



Crown Castle
One Park Place
Suite 300
Dublin, CA 94568

May 12, 2021

Via: email

Adam Ross – Interim Senior Planner
City of Santa Rosa Planning Department
100 Santa Rosa Ave Suite 3
Santa Rosa, CA 95404
Phone 707-543-4705 aross@srcity.org

**RE: New Crown Castle tower 831637
1236 Cleveland Ave Santa Rosa, CA 95401
Planning file# CUP20-074**

Dear Adam:

Please find this tolling agreement per your request regarding the shot clock on this application.

When countersigned, this letter will confirm an agreement between Crown Castle and the City of Santa Rosa (the “City”) to extend the applicable time period for review under the federal Telecommunications Act for the above-referenced permit application (the “Application”). The Application was filed on December 29, 2020 and the 150-day shot clock will expire May 29, 2021.

The federal Telecommunications Act requires that local governments act on wireless siting applications “within a reasonable period of time.” See 47 USC § 332(c)(7)(B)(ii). In a declaratory ruling, the Federal Communications Commission (the “FCC”) established a legal presumption that a local government has violated this requirement if it takes longer than 90 days to act on an application to collocate a wireless facility, or 150 days to act on any other request to install a wireless facility (the “shot clock”). See *In Re: Petition for Declaratory Ruling*, FCC 09-99 (FCC November 18, 2009) (the “Ruling”). The Ruling permits the period for review of an application to be extended by mutual consent. Ruling, ¶ 49. By Assembly Bill 57, California recently added Government Code section 65964.1, which adopted these time periods and procedures established by the FCC.

Crown Castle agrees to toll the shot clock until July 1, 2021 pending the requested submittal requirements to be submitted after May 17, 2021.

Sincerely.

Tim Page

Tim Page, AICP – Program Manager
Crown Castle

AGREED TO AND ACCEPTED BY:

City of Santa Rosa

By: *Sue Gallagher*

Printed name: Sue Gallagher

Title: City Attorney