redwood City, CA 94063

(650) 363-1829 T

From: Liesje Nicolas [mailto:liesjenicolas@gmail.com]

Sent: Tuesday, January 22, 2019 12:09 PM

To: Laura Richstone <lrichstone@smcgov.org>

Cc: Nagle Laurel <laureltnagle@gmail.com>; Dylan Ashbrook <dylanashbrook@gmail.com>; Pamela Merkadeau <pamela@merkadeau.com>; Gary Trott <gary_trott@comcast.net>; Tania L <smalllittlet@yahoo.com>; Steve Monowitz <smonowitz@smcgov.org>; Dave Pine <dpine@smcgov.org>

Subject: Re: 11/15/18 Request for Continuance

Ms. Richstone,

We have 4 requests.

1. Send a copy of the MODUS/Verizon's withdrawal of PLN 2018-00071.
2. Send a copy of MODUS/Verizon's refusal to meet with the community.
3. Provide MODUS/Verizon's criteria for selection of both sites PLN 2018-00071 and PLN 2018-00079.
4. We are informed that the Town of Hillsborough is asserting local government authority to make determination based on placement and aesthetics. How is the County going about asserting it's authority in aesthetics and placement?

We look forward to receiving this information.

Thank you,

Liesje Nicolas

President, Highlands Community Association

On Thu, Jan 10, 2019 at 8:37 AM Laura Richstone <lrichstone@smcgov.org> wrote:

| Hi Liesje,

Thank you for your comments. I want to inform you that Modus has indicated its intention to withdraw application PLN 2018-00071. The continued hearing on their other application in the Highlands, PLN 2018-00079, is scheduled for the February 21, 2019 ZHO hearing. You are welcome to submit comments up to and during that hearing. However, we encourage you to submit your comments to staff by January 31, 2019 so that we can address them in our staff report, which will be available one week prior to the meeting. In the meantime, information regarding the project can be obtained from the staff report that was prepared for the prior hearing (available at <https://planning.smcgov.org/events/zoning-hearing-november-15-2018>, agenda item 1), and in the plans, photo simulations, and RF reports I sent you in November.

Unfortunately, the applicant has declined your request for a community meeting, and staff does not have a regulatory basis to make it a mandatory requirement. Nevertheless, if you have questions of the applicant or need additional information, staff will do our best to obtain a prompt response. Please feel free to contact me in this regard, or if I can provide any other assistance.

Sincerely,

Laura Richstone

Project Planner

lrichstone@smcgov.org



COUNTY OF SAN MATEO
PLANNING AND BUILDING

Planning and Building Department

455 County Center, 2nd Floor

Redwood City, CA 94063

(650) 363-1829 T

From: Liesje Nicolas [mailto:liesjenicolas@gmail.com]

Sent: Monday, December 03, 2018 6:02 PM

To: Laura Richstone <lrichstone@smcgov.org>

Cc: Nagle Laurel <laureltnagle@gmail.com>; Dylan Ashbrook <dylanashbrook@gmail.com>; Pamela Merkadeau <pamela@merkadeau.com>; Gary Trott <gary_trott@comcast.net>; Tania L

<smalllittlet@yahoo.com>; Steve Monowitz <smonowitz@smcgov.org>; Dave Pine <dpine@smcgov.org>

Subject: Re: 11/15/18 Request for Continuance

Dear Ms. Richstone,

December 3, 2018

We are surprised that our request for the applicant to meet with us has not yet been forwarded to the applicant, so that all parties could meet. We cannot deliver fully informed comments until after we have had the opportunity to meet, ask technical questions, and explore alternatives. Therefore, setting a December 3rd deadline for comments is premature. Please inform the applicant of our request to meet directly to the applicant and copy us on that email or letter to the applicant.

We are aware that meeting with the community is not required of the applicant but a recommendation from the County that all parties meet would be appropriate and effective as it has been in the past. Our past experience has been that after meeting with the applicant, the issues are sorted out in the community which then sends acknowledgement of the proposed plan to the Planner in charge.

You state in your email, "If any meeting were to be scheduled, it would be between you and the applicant (the County would not be there)". Please explain why the county would not be there.

Please send the information that shows and explains how the specific sites being applied for were selected for installation.

We request that no deadline for comments be set until we have a sufficient amount of information to make properly informed comments. Please confirm that the deadline you mention will be postponed.

Please bear in mind that our communities rely on voluntary participation by residents who have many responsibilities. While we can see that the County does not usually publish a staff report until seven days before a scheduled meeting, we request that we have the staff report two weeks in advance of the scheduled meeting to allow our volunteers sufficient time to review the materials to be discussed at the hearing.

Thank you,

Liesje Nicolas

Highlands Community Association, President

On Tue, Nov 27, 2018 at 10:23 AM Laura Richstone <lrichstone@smcgov.org> wrote:

Hi Liesje,

This use permit does not require a pre-application/community meeting and the Planning Department will not impose such a requirement on this permit. I can forward the applicant your request for a meeting. However, please be aware that they are not required to accept your request. If any meeting were to be scheduled, it would be between you and the applicant (the County would not be there).

As you know, this project was continued from the 11/15 ZHO meeting in order to review and provide comments to the Planning Department. A meeting date for this item has not been scheduled yet, however, per my previous email, the County still requests all comments by 12/3 so that any such comments can be addressed in the staff report. The project plans, RF reports and photo simulations can be found here:

Link: <https://spaces.hightail.com/receive/EgOGJ8Ez4q>

Thank you,

Laura Richstone

Project Planner

lrichstone@smcgov.org

Planning and Building Department

455 County Center, 2nd Floor

Redwood City, CA 94063

(650) 363-1829 T

From: Liesje Nicolas [mailto:liesjenicolas@gmail.com]

Sent: Monday, November 19, 2018 10:33 PM

To: Dave Pine <dpine@smcgov.org>; Steve Monowitz <smonowitz@smcgov.org>; Laura Richstone <lrichstone@smcgov.org>

Cc: Nagle Laurel <laureltnagle@gmail.com>; Dylan Ashbrook <dylanashbrook@gmail.com>; Pamela Merkadeau <pamela@merkadeau.com>; Gary Trott <gary_trott@comcast.net>; Tania L <smalllittlet@yahoo.com>

Subject: Fwd: 11/15/18 Request for Continuance

Thank you Supervisor Pine and Ms. Richstone for continuance of the hearing on the above reference items.

Mr. Monowitz, could you please confirm that no hearing date is set until after the applicant has met with the communities in our neighborhoods.

Residents in CSA1 are affected by and concerned about this proposed installation. Currently, many families lives are in disruption. Some are having to leave our neighborhoods due to smoke from the fires, with schools closed/optional due to poor air quality. Once area communities get past the disruptions, we'll organize scheduling options and get back to Ms. Richstone with a date(s) and location for meeting with the applicant in our community area.

Thank you all very much for your assistance.

Regards,

Liesje Nicolas

Highlands Community Association, President

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

From: Laura Richstone <lrichstone@smcgov.org>

Date: Wed, Nov 14, 2018 at 6:23 PM

Subject: RE: 11/15/18 Request for Continuance

To: Nagle Laurel <laureltnagle@gmail.com>, Dylan Ashbrook <dylanashbrook@gmail.com>, Pamela Merkadeau <pamela@merkadeau.com>, Liesje Nicolas <liesjenicolas@gmail.com>

Date: November 14, 2018

To: Liesje Nicolas, Highland Community Association President
Laurel Nagel, Baywood Park Homeowners Association

From: Laura Richstone, Project Planner

Applicant: MODUS

File No.: PLN 2018-00071 and PLN 2018-00079

Subject: RE: November 15, 2018 Zoning Hearing Officer Hearing Request for Continuance

Based on your letter sent to the Zoning Hearing Officer Secretary (Deb Robinson) on November 14, 2018, Staff is requesting a continuance of PLN 2018-00071 and PLN 2018-00079. In the link below you will find the project plans, radio frequency reports, and photo simulations for the above referenced projects. Please review and provide comments on these projects by December 3, 2018 so that they may be addressed and incorporated in the future staff report. If you would like a hard copy of the project materials email me back and let me know.

Link: <https://spaces.hightail.com/receive/EgOGJ8Ez4q>

Thank you,

Laura Richstone

Project Planner

lrichstone@smcgov.org

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