



TOWN OF SAN ANSELMO  
**PLANNING DEPARTMENT**  
 Phone: (415) 258-4636  
 planning@townofsananselmo.org

## Wireless Facilities Permit Application Checklist

### INSTRUCTIONS:

Applicants must submit a completed Application Cover Page and this Application Checklist, together with all information and materials required in the Application Guidelines. Town staff may deem the application incomplete if the applicant fails to include any required information or materials. **All starred (\*) items in the checklist below are not required for a Section 6409 Approval.**

Applicants may submit applications by appointment only. Please contact the Planning Department for an appointment.

### Applicant:

Name: \_\_\_\_\_  
 Company: \_\_\_\_\_  
 Mailing Address: \_\_\_\_\_  
 City, State, Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_  
 E-mail: \_\_\_\_\_

### Proposed Site Location and Description:

Proposed Project Address: \_\_\_\_\_  
 Project Description: \_\_\_\_\_  
 If in the ROW, provide the pole number for the streetlight or pole: \_\_\_\_\_

### Applicant's Request:

- USE PERMIT**
- SECTION 6409 APPROVAL**
- OTHER** (describe request below)  
 \_\_\_\_\_

### APPLICATION CHECKLIST – REQUIRED MATERIALS

- |   |  |
|---|--|
| <input type="checkbox"/> PRE-SUBMITTAL CONFERENCE (Recommended) | <input type="checkbox"/> INITIAL CEQA ASSESSMENT                               |
| <input type="checkbox"/> APPLICATION FORM AND FEE               | <input type="checkbox"/> RF COMPLIANCE REPORT                                  |
| <input type="checkbox"/> DEPOSIT FOR PEER REVIEW                | <input type="checkbox"/> NOISE COMPLIANCE REPORT                               |
| <input type="checkbox"/> COMMUNITY MEETING/NOTICE               | <input type="checkbox"/> SECTION 6409 EVALUATION (if applicable)               |
| <input type="checkbox"/> PROJECT PLANS                          | <input type="checkbox"/> PROJECT PURPOSE AND TECHNICAL OBJECTIVES INFORMATION* |
| <input type="checkbox"/> PHOTO SIMULATIONS                      | <input type="checkbox"/> ALTERNATIVE SITES ANALYSIS*                           |
| <input type="checkbox"/> PRIOR PERMITS & REGULATORY APPROVALS   | <input type="checkbox"/> WRITTEN FINDINGS*                                     |
| <input type="checkbox"/> PROPERTY OWNER'S AUTHORIZATION         |  |



## APPLICATION GUIDELINES – REQUIRED MATERIALS

The following Application Guidelines contain the requirements for a complete wireless facility permit application. For the application to be deemed complete, the applicant must submit all applicable application materials in the Application Checklist in accordance with the Application Guidelines along with all other generally applicable materials required for the requested permit or approval. See the Town’s website or inquire with the Planning Department for any generally applicable application materials not contained in this application. All materials must be submitted in Portable Document Format (PDF).

**Notes:** All starred (\*) items are ***not required*** for a Section 6409 Approval. After the Town issues the requested permit, the applicant must obtain all other required permits (including, without limitation and as applicable, building, electrical, plumbing, encroachment, etc.) prior to performing the installation.

### APPLICATION FORM AND FEE

**Instructions:** Complete the Wireless Facilities Permit Application Cover Page available on the Town’s website or at the Planning Department and submit the corresponding application fee for the requested permit or approval. You may find the Town’s fee schedule on the Town’s website or contact the Planning Department for appropriate filing fees.

### PRE-SUBMITTAL CONFERENCE

The Town recommends that, before application submittal, the applicant schedule and attend a pre-submittal conference with the Planning Director. The pre-submittal conference is intended to streamline the review process through informal discussion that includes, without limitation, the appropriate project classification and review process, any latent issues in connection with the proposed or existing wireless tower or base station, including compliance with generally applicable rules for public health and safety; potential concealment issues or concerns (if applicable); coordination with other Town departments responsible for application review; and application completeness issues. To mitigate unnecessary delays due to application incompleteness, applicants are encouraged (but not required) to bring any draft applications or other materials so that Town staff may provide informal feedback and guidance about whether such applications or other materials may be incomplete or unacceptable. The Director shall use reasonable efforts to provide the applicant with an appointment within five working days after the Director receives a written request and any applicable fee or deposit to reimburse the Town for its reasonable costs to provide the services rendered in the pre-submittal conference.

## **PEER AND INDEPENDENT CONSULTANT REVIEW DEPOSIT**

The Town requires an independent consultant review on any issue that involves specialized or expert knowledge in connection with wireless facilities deployment or permit applications for wireless facilities. A deposit is required in an amount equal to the estimated cost for the services to be provided, as determined by the Planning Director, which may include without limitation any costs incurred by the independent consultant to attend and participate in any meetings or hearings. The Director may request additional deposits as reasonably necessary to ensure sufficient funds are available to cover the reasonable costs in connection with the independent consultant's services.

## **COMMUNITY MEETING/NOTICE**

Prior to submitting an application, the applicant must conduct a noticed community meeting. The community meeting is intended to provide residents information about a potential application for a wireless facility and streamline the review process by providing applicants an opportunity to consider residents' suggestions prior to submitting the application. Applicants are encouraged (but not required) to bring preliminary drawings or other materials that may assist the residents' understanding of the project. The applicant must provide notice in accordance with SAMC Article 16 (Noticing: Public Hearings: Zoning Applications), except as modified in this subsection, to all property owners of parcels within 300 feet of the boundaries of the subject parcel on which the applicant intends to propose the facility or modification (or 300 feet of any proposed location within a right-of-way that is not on a parcel). The notice shall include a copy of the photo simulations, a copy of the RF compliance report, a contact phone number that property owners may call with any questions, a copy of the California Department of Public Health handout "How to Reduce Exposure to Radiofrequency Energy from Cell Phones" (which may be found here: <https://www.cdph.ca.gov/Programs/CCDPHP/DEODC/EHIB/CDPH%20Document%20Library/Ce-ll-Phone-Guidance.pdf>) and a copy of the National Toxicology Program handout "Cell Phone Radiofrequency Radiation Studies" (which may be found here: [https://www.niehs.nih.gov/health/materials/cell\\_phone\\_radiofrequency\\_radiation\\_studies\\_508.pdf](https://www.niehs.nih.gov/health/materials/cell_phone_radiofrequency_radiation_studies_508.pdf)). The outside of the mailed envelope must indicate, "Notice of a nearby cellular antennae proposal." No general circulation or posted notice is required.

- Provide date, time and description of Community Meeting and provide copy of mailed notice and enclosures and notice list

## **PUBLIC HEARING NOTICE**

When the application has been deemed complete and a hearing date has been scheduled, the applicant shall provide the public notice required by the California Government Code and San Anselmo Municipal Code Article 16 (Noticing: Public Hearings: Zoning Applications), except as modified by this subsection. Notice shall be mailed to the Town Planning Department at 525 San Anselmo Avenue, San Anselmo, CA 94960 and to all property owners of parcels within 300 feet of the boundaries of the subject parcel on which the applicant intends to propose a facility or

modification (or 300 feet of any proposed location within a right-of-way that is not on a parcel). The notice shall be mailed at least 10 days prior to the hearing. No general circulation or posted notice is required. The applicant shall obtain the most recent owner and mailing address information from the Marin County Assessor, 3501 Civic Center Drive, Room 208, San Rafael, CA 94903, (415) 473-7215. The notice shall also be posted at least 10 days prior to the hearing at each proposed site.

The notice of public hearing shall include the following: date, time, and place of public hearing, the name of the hearing body, a general explanation of the application, a general description in text and/or by diagram of the location of the property, and one photo simulation of the proposed facility.

- Provide copy of draft notice
- After posting and mailing and prior to hearing, provide copy of mailed notice, any enclosures, notice list (with date provided by Assessor), and a photo of the notice posted at the site(s).

## PROJECT PLANS

**Instructions:** Provide one digital file of project plans in portable document format (PDF). The project plans shall be drawn to a scale of not less than 1/16" equals one foot. Project plans must contain all the following:

### 1. Cover Sheet

A complete cover sheet must include at a minimum:

- a detailed project description that specifies the proposed installation and/or modifications including without limitation all physical elements such as antennas, radios, power services, all cables, mounts, and all other elements of the proposed project
- site information that includes the proposed site address, site latitude and longitude (WGS 84 datum), zoning classification of the nearest private property, project team contact information, site map, and pole number (if applicable)
- the geographic service area for the subject installation, accompanied by a plan and maps showing anticipated future installations and modifications for the following two years.
- Name/address/phone/email including one or more named individuals for each of the following:
  - Installer
  - Equipment owner
  - Equipment operator
  - Any/all telecommunication companies involved currently, or who will use, or are

expected to use, this equipment now or in the future

- List any/all related permits from other agencies such as Marin Telecommunication Agency (MTA), Marin General Services Authority (MGSA), California Public Utilities Commission (CPUC), etc.

## 2. Site Survey

Only a California-registered Civil Engineer or licensed surveyor may prepare the site survey. A complete site survey must include:

- property and right-of-way boundaries with all bearings, distances, monuments, iron rods, caps or other markers clearly shown and called out
- boundaries for all easements and/or dedications with all dimensions clearly shown and called out
- approximate topographical contour lines with elevations called out
- any trees at least 4 inches in diameter at a point approximately 4.5 feet above ground
- all structures or improvements on the property or within the right of way within any block partially or entirely occupied by the project and any elements thereof
- all structures or improvements on adjacent parcels within 15 feet from the property line and all structures approved for residential use within 500 feet from any proposed facility and any schools within 1,000 feet of the facility and any wireless facilities within 1,500 feet of the facility
- a north arrow, date, scale and legend
- wet stamp and wet signature from the licensed preparer
- general specifications and notes identifying the applicable public health and safety codes and standards

## 3. Site Development Plan

A complete site development plan must include:

- plan-view drawings, which include:
  - the entire property or right-of-way block with the proposed project improvements

- detailed before-and-after views for any equipment pads, enclosures, cabinets, pedestals and/or vaults
- all existing and proposed equipment with all dimensions, labels and ownership identifications clearly called out
- boundaries for all easements, encroachments and/or other rights-of-way for access and utilities in connection with the wireless site with all dimensions clearly shown and called out
- all existing and proposed primary and backup utilities, including without limitation all cables, connectors, risers, conduits, cable shrouds, trays, bridges and/or doghouses, transformers, disconnect switches, panels, meters, pedestals, cabinets, vaults, generators and/or generator sockets
- Include diagrams and blueprints for all installed equipment
- detailed before-and-after elevation drawings from all four cardinal directions, which include:
  - all existing and proposed structures, improvements and/or fixtures with all dimensions clearly called out
  - all existing and proposed equipment with all dimensions, labels and ownership identifications clearly called out
  - all existing and proposed fiber optic cables, conduits, risers, guy wires, anchors, primary and secondary power lines clearly called out
- callouts and notes for any proposed new or extended concealment elements
- a north arrow, date, scale and legend

#### 4. Equipment and Software Inventory

List all computer/telecommunications hardware items to be installed, including all support equipment such as antennas, battery backup, smart meter, etc. The equipment inventory does not need to include primary utility cables, panels or cabinets, or any other objects not primarily designed or intended for radio communications purposes. All other equipment must be inventoried with the following information for each component:

- manufacturer and model number
- basic dimensions (height, width, length and weight)

- for each piece of hardware list the manufacturer name, model and version to be installed
- list each software version to be installed
- indicate if the hardware or software has the ability to upgrade its software automatically and, if so, how it is upgraded and how the Town will be notified if this has been done.
- indicate if the hardware or software has the ability to modify output levels and, if so, how and how the Town will know if this has been done.

## 5. Title Report

A title report prepared within the six months prior to the application filing date in order for the City verify the property owner's identity.

## 6. Engineer Confirmation

For installations on existing structures, buildings, poles or light poles, submit confirmation, sealed and signed by a Professional Engineer licensed and registered by the State of California, that the structure, building or pole to which the facility will be attached will safely support the load, particularly during earthquakes and storms. A visual inspection by the Professional Engineer is required.

## 7. Fire Hazard and Other Hazard Potential

A written assessment of the fire hazard that includes the presence of nearby vegetation and structures. All materials in the facilities must be disclosed, including hazardous materials in any and all equipment. The assessment shall identify if any tree removal or tree trimming is required or necessary in order to install the facility and to reduce fire hazard.

## 8. Traffic Control Plans

For facilities proposed to be located in the public right-of-way, provide one copy of engineered traffic control plans that show the traffic control for the project. The plans must be drawn in accordance with the latest version of the CA MUTCD by a registered California civil engineer or traffic engineer. The preparer's stamp and signature must be shown on the plans.

## 9. Fiber Network Plan

For facilities proposed to be located in the public right-of-way, and to the extent that the project requires running new fiber optic cables to the proposed node, the plans must include a street map view that shows all the proposed nodes in the deployment, clearly labeled with pole number and/or site ID, the hub or base station that serves the nodes in the deployment, all fiber optic cable routes that connect the nodes to the hub, and a legend that identifies any symbols,

colors or other items on the map. The fiber plans should clearly identify all meet-me points and points of connection. Even if the fiber deployment will be performed by a third-party vendor, the applicant for wireless nodes must disclose all known or reasonably foreseeable fiber network elements.

## PHOTO SIMULATIONS

**Instructions:** Provide photo simulations of the proposed project as constructed. The photo simulations must be in a high resolution format and show the proposed facility from reasonable line-of-sight locations that would accurately and reliably reflect the appearance of the proposed facility and/or modifications as-built. Label these photo simulations “**Attachment 1 – Photo Simulations**” and attach them to this application. Except as otherwise provided, photo simulations must contain all the following:

### 1. Current Site Photographs

Current site photographs must include:

- photographs of the existing site from at least three different reasonable line-of-sight locations from public streets or other adjacent viewpoints
- a map detail showing each location where a photograph was taken, the proposed site and the direction to the site from each photo location

### 2. Photo Simulations

Photo simulations must include:

- an accurate and reliable visual representation of the proposed facility from the same reasonable line-of-sight locations used in the current site photographs and must include without limitation all interconnecting cables, conduits, brackets, and electronic equipment such as antennas, radio units, powering, and the like
- a map detail showing each location where a photograph was taken, the proposed site and the direction to the site from each photo location

### 3. Concealment Maintenance

For Section 6409 Approval applications, the applicant must provide at least one photo simulation that demonstrates the impact of the proposed modification on the all the concealment elements of the support structure. Concealment elements include but are not limited to radomes, cable shrouds, painting, landscaping, equipment enclosures and designs and/or techniques intended to blend with the surrounding built and/or natural environment.



## PRIOR PERMITS AND REGULATORY APPROVALS

**Instructions:** Provide true and correct copies of all the following:

### 1. Prior Permits

If the applicant requests a Section 6409 Approval, provide copies of all prior local regulatory approvals (original siting permits and any modification permits) issued for the facility with any corresponding conditions of approval and project plans approved by the applicable regulatory authority. Alternatively, the applicant may submit a written justification that sets forth the reasons why prior regulatory approvals were not required for the wireless facility at the time it was constructed or modified. Label this documentation “**Attachment 2a – Prior Permits**” and attach it to this application.

### 2. FCC Licenses

If the applicant or service provider proposes to operate in FCC-licensed spectrum, provide proof of licenses for all planned operating bands. If there are federal build-out requirements, indicate which and whether they have been fully satisfied. If not satisfied, indicate what remains to be satisfied. Label this documentation “**Attachment 2b – FCC Licenses**” and attach it to this application.

### 3. FAA Forms

If the proposed facility requires the applicant to file FAA form 7460 or other documentation under Federal Aviation Regulation Part 77.13 *et seq.*, or under the FCC rules, provide such documentation. Label this documentation “**Attachment 2c – FAA Forms**” and attach it to this application.

## PROPERTY OWNER’S AUTHORIZATION

**Instructions:** Provide evidence of the property owner’s authorization to perform the proposed installation or modification and file this application.

### 1. Property Owner’s Authorization

Provide a letter of authorization that authorizes the applicant to perform the installation or modification. The letter must be executed by the owner of the subject real property or, if the facility is proposed to be located in the public right-of-way (i.e. utility pole, streetlight, traffic signal, etc.), the owner of the support structure. The property owner’s signature must be duly notarized. In lieu of a letter of authorization for facilities in the public right-of-way, the applicant may submit the property owner’s standard authorization form issued in the property owner’s regular course of business to demonstrate that the applicant has the authority to perform the installation or modification. Label this authorization “**Attachment 3a – Property Owner’s Authorization**” and attach it to this application.

## 2. Certificate of Public Convenience and Necessity (CPCN) / Wireless ID Registration (WIR)

For all applications for facilities in the public right-of-way, provide a true and correct copy of the applicant's CPCN and/or WIR issued by the California Public Utilities Commission or its successor agency. Label this documentation "**Attachment 3b – CPCN / WIR**" and attach it to this application.

### **AUTHORIZATION TO USE RIGHT-OF-WAY**

**Instructions:** For facilities proposed to be located in the public right-of-way, provide one copy of evidence that conclusively demonstrates that a public right-of-way exists, such as an irrevocable offer of dedication for public use.

### **INITIAL CEQA ASSESSMENT**

**Instructions:** Complete and attach to this application a fully executed Environmental Information Form. Label this form "**Attachment 4 – Environmental Information Form**" and attach it to this application. The Environmental Information Form may be obtained electronically on the Town's website or in person at the Planning Department. Based on the nature and scope of the project, the Town will determine whether the proposed project is categorically exempt under Article 19 of the CEQA Guidelines, or whether the proposed project will require a Negative Declaration, Mitigated Negative Declaration or an Environmental Impact Report. A historic resource analysis will be required for any wireless facilities proposed on 324 Sir Francis Drake Boulevard (theater building), which is considered a locally historic structure, and may be required for other sites.

### **RF COMPLIANCE REPORT**

**Instructions:** Provide an RF exposure compliance report prepared and certified by an RF engineer that certifies that the proposed facility, as well as any collocated facilities and any cumulative emissions from adjacent areas, will comply with applicable federal RF human exposure standards and limits. At a minimum, the RF exposure compliance report must provide the same information and in the same form as the FCC LSGAC Appendix A form for each band of operations. For projects on or attached to poles subject to CPUC General Order 95 regulation provide evidence of compliance with CPUC General Order 95, Rule 94. Label this report "**Attachment 5 – RF Compliance Report**" and attach it to this application. The report shall take into account the location, orientation, and output of the antenna, relative to the nearest areas accessible to humans, such as offices, balconies, decks, and nearby dwellings (including upper stories). The RF compliance report must include:

- the actual frequency, actual or maximum power levels (in watts effective radiated power (ERP)), and the actual or maximum transmitting channels for all existing and proposed antennas at the site
  
- exhibits that show:

- the location and orientation of all transmitting antennas
- the boundaries of areas with RF exposures (whether individually or cumulatively) in excess of the uncontrolled/general population limit (as that term is defined by the FCC)
- the boundaries of areas with RF exposures (whether individually or cumulatively) in excess of the controlled/occupational limit (as that term is defined by the FCC)
- detailed specifications on both sustained, and maximum, output levels, specified in units of both specific absorption rate (SAR) and milliWatt per square metre (mW/m<sup>2</sup>) measured at both 100 feet and 500 feet, at 6 different points around the antenna (e.g. every 60 degrees around the antenna), and at different altitudes - ground, 5 feet, 10 feet, and at antenna height.

**Note:** Each such boundary must be clearly marked and identified for every transmitting antenna at the project site, whether owned/operated by the applicant or another licensee. To the extent that the project site contains collocated transmitters from multiple operators, the RF exposure compliance report must evaluate all the transmitting antennas that may cause cumulative emissions.

## **NOISE COMPLIANCE REPORT**

### **Instructions:**

Applicant must submit a written report that analyzes acoustic levels for the proposed wireless telecommunications facility and all associated equipment including without limitation all environmental control units, sump pumps, temporary backup power generators, and permanent backup power generators in order to demonstrate compliance with the Town noise regulations (SAMC, Title 4, Chapter 7). The acoustic analysis must be prepared and certified by an engineer and include an analysis of the manufacturers' specifications for all noise-emitting equipment and a depiction of the proposed equipment relative to all adjacent property lines. In lieu of a written report, the applicant may submit evidence from the equipment manufacturer that the ambient noise emitted from all the proposed equipment will not, both individually and cumulatively, exceed the applicable limits.

Label this analysis "**Attachment 6 – Noise Compliance Report**" and attach it to the application.

## **SECTION 6409 EVALUATION**

**Instructions:** If the applicant requests approval pursuant to Section 6409(a) of the Middle Class Tax Relief and Job Creation Act of 2012 (codified as 47 U.S.C. § 1455(a)), the applicant must complete and submit the Town's Section 6409 worksheet for the proposed facility or prepare a separate justification that evaluates whether the proposed modification is an eligible facilities request that complies with the applicable FCC substantial change thresholds. Label this worksheet "**Attachment 7 – Section 6409 Evaluation**" and attach it to the application.

## PROJECT PURPOSE AND TECHNICAL OBJECTIVES\*

**Instructions:** For applications not subject to Section 6409, provide the following information to demonstrate the intended technical service objectives and the nature of the existing service capabilities of the applicant’s network in the area that would be served by the proposed facility or enhanced by the proposed modification. Label this analysis “**Attachment 8 – Project Purpose and Technical Objectives**” and attach it to the application.

### 1. Dominant Project Purpose

Identify and describe the *dominant* project purpose. Possible responses analyze whether the proposed facility or modification will:

- add new personal wireless *service coverage* to an area in which the licensee does not currently provide any personal wireless service coverage
- add new personal wireless *service capacity* to an area in which the licensee currently provides personal wireless service coverage

If the project has a different dominant purpose from the options described above, provide such purpose in full detail.

### 2. Technical Objectives

Provide a detailed written statement that describes the technical objectives the applicant intends the proposed wireless facility to achieve and the factual reasons why the proposed location, centerline height and equipment configuration are necessary to achieve those objectives. In addition, the statement must include all the following required information and/or materials:

- a street-level map that shows the general geographic area of the service area(s) to be improved through the proposed wireless facility (the “Service Area”)
- full-color signal propagation maps in scale with the street level map that show current and predicted service coverage in the area for all active frequencies in RSRP (or other relevant signal level or quality indicator) and with a legend that describes the objective signal levels in dBm that correspond to any colors used to depict signal levels on such propagation maps
- a written narrative that describes the uses (commercial, residential, primary thoroughfare, highway, etc.) within the Service Area, and the manner in which those uses would be negatively affected if the Service Area were to remain unaddressed
- a statement as to whether the applicant conducted any drive test(s) and, if so, all drive test results and data (in .XLS or .CSV or similar format) together with a report

that describes how and when the applicant conducted such test(s)

### **ALTERNATIVE SITES ANALYSIS\***

**Instructions:** For applications not subject to Section 6409, provide a detailed written analysis that describes how the proposed wireless facility complies with all the applicable requirements in the San Anselmo Municipal Code, which includes without limitation the provisions specific to wireless facilities in Town of San Anselmo Council Policy 6-1, and all the alternative locations and designs considered before submitting this application. Label this analysis “**Attachment 9 – Alternative Sites Analysis**” and attach it to the application. In addition, the analysis must include all the following required information and/or materials:

- a street-level map that shows the general geographic area surrounding the proposed location annotated to show:
  - all existing wireless facilities within the relevant geographic area
  - the search ring used for this particular project
  - all locations for each alternative considered for this particular project
- for each alternative site considered, a detailed written description that includes, without limitation all the following:
  - the nearest physical address
  - zoning district designation for the nearest private property
  - support structure type considered
  - general design concept and concealment elements/techniques considered
  - overall height and achievable antenna centerline height
  - the factual reasons why the applicant considered the potential alternative site location and/or design to be unacceptable, infeasible, unavailable or not in accordance with the development standards in Council Policy 6-1. **Note:** This explanation must include a meaningful comparative analysis and such technical information and other factual justification as are necessary to document the reasons why each alternative is unacceptable, infeasible, unavailable or not as consistent with the development standards in Council Policy 6-1. Conclusory statements that a particular alternative is unacceptable, infeasible, unavailable or not in accordance with the development standards in Council Policy 6-1 will be deemed incomplete.

- for each alternative site *within the search ring*, signal propagation maps in scale with the street level map that show current and predicted service coverage in the area for all active frequencies in RSRP (or other relevant signal level or quality indicator) with and without the alternative site and with a legend that describes the objective signal levels in dBm that correspond to any colors used to depict signal levels on such propagation maps. The signal propagation maps required must be directly comparable with the signal propagation maps submitted to show before-and-after service from the applicant's proposed site. If the applicant did not locate any alternatives within the search ring, the analysis must expressly state that no such alternatives were considered.
  
- If the project proposes any facility within 500 feet from any structure approved for a residential use, explain in writing, why the proposed site is the one and only location that can meet the RF objectives of the project and provide applicable supporting data, information and studies necessary for the Town to evaluate the request.

### **LIMITED EXCEPTION REQUESTS**

If the project requires an exception to the requirements in Policy 6-1, provide an explanation of the exception request and applicable supporting data, information and studies necessary for the Town to evaluate the request:

- Explanation as to why the proposed wireless facility qualifies as a “personal wireless service facility” as defined in 47 U.S.C. § 332(c)(7)(C)(ii).
- Written technical service objective to be achieved by the proposed wireless facility.
- Written statement that contains a detailed and fact-specific explanation as to why the proposed wireless facility cannot be deployed in compliance with the applicable provisions of Town Council Policy 6-1, the San Anselmo Municipal Code, the General Plan and/or any specific plan.
- Meaningful comparative analysis with the factual reasons why all alternative locations and/or designs identified in the administrative record (whether suggested by the applicant, the Town, public comments or any other source) are not technically feasible or potentially available to reasonably achieve the applicant's reasonable and clearly defined technical service objective.
- Information to demonstrate that the proposed location and design is the least non-compliant configuration that will reasonably achieve the applicant's reasonable and clearly defined technical service objective, which includes without limitation a meaningful comparative analysis into multiple smaller or less intrusive wireless facilities dispersed throughout the intended service area.
- Information to demonstrate the proposed wireless facility will be in compliance with all applicable health and safety regulations, which include without limitation the Americans with Disabilities Act and all FCC rules and regulations for human exposure to RF emissions.

### **WRITTEN FINDINGS**

Provide written facts to support the findings the Town must make to approve the application. The Town may deny an application if there are insufficient facts to make any of the required findings.

Provide written facts to justify and support the following findings:

- (1) The proposed wireless facility complies with all required findings for use permit approval in SAMC Section 10-3.1305 (Required Findings for Use Permit): The establishment, maintenance, or operation of the use will not, under the circumstances of the particular case, be detrimental to the health, safety, peace, morals, comfort, and general welfare of persons residing or working in the neighborhood of the proposed use, or be detrimental or injurious to property or improvements in the neighborhood or to the general welfare of the Town.
- (2) The proposed wireless facility complies with all required findings for design review approval in SAMC Section 10-3.1505 (Projects Subject to Design Review and Required Findings for Design Review):
  - i. Is functionally and aesthetically compatible with the existing improvements and the natural elements in the surrounding area;
  - ii. Provides for protection against noise, odors, and other factors which may make the environment less desirable;
  - iii. Will not tend to cause the surrounding area to depreciate materially in appearance or value or otherwise discourage occupancy, investment, or orderly development in such area;
  - iv. Will not create unnecessary traffic hazards due to congestion, distraction of motorists, or other factors and provides for satisfactory access by emergency vehicles and personnel;
  - v. Will not adversely affect the health or safety of persons using the improvement or endanger property located in the surrounding area.
- (3) The proposed wireless facility will be in compliance with all applicable health and safety regulations, which include without limitation the Americans with Disabilities Act and all FCC rules and regulations for human exposure to RF emissions; and
- (4) The applicant has demonstrated a good-faith effort to identify and evaluate preferred alternative locations and potentially less-intrusive alternative designs for the proposed wireless facility; and
- (5) The applicant has provided the approval authority with a meaningful comparative analysis that shows all preferred alternative locations and less-intrusive alternative designs identified in the administrative record are either technically infeasible or unavailable.

Required Findings for Temporary Wireless Facilities:

- (1) The proposed temporary wireless facility will not exceed 50 feet in overall height above ground level; and

- (2) The proposed temporary wireless facility will be placed as far away from adjacent property lines as possible, or otherwise in a location that will be least likely to cause adverse impacts on adjacent properties; and
- (3) Any excavation or ground disturbance associated with the temporary facility will not exceed two feet below grade; and
- (4) The proposed temporary wireless facility will be compliant with all generally applicable public health and safety laws and regulations, which includes without limitation compliance with maximum permissible exposure limits for human exposure to RF emissions established by the FCC; and
- (5) The proposed temporary wireless facility will not create any nuisance or violate any noise limits applicable to the proposed location; and
- (6) The proposed temporary wireless facility will be identified with a sign that clearly identifies the (I) site operator, (II) the operator's site identification name or number and (III) a working telephone number answered 24 hours per day, seven days per week by a live person who can exert power-down control over the antennas; and
- (7) The proposed temporary wireless facility will be removed within 30 days after the Director grants the temporary use permit, or such longer time as the Director finds reasonably related to the applicant's need or purpose for the temporary wireless facility (but in no case longer than 90 days); and
- (8) The applicant has not been denied a use permit for any permanent wireless facility in the same or substantially the same location within the previous 365 days.