

GOVERNMENT OF THE DISTRICT OF COLUMBIA
PUBLIC SPACE COMMITTEE

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PUBLIC SPACE COMMITTEE HEARING

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MONDAY
OCTOBER 15, 2018

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The Hearing convened on the 2nd Floor
at 1100 4th Street, S.W., Washington, D.C.

BEFORE:

MATTHEW MARCOU, Chairperson
ANNA CHAMBERLIN, Member
CHRIS SHAHEEN, Member
ANDREW WILEY, Member
JULIA HUDSON, Member

STAFF:

CATRINA FELDER, Public Space Committee
Coordinator

KISHA ALLEN, Public Space Committee Technician

GLENN DUBIN, DDOT

BERNADETTE EDWARDS, Acting Executive Secretary

ALSO PRESENT:

ANN BROKETT, HPO
ANN MLADINOV, ANC 3B
BETH PURCELL, Committee of 100
BETSY EMES, Chair, Trees for Georgetown
BRIAN ENKAMIT
CARLEY DIDDEN, Government Relations Manager,
Crown Castle
CYNTHIA POLS, Kalorama Citizens Association
DAVID CLOW, Associate Chief Technology Officer,
OCTO, DC-NET
DANIEL FOX, USCFA
DENIS JAMES
ELSA SANTOYO, Director, Citizens Association
of Georgetown
ERIKA WADLINGTON, Director of Public Policy and
Programs, DC Chamber of Commerce
ERIN WAITZ, Government Relations, Mobility
GUS VITERI, on behalf of Ms. Mederano
JAMES MCCLAIN
JENNIFER MCCALLEN, Verizon
JENNIFER VAN RIPER
JIM WILCOX, ANC 2E06
JOE GIBBONS, ANC 2E
KATHRYN ROOS, DDOT
LATARA HARRIS, AT&T
MATTHEW FLIS, Senior Urban Designer, NCPC
NICOLE QUIROGA, President/CEO, Greater Washington
Hispanic Chamber of Commerce
OWEN STROHMER, Verizon
RICHARD HEINS, General Counsel, Citizens
Association of Georgetown
STEPHEN BUKO, CEO, Kerb Technologies
THEODORA SCARATO, Executive Director,
Environmental Health Trust
TIMOTHY MAHER, DC OP

1 P-R-O-C-E-E-D-I-N-G-S

2 (1:10 p.m.)

3 CHAIR MARCOU: Good afternoon
4 everybody.

5 (Chorus of good afternoon.)

6 CHAIR MARCOU: Okay. One more time.
7 Good afternoon everybody.

8 (Chorus of good afternoon.)

9 CHAIR MARCOU: Great. We've had
10 lunch, so some might be a little somnambulistic
11 from that, but this is always time to have good
12 energy.

13 So if you need to, walk around. The
14 room will become a little warm because it's
15 pretty full. So do feel free to walk around, get
16 some air.

17 My name is Matthew Marcou. I am the
18 Associate Director of the Public Space Regulation
19 Division and the chair of the Public Space
20 Committee of the District of Columbia.

21 The time is now 1:10 in the afternoon
22 of Thursday, October 15th, 2018. We are in Room

1 200 of 1100 4th Street S.W., and I am calling the
2 Public Space Committee roundtable to order.

3 The Public Space Committee is a
4 committee established through an order of the
5 mayor. Just so everybody knows, we're not the
6 District of Columbia Department of
7 Transportation's public space committee.

8 Though it might seem that way because
9 there are two members from the District
10 Department of Transportation and the staff is
11 from the District Department of Transportation.
12 But actually is an independent body of the
13 Department of Transportation.

14 It is established through a mayor's
15 order and has a history that goes back 80 years
16 or more with a responsibility to hear
17 applications for and to issue public space
18 permits for the use of public space by a variety
19 of entities. What brings us here today is small
20 cell technology and its implementation in public
21 space.

22 With me on the dais from my left, your

1 right is Mr. Wiley with the Department of
2 Consumer and Regulatory Affairs, Mr. Shaheen with
3 the Office of Planning, Ms. Chamberlin with the
4 District Department of Transportation.

5 And now starting from my right, your,
6 still your, to my, to my right but still moving
7 forward from your right to left is Ms. Hudson
8 with the Office of the Secretary of State in the
9 executive office of the Mayor.

10 We have all five members of the Public
11 Space Committee present, so we certainly have a
12 quorum to conduct business. We also are joined
13 by Bernadette Edwards who the acting Public Space
14 Committee secretary, executive secretary for
15 today's meeting.

16 On the dais with us we also have Glenn
17 Dubin with the District Department of
18 Transportation and working in the audience to
19 check you in were Kisha Allen who is the Public
20 Space Committee technician and Catrina Felder who
21 is the Public Space Committee coordinator, so we
22 have, also on our side as well.

1 The purpose of today's meeting is to
2 consider draft guidelines that have been
3 developed by a variety of stakeholders regarding
4 the implementation of small cell technology in
5 the District of Columbia.

6 The reason this is so important is
7 because small cell technology reflects the next,
8 let's call it the next generation of utility
9 infrastructure going into public space. And as a
10 result the deployment of it will have an impact
11 in the public space and it's a private use of
12 public space, which therefore subjects it to
13 requirements and responsibilities to obtain
14 permits and to follow certain standards for the
15 uses of public space in the District of Columbia.

16 And as we know the District of
17 Columbia has limited public space. Apparently,
18 they're not making more so we have all the public
19 space that we have.

20 As a result, it has a lot of very
21 complex and ever evolving uses, both as a roadway
22 and a transit network, sidewalks, parking, street

1 lights, traffic signals, street trees and then
2 the public parking area in front of the
3 properties across the District of Columbia, which
4 give the District a very unique landscape and a
5 very unique streetscape.

6 I often use this example when I watch
7 HGTV, and I see a show like Curb Appeal, I
8 immediately know whether it's in the District of
9 Columbia or not. It doesn't matter, they don't
10 have to tell me, I just look at the streetscape
11 and I go, oh, that's totally a District of
12 Columbia streetscape.

13 And it doesn't matter what neighbor
14 it's in, it's going to share similar
15 characteristics, but it will have a unique flavor
16 for each of the individual neighbors across the
17 District of Columbia.

18 It's really amazing because even when
19 they film shows in Baltimore or Toronto, they
20 clearly are not the District of Columbia.

21 In addition, the District of Columbia
22 is uniquely situated as the nation's capital. It

1 is a very deliberately planned city. It is a
2 city that grew from two small port towns,
3 Georgetown and Alexandria, and now they went back
4 to Virginia, so let's not even talk about them
5 again.

6 And it grew and evolved from that, but
7 it evolved from that in a very contemplated,
8 purposeful way. And that means that any of the
9 uses of public space should be equally
10 contemplative and planned. They can't be ad hoc.
11 They can't be willy-nilly. But they also have to
12 be adaptable and they also have to recognize the
13 ever-present needs of public space.

14 So as a result, we have a situation
15 where -- everybody, raise your hand if you have a
16 cell phone. Really, like a little higher,
17 please. Yes. Look, the whole audience,
18 everybody has a cell phone.

19 Ten years ago, did you have a cell
20 phone? Probably only the people -- right. A few
21 people. Right. Mr. Viteri, I'm not surprised.
22 It's V-I-T-E-R-I, in case you need to spell it.

1 I'm not surprised that you're one of the first to
2 have one, but I didn't. Right?

3 So ten years ago very few people had
4 them. And now they are ubiquitous. And not only
5 ubiquitous, but I actually have two. I have a
6 work cell phone and I have a personal cell phone,
7 a play cell phone if you will.

8 So all of this constant evolution in
9 technology requires an infrastructure to support
10 it. And that's why we're here because the
11 infrastructure to support small cell, to support
12 telecommunications, which is a vital utility is
13 ever evolving and needs to adapt to the current
14 needs of the users, which includes all of us.

15 So with that said, I'm going to turn
16 to any other committee members if they are
17 interested in making any comments before we begin
18 today's meeting. Okay. I do want to reiterate,
19 we are here to take in a lot of information and
20 we are here to hear from all interested parties
21 and stakeholders.

22 This is an open meeting and as a

1 result it is being transcribed by Neal R. Gross
2 Company. If anybody is interested a
3 transcription of this meeting afterward, they can
4 contact the Neal R. Gross Company.

5 Also as a public meeting, people who
6 are here are subject to being recorded, both
7 audio recordings and visual recordings. So we
8 just want to make sure that everybody is fully
9 aware of that as you are here and as you both
10 hear from others and present any information that
11 you'd like.

12 And to that last point, the committee
13 will be here to hear from everybody. If anybody
14 is here who wants to speak and it turns out it's
15 7 o'clock at night, we will happily, gladly and
16 be very interested to hear what you have to say.

17 Because ultimately, as I said at the
18 beginning, we can't make the best decision unless
19 we have the best information and that best
20 information is going to come from you, the
21 stakeholders who represent all parts of the
22 District of Columbia.

1 So with that, why don't we start with
2 our first presentation. This is a presentation
3 from the District Department of Transportation,
4 Kathryn Roos. And when you come to the front,
5 please state your name, spell your last name for
6 the record and present your information to the
7 committee.

8 There's one thing I want to do before
9 you start. When you do, the recording that's
10 actually occurring through Neal R. Gross is
11 occurring using the cell phone-ish looking thing.
12 So that's the piece to talk into. Ms. Roos.

13 MS. ROOS: Good afternoon. My name is
14 Kathryn Roos, R-O-O-S. I am the P3 manager at
15 DDOT as well as the Street Light manager at DDOT.
16 I have a PowerPoint presentation that I believe
17 will be brought up now, that I would like to take
18 you through the basics of the draft design
19 guidelines for small cell installations within
20 the District of Columbia. Next slide.

21 In today's presentation, I'd like to
22 go over three basic things. I'd like to provide

1 you with the background of why we have created
2 these design guidelines. I would like to go over
3 the purpose, as well as some general highlights
4 of the guidelines.

5 My hope is that you've had a chance to
6 review the guidelines in depth. I will not be
7 going page by page, line by line, et cetera, but
8 will be giving a highlight of the design
9 guidelines, and then I'm more than happy to
10 answer any questions that you might have.

11 CHAIR MARCOU: Thank you.

12 MS. ROOS: Thank you. Next slide.

13 CHAIR MARCOU: Just an aside for
14 everybody, the small cell guidelines, the
15 presentations that have already been made and the
16 presentations that we will be receiving that are
17 new here, will all be available at our website,
18 ddot.dc.gov.

19 MS. ROOS: Great. Thank you. So the
20 background of the design guidelines, this came
21 about as a new technology has been requested to
22 be integrated within the public right of way.

1 And as such, we felt that it was
2 appropriate given the unique nature of D.C., to
3 come up with some design guidelines to help the
4 installation of this technology within our
5 community that also respects the nature of the
6 District and the public right of way.

7 You might be asking, what is small
8 cell technology? There will be other presenters
9 later today that will go much more in depth, but
10 I just wanted to give a very basic overview of
11 the technology to kind of give a basis for the
12 design guidelines.

13 So as Mr. Marcou mentioned, there has
14 been an increase of cell phone activity
15 throughout the nation, and thus an increased need
16 for more capacity on our networks, our cellular
17 networks.

18 Small cell technology is one that is
19 taking it from what is now typically on macro
20 towers or rooftops, down to the ground level
21 where the user is, in close proximity. This
22 small cell technology includes antennas, as well

1 as related power equipment, radios and cabinets.

2 The small cell technology is being
3 installed in cities across the nation, as well as
4 countries around the world. So we are not unique
5 in this request for the installations. Next
6 slide.

7 The guidelines have been drafted with
8 an input from a variety of stakeholders that are
9 critical to the public space of the District of
10 Columbia.

11 This includes various divisions within
12 the Department of Transportation, the Office of
13 Planning, the Historic Preservation Office, the
14 staff from the U.S. Commission of Fine Arts, as
15 well as the staff from the National Capital
16 Planning Commission.

17 All of us have formed a working group
18 to start to put together these guidelines and
19 their input has very much been included in this.

20 They've also been informed by the
21 technology itself and from interactions and
22 information that we have received from small cell

1 providers themselves in accordance with what
2 their needs are required.

3 We, as part of the design guideline
4 process, we did a best practices research review.
5 So we looked at what are other cities doing?
6 What are the cities that are ahead of us that
7 have already started installing this, as well as
8 what are cities around the world doing,
9 particularly the capital cities of countries
10 across the world?

11 So all of this has been informed. You
12 can see a few of the specific cities that we've
13 researched that are included in here. But we
14 really did do a best practices approach as to
15 what could we learn from the installations that
16 have already occurred.

17 It should be noted that these
18 guidelines are not all inclusive in the fact that
19 they are supplemental to the guidelines and
20 things that already exist, such as the design and
21 engineering manual, all of the other District of
22 Columbia codes, et cetera that are applicable.

1 So this is additional information on
2 top of all of those guidelines that already exist
3 that must be applied to. So this is an
4 additional supplemental specific to small cell
5 technology and by no means excludes other laws,
6 codes, et cetera that must be abided by. Next
7 slide.

8 So the purpose of this guideline is to
9 set forth requirements and specifications for the
10 placement and design of small cell infrastructure
11 within the District's public right of way.

12 It's intended to fit both the
13 functional needs of the carriers themselves and
14 the technology, while also protecting the
15 character and function of the capital city's
16 public space.

17 We have some very specific goals given
18 the very unique nature of the District, including
19 avoiding impact on vistas and views such as
20 within the L'Enfant plan, minimizing the impact
21 on the character of designated historic districts
22 and landmarks.

1 As well as protecting access and
2 circulation to public space and minimizing the
3 visual and physical clutter in what is a very
4 precious asset that the District oversees. Next
5 slide.

6 CHAIR MARCOU: Can we stop you there
7 one second? Because I always get an opportunity
8 to say this, and this is the perfect opportunity
9 to say it. This is the most valuable asset owned
10 by the citizens of the District of Columbia.

11 The right of way is more valuable than
12 every other collectively owned asset combined.
13 If you take everything else the citizens own as a
14 collective group through the government, when you
15 put it on a balance scale, bam, it is nothing
16 compared to the right of way.

17 The right of way is more valuable,
18 literally valuable as an asset than any other
19 asset they own. Okay.

20 MS. ROOS: So what does the guidelines
21 access? Generally here's a list of the basic
22 things that it addresses. The appearance, so

1 what color does this equipment need to be? How
2 big can it be? What is the overall height?
3 Where can you place the equipment and the
4 antennas? Where can new poles be installed
5 within the public right of way?

6 It also addresses location. Are there
7 specific requirements regarding historic areas,
8 which there are. And the difference between
9 existing infrastructure versus new
10 infrastructure.

11 So what I mean by that is attaching to
12 existing street lights, versus installing new
13 poles with this infrastructure attached to it.
14 It also talks about the placement within the
15 streetscape, so where do you need to be in
16 relation to things like trees? Making sure that
17 we maintain handicap access, et cetera. Those
18 are just some broad overviews.

19 Another very important thing that I
20 think you'll hear a lot of comments on today, is
21 the frequency. How far apart from each other can
22 these installations occur? And that's something

1 that we've looked at very carefully and have
2 thoughtfully put into the design guidelines.
3 Next slide please.

4 This chart here -- and I apologize for
5 the small font, but hopefully you can see it
6 better in the design guidelines in front of you.
7 But this addresses the permissible types of
8 installations, as well as the locations.

9 So you can see in the second column
10 going from top to bottom, you have -- starting
11 with asset that are owned by the District and
12 DDOT, specifically our street light. This
13 includes five A poles, which are typically found
14 in alleys.

15 It includes existing wood poles, as
16 well as existing pendant poles that have cobra
17 head attachments. Here's one clarification that
18 I would like to make for those that aren't as
19 familiar as I am, being the street light manager,
20 with our assets.

21 A pendant pole is literally just the
22 pole type and what it looks like. It is a very

1 simple six fluted pole that tapers towards the
2 top. Attached to the pendant pole are two
3 different types of fixture, one of which is
4 called the cobra head that has a very simple arm
5 on which a cobra head fixture is attached.

6 The second type of fixture that is
7 attached to a pendant pole is what we call the
8 tear drop. This includes a much more articulated
9 and designed arm, as well as an articulated
10 fixture and a finial on top of the pendant pole
11 itself. This at this moment has been excluded
12 from the design guidelines given its articulated
13 and very specifically designed nature.

14 Continuing down the second column, you
15 will see that we have new standalone poles. This
16 will be for areas in which there is no street
17 light pole that they're able to attach to given
18 the restrictions of the design guidelines or
19 there are no poles to which they can attach in
20 general. So this allows the carriers to install
21 new poles within the right of way.

22 The third and last one that you will

1 find, category, is poles that are owned by third-
2 parties. So these are your typical utility poles
3 that you see quite often in neighborhoods that
4 are typically wood poles. So that it the last
5 type of pole type.

6 You can also see that this chart
7 addresses how cabinetry can be attached or placed
8 that is needed for this equipment and it also
9 gives specific areas such as the monumental core,
10 which in this document, we have defined the
11 monumental core as the L'Enfant plan.

12 Everything within the Shipstead-Luce
13 Act, that boundary, there's a map that I'll show
14 you later that has this very specifically
15 articulated, as well as Old Georgetown.

16 We also have some areas that are
17 specific to historic districts and how you can
18 attach in those areas as well. Next slide,
19 please.

20 Here are some illustration to show you
21 what currently the design guidelines contemplate
22 in terms of attachments to DDOT owned street

1 lights.

2 The first pole that you will see is
3 the DDOT 5A pole. It is a simple round pole and
4 attached to the top, you will see two different
5 types of antennas. The first one is about a two-
6 foot tall antenna that you can see is attached to
7 the top.

8 The second is what I will refer to as
9 a collar antenna, which is below the fixture of
10 the arm. So that is two different types of
11 radios and/or antennas that are attached. You
12 will notice that this picture does not look at
13 the cabinetry because the design guidelines
14 currently state that all power equipment and
15 related cabinetry needs to be put in vaults.

16 That is why this is not currently
17 pictured within these images. The second one
18 that you see is the DDOT pendant pole that I had
19 mentioned previously, and this is with the cobra
20 head arm and attachment. Again, you'll see
21 about, I think it's actually a two-foot, six-inch
22 antenna on top, along with the radio collar

1 antenna below the arm. Next slide, please.

2 So these are what we have proposed for
3 permissible installation types of new poles. One
4 of the considerations was we have multiple
5 carriers here and they're all going to be
6 installing new poles of some type. How do we
7 keep that consistent to the public realm and the
8 design nature of the streets where they're
9 installing?

10 The way that we have decided to
11 address that and to be consistent amongst
12 carriers as well as street character is to
13 utilize existing types of poles that are already
14 in the District's public right of way.

15 So the first one that you will see is
16 the Washington standalone pole. This is a pole
17 that would be further articulated and extended in
18 height given the needs of the carriers.

19 Our Washington standalone poles, the
20 highest that we have right now is an 18-foot
21 pole, which isn't fully sufficient for the needs
22 of the carriers, hence why you see a taller pole.

1 The idea though is that it has a very similar
2 base. It has very similar articulated fluting at
3 the top.

4 And instead of light at the top, you
5 would find an antenna attached, as you can see in
6 the two different types of antennas that we have
7 in that picture. We are currently proposing that
8 the Washington standalone pole be used for
9 installations where you currently see Washington
10 globes or twin-20s, within the District of
11 Columbia.

12 So if you're on a street in which you
13 have Washington globes or twin-20s, which are not
14 allowed to be attached to given their articulated
15 nature, and their historic significance, then the
16 carriers would be permitted to install this type
17 of standalone pole along those streets.

18 The second standalone pole type that
19 you will see is the pendant pole. So it's,
20 again, taking our standard pendant pole at the
21 same exact height, but instead of attaching an
22 arm and a fixture to it, the carriers would

1 attach their antennas to this.

2 I should note that both of these pole
3 types will not be owned by the District of
4 Columbia. These would be owned solely by the
5 carriers themselves when they install them.

6 It should also be noted that to any
7 District-owned asset that they attach to, that we
8 permit them to attach to, such as the D.C. street
9 lights, those will be able and continue to be
10 owned and the D.C. part of the infrastructure
11 maintained. The carriers will be responsible for
12 maintaining their own attachments on those poles.
13 Next slide, please.

14 This is a map that currently shows the
15 permissible types of poles that are owned by
16 DDOT. Again, you have a clear print off in your
17 design guidelines but just showing generally
18 where we own poles and in what areas.

19 You can see that the green dots are
20 the 5A alley poles. The purple dots, which is
21 the most prominent are pendant poles. It should
22 be noted that the poles that occur in this map do

1 not include tear drops. So this map only shows
2 pendant poles that have cobra head attached to
3 them.

4 So this is only showing what the
5 design guidelines currently permit. The last one
6 is the orange-yellow-golden dot, which is our
7 DDOT-owned wood poles. It should be noted that
8 the majority of wood poles that are in the
9 District are not owned by the Department of
10 Transportation.

11 They are owned by third-party
12 carriers, namely Pepco and Verizon. So these are
13 just the wood poles that are owned and maintained
14 by the District of Columbia. You can see an
15 overall count in the bottom right-hand corner
16 that shows the total number of poles with over
17 11,000 pendant poles available within the
18 District. Next slide, please.

19 This chart shows the permissible
20 spacing and frequency of installations. As I
21 mentioned previously, this is something that a
22 lot of thought went into in terms of how do we

1 address equitable spacing along the streetscape
2 to avoid clustering of poles and to make sure
3 that there's enough spacing between these
4 installations.

5 Just as our street lights are spaced
6 at a specific distance to create a rhythm walking
7 down, so they're less noticeable, so this is
8 something that again we've put a lot of time to.

9 So there are a couple of terms that I
10 would like to define for you. They are defined
11 within the design guidelines as well, but I would
12 just like to put out there. One term that we use
13 is block-face.

14 So this is one side of a street.
15 Let's say the north side of a street. And it is
16 the one block from corner to corner. That is
17 what we refer to as a block-face. Whereas in the
18 last column, you will see that we use the term,
19 block. This is an entire block, corner to corner
20 that includes both faces of the street.

21 So to explain that further and read
22 the chart, the first column addresses what is the

1 average length of the blocks within the District
2 of Columbia. We felt that because our streets do
3 vary in the length that it was important to, in
4 the same way, be proportional to how many
5 installations we allow.

6 We wouldn't want multiple
7 installations on a very short block that was,
8 let's say, 150 feet long, but at the same time,
9 there are longer blocks that are over 700 feet,
10 where it might be appropriate or fine to have
11 more than a handful of installations.

12 And thus we have proportionally
13 defined how the frequency and spacing of
14 installations can occur. You will also notice
15 that we have separated out what is allowed within
16 the monumental core, as well as what is allowed
17 outside the monumental core.

18 Given the historic nature of the
19 historic districts and the monumental core, we
20 felt that reducing the overall number that were
21 allowed was an appropriate restriction within the
22 design guidelines.

1 So you can see in the second column,
2 this is the number of small cell facilities that
3 are permitted per block-face, again, one side of
4 the street, let's say the north side of the
5 street outside of the monumental core and
6 historic districts.

7 So an average block size within the
8 District of Columbia is approximately, let's say,
9 500 feet. That is one of our most frequent block
10 sizes. So on that, according to this chart, if
11 you are outside of the core and historic
12 districts there can be four installations on a
13 block-face.

14 That means there can be a total of
15 eight installations on that block, four on the
16 north side and four on the south side for a total
17 eight installations.

18 We also have set out a minimum
19 distance between the installations on the same
20 block-face. So we have made this consistent, if
21 you are outside of the monumental core and the
22 historic districts for a distance of 60 feet.

1 In relation to how our spacing of our
2 street lights, that's about half the distance.
3 So we have been generous in terms of the
4 frequency that we have allowed these to be spaced
5 with in there.

6 Typically street lights are spaced
7 anywhere between, typically 120 is our minimum.
8 You will see some that are less, but 120 feet is
9 a typical spacing.

10 You will also see in the second to
11 last column that we have further increased that
12 within the monumental core and historic
13 districts.

14 The last column addresses the total
15 number of installations that any one carrier can
16 install on a block. So this includes again, as
17 my example, both the north and the south face of
18 a block. A carrier on a long block, which we
19 have determined is anything over 600 feet, can
20 only install two.

21 This is basically to reduce the
22 overall number and to ensure that monopolies

1 aren't created by taking up space where they
2 don't necessarily need this coverage.

3 We feel, given the information that
4 we've been provided by the carriers and the
5 distance between installations that are needed,
6 that this is more than sufficient to address
7 their needs.

8 And again, helps us to restrict the
9 overall numbers so that we don't have clutter and
10 cluster that we might have otherwise. It should
11 be noted that this entire chart is agnostic to
12 the type of attachment.

13 So you have 60 feet between an
14 installation, whether it's yours or someone
15 else's, you have 60 feet between an installation
16 whether it's a new, free-standing pole or whether
17 it is attached to a street light. It is agnostic
18 to the type of installation that is being put
19 into place. Next slide, please.

20 This last one, again it's a little bit
21 easier to see within your design guidelines,
22 address some of the boundaries that I've referred

1 to previously. The hatched green sections
2 include all historic areas within the District of
3 Columbia, which you can see there are several.

4 There is also a pink dotted line that
5 starts at the north most hip and it goes down
6 around Rock Creek Park, into Georgetown and into
7 the monumental core. This is addressed in the
8 Shipstead-Luce Act.

9 So these are boundaries of that act
10 that has special provisions and guidelines that
11 must be followed. The large purple boundary
12 might be a familiar shape to you. This is the
13 L'Enfant plan.

14 We have included all of those to
15 define what we're saying is historic areas and
16 the monumental core. Next slide, please.

17 That's the end of my presentation.
18 I'd be happy to address anything that I spoke of
19 today, as well as any specific questions that you
20 might have on the design guidelines.

21 CHAIR MARCOU: Thank you very much.
22 That was a very thorough presentation but gave us

1 a good overview as well. Truly appreciate it.
2 I'll leave it for other committee members to be
3 asking questions right now they have of Ms. Roos.
4 Mr. Shaheen.

5 MEMBER SHAHEEN: I do have some
6 questions about the purpose sections of the
7 goals.

8 MS. ROOS: Sure.

9 CHAIR MARCOU: They're asking us to
10 speak up. There are microphones so let's make
11 sure that they're turned on. This one's not.

12 MEMBER SHAHEEN: This one is now
13 turned on.

14 CHAIR MARCOU: In the meantime, Mr.
15 Shaheen, your question?

16 MEMBER SHAHEEN: I'm just making --
17 can you hear me? Can you hear this. Oh,
18 perfect. Great.

19 So my question was about the purpose
20 section of the guidelines and what sort of
21 background discussion went into that. So in
22 terms of Office of Planning, we have a big

1 concern about aesthetics and character.

2 And it seems like that purpose section
3 is what is queuing up all of the, what is driving
4 a lot of the design guidelines. So we did have
5 some questions about where those priorities came
6 from in the current graph?

7 MS. ROOS: So I can say that those
8 sections specific to the draft, and just for
9 clarification of those in the audience, I believe
10 that you're referring to the guidelines
11 themselves versus my presentation.

12 MEMBER SHAHEEN: That's correct.

13 MS. ROOS: Okay. So the Section 3
14 within the design guidelines, this was a lot of
15 the language that was actually provided by our
16 working group partners at NCPC as well as CFA,
17 and language that they helped provide that we
18 obviously at DDOT and as a working group also
19 provided some edits and some additions to.

20 But I would say that the majority of
21 that language was driven from comments provided
22 by them. If there are specific comments that

1 would be helpful or specific questions, I'd be
2 happy to address those specific questions as
3 well.

4 MEMBER SHAHEEN: Okay. I think our
5 agency will probably be preparing more formal
6 comments after the hearing.

7 MS. ROOS: Okay.

8 MEMBER SHAHEEN: With their, that
9 focus on the -- that's what I've got for now.

10 CHAIR MARCOU: Thank you. Mr. Wiley?
11 Ms. Chamberlin? Ms. Hudson, any questions for
12 Ms. Roos? Mr. Shaheen?

13 MEMBER SHAHEEN: We did have questions
14 about more the process and how its administered,
15 like ensuring when the technology's obsolete, how
16 does it get removed, or if there are some
17 installations on a block and then the city comes
18 in and reinstalls street lights and all the
19 spacing changes, who would be responsible for
20 reinstalling the small cells?

21 MS. ROOS: So while I'm not the permit
22 expert, you have those on your dais with you, as

1 well as other members of Director Marcou's staff,
2 I can address a couple of those items in terms
3 of, if we were to do an upgrade of what -- what
4 we refer to as an upgrade of our street lighting
5 system, in which we were either changing the pole
6 type or we were addressing spacing by adding new
7 poles, all equipment would have to be removed at
8 the cost of the carrier that existed on any
9 poles.

10 As well as if there were new
11 standalone poles in the public right of way that
12 were now in conflict with a new plan, they would
13 have to be removed at the cost and expense of the
14 carriers themselves.

15 And they would have to apply for new
16 permits on any new assets that went into the
17 space. So that is not a cost that the District
18 incurs, aside from the normal permitting and
19 inspections that go alongside that.

20 The cost would be incurred completely
21 by the carriers, that is one of, as I believe --
22 and Associate Director Marcou can address more,

1 is that is a condition of the permit that they
2 have to, this cannot impede upon our ability to
3 put in safety elements into the streetscape, such
4 as street lights.

5 CHAIR MARCOU: Right. So thank you.
6 Can you all hear me, because I talk with my
7 outdoor voice all the time. And this is a good
8 place to use your outdoor voice just to make sure
9 that you're heard.

10 So this is both something new. This
11 is small cell technology. It's a different
12 method of providing telecom services. It
13 involves new types of equipment. It involves,
14 you know, space age technology that George Jetson
15 is using. Okay.

16 But it's also very much like Fred
17 Flintstone, to complete the Hanna Barbera
18 connection of cartoons. This is just another
19 piece of utility equipment going into public
20 space and its use and its maintenance and its
21 impact both on and when DDOT is doing streetscape
22 work is always subject to the utility owner's

1 duty to relocate, remove and reinstall at their
2 own costs and only with, in coordination with the
3 District based on both its programs, as well as
4 what the streetscape will look like at the end.

5 So this is very much another type,
6 just another type of permit in that regard. So
7 in terms, Mr. Shaheen, to your question, it's
8 simply going to be treated like any other utility
9 line, any other pole, any other piece of utility
10 equipment in public space.

11 Okay. Thank you. Further questions
12 for Ms. Roos from committee members?

13 MEMBER CHAMBERLIN: I'm guess
14 following up on what you just mentioned, I saw we
15 got a lot of comments about health concerns.
16 Were health concerns considered in the
17 guidelines?

18 MS. ROOS: So that is not something
19 that DDOT or the District of Columbia regulates.
20 That is something that the FCC regulates in terms
21 of the permitted radio waves. I'm assuming that
22 that's what you're referring to when it comes to

1 health concerns.

2 So that's not something that we
3 regulate. As we have stated both in the master
4 license agreement, as well as within the design
5 guidelines, all state, local and federal
6 regulations must be abided by, in addition to
7 these guidelines.

8 So that's something that we just don't
9 have purview over.

10 CHAIR MARCOU: Correct. Let me also
11 again back to the point I just made, while this
12 is a different type of utility use, there are
13 many utility operations in the District of
14 Columbia that require a public space permit, that
15 is approved either by the Public Space Committee
16 or by its delegation of authority to the
17 Department of Transportation by the Department of
18 Transportation, Public Space Permitting Office
19 that are subject to other industry -- other
20 regulators.

21 So for example, we do not regulate the
22 material that goes into a Washington Gas Line.

1 That's not the authority or jurisdiction either
2 of the Public Space Committee or the District
3 Department of Transportation.

4 What goes into a Washington gas line
5 is subject to regulation by other appropriate
6 regulators. The same thing is appropriate here.

7 The frequency use of radio waves is
8 not subject to the jurisdiction of or the
9 responsibility of the Public Space Committee or
10 the District's Department of Transportation.

11 There are other regulators who have looked into
12 that.

13 Those regulators are the ones to whom
14 questions related to radio frequency and radio
15 wave health should be addressed, but they are not
16 part of this process. So they will not be
17 addressed specifically in the guidelines, nor
18 will they be part of the public space permitting
19 process.

20 Okay. Further questions for Ms. Roos?

21 Great, thank you very much, Ms. Roos.

22 MS. ROOS: Thank you.

1 CHAIR MARCOU: At this time we would
2 like to bring up a group of presenters to be one
3 panel. We have representatives from the
4 Historical Preservation Office, the National
5 Capital Planning Commission, the Commission of
6 Fine Arts and the Office of Planning.

7 Our next panelist after this will be
8 OCTO to talk about the wireless access points but
9 it's a slightly different element than these
10 four. So if the four groups that I just
11 mentioned would like to come forward and take a
12 seat at the table.

13 And if you have material that you'd
14 like to present to the committee, we're more than
15 happy to take it and distribute it. If you
16 don't, you don't. Okay. So why don't we begin
17 as they're listed.

18 So we'll begin with the Historic
19 Preservation Office. I believe the microphone is
20 on. I can see the green light from here.

21 MS. BROCKETT: It's not coming out of
22 the speaker. So I will try and speak loud.

1 CHAIR MARCOU: And so we have our AV
2 group looking at that. Yes. So please use your
3 outdoor voice.

4 MS. BROCKETT: Good afternoon. My
5 name is Ann Brockett. I am with the Historic
6 Preservation Office, which is part of the Office
7 of Planning. You'll hear from my colleagues at
8 the, representing the rest of the office as well
9 momentarily.

10 CHAIR MARCOU: So just a reminder,
11 when you say your name, spell your last name for
12 the transcriber. Yeah, let's try this
13 microphone. Thank you. Can you hear that one?
14 Okay.

15 MS. BROCKETT: Okay. Better? Yes?
16 Okay. Thank you for the reminder. My name is
17 Ann Brockett. That's B-R-O-C-K-E-T-T.

18 I'm with the Historic Preservation
19 Office with the Office of Planning and you will
20 hear from my colleague regarding the Office's
21 comments on this. But I did want to offer
22 something to the record, just on behalf of the

1 Historic Preservation Office.

2 We have participated in the developed
3 of the draft guidelines under Section 9B of our
4 act, which is the Historic Landmark and Historic
5 District Protection Act, which requires DDOT to
6 take into account the effect of its undertakings
7 on any property that is listed in or eligible for
8 listing in the District of Columbia inventory of
9 historic sites, and to consult with and afford
10 the state Historic Preservation Officer a
11 reasonable opportunity to comment on the
12 undertaking.

13 So we find that our collaborative
14 process to date in developing these draft
15 guidelines has satisfied that requirement. We do
16 have a few comments on the draft, which are
17 really more of technical edits than substantive
18 content related ones, and we will send those to
19 staff.

20 But otherwise, I would just like to
21 say that the Historic Preservation Office is
22 looking forward to the continued consultation

1 with our sister D.C. and federal agency partners
2 as this process moves ahead. Thank you.

3 CHAIR MARCOU: Thank you very much,
4 Ms. Brockett. Next on our list is the National
5 Capital Planning Commission.

6 MR. FLIS: Good afternoon. My name is
7 Matthew Flis. I'm a senior urban design with the
8 National Capital Planning Commission, and the
9 last name is F-L-I-S. Can you hear me pretty
10 well?

11 CHAIR MARCOU: Yes. I checked in the
12 background and they could.

13 MR. FLIS: Okay. Well thank you again
14 for the opportunity to provide comments on the
15 draft small cell design guidelines. We
16 appreciate those collaboration with DDOT staff as
17 well as the other District and federal agencies
18 represented here.

19 There are thoughtful questions and
20 insight along with staff and NCPC staff analysis
21 have been critical in our understanding of the
22 issues that are related to this important topic.

1 I will note that our comments today do
2 not reflect our commission's office position but
3 are a preview of the issues staff will bring to
4 our commission for their meeting in November.

5 NCPC staff recognizes the growing
6 demand for wireless technology, and more
7 importantly, that the need to relieve congestion
8 on existing networks is essentially for people
9 living and working in Washington D.C.

10 We are also aware that the
11 installation of small cell infrastructure will
12 affect the function and esthetics of the public
13 spaces we experience every day.

14 Balancing the need the accommodate
15 increasing cellular demand while preserving
16 public space character and function is critical
17 important, as is the need to design and place
18 proposed infrastructure in an appropriate way.

19 This is especially true in Washington
20 D.C., the nation's capital where the public
21 spaces both streets and reservations are defining
22 elements of the city.

1 As the federal planning agency for the
2 nation's capital, NCPC has a focused interest on
3 preserving and enhancing the form, character and
4 experience of the nation's capital, particularly
5 within the historic L'Enfant city, and around the
6 significant concentration of federal interests
7 and prominent national resources found in the
8 core.

9 These include the views and settings
10 of the U.S. capital, the White House, the
11 National Mall, nationally significant civic
12 spaces and its institutions, national memorials
13 and parks, and those streets, avenues and
14 reservations, as well as the experiences that
15 link these elements and reflect the framework of
16 the original plan for the city of Washington.

17 Over the last month, NCPC staff
18 undertook an evaluation of the draft guidelines
19 to understand potential impacts to the federal
20 interests.

21 We selected a study area, which I
22 believe you have a copy of that map and our

1 comments today that focus on the area around the
2 National Mall and those areas with the highest
3 concentration of federal facilities and other
4 areas of national importance, including the
5 museums, memorials and open spaces.

6 The study area also includes a number
7 of important streets that provide critical views
8 and vistas to and from landmarks, such as the
9 White House and the U.S. Capitol.

10 Through field visits and GIS analysis,
11 staff evaluated potential small cell
12 infrastructure locations as would be permitted by
13 the guidelines, including installations on
14 existing poles, as well as new standalone poles.
15 The map shows the result of that work.

16 We've also provided the sequence of
17 steps that NCPC staff has used to draft this map,
18 and they are also included in our comments that I
19 provided today.

20 As DDOT has recognized with the
21 protection of federal buildings and reservations
22 in the draft guidelines, the study area is

1 inherently unique in the District due to its
2 unprecedented number of monumental Beaux Arts
3 buildings, historic Washington globe and twin-20
4 light fixtures, landscaped building yards,
5 terminating view sheds, integrated perimeter
6 security and tree coverage.

7 Every aspect of the public realm is
8 purposely planned to reflect its role as the seat
9 of the nation's capital. We truly appreciate the
10 sensitivity that the draft guidelines show for
11 federal properties, both buildings and
12 reservations.

13 We also note that this might result in
14 areas without enough small cell coverage based
15 upon statements by the carriers indicating that
16 they need increased coverage downtown to meet
17 demand.

18 Overall, the application of the draft
19 guidelines indicates that there are possible gaps
20 around the National Mall, including the Federal
21 Triangle, portions of the Northwest Rectangle and
22 also the Southwest Federal Center.

1 This is largely because the guidelines
2 would not allow small cell infrastructure in
3 front of federal buildings or adjacent to
4 reservations, but also because they're not
5 allowed on Washington globe or twin-20 light
6 fixtures and this is the guideline that staff
7 strongly supports.

8 Therefore, the challenge is how to
9 create a set of guidelines for this unique area
10 around the National Mall that allows for modern
11 technology and innovation, while preserving the
12 defining characteristics of the nation's most
13 important public realm and buildings.

14 So in preparation for our commission's
15 review of the guidelines in November, NCPC staff
16 will analyze the guidelines regarding four
17 important topics.

18 First, the spacing and frequency of
19 standalone poles. Our analysis that indicates
20 that new standalone poles tend to cluster along
21 certain block-faces while other block-faces may
22 have less due to a combination of various

1 criteria related to set backs and spacing.

2 The introduction of new poles in the
3 study area, in conjunction with the existing
4 streetscape elements could contribute to
5 additional visual clutter in front of buildings
6 and with view corridors.

7 The size and repetition of the new
8 poles may also feel intrusive to pedestrians and
9 could appear relentless when interspersed with
10 existing light poles.

11 This may be particularly true in the
12 study area that we focused on due to the
13 frequency of highly designed streetscapes,
14 perimeter security and other features that occupy
15 the public spaces around federal buildings.

16 The second topic is related to the
17 location of standalone poles in regard to
18 building architecture and entrances. If the
19 current guidelines allow standalone poles in
20 front of federal buildings many could be located
21 at entrances to significant buildings such as the
22 National Archives, Department of Commerce,

1 Portrait Gallery and National Building Museum.

2 This is largely because there are no
3 trees in these areas and they're also open to
4 allow for high volumes of pedestrian traffic.
5 The guidelines may also need to address how
6 placement might related to important
7 architectural elements or features, particularly
8 in our civic buildings and public spaces.

9 Third, given the unique historic
10 setting of much of central Washington D.C., and
11 the presence of many nationally significant
12 historic buildings and landscapes, we strong
13 support underground cabinetry and other related
14 equipment.

15 Above ground cabinetry would
16 unnecessarily distract from the views of many
17 historic federal buildings and sites particularly
18 around the National Mall. It is also
19 understanding that the providers have significant
20 concerns with this regarding vaulting, but NCPC
21 staff will look at the possible impacts of
22 equipment above ground in this area.

1 And then fourth related to pole
2 attachments, we understand that each
3 telecommunication provider may have a unique
4 antenna style and configuration.

5 For example, an antenna may be top
6 mounted or also installed as a collar.
7 Installations of varying designs on multiple
8 poles within a block-face may look disjointed to
9 cluttered particularly when set against the
10 backdrop of monumental federal buildings.

11 We also want to echo the recent points
12 made by the Commission of Fine Arts at their
13 September meeting when they advised the
14 development of an elegant and holistic design
15 topology for small cell installations.

16 So as I mentioned earlier our
17 commission will provide formal analysis and
18 recommendations of the guidelines at their
19 November meeting.

20 We anticipate there our commission
21 will make recommendations regarding potential
22 revisions or clarifications to the guidelines and

1 given this unique setting, which I have
2 described. Alternative solutions may be
3 necessary, including a map designating allowed
4 standalone pole locations to meet future coverage
5 needs but also to protect our nation's most
6 important public spaces.

7 Thank you for the opportunity to
8 provide comments on the draft guidelines. We
9 look forward to additional discussion and
10 coordinating regarding this important issues and
11 also welcome future questions and discussion.

12 Thank you.

13 CHAIR MARCOU: Thank you. And now we
14 will move to the next group on our agenda, the
15 Commission of Fine Arts.

16 MR. FOX: Good afternoon. My name is
17 Daniel Fox, F-O-X, and I'm on the staff of the
18 U.S. Commission of Fine Arts. Thank you for the
19 opportunity to provide brief remarks regarding
20 the small cell initiative.

21 The Commission appreciates the role
22 that each agency as well as the public has had in

1 the development of the guidelines and the
2 Commission has endorsed the programmatic approach
3 to reviewing the small cells as has been
4 discussed, including the guidelines.

5 As you may know, the CFA was
6 established by Congress in 1910 and its seven
7 members appointed by the president provide expert
8 advice to the congress, the president and the
9 federal and D.C. government on matters of design
10 and esthetics as they affect the federal interest
11 and preserve the dignity of the nation's capital.

12 As the role of federal government in
13 the District has changed over the years, we've
14 continued to work closely with our partners in
15 the D.C. government, not just to guide the
16 development of the city as a national symbol but
17 to help create a beautiful, livable and equitable
18 city for all of the District's residents and
19 workers.

20 The commission has seen two
21 presentations on small cells, a general
22 information presentation by NCPC in July and a

1 more detailed presentation by DDOT in September
2 about the draft guidelines.

3 In both July and September, the
4 Commission didn't take an action, but it has
5 offered many suggestions and recommendations for
6 the small cell initiative in general and for the
7 development of the guidelines in particular.

8 You should have before you the letters
9 that the Commission -- the letters that detail
10 the Commissions comments, hopefully. And I'll
11 summarize them for you now.

12 The Commission members have generally
13 observed that small cells are essentially
14 privately-operated public infrastructure like
15 electricity, natural gas, water and sewers and
16 that they should be regulated as such.

17 They have therefore emphasized that
18 the small cells require a public advocate to
19 protect public values, not just a facilitator to
20 implement private sector enterprise.

21 The CFA recognizes the potential
22 benefits of improved 4G service and 5G

1 technology, however, the Commission has expressed
2 concern about the great impact from multiple new
3 poles and other installations in public space,
4 especially on streets with narrow sidewalks.

5 In particular, they voiced concern
6 about the potential visual impact of many
7 thousands of installations on both the monumental
8 core and the residential areas of the District
9 and especially the size and appearance of the
10 components that comprise the installations.

11 Regarding the city's existing lamp
12 posts and fixtures, the Commission has noted that
13 they were developed at particular times with
14 particular performance standards ranging from
15 iconic early 20th century Beaux Arts designs such
16 as the twin-20, which was designed by the Lincoln
17 Memorial architect and CFA commission member
18 Henry Bacon to more functional modern designs.

19 And the Commission has affirmed that
20 these historic fixtures are not suitable for
21 small cell equipment installations. Overall, the
22 Commission has identified that there is a

1 fundamental inconsistency between the elegance
2 and precision of contemporary consumer cellular
3 devices and the obtrusive appearance of the
4 infrastructure systems in public space required
5 to support them.

6 While most residents would likely
7 welcome the increased service capacity, the
8 Commission has heard little support from the
9 community in its meetings or otherwise for the
10 imposition of more visual clutter, among other
11 concerns.

12 The Commission has therefore
13 repeatedly emphasized that the successful
14 integration of this new technology into the
15 public realm is a design problem that requires a
16 holistic design solution and have advised the
17 development of a new typology for small cell
18 installations, rather than allowing a discordant
19 kit of parts, buoy and pizza shaped boxes --
20 pizza box shaped antennas, refrigerator sized
21 equipment cabinets and a tangle of cables to be
22 clumsily attached to existing or new street light

1 poles.

2 Developing a design that would make a
3 positive contribution to the city streetscapes
4 could be achieved by directly engaging outside
5 industrial designers, architects and other design
6 professional both in the refinement of the
7 guidelines and in the design of the poles and the
8 equipment.

9 Or perhaps by the project sponsors
10 holding a design competition to develop the best
11 solution. The commission members themselves have
12 also offered to participate in a collaborative
13 design workshop.

14 Regarding the draft guidelines
15 themselves, the Commission has noted that the
16 city is composed of numerous types of public
17 space with unique experiential qualities and has
18 therefore advised the development of 3-
19 dimensional design drawings to test the proposed
20 pole type, location and spacing matrices set
21 forth in the guidelines.

22 The Commission has commented that the

1 guidelines also require further refinement to
2 meet the state goal of treating all areas of the
3 city equitably in cellular service and in design.

4 They've suggested further refinements
5 to the allowable small cell installation matrix
6 you saw earlier with consideration to applying
7 consistent standards across the entire city,
8 perhaps by requiring underground equipment vaults
9 in all locations and providing more nuanced
10 criteria for regulating varying areas such as our
11 commission's Shipstead-Luce Act jurisdiction.

12 Finally, the Commission has requested
13 the construction of full-scale mock ups to
14 evaluate the design details and overall impact of
15 the completed assemblies. Thank you again for
16 the opportunity to present the Commission's
17 comments and recommendations.

18 And we anticipate the continued review
19 of the guidelines for this major public
20 infrastructure project and look forward to
21 developing a solution that appropriately
22 integrates this promising technology into the

1 public realm.

2 Thank you.

3 CHAIR MARCOU: Thank you. And now,
4 we'll hear from the Office of Planning.

5 MR. MAHER: Thank you, all. My name
6 is Timothy Maher with the D.C. Office of
7 Planning. That's M-A-H-E-R. And the Office of
8 Planning largely supports the draft guidelines.

9 We do appreciate the close
10 collaboration between DDOT, National Capital
11 Planning Commission, Historic Preservation and
12 the Commission of Fine Arts on the input and the
13 bringing us all together that sort of crafting
14 and brought about these guidelines. I --

15 (Off microphone comments.)

16 MR. MAHER: All right. Can everybody
17 hear me now? All right, great. There are four
18 sort of key points I would like to highlight for
19 the Committee today, and they are, in OP's
20 opinion, the current allowances and limitations
21 for locations of small cells.

22 We do feel they are appropriate and

1 possibly not nearly as restrictive as they may
2 seem, and that more analysis may be needed to
3 determine the real and lasting impact to the
4 public streetscape, and I'll highlight that in
5 more detail in a moment.

6 My second point is that we deeply
7 support the prioritization of cell locations in
8 alleys, first and foremost, prior to locating
9 them within the streetscape, and that's part of
10 the current guidelines, as drafted.

11 We also want to highlight our deep
12 support for the prioritization of all the cell,
13 small cell equipment outside of the antennas
14 themselves into underground vaults in those
15 locations where they're highlighted in the
16 guidelines. We have strong support over that
17 aspect.

18 And then, lastly, I do want to make a
19 point of prevalence, or, but make a point on the
20 prevalence of wood poles, specifically third-
21 party wood poles throughout the District. And I
22 would like to sort of highlight a need to ensure

1 quality design for the installed equipment on
2 these poles as well.

3 I think a lot of this discussion today
4 will primarily be focused on the downtown area,
5 and for DDOT's streetlight poles, but those poles
6 that represent the wooden ones throughout the
7 city roughly account for, once you remove all of
8 the prohibited poles, based on pole type, based
9 on location, so if you remove all of the Twin-20s
10 from consideration, all of the Washington globes,
11 all of the streetlights on bridges, all of the
12 streetlights on medians, what you roughly come up
13 with is, out of the total 74,000 streetlights in
14 the District, possibly 50,000 locations that are
15 still opportunities for citing small cells.

16 And of those remaining, approximately
17 36 percent of them are DDOT's. The remaining 64
18 percent are wooden poles, and they are primarily
19 located in the outlying wards of the city. So in
20 Ward 3, Ward 4, Ward 5, Ward 7 and Ward 8.

21 Each of those wards, having roughly 70
22 to 80 percent of their poles in those wards are

1 the wooden, either Pepco or Verizon poles. And
2 so I think, because they take up such a
3 prevalent, they are so common throughout so many
4 District neighborhoods, that I do think there is,
5 there ought to be some level or some design
6 requirement regarding those poles so that we
7 don't have sort of eyesores in most of the city's
8 neighborhoods.

9 I would like to, and Matt, if you
10 could pull up my presentation really quick --

11 CHAIR MARCOU: Sure.

12 MR. MAHER: There's actually just a
13 few slides in it I'd like to highlight.

14 MR. MACNICHOL: I think it's the PDF,
15 correct?

16 MR. MAHER: Correct. And if you could
17 go to page 4. Okay. The PDF isn't interested in
18 cooperating today?

19 CHAIR MARCOU: Apparently not.

20 MR. MAHER: Okay. I have a copy with
21 me today. I would be happy to provide that to
22 the Committee.

1 CHAIR MARCOU: And I'm just trying to
2 see if it, let me take it out of there, because
3 we were able to see it a second ago.

4 (Off microphone comments.)

5 MR. MAHER: Say it again.

6 (Off microphone comments.)

7 MR. MAHER: I don't quite understand
8 what you're --

9 CHAIR MARCOU: So it's on the thumb
10 drive, correct?

11 MR. MAHER: Yes.

12 CHAIR MARCOU: Is the thumb drive
13 still in there?

14 MR. MAHER: It is not.

15 CHAIR MARCOU: We'll try this one more
16 time. We appreciate your patience. I am good at
17 the audio part. It's the visual part that I
18 probably need some assistance with. No,
19 unfortunately the Pierre is like that, for
20 whatever reason, it's not reading it. It's just
21 reading a few pages, but not others.

22 MR. MAHER: Okay. All right. Then,

1 I would be happy to provide some of the visuals
2 to the Committee and to the public after this
3 meeting. I can just talk to, through them really
4 quickly.

5 I did a very brief analysis of Rush
6 Street, just east of Dupont Circle, P Street
7 between 19th and 16th Streets, just to compare
8 existing streetlight locations with the
9 guidelines. And roughly speaking, it shows the
10 possibility of, and all, the possibility that
11 each streetlight that exists on that three-block
12 stretch has the potential to have a small cell on
13 it, and still meet the guidelines.

14 So I think, if we start to hear
15 comments that some of these are a little too
16 restrictive, I think it's very dependent on the
17 specific block and the specific type of
18 infrastructure that exists on a street, but there
19 are some streets that do exist in the District
20 where the guidelines do mean, potentially, and
21 I'm not saying that this is what the carriers
22 would do.

1 It may be too much of an overlap in
2 coverage, but there is the possibility that, on
3 these three blocks, each streetlight that exists
4 would have small cells on them, and still comply
5 with the guidelines.

6 And then, just really quickly, I did
7 want to highlight that, once more, Ward 1, Ward
8 2, and Ward 6, and those predominantly make up
9 the downtown core through Columbia Heights, I
10 think just shy of Petworth, and also all of
11 Capitol Hill, heading towards the Anacostia.

12 These three wards, once you remove the
13 types of poles and locations prohibited under the
14 guidelines, roughly, in each, 92 up to 94 percent
15 of all of the remaining poles in those, in those
16 wards are DDOT poles.

17 However, in each of them, between 30
18 and 40 percent of those poles are located in
19 alleys. So I think prioritizing alleyways as the
20 sort of first hierarchy as to where small cells
21 should be installed are still, they still provide
22 a sufficient, in our opinion, a sufficient amount

1 of coverage and even spread throughout those
2 wards.

3 In the outlying wards, 3, 4, 5, 7 and
4 8, that actually reverses. Between 70 and 85
5 percent of the poles in those wards are third-
6 party wooden poles, not DDOT poles. However, the
7 number of poles located in those wards, though
8 slightly less than the more downtown wards, alley
9 poles range from between 20 percent and 40
10 percent of the available poles.

11 And so based on those wards being less
12 densely populated, but also having slightly fewer
13 percentage of alley poles, I still feel, and it
14 is in OP's opinion that locating poles first and
15 foremost in alleyways is sufficient to provide
16 the kind of coverage, at least in the next 10
17 years, that we've been sort of anticipating on
18 this. I'll close that out now and open it up to
19 the Committee for questions.

20 CHAIR MARCOU: Thank you. Questions
21 from Committee Members for the presenters?

22 MEMBER CHAMBERLIN: So can, I guess

1 can you guys hear me?

2 CHAIR MARCOU: Is this one on?

3 MEMBER CHAMBERLIN: So Tim, I had a
4 question about the design guidelines for wooden
5 poles. So I heard there aren't any. Is that
6 because they would be owned by Pepco, or would
7 there, would there be any design guidelines
8 subject from DDOT for the poles? And if it's
9 just because they're owned by Pepco, is there any
10 permitting authority over wooden poles or not?

11 MR. MAHER: The permitting authority,
12 I would leave to the permitting group.

13 CHAIR MARCOU: Hold on. Yes, let me
14 -- hi, I'm Matthew Marcou, Associate Director of
15 the Public Space Regulation Division. Yes. If
16 anything gets attached to that pole, it requires
17 a new permit from the Public Space Permitting
18 Division.

19 MEMBER CHAMBERLIN: For Pepco-owned
20 poles?

21 CHAIR MARCOU: For Pepco-owned poles.
22 It doesn't matter who owns it. If you're putting

1 a new piece of infrastructure on it, it requires
2 a public space permit. Thank you for your time
3 and attention.

4 MEMBER CHAMBERLIN: Okay. I guess my
5 question is then, why aren't there any design
6 guidelines for the wooden poles?

7 MR. MAHER: I'm not sure. I think
8 it's only been through more recent analysis on my
9 office's part that we've come to really grasp and
10 understand the true prevalence of wood poles
11 throughout most of the District.

12 I think, early on, leading into sort
13 of the working group that put a lot of these
14 together there was a focus on sort of the more
15 dense locations, the areas where NCPC and CFA and
16 HB have the most concern.

17 I think OP took a step back and tried
18 to do a more holistic view across the city. And
19 as of, as of right now, right, I'm not aware that
20 the guidelines have specific design criteria for
21 the wooden poles.

22 I would like to advocate that at least

1 there is some consideration for how they look,
2 rather than allowing just anything that may be of
3 varying sizes, varying wires that stick out sort
4 of thing.

5 It may not need the level of design
6 guidance that poles on, within historic
7 districts, or within the monumental core may
8 need, but I do think that some small minimal
9 level of design is necessary to ensure that our
10 communities throughout the District are not where
11 we force a lot of the eyesore equipment.

12 MEMBER CHAMBERLIN: So will OP be
13 submitting any recommendations for the wooden
14 poles?

15 MR. MAHER: We can.

16 CHAIR MARCOU: For the record, that
17 would be helpful.

18 MEMBER CHAMBERLIN: Thank you.

19 CHAIR MARCOU: Hi, if anybody is
20 interested in the public with giving us notes or
21 comments, this is a discussion between the Public
22 Space Committee and the individual presenters

1 right now. So every time there's a panelist,
2 we'll be asking them questions.

3 If you have questions that you'd like
4 us to be aware of, please feel free to reach out
5 to Ms. Felder in the back, and she'll be happy to
6 give them to us.

7 In addition, when it's your time to
8 speak to us, we look forward to hearing what
9 questions you'll have, because, again, this is
10 not a final action. This is the next step in a
11 discussion to create final guidelines.

12 So we definitely appreciate, and I,
13 and I guarantee you, you aren't the only one who
14 has a question in the audience. Ms. Roos has
15 something she wants to speak to to those
16 guidelines, but I'd like to pull you up later, if
17 you don't mind.

18 MS. ROOS: That's fine.

19 CHAIR MARCOU: Okay. Thank you.
20 Further questions for this panel? Mr. Shaheen?

21 MEMBER SHAHEEN: I'm going to follow
22 up, is this mic working? Okay, great. I'm going

1 to follow up from my earlier questions about the
2 purpose section of the guidelines. It seems to
3 be very focused on the monumental core.

4 I mean, it does talk in general about
5 the streetscape character for the city, but I
6 think it's not covering that outer part of the
7 city where Mr. Maher was having where all of the
8 wooden poles are.

9 Is there a reason why the general
10 character of the neighborhoods outside of the
11 downtown area was not looked at specifically in
12 that stricter section, or is that something
13 that's being looked at?

14 MS. BROKETT: I don't really, I don't
15 really have an answer to your question, other
16 than that we know DDOT's guidelines could
17 certainly look at amending the purpose statement
18 for historic districts, because many of ours are
19 located outside the monumental core, and we
20 definitely didn't the necessary steps for all
21 historic districts.

22 MEMBER SHAHEEN: Yes, I know that that

1 first, the purpose section prefers to lay a plan,
2 which I really want to know. There's also the
3 highway plan, which would include the major
4 roadways like Nebraska, South Dakota, Minnesota,
5 which are very character-defining for those parts
6 of the city.

7 I know that the highway plan is going
8 to be more in size than the coming sections of
9 the revised federal and District elements of the
10 comp plan. I think it might be useful to take it
11 back that way and form some additional corridors
12 outside of the downtown that might want
13 additional study.

14 And I just agree with Ms.
15 Chamberlain's comments, looking at where are the
16 wooden poles, and if there are any requirements
17 to help bring some consistency to what's being
18 added to those required of all the different
19 carriers. The last comment, and this is more at,
20 an easy one, there's a lot of discussion in the
21 guidelines about using the six-fluted paper
22 poles, but there's not much in the purpose

1 section really talking about why that's
2 important, and I think it goes back to the
3 standards that were defined by the CFA.

4 It's, it is an infrastructure system.
5 I think it is, would be worthwhile to make that
6 point a little more stronger, and of laws
7 governing what the District can do in terms of
8 aesthetic requirements on this need to be
9 objective and clearly defined.

10 I think putting something in that
11 front section that makes those as clearly defined
12 and objective as possible will be helpful in
13 giving more clarity as to why we have the design
14 guidelines that we are adopting.

15 CHAIR MARCOU: Great. That, see?
16 Jonathan, I don't believe this microphone is
17 working. Can you all hear me? Right? No. So
18 Jonathan, I don't think that mic -- well, no, I
19 know this one is -- Jonathan, I don't think that
20 microphone is, this one, either one is working.
21 Thank you. So I did have a few questions. Did
22 you have any questions, Ms. Hudson?

1 MEMBER HUDSON: No, not at this time.

2 CHAIR MARCOU: Okay. So Mr. Maher, I
3 want to follow up on some of your math, because
4 it was higher calculus, and I wasn't able to
5 follow along. So the takeaway number for me was
6 64 percent.

7 What I think I heard you say was that,
8 once you take away all of the ineligible poles,
9 and you restrict the universe of poles in the
10 District of Columbia to poles eligible for
11 placement of small cell technology, that 64
12 percent of those remaining poles are third-party-
13 owned poles. Is that correct?

14 MR. MAHER: That is correct.

15 CHAIR MARCOU: Okay. Thank you. And
16 that a substantial number of those are in wards
17 other than 1, 2, and 6, where 1, 2, and 6, the
18 substantial majority appear to be DDOT poles. Is
19 that correct?

20 MR. MAHER: That is also correct.

21 CHAIR MARCOU: And I think the numbers
22 you gave were in the 90-plus percent range for 1,

1 2, and 6?

2 MR. MAHER: Yes, 93 percent for both
3 Ward 1 and Ward 2, and 94 percent for Ward 6.

4 CHAIR MARCOU: Thank you. So then I
5 have a question that is perhaps for all of you.
6 So one of the concerns we've heard is that you --
7 or not concerns -- one thing, one of the concerns
8 we've heard is about the proliferation of new
9 poles.

10 However, we've also heard that you
11 don't want them attached to Washington globes.
12 Help us thread that needle. If you were to pick
13 between new poles versus attachments to
14 Washington globes, which would you pick, because
15 if you can attach to Washington globes, there's a
16 not insubstantial section of the city where all
17 that's available are Washington globes, and
18 therefore, it has to be attached to something.

19 So I'm just asking the question. I'm
20 not looking for a particular answer one way or
21 the other. I'm just interested in knowing your
22 thoughts, because as Mr. Maher pointed out,

1 particularly in the downtown areas, Washington
2 globes are a not insubstantial portion of the
3 poles, and almost all of the poles are owned by
4 the District of Columbia itself.

5 MS. BROKETT: And I, you know, I'm not
6 really sure I'm the right person to answer this,
7 but there is somewhere in the guidelines sort of
8 prioritization of preference where poles are
9 located, and alleys, I think, were at the top of
10 the list.

11 I don't know where that is, just
12 looking at the guidelines off the back, but
13 because there is a prioritization, it takes into
14 account that there are Washington globes and
15 Twin-20s to which the drafters of the guidelines
16 did not wish to see attachments, but where there
17 are no other opportunities for attaching, there
18 is the opportunity for the new poles.

19 So it's not, I don't think it's
20 limiting because it, although we sort of
21 established a list, a check box, if it's not
22 here, then you go to the next one. If you can't

1 do it here, you go to the next one. So it
2 doesn't eliminate the possibility of putting up
3 the small cells.

4 CHAIR MARCOU: Thank you.

5 MR. FLIS: I just want to echo one of
6 the things that we've mentioned previously is
7 that, again, much of the streetscape has been
8 purposefully planned and designed. I think the
9 Twin-20s and the Washington globes, as my
10 colleagues have mentioned, are part of that
11 streetscape that were designed with an intent.

12 And so I think one of the challenges
13 with that attachment is how you reconcile from a
14 design perspective, which I know the Commission
15 on Fine Arts has discussed as well. So that's
16 just one of the considerations, but I do want to
17 echo the Historic Preservation Office's comments
18 that there is, there are opportunities and
19 potential to balance these issues in terms of the
20 way the guidelines are laid out, and providing
21 several opportunities to provide coverage.

22 MR. FOX: I don't, I don't really have

1 much to add. I agree with what's, with what's
2 been said. I think the Commission agrees, so
3 they're generally, they're interested in a lot of
4 these issues, not just in the monumental core, as
5 we sort of outlined in the comments.

6 It may be a misperception that the
7 Commission of Fine Arts is just interested in the
8 monumental core, but in fact, we're concerned
9 about the entire city.

10 And the question of equity that's
11 brought up in here is a, was a big concern to our
12 Commission Members, not just, you know, a
13 consideration about the wood poles in wards
14 outlying the monumental core. So we very much
15 appreciate the comments regarding that issue.

16 CHAIR MARCOU: Thank you. I just want
17 to, I want to put a little bit of a fine point on
18 it, or make sure I understood what you were
19 saying. The guidelines specifically prohibit the
20 use of Washington globes, and allow the
21 installation of new poles.

22 So what I'm hearing you say, it's

1 just, and it's just what I'm hearing, is as a
2 preferential matter, it would be better to
3 maintain that and allow the installation of new
4 poles rather than an installation attaching to
5 Washington globes.

6 In other words, rather than opening a
7 portfolio to Washington globes, it would be, it
8 is a preference then to allow new poles in those
9 areas where Washington globes are installed.

10 MR. MAHER: Yes.

11 CHAIR MARCOU: Let the record show
12 that everybody's nodding.

13 MS. BROKETT: Yes.

14 MR. MAHER: Yes.

15 (Off microphone comments.)

16 CHAIR MARCOU: I will simply say that
17 they, let me clarify. Because they used
18 Washington globes as one example, and Twin-20s
19 are not Washington globes, just to be clear.

20 So when you say a Washington globe
21 Twin-20, you're conflating that you do not, you
22 do not want to expand the types of poles that are

1 eligible for installations beyond those that are
2 currently recommended in the guidelines, and that
3 new poles would be preferred to increasing the
4 menu of existing poles to which attachments are
5 allowed.

6 The answer I'd like, we'd like to go
7 back and talk with others and make a more formal
8 recommendation is a perfectly acceptable answer.

9 MS. BROKETT: Because my office only
10 represents historic districts, we would be okay
11 with other mounts outside of historic districts
12 because we have no regulatory authority.

13 CHAIR MARCOU: Right. But in the
14 historic districts, you --

15 MS. BROKETT: We, the guide --

16 CHAIR MARCOU: -- the preference I
17 said now.

18 MS. BROKETT: The guidelines are, and
19 what you are, what you are summarizing from the
20 guidelines is correct.

21 CHAIR MARCOU: Just want to make sure.
22 Is that true for NCPC and for CFA?

1 MR. FOX: Sorry, what is true?

2 CHAIR MARCOU: Broadly speaking, you
3 would prefer that the menu of poles to which
4 attachments are permitted is not expanded, and
5 that instead, the preference to allow for new
6 poles in those areas where there aren't poles to
7 attach to is allowed.

8 MR. FOX: Yes, it's, that's what our
9 Commission has said, but they're also concerned
10 about the design of the standalone poles and the
11 installation. So it's --

12 CHAIR MARCOU: And that's a perfect
13 segue to my next question, which is particularly
14 for CFA, but probably for everybody. How long
15 would a design program take that would get us to
16 the really eloquent language that you all used,
17 that I would never be able to imitate again, but
18 it used the word typology?

19 MR. FOX: I don't have a specific
20 answer for that. I think it's initiative --

21 CHAIR MARCOU: Well, just roughly?

22 MR. FOX: I could not begin to give

1 you a time frame. There are experts that run
2 design competitions, so there are people that can
3 be consulted to actually, that can give you a
4 better idea of what it takes to run a design
5 competition.

6 CHAIR MARCOU: We'd like, that would
7 be helpful for us to hear from the Commission of
8 Fine Arts, because it's been a recommendation
9 from the Commission of Fine Arts, so it would be
10 helpful to understand how long they would think
11 that that would take.

12 MR. FOX: Sure, it's --

13 CHAIR MARCOU: I'm not asking you to
14 put it on the record right now, just to think
15 about it.

16 MR. FOX: Yes, sure. It's something
17 we can discuss more. It's --

18 CHAIR MARCOU: That would be great.
19 Thank you. And then, I had one last question for
20 you all, and this, again, relates to the idea of
21 seeing a mockup.

22 Would you all be interested in a pilot

1 where installations were permitted at select
2 locations to identify what the world would look
3 like, based on a variety of types of
4 infrastructure installed, and locations
5 permitted, to get a real-world sense of that
6 installation?

7 MR. FOX: Yes, I think so. I think it
8 depends -- our Commission has said that there are
9 many different types of public spaces throughout
10 the District, so a pilot program, I think, that
11 addressed all of the varying conditions of the,
12 of the District would be positive.

13 CHAIR MARCOU: Great, thank you very
14 much. I had one last question for you, Mr.
15 Maher, about P Street, between 16th and 19th.

16 MR. MAHER: Yes.

17 CHAIR MARCOU: You said that the, you
18 said that it, that you, from a, just a cursory,
19 that you didn't do a detailed analysis, but that
20 it appeared like all of them would allow
21 attachments. How many poles are we talking
22 about?

1 MR. MAHER: Yes, let me pull up that
2 drawing. So not to confuse you with a bunch of
3 numbers, this is a much easier graphic to see.

4 CHAIR MARCOU: My mom was a math
5 teacher. I'm okay with numbers.

6 MR. MAHER: Between Dupont Circle and
7 18th Street, you have a 230-foot block face that
8 would allow one streetlight per side of the
9 street. There's only a Washington globe on the
10 north side, so that would need to be a new
11 freestanding pole.

12 On the south side, there's only one
13 Cobrahead, so that one Cobrahead would be all
14 that is allowed. On the block between 18th and
15 17th, that is an 875-foot block face that, yes,
16 and it's not one of the longest in the city.

17 So there are one, two, three, there
18 are five Cobrahead pendant poles on the north
19 side. There are four Cobrahead pendant poles on
20 the south side. Per the size of the block, and
21 being in a historic district, they would be
22 permitted five installs per side of the street,

1 so there are five Cobraheads on the north.

2 That's occupying all five.

3 There are four on the south, so they
4 could occupy those four and have room to add in a
5 standalone pole. Between 17th and 16th, it's
6 roughly the same story. It's a 500-foot block
7 face. They would be allowed three.

8 There are three Cobraheads on the
9 north side, so they could take up all three.
10 There are two on the south side, so they would be
11 allowed to install on two, and then add in a
12 single freestanding pole.

13 CHAIR MARCOU: Thank you very much.

14 MR. MAHER: So if you can paint that
15 mental picture in your head.

16 CHAIR MARCOU: I can, because I walked
17 that, walked those blocks at P Street many times.
18 Okay. Thank you very much. We really appreciate
19 it. Oh, Mr. Shaheen?

20 MEMBER SHAHEEN: Actually I just have
21 one other questions. So I did wonder about the
22 hoteling and the independent carrier, did the,

1 did the working group consider a guideline
2 requiring hoteling versus the individual
3 carriers, and why was the route taken to
4 encourage, to not, to not encourage to require
5 hoteling?

6 MR. MAHER: I can begin with that, but
7 I think I'd also allow --

8 CHAIR MARCOU: Why don't we let Ms.
9 Roos --

10 MR. MAHER: Okay.

11 CHAIR MARCOU: -- speak to that, if
12 you don't mind. I think she has a, Ms. Roos has
13 been a bit more comprehensively engaged
14 throughout the process, and not that you haven't
15 been an excellent partner in the process, but she
16 have a bit more context and history to it. So
17 were there any other questions for this panel?
18 Thank you very much for your time. We appreciate
19 it.

20 MR. MAHER: Thank you.

21 CHAIR MARCOU: Ms. Roos, why don't you
22 come back up? We have a few quick questions that

1 you can hear that came up. Thank you. So Mr.
2 Shaheen, your question for Ms. Roos?

3 MEMBER SHAHEEN: Well, there were two,
4 but now I can only remember the second one, so if
5 there's a recording, maybe I can --

6 MS. ROOS: Maybe it will come back to
7 you.

8 MEMBER SHAHEEN: But the second, the
9 second question was, why do the guidelines not
10 encourage or require hoteling and instead
11 encourage -- well, it doesn't discourage, but why
12 does it not require that as, I think some other
13 municipalities have done that.

14 MS. ROOS: So in our conversations
15 with the carriers, and their technology needs, it
16 has been expressed that the current hoteling
17 configurations do not work for their next level
18 of technology, particularly 5G.

19 I think that's a great question to ask
20 them specifically when they are coming up here,
21 as to why their technology does not allow for
22 that, but again, in trying to find a balance

1 between the technological needs of the carriers,
2 as well as, how do we incorporate this within the
3 public space, that was a consideration that we
4 took.

5 MEMBER SHAHEEN: Were there any design
6 considerations as to whether or not one would be
7 preferable over the other?

8 MS. ROOS: In terms of hoteling?

9 MEMBER SHAHEEN: Yes.

10 MS. ROOS: I think one of the issues
11 that was discussed within the working group is
12 that hoteling, from the designs that we've seen
13 of it, from the carrier that does provide
14 hoteling, is that you get much larger equipment
15 and antennae. And so it's the balance between
16 how many poles do we want things attached to
17 versus how large are the attachments?

18 We've seen anything from, I think the
19 drawings that you saw had a two or a two and a
20 half foot tall antennae on top. We have seen
21 designs that that antennae could be under a
22 hoteling situation, anywhere from five to seven

1 feet tall.

2 And so, again, that was a balancing
3 and a consideration, not only given as the asset
4 owner, and having the responsibility to be the
5 caretaker of the streetlight assets. There is a
6 structural concern there, as well as an aesthetic
7 concern, given how large the equipment that is
8 required to do hoteling, in addition to the, what
9 we've been told in terms of 5G technology, has
10 not been successfully tested within hoteling at
11 the moment. But again, I would encourage you to
12 ask that of the carriers when they are up here
13 later.

14 CHAIR MARCOU: And I remember the
15 second question, which was really the first
16 question. It was about, wood pole and --

17 MS. ROOS: Yes.

18 CHAIR MARCOU: -- utility poles
19 inclusions in the design guidelines.

20 MS. ROOS: So I just wanted to clarify
21 that they are included with the design
22 guidelines. So if you go to Chapter 9 of the

1 design guidelines, that is exclusive to third-
2 party utility poles, and it is in fact entitled,
3 Guidelines Regarding Existing Utility Poles.

4 I would also, while that is a short
5 section within the guidelines, I would also note
6 that all of Section 5, which is titled, General
7 Guidelines, applies to every single type of
8 installation. So every existing third-party
9 utility pole has to abide by all of the
10 guidelines that are general to installations,
11 that is Section 5.

12 I think one exception, and I think it
13 is noted within Section 5, is that obviously you
14 will have exposed wires on utility poles, because
15 you cannot hide them from within the pole, but it
16 does state that they need to be, you know, linear
17 in fashion and very straightforward in terms of
18 their installation.

19 The chart on page 7 of the design
20 guidelines also does address existing utility
21 poles. It is the last row there that you see in
22 that chart, and the only difference that you see

1 in the design guidelines that they currently
2 contemplate that is different from any other type
3 of installation is their ability to have the
4 cabinetry attached to the pole.

5 This was thoroughly discussed and the
6 decision was made that, because you generally see
7 that on utility poles already, you see
8 transformers that are much larger, or as large as
9 these cabinets, et cetera, that because that is
10 currently allowed, that we would also allow,
11 similarly, that cabinetry to be attached to
12 third-party utility poles. Again, that is what
13 the design guidelines currently contemplate.

14 MEMBER CHAMBERLIN: And certainly, my
15 fear on the poles, on the wooden poles, is
16 there's already stuff on it. And is there, can
17 we limit the amount of stuff, like we're putting
18 more and more, so like how wide can it get, how
19 tall, full of cabinets can it, you know -- too
20 much clutter on a pole, I guess would be my
21 concern.

22 MS. ROOS: So to that point, you are

1 correct, that the design guidelines do not state
2 how much stuff can go on a utility pole, because
3 I think it changes utility pole to utility pole.

4 Some don't have anything on it right
5 now, and they serve as a connector to the wiring
6 above. Some have smaller cable boxes, et cetera.
7 It is my understanding, from further discussions
8 with the carriers, that the poles will most
9 likely have to be taken out that are currently
10 there, because they are not structurally strong
11 enough, nor are they tall enough, given the
12 necessary separation between poles.

13 Again, I am not a technical person
14 when it comes to this matter, and I encourage you
15 asking the providers when they are there, but my
16 basic understanding is that there are
17 requirements between different sections of the
18 pole.

19 A pole is divided up within sections,
20 such as there is a section specifically
21 designated where streetlights can be attached.
22 There is also a section of a utility pole in

1 which communications equipment can be attached.
2 And there are certain regulatory distances that
3 must be maintained between each section.

4 So it is my understanding that there
5 is a request to have taller poles installed. We
6 have asked the providers to provide that
7 additional information for us, but currently, the
8 guidelines contemplate, and this is in the
9 general section of Section 5, that no pole can be
10 taller than 10 percent of what's there.

11 So if a utility pole that is currently
12 there is 30 feet tall, any pole that goes in its
13 place that has small cell attachments to it can
14 be no greater than 10 percent on top of that, so
15 33 feet, 3 feet being 10 percent of the 30-foot
16 pole that's there.

17 So we have attempted to address that
18 in terms of the overall height and restrictions
19 when it comes to the utility poles. I will also
20 say that, generally, to go back to Chris's
21 question regarding hoteling, is that overall, all
22 of the restrictions that we have placed within

1 the guidelines, to a certain extent, encourage
2 hoteling, because eventually there will be no
3 ability to attach to streetlights.

4 They will run out in terms of the
5 areas where they prefer to be, and the spacing
6 regulations. So eventually, they might be forced
7 into hoteling because there are no other
8 locations that they can attach to, and thus, it
9 does encourage hoteling in that respect.

10 CHAIR MARCOU: Mr. Shaheen?

11 MEMBER SHAHEEN: I have two other
12 questions. So one, what do the guidelines say
13 about corridors that currently have poles that
14 are eligible for the facilities, but DDOT's
15 policy is that they eventually be replaced with
16 Washington globes?

17 MS. ROOS: So again, to your earlier
18 question I think that you asked when I was here
19 before, is that if those were to be, or let's say
20 that they are pendant poles of Cobraheads right
21 now in a corridor, and there were small cell
22 installations attached to that.

1 If we did an upgrade project in which
2 those poles were switched out to a Washington
3 globe or a Twin-20, they would no longer be
4 eligible, and thus, they, all of their equipment
5 would need to be removed, and they would have to
6 go through a re-application process to install
7 new poles along that corridor that abided by the
8 final guidelines.

9 **MEMBER SHAHEEN:** My other question is
10 about that 10 percent height that's allowed for
11 the new poles, and is fixed upon the adjacent
12 poles. How is adjacent poles being defined if
13 you have multiple poles on a block that are, some
14 are private, some are District? There are
15 different kinds. Which does the 10 percent apply
16 to?

17 **MS. ROOS:** So it is the closest pole
18 that we would be looking --

19 **MEMBER SHAHEEN:** The most immediate
20 layout --

21 **MS. ROOS:** The most immediate -- yes,
22 correct. We don't find that situation very often

1 in which you have multiple pole types on a block.
2 It does happen occasionally, and where, but most
3 likely you're, when you're finding that, that is
4 a pendant pole or a Twin-20 or a Washington
5 globe.

6 CHAIR MARCOU: Thank you. Further
7 questions for Ms. Roos? Okay. Seeing none, we
8 will continue on with the next group, which are
9 the master license agreement holders.

10 Master license agreement holders are
11 referenced to the entities that have submitted a
12 master license agreement with the District of
13 Columbia. This is a requirement prior to -- oh,
14 I'm sorry. I'm completely wrong, and I've just
15 been identified, I've just been told that,
16 because I'm jumping the gun.

17 We have representatives from OCTO
18 here, who are going to present upon their element
19 related to telecommunications, which are wireless
20 access points. I will point out that a member of
21 the OCTO team is wearing a lanyard that has the
22 New Orleans Saints logo on it.

1 I won't point out that I was in the
2 Superdome on Monday last week, but I was. And we
3 will not hold that against you --

4 MR. CLOW: Thank you.

5 CHAIR MARCOU: -- Mr. Clow, with OCTO.
6 So if you'll please present.

7 PARTICIPANT: Yes, it was a great
8 game.

9 CHAIR MARCOU: If you're going to go
10 on the record, you're going to have to state your
11 name for the record and spell your last name.
12 That's why I studiously avoided doing that.

13 MR. CLOW: And Matt, I forwarded --
14 OCTO gave you an updated presentation, but I did
15 forward you one from September that we can use,
16 if you wanted to share something.

17 CHAIR MARCOU: Which would you like us
18 to use?

19 MR. CLOW: If you have some up here,
20 I can follow that.

21 CHAIR MARCOU: When did you send that?

22 MR. CLOW: About five minutes ago.

1 CHAIR MARCOU: Five minutes ago. I
2 can, literally, to my email?

3 MR. CLOW: Yes.

4 CHAIR MARCOU: Okay, I can pull that
5 up real quick. So give --

6 MR. CLOW: Oh. In the meantime, my
7 name is David Clow, C-L-O-W. I am the Associate
8 Chief Technology Officer under OCTO, over DC-NET
9 and Telecommunications. I'm here representing
10 the interim CTO, Barney Krucoff, K-R-U-C-O-F-F.

11 CHAIR MARCOU: And for the record,
12 OCTO has made it that we can access our email via
13 the internet anywhere in the world. I do it on
14 my phone just by going to the internet. I don't
15 see it. C-L-O-W, right?

16 MR. CLOW: Yes, sir.

17 CHAIR MARCOU: Does it show that it
18 was sent?

19 MR. CLOW: Yes.

20 CHAIR MARCOU: To Matthew.Marcou, M-A-
21 T-T-H -- oh, there we are.

22 MR. CLOW: No, that's fine.

1 CHAIR MARCOU: No?

2 MR. CLOW: All right. I'll just go
3 from what I have here.

4 CHAIR MARCOU: Okay.

5 MR. CLOW: So OCTO is the central
6 technology organization for the District of
7 Columbia. We develop, implement and maintain the
8 District's technology infrastructure. So DC-NET,
9 we have over 700 miles of District-owned fiber in
10 the District.

11 We have 100 gigabyte core connecting
12 650 buildings. We are the phone company for the
13 District agencies. We process more than 80
14 million phone calls a year, and our free Wi-Fi
15 program covers about 11 percent of the populated
16 areas in the District.

17 Our involvement with the small cell
18 program is not so much focused on the small cell
19 aspect, but increasing the District's outdoor Wi-
20 Fi footprint.

21 CHAIR MARCOU: Sorry, is it, is this
22 similar to the presentation you made on, in

1 September?

2 MR. CLOW: Yes.

3 CHAIR MARCOU: Okay. So we have that
4 presentation on our website, so we're pulling
5 that up now. Oh, it's a PowerPoint. Got it. Is
6 it a PowerPoint or a PDF?

7 MR. CLOW: It should be a PowerPoint.

8 CHAIR MARCOU: Okay. No, this is the,
9 that's the one from Kathryn, so, okay, great.

10 MR. CLOW: And then, I'm on the, about
11 DC-NET side. One back, please.

12 CHAIR MARCOU: Oh, sure.

13 MR. CLOW: So we have about 40,000
14 users who connect to our Wi-Fi daily, and about
15 14 million annually. Next slide, please. So
16 OCTO sees free Wi-Fi as an economic driver.

17 I kind of think of it in real estate
18 terms. We got, where we are along corridors, we
19 approve the walkability scores. It's a bridge to
20 digital buy. It's a boon to tourism. It's a
21 public convenience, and it's also utilized by the
22 District's public safety agencies. Next slide,

1 please.

2 As you can see here on the map, this
3 is where we're at right now with Wi-Fi. Green is
4 existing outdoor Wi-Fi. It's pretty sparse, but
5 kind of well set to divide it throughout the
6 city, and the biggest driver for outdoor Wi-Fi
7 right now is where there's District-owned
8 buildings.

9 So of the 447 outdoor APs, about 400
10 of them were actually physically located on the
11 roof or side of a building, and the ones that are
12 on poles were done during the PA 2040 pilot, done
13 with the Golden Triangle BID. Next slide.

14 The priorities for Wi-Fi is where we
15 have existing fiber. This is the outdoor
16 wireless AP, or you might hear it called a WAP,
17 or access point, or AV, a lot of lingo in the
18 technology field.

19 The cost of this is about \$1500 each,
20 so it's not really the cost inhibitor for this
21 project. The real cost is the plant to support
22 spreading Wi-Fi throughout the city through fiber

1 optics.

2 Our focus areas in our planning are
3 underserved communities, public housing, main
4 streets, great streets, around firehouses,
5 schools, libraries, parks and transportation
6 hubs.

7 So this is, Matt, is the wish list of
8 everything we wish we could do if we had
9 unlimited resources. Right now, we have 600 -- I
10 think this is a little bit outdated. We have 600
11 APs in stock right now.

12 We're waiting for this program to
13 launch, as well as another DDOT program, the
14 streetlight program, and we're also working on
15 finalizing some agreements with pole attachments
16 with the other providers: power and whatnot.

17 We will prioritize our deployments
18 based on the information on the previous slide,
19 and we also, as Barney likes to say, we want to
20 go where we're welcome. So based on the feedback
21 we get from ANCs and BIDs who really want to have
22 outdoor Wi-Fi as part of their community, that'll

1 be our top priority. Next slide.

2 Again, the cost drivers are not so
3 much the cost of this device here. It's the
4 labor, the fiber and the power and maintenance of
5 the device.

6 CHAIR MARCOU: Just as an aside, did
7 you want to point out that that's a bike line, so
8 the work zone would normally provide a safe
9 accommodation for the bicyclists as they come to
10 that work zone.

11 MR. CLOW: The reason we're involved
12 with small cell is part of a partnership, and
13 kind of an economy scale. If there's an MLA
14 holder who's doing work on a street.

15 They've already done their traffic
16 plan, they've already rented a bucket truck, they
17 can place this small device on the pole at the
18 same time they're doing work without the District
19 having to come back separately with a different
20 traffic plan, and without having to hire the same
21 contractors again.

22 We call it a ride-along, and the one-

1 touch is a cost savings for the District to
2 deploy outdoor Wi-Fi. We planned a lot, the
3 majority of the main street great streets in the
4 city, and this next street, the next slide is an
5 example of what it would look like.

6 Here, you can see where, this is where
7 Benning Road and Minnesota Avenue cross. You can
8 see parts of Wards 7 and 8, going up Minnesota
9 Avenue, into the Deanwood area. And you can see
10 the red dots are our planned locations, where
11 we'd like to be.

12 Of course that's subject to DDOT
13 permission. We haven't gone on a deep dive to
14 make sure there's no transformer or pole or
15 anything like that, and we would follow the DDOT
16 standards and the carrier rules, as far as where
17 on the poles we would place. Any questions?

18 CHAIR MARCOU: Questions from
19 Committee Members?

20 MEMBER SHAHEEN: I stepped out at the
21 very beginning. Is this just information in
22 terms of what your OCTO plan is for Wi-Fi?

1 MR. CLOW: Yes, but we're also
2 partnering with the MLA holders to get these
3 deployed. So when they're going to the pole to
4 install a small cell, they are also, they have
5 the traffic plan and everything diverted, and
6 they have the bucket truck there, they can
7 install this for us at the same time.

8 MEMBER SHAHEEN: And is that on each
9 site, or is there a master plan and --

10 MR. CLOW: No, we have a, we loaded
11 our wish list up, and we will be responding
12 individually as they submit their permits whether
13 that's a pole we'd want to be on or not.

14 MEMBER SHAHEEN: And is the overlap
15 only that they would go to install?

16 MR. CLOW: Yes, they would be owned
17 and maintained by the District.

18 MEMBER CHAMBERLIN: I guess that we
19 have mockups and what it looks like. I guess the
20 small cells plus the Wi-Fi?

21 MR. CLOW: Yes, the AP usually goes
22 beneath the small cell, and I brought the actual

1 physical model here so you can see what it looks
2 like.

3 MEMBER CHAMBERLIN: I guess we don't
4 have something visual to look at with this?

5 MR. CLOW: I think there are on the
6 website, but not in this slide deck. And some of
7 the carriers will have it included in their
8 mockups as well.

9 CHAIR MARCOU: What's the standard
10 height at which you install a wireless access
11 point?

12 MR. CLOW: Fifteen to 25 feet high,
13 and really, we leave it to the pole owners. They
14 have the certain rules about where it can be in
15 relation to the power lines, relation to other
16 equipment, but we kind of rely on their subject
17 matter expertise for the placement. We just have
18 a general zone we would like to be.

19 CHAIR MARCOU: Thank you. Do
20 Committee Members have any further questions?

21 MEMBER HUDSON: Yes, I just have one
22 question. So OCTO is basically just tag teaming

1 with the carriers? Is that what we're doing?

2 MR. CLOW: Correct.

3 MEMBER HUDSON: Is OCTO just tag
4 teaming with the carriers is, was my question,
5 and you said --

6 MR. CLOW: Right.

7 MEMBER HUDSON: Okay.

8 MR. CLOW: We're just taking
9 advantage, like I said before, when they're doing
10 along a street, they'll have to put it in a
11 traffic plan with VDOT, and they'll have a truck
12 out there with the lift.

13 So while they're up there working,
14 it's a, it's a small add-on to do this work at
15 the same time, and it saves us money of having to
16 go out separately to these poles. We're doing
17 the same kind of partnership involved with the
18 streetlight project as well.

19 MEMBER HUDSON: Good. Thank you.

20 MEMBER CHAMBERLIN: Sorry. So one
21 more question. Just as a user, who's this free
22 Wi-Fi intended to help? Because for me, when my

1 phone picks up the D.C. free Wi-Fi, it slows
2 everything on my phone, so I literally have to
3 turn the Wi-Fi off my phone. So I guess I'm just
4 trying to figure out what, who benefits from
5 this.

6 MR. CLOW: Right. And that's one of
7 the reasons we're trying to expand it, so we have
8 more ubiquitous coverage. Sometimes your phone
9 will pick up the signal, and you can receive the
10 signal, but your phone is too far away to
11 transmit back.

12 So again, we've had different agencies
13 tell us they're really interested. Department of
14 Health has asked us to cover areas where they
15 have farmer's markets. DPR and DCPS are very
16 interested in expanding coverage around their
17 sports fields and that sort of thing. And then,
18 our next main focus is D.C. Housing, and then
19 main streets, great streets.

20 CHAIR MARCOU: Thank you. Further
21 questions for OCTO? I just had, I just want to
22 make sure I put it on the record, that is the

1 color of your wireless access point, correct?

2 MR. CLOW: That is the color, and it
3 is paintable.

4 CHAIR MARCOU: It is paintable? So it
5 could be painted to match whatever --

6 MR. CLOW: Yes, as long as it's not
7 lead-based paint.

8 CHAIR MARCOU: Okay. Great. Yes,
9 that would be bad. Thank you. Even though we
10 don't regulate that portion of it either, but --
11 okay. Thank you very much. Really appreciate
12 your time.

13 MR. CLOW: Thank you.

14 CHAIR MARCOU: And I prefer playing
15 the Panthers to the Saints. So with that said,
16 why don't we move to the industry? We invited, I
17 believe we invited the CTIA. I don't know if
18 they are present. Okay.

19 I, that may be an error on my part, so
20 I apologize if the invitation did not get to
21 them. Why don't we bring up the entities to make
22 presentations on their particular programs? We

1 have AT&T, Crown Castle, Mobilitie, and Verizon.

2 And rather than bring up four people
3 from each group at a time, why don't we have one
4 representative from each of the groups come to
5 the table? Within your groups, you can do rock,
6 paper, scissors to see who should present. So
7 if, we have your presentations from the September
8 15th meeting. I think it was September 15th. It
9 might have been the 25th.

10 MEMBER CHAMBERLIN: Twenty-fifth.

11 CHAIR MARCOU: So let me close this
12 out. See if I learn how to use a computer soon.
13 Okay. And so why don't we begin, Verizon it
14 looks like your, where's the, they are here,
15 correct? Right. So AT&T, let's go with yours.
16 Yours is the first one up. So if you'll state
17 your name for the record, spell your last name.

18 MS. VAN RIPER: Jennifer Van Riper.
19 It's V-A-N, capital R-I-P-E-R. And so this is
20 presentation that we reviewed on the 25th. It is
21 a high-level review of the program.

22 AT&T's intention is to expand a much

1 needed capacity in the District. Go to the next
2 slide for me. All right. So general overview, I
3 did have to laugh when you said you had to turn
4 the D.C. free Wi-Fi off.

5 That's a capacity problem. That's why
6 we're all here, right, is to not only expand,
7 obviously the industry's networks, but to partner
8 with OCTO to get their wireless access points out
9 as well.

10 CHAIR MARCOU: I just want to clarify,
11 is everybody able to hear? Good. Thank you.

12 MS. VAN RIPER: All right, great. So
13 essentially, we have spent the last four years
14 modifying our macro network. The existing cell
15 sites, adding capacity to them, and we are
16 capacity-busted.

17 We need more capacity and network for
18 today's customers. I know we talk a lot about
19 5G, and about 5G technology, emerging
20 technologies, and autonomous cars. But
21 essentially, while all those are very important,
22 why we are here today and have such an urgent

1 need is today's capacity problem.

2 Augmenting the existing network so
3 that you don't have to turn off Wi-Fi, so that
4 you can use apps in a farmer's market, for public
5 safety needs. We can walk through this. I,
6 honestly, I think everybody has seen this
7 presentation a number of times.

8 CHAIR MARCOU: I don't know if the
9 Public Space Committee Members have.

10 MS. VAN RIPER: Okay.

11 CHAIR MARCOU: I may have because I
12 have no life and I go to all of the meetings.
13 They have not seen this because they have other
14 items that they work on. So it might be helpful
15 to give them an overview --

16 MS. VAN RIPER: Okay.

17 CHAIR MARCOU: -- of your equipment
18 and materials.

19 MS. VAN RIPER: Let's go through it.
20 We've done this together a few times, Matthew.

21 CHAIR MARCOU: Sure.

22 MS. VAN RIPER: Let's go through it.

1 So essentially, what we're proposing here is a
2 small cell approach, right? So it is, we've
3 spent over a year coming up with a streamlined
4 design that, we'll go through some photo
5 simulations to show you.

6 We have, AT&T's design looks a little
7 bit different than some of our partners. We have
8 eliminated the need for the cabinetry. We have a
9 smaller streamlined antennae at the top.

10 We are one of the carriers who, from
11 a technical perspective, we are not proposing
12 what's been referred to today as hoteling or co-
13 locating. AT&T's installations are single-
14 carrier installations.

15 We also have included some details
16 about construction. When we met with the ANCs,
17 there was some concern about the disruption that
18 this program would have to neighborhoods. We
19 have also come up with a scope of work that
20 reduces the construction timeline so that we're
21 in and out of peoples' hair, and they get the
22 service without a lot of disruption. Next slide.

1 This is a great review of what we've
2 done to the network, right? And so everybody's
3 heard about spectrum auction. Spectrum is not
4 readily available. We can't just go out and grab
5 more spectrum to solve this problem.

6 We have repurposed spectrum. We have
7 carved. We've added more macro cells. People
8 that are involved with planning have seen us
9 often to add additional macro sites in the
10 District. We've also modified those to add as
11 much capacity to them as possible.

12 We've added more fiber. We've added
13 more technology to it, and we still have the
14 capacity problems. So the answer to that problem
15 is to add small cells to bring the frequency and
16 the coverage down closer to the end user, so that
17 you get, you know, ultra-low latency and the
18 capacity that we need to run, not only, you know,
19 stream whatever it is that you like to watch, but
20 so that as we move to, you know, autonomous cars
21 and trash cans that tell you when to empty
22 themselves, so that they have the service that

1 they need as well. Next slide.

2 CHAIR MARCOU: So I'm sorry, I'm
3 breaking my own rule, but we have a question from
4 --

5 MS. VAN RIPER: Rebel.

6 CHAIR MARCOU: -- a Committee Member.
7 Essentially, you're saying, now we've got to go
8 to item number four. Okay. Can you clarify
9 items numbers one, two, and three, be a little
10 bit more, help us understand.

11 MEMBER SHAHEEN: My question, my
12 question was what is spectrum? What is, what is
13 that?

14 MS. VAN RIPER: Sure.

15 MEMBER SHAHEEN: I don't know what it
16 --

17 MS. VAN RIPER: So I'm not an
18 engineer.

19 MEMBER SHAHEEN: I'm sure it's all
20 making a, to your point, but it doesn't --

21 MS. VAN RIPER: Yes. Not a problem.
22 I'm not an engineer, so I'm not going to get

1 super technical, but what I'll tell you is,
2 right, so the FCC auctions off spectrum, right?
3 And that's what we're in the business of, but it
4 has limitations, and you can only do so much with
5 the spectrum that you have. And so then you have
6 to --

7 CHAIR MARCOU: Spectrum is radio
8 frequency spectrum, correct?

9 MS. VAN RIPER: That's correct. Yes.

10 CHAIR MARCOU: So the amount of
11 bandwidth --

12 MS. VAN RIPER: The actual amount of
13 bandwidth.

14 CHAIR MARCOU: -- in radio waves that
15 you can transmit at.

16 MS. VAN RIPER: That's correct. And
17 so once you've exhausted what you have, you know,
18 you go to technology solutions. And so we've,
19 you know, the industry has gone from 3G to 4G.

20 We've made advances in the type of
21 technology that are at each individual cell site.
22 We've added capacity to those cell sites, but

1 we've reached the technological kind of end,
2 right? And so what we need to do is bring the
3 spectrum and the resources down closer to the
4 users. All right?

5 And that's that number four. That's
6 the idea of deploying small antennae closer to
7 the user, at a higher frequency, right? More of
8 them.

9 MEMBER SHAHEEN: That is very helpful.

10 MS. VAN RIPER: No problem. Next
11 slide. Right, and so this is just kind of
12 driving home what we just talked about, right?
13 Bring them down closer to the user.

14 While we don't have a photo simulation
15 of what a wireless access point from OCTO would
16 look like, that's the general setup, right?
17 Above the light is our radio antennae, mid-pole,
18 you could do the OCTO wireless access point.
19 Next slide.

20 This is a photo simulation of what
21 AT&T's proposed installations would look like.
22 Above the luminaire, you have the radio and

1 antennae equipment. We use no pole, no mid-pole
2 cabinetry. That's not part of, not part of our
3 design.

4 CHAIR MARCOU: To clarify, there is
5 one small piece of equipment that is on the
6 exterior of the pole, which is the --

7 MS. VAN RIPER: Power meter.

8 CHAIR MARCOU: Right. So there's a
9 small power meter required by Pepco to be placed
10 on the exterior of the pole, correct?

11 MS. VAN RIPER: That's correct. And
12 so this was AT&T's proposal for a new pole
13 design. This is different than what was proposed
14 in the guidelines.

15 We proposed what we would refer to as
16 a slick stick, or a slim line pole, where
17 everything is included interior to the pole, with
18 the exception of the Pepco meter, because they
19 wouldn't let us put it inside. But this could be
20 integrated.

21 It could be shaped like the other
22 poles around it. It could be fluted. This one

1 is shown as straight line, as we discussed in our
2 meetings. Interior to this pole, this is a 12-
3 inch pole, interior to this pole, we can work
4 with OCTO to come up with ways to either put
5 their access point clearly, it could go banded on
6 the outside, or we could work with them and the
7 technical specs to put it on the interior of the
8 pole as well, so we could integrate the wireless
9 access point. Next slide.

10 And this is just, we discussed about
11 construction timelines, and not being a constant
12 disruption to the neighbors. You know, we want
13 to make sure that people understand that this is
14 not, you know, you build a macro site and you
15 could be out there for months. That's not what
16 we're proposing here.

17 We could do it in stages and be in and
18 out of somebody's hair, you know, in a week. So
19 that is the last slide. Again, we are here
20 today, we really appreciate, there have been lots
21 of working sessions.

22 Department of Transportation has spent

1 lots of time with us, and we appreciate all of
2 that, and I just want to urge, while I know that
3 we are working on the guidelines, and it is an
4 iterative process, we have customers, and I'm
5 sure they'll speak as well.

6 We have customers today that have
7 problems with the services that they're paying
8 for, and we would like to bring them as swift of
9 a solution as possible. Thank you.

10 CHAIR MARCOU: Thank you. So this is
11 your chance, because we're going to be the ones
12 in, just to make sure everybody's on the same
13 page, the guidelines will be adopted by the
14 Public Space Committee. So if there are changes
15 you would like made to the guidelines, right
16 here, right now, with the five of us, is the time
17 to articulate those.

18 MS. VAN RIPER: Okay, we have
19 submitted comments to the, AT&T has submitted
20 comments to the guidelines. There are, we've
21 submitted extensive comments to the guidelines.
22 I can tell you that there are, you know, three or

1 four that I can explain briefly, that are the
2 most concerning.

3 So there is a height concern in the
4 guidelines. On one of the pages, the pole is
5 referenced as 25 feet. Our installation on top
6 of it is five feet tall, right? That's the
7 radios and the antennae that go on the top of
8 it, and I apologize it's, our installation is six
9 feet tall, right?

10 But the actual pole itself, when we
11 went out and did field investigations, was not 25
12 feet. It was 28 feet 6 inches. So by the,
13 what's drawn in the guidelines, our installation
14 would be fine, but when we went out to the field,
15 those poles are slightly taller.

16 So what we would ask was that it not
17 be a 31-foot height limitation, but that it be,
18 that you cannot add more than 6 feet to the top
19 of a pole. That way, it would take care of any
20 of those changes, you know, from what's written
21 in the guidelines to what is actually out in the
22 field.

1 CHAIR MARCOU: So what I'm hearing you
2 say is that your recommendation is that the
3 height guideline be amended to allow up to six
4 additional feet on an existing pole?

5 MS. VAN RIPER: That's correct.

6 CHAIR MARCOU: So for whatever the
7 height of an existing pole is, an additional six
8 feet, regardless of whether that's 10 percent or
9 not, though I can't imagine that it is 10
10 percent, in any --

11 MS. VAN RIPER: That's correct.

12 CHAIR MARCOU: Okay. Okay. And thank
13 you. So that's very helpful to know --

14 MS. VAN RIPER: Okay.

15 CHAIR MARCOU: -- that that's the
16 specific, that is a very specific part of the
17 guidelines that you would like to see modified.

18 MS. VAN RIPER: That's correct. We do
19 have, also have a comment in reference to the
20 spacing. There are areas of the District where
21 we are concerned that only allowing one
22 installation per carrier will negatively impact

1 our ability to service the customer, right?

2 There, our hope is that the guidelines
3 be amended so that in the areas of the District
4 where the blocks are smaller, right, where, that
5 the frequency be increased. We would certainly
6 be willing to sit down and go through actual maps
7 of the city, and look at the installations,
8 right?

9 I understand that you can't fit it,
10 there has been apprehension to make a kind of
11 sweeping decision about spacing, and I think
12 that's appropriate. But there are instances
13 where we are concerned that it ends up being a
14 prohibition of service if there are no new
15 installations allowed, or if one installation is
16 only allowed per carrier.

17 They are very short, they are very
18 close to the customer, and the frequency would
19 need to be closer together than one per block.

20 CHAIR MARCOU: So that would be to the
21 chart on page 8, that you would want to have the
22 chart modified so that, this is Chart 1, which is

1 called -- sorry, Chart 2, which is called
2 Permissible Spacing and Frequency of
3 Installations.

4 And what I'm hearing you say is that
5 on block faces that are, they're categorized up
6 to 150 feet, 151 to 300, 301 to 450, et cetera,
7 that you said smaller ones, so what I'm hearing
8 you say is that on blocks, and as I, as I read
9 the guidelines, it says, limit per carrier per
10 block -- not just block face, but per block,
11 which includes both sides -- is that you would
12 prefer to see those limits, you'd like to see the
13 limit per carrier per block raised?

14 MS. VAN RIPER: That's correct.

15 CHAIR MARCOU: Okay. Do you have a
16 recommended number? The numbers currently are 1
17 per block for blocks up to 600 feet, and then 2
18 per block for blocks that have block faces
19 greater than 600 feet.

20 MS. VAN RIPER: I would like to circle
21 back and provide you comments.

22 CHAIR MARCOU: That would be great.

1 MS. VAN RIPER: At a minimum, it would
2 be two. I think that there are areas --

3 CHAIR MARCOU: By definition, if we
4 would increase, it would have to be two.

5 MS. VAN RIPER: I, well, and I'm not
6 sure two's enough. So I think we need to circle
7 back and give you some specific locations.

8 CHAIR MARCOU: This, that, and this,
9 okay. So the reason that unfortunately you're
10 the guinea pig for this, okay, that's, okay,
11 that's exactly what we're looking for. A very
12 specific statement about a specific provision,
13 with a specific recommendation.

14 So we would not be able to get
15 coverage if we were limited to 1 per block when
16 the blocks are between 301 feet and 600 feet. We
17 would therefore like to have two per block. That
18 helps us. Thank you.

19 MS. VAN RIPER: We can provide those
20 numbers.

21 CHAIR MARCOU: So far, I've heard
22 those two for you, which is height and limit per

1 carrier per block. The best part is you can all
2 tag team, because they'll be able to then say --

3 MS. VAN RIPER: Okay.

4 CHAIR MARCOU: -- because I guarantee
5 you those are on their list as well, and then
6 they'll be able to say their parts as well.

7 MS. VAN RIPER: They are. So I'll add
8 one more, and then I'll turn it over to my
9 friends. So there was conversation earlier about
10 placement and prioritization of alleyways.

11 So if you think about antennae and
12 how they work, they need to have clear space
13 around them, and if you place them between two
14 buildings, they're not going to serve anyone.
15 And so there are very few instances where a small
16 cell would provide any additional capacity to our
17 customers if it was placed inside of an alley.

18 CHAIR MARCOU: Except for those people
19 who are literally facing onto the alley. And
20 even in that case, there might be challenges if a
21 person has a fence or some other medium that
22 blocks.

1 MS. VAN RIPER: That's correct.

2 CHAIR MARCOU: Am I, is that, what I'm
3 hearing you say is that there needs to be, let's
4 call it visual connectivity between the device
5 and the antennae.

6 MS. VAN RIPER: That's correct. A
7 line of sight.

8 CHAIR MARCOU: Is that accurate?

9 MS. VAN RIPER: Yes.

10 CHAIR MARCOU: Okay. If I can't see
11 it, it's like a, it's like a mirror, you know,
12 how on trucks and buses, you'll see the sign that
13 says, if I can't see my mirrors, if you can't see
14 my mirrors, I can't see you. It's the same basic
15 concept.

16 If the, what I'm hearing you say, and
17 I'm not the technical expert, but my cell phone
18 needs to be able to visually connect to an
19 antennae. If there is a physical obstruction, it
20 makes it harder, and the more substantial that
21 obstruction is, the harder it becomes to connect.
22 Is that accurate?

1 MS. VAN RIPER: That's correct. And
2 it becomes increasingly sensitive when you move
3 into 5G technology.

4 CHAIR MARCOU: Thank you.

5 MS. VAN RIPER: 5G is not going to
6 work in an alley.

7 CHAIR MARCOU: Thank you. Okay. Why
8 don't we go to the next presentation? Oh, sorry.
9 Mr. Shaheen?

10 MEMBER SHAHEEN: So you said that
11 AT&T, you've eliminated the need for cabinetry?
12 For AT&T, you've eliminated the need for
13 cabinetry, and you have smaller antennae,
14 correct? So does that, is there a correlation
15 between the range of your facilities, or are they
16 as great as the other larger -- do you know?

17 MS. VAN RIPER: So what I'll say is
18 that we have used different designs in different
19 areas, right? And so northern Virginia, I have
20 deployed some cabinets. When we went to see what
21 that looks like in the District, it felt like it
22 was more appropriate in the District to use what

1 we would refer to as a combination shroud.

2 So the shroud at the top of the pole
3 brings the radios closer to the antennae. It
4 doesn't change the footprint of the small cell.
5 It doesn't change the performance.

6 It does improve the performance if the
7 radios are closer to the antennae. But is just
8 a different, a more streamlined design, and we
9 felt it was more appropriate for the District.

10 MEMBER SHAHEEN: And then, what's your
11 spacing requirement that you need between your
12 facilities, specifically? Like, do they have be
13 under 200 feet? Under 150 feet?

14 MS. VAN RIPER: Yes, that's, it's
15 very, the spacing is very specific to the user's
16 behavior. So spacing, say, on the mall, where
17 there are a lot of people, is going to be
18 different than in different areas of the
19 District.

20 So I can't give you a flat answer to
21 that question. It would really depend on the
22 location, the trees, the line of site details.

1 All of those impact how frequently we site some.

2 MEMBER SHAHEEN: You had said that you
3 think you need more facility, or you'd like the
4 option to have more facilities on smaller blocks.
5 What do the smaller blocks, wouldn't there be
6 less demand, because there are going to be fewer
7 people, fewer cars? Why does that, why is that
8 not a correlation?

9 MS. VAN RIPER: Sure. I apologize
10 that my comments weren't clear there. What I
11 meant to say is my recollection of the chart was
12 the smaller block faces limited, or block faces
13 limited us to one installation per carrier, and I
14 know when we went to do our mapping tools, there
15 were plenty of locations where, when we mapped it
16 out, it looked like we needed two on that
17 particular block.

18 So the comment, again, was just
19 specific to, you know, my knowledge that there
20 are areas where, on the chart, we needed two,
21 where it limited us to one.

22 MEMBER SHAHEEN: And is that a

1 correlation to land density?

2 MS. VAN RIPER: Population density?

3 MEMBER SHAHEEN: Population density.

4 MS. VAN RIPER: Yes.

5 MEMBER WILEY: I just have a question
6 for you. Have you actually installed any of
7 these cabinet-free antennae in the inner
8 cities, or is this going to be the first?

9 MS. VAN RIPER: We are currently
10 installing them in multiple jurisdictions in
11 Maryland.

12 MEMBER WILEY: And as far as the type
13 of problems that you think that we would
14 encounter if we used the spacing as shown in the
15 guidelines, can you just describe what kind of
16 problems that you would perceive from the surface
17 perspective?

18 MS. VAN RIPER: Sure. We, in the near
19 term, you have people that say, you know, that
20 they're experiencing a spinning wheel. I mean,
21 that's what's going to happen. You're going to
22 look at your phone. You're going to see you've

1 got bars, and the wheel's going to spin. You
2 won't be able to load, you know, Uber.

3 MEMBER WILEY: Right.

4 MS. VAN RIPER: No ride home, right?
5 I mean, so, and what happens is, as people, you
6 know, in a particular area that is heavily
7 populated, what you're going to see is that one
8 area of it is going to experience better coverage
9 than another, right?

10 Have you ever tried to use your phone
11 and said, oh, doesn't work here, but then you go
12 down, you know, go down the block or go towards a
13 window, or, those are the kinds of issues that
14 you're going to experience.

15 And in the areas of the city where it
16 is, there are lots of Washington globes, it is,
17 it is a concern, right, that won't be able to
18 evenly space and deploy today's capacity problem,
19 and then when you, when your car drives itself,
20 that becomes a problem, right, when you have
21 these huge kind of gaps in that 5G coverage.

22 MEMBER WILEY: Thank you.

1 CHAIR MARCOU: Thank you. I just want
2 to point out for the record, my car will never
3 drive itself because it's just too much fun to
4 drive. Thank you. Crown Castle.

5 MS. DIDDEN: My name is Carley Didden,
6 D-I-D-D-E-N. I am the government relations
7 manager for Crown Castle. Good afternoon,
8 Committee, Chair Marcou, and members of the
9 Public Space Committee. Thank you for allowing
10 me to testify this afternoon on the draft small
11 cell guidelines, and the critically important
12 role that small cells and 5G technology play in
13 the District.

14 As the nation's largest provider of
15 multi-tenant or hotel wireless facilities, we
16 have a long track record of working with
17 jurisdictions and municipalities to deploy
18 wireless infrastructure.

19 In particular, we, our customers are
20 wireless carriers that provide service to end
21 user customers. We have worked closely with
22 Maryland and Virginia to deploy wireless small

1 cell networks for their residents, visitors, and
2 businesses.

3 In fact, we have already deployed over
4 1,000 small cell node locations in Maryland and
5 Virginia, many of which provide service for
6 multiple carriers. Our work with the District is
7 no different. Over the last two and a half
8 years, we have worked alongside government
9 officials, other stakeholders, and the community
10 to find solutions that work for the District.

11 The adoption of the small cell
12 guidelines in front of us today are a result of
13 those conversations over the last two years. In
14 order for the District to continue to position
15 itself as a leader and competitor in the new
16 economy, all wards of the District will need to
17 be prepared for 5G.

18 The small cell guidelines are an
19 integral piece of that puzzle. If adding us on
20 to RFP taught us anything about economic
21 investment, it's that livability plays a huge
22 role in a company's investment decisions.

1 We know that today, reliable, fast
2 wireless cell phone service is a large component
3 of a location's livability. This means building
4 a robust small cell network where residents work,
5 eat, study, and play is critical to the
6 District's plans for the future.

7 Today, 80 percent of all 911 calls
8 originate from wireless devices. Small cell
9 technology will deliver police, fire fighters,
10 and other first responders access to the
11 information they need, like the ability to
12 accurately and quickly locate where the call was
13 placed, allowing first responders to send the
14 right jurisdiction's personnel, a problem that
15 first responders face when locating calls that
16 originate close to District boundary lines,
17 something the District's first responders and
18 residents are no stranger to.

19 When we build out a network designed
20 to address wireless service in urban and
21 residential areas, we follow a rigorous process
22 for identifying proposed node locations based on

1 where customers need improved network
2 performance. We do not construct on speculation.

3 We work closely with local
4 municipalities and other stakeholders and
5 community groups to identify node designs and
6 locations that are respectful of the streetscape,
7 and meet the needs of our customers.

8 Crown Castle appreciates the efforts
9 of all of those involved in the development of
10 the draft small cell guidelines. We filed
11 written comments on the draft guidelines, and
12 highlight a few of our concerns here.

13 Wood pole small cell attachments are
14 constructed pursuant to detailed guidelines and
15 attachment agreements between the pole owner and
16 small cell companies, as well as other federal
17 and local laws.

18 Crown Castle requests that the Public
19 Space Committee move forward with small cell
20 attachments to wood poles, while the guidelines
21 for attachments to metal streetlights and new
22 poles are completed.

1 We have a wood pole pilot location in
2 Ward 5. We have an attachment license from the
3 pole owner, and the make ready work is complete.
4 We are waiting for a right of way permit, and
5 would be happy to construct this facility as a
6 pilot location.

7 The use of above ground cabinets
8 should be more widely permitted under the
9 guidelines. Radio equipment could be installed
10 in a pole, on a pole, in a cabinet installed on
11 the pole or near the pole, or in the base of the
12 pole. The use of only vaults for radio equipment
13 is too limiting.

14 We respectfully request that the
15 guidelines permit the use of existing poles in
16 areas where spacing requirements prohibit the
17 deployment of a new pole for the attachment of
18 small cells.

19 On behalf of Crown Castle, our
20 employees, contractors, and the hundreds of
21 thousands of people that live, work, and visit
22 the District, who rely every day on the network

1 we build, we encourage you to take the next step
2 in preparing for the future, and release wood
3 poles for small cell attachments while the
4 guidelines for metal streetlights and new poles
5 are finalized.

6 Thank you for the opportunity to speak
7 this afternoon. If you could pull up, toward the
8 end of our presentation, I just want to show what
9 some of our proposed facilities will look like.

10 Okay.

11 So this is a wood pole installation.
12 We have filed applications for this installation.
13 In the window that was opened earlier this year,
14 there is a canister in town at the top of the
15 wood utility pole, and a brown cabinet about
16 halfway down the pole. Next slide, please.

17 Another type of installation is what
18 we call strand mount. We are able to run a wire
19 between two utility poles, and then attach our
20 equipment on the wire. We then install a smaller
21 power cabinet every few installations to power
22 these facilities.

1 The difference is we do not need to
2 use a canister antennae on the top of the pole,
3 or install a radio equipment cabinet. Next
4 slide.

5 As similar to what AT&T provided, we
6 have our own, what we call stealth pole design.
7 This is Pennsylvania Avenue, which is not a
8 District right of way, but for representative
9 purposes, we were trying to show what it would
10 look like in a different environment.

11 Again, the radio equipment is stacked
12 inside the pole. We can put the power meter
13 inside the pole, but we have to cut a hole in the
14 pole so it can be read, and the antennae is
15 integrated into the top of the pole.

16 CHAIR MARCOU: So just a reminder for
17 everybody, if you read the Washington Post
18 magazine, at the very end, it has a puzzle where
19 it's like the same photograph twice, but with
20 changes. That's very much what this is like.
21 You have to compare the two pictures, and you'll
22 see the difference from one picture to the other

1 that helps identify what they're doing.

2 So this is a case of a new pole being
3 installed here. In prior iterations, it was
4 cabinetry being, this was a strand mount with a
5 cabinet on the pole, and then this was an
6 antennae being attached to the top of the pole
7 with a cabinet just, coincidentally, right in the
8 background of the beige building right behind it,
9 being installed. Will they always be at the line
10 of sight of beige buildings when they're beige
11 colored?

12 MS. DIDDEN: Well, the guidelines ask
13 us to paint them gray, so it'll stand out more
14 against the beige building.

15 CHAIR MARCOU: Okay. So this is --

16 MS. DIDDEN: This is another design of
17 a new pole plan next to the curved Cobra style
18 light. It's a skinny pole. It has the radio
19 equipment in the base of the pole, and then an
20 antennae on top.

21 We've actually been able to reduce the
22 size of that base so that it's not as tall, which

1 helps for footprint in the right of way. Next
2 slide, please. Again, not District-controlled
3 right of way. May also not be permissible under
4 the guidelines, but we'll make that
5 accommodation.

6 Next to the, to the left of the
7 Washington globe is, again, a new pole plan.
8 It's black. There's an antennae at the top, and
9 there's actually a cabinet, a brown, a metal
10 cabinet about halfway down the pole. Again, just
11 another type of installation.

12 CHAIR MARCOU: That's here, correct?

13 MS. DIDDEN: That's correct. And
14 then, moving forward, you have installations on
15 Cobra styled lights. So one option is to, this
16 is what's called an integrated antennae. So the
17 antennae and the radios are all contained in a
18 small shroud, and that's installed right under
19 the luminaire. Next slide, please.

20 This is an installation. If you look
21 on the right, there's an antennae at the top, and
22 then there's a black box next to the base of the

1 pole. That would be ground furniture. Next
2 slide.

3 CHAIR MARCOU: I just wanted to make
4 sure people see it.

5 MS. DIDDEN: Yes.

6 CHAIR MARCOU: This is the cabinetry
7 that she was discussing.

8 MS. DIDDEN: And again, this is just
9 another example. This is a 5A looking pole,
10 cabinet on the pole, and then the antennae at the
11 top. So that's, that gives you a cross section
12 of what we're going to build. And this light is
13 not, we're not to, we're not permitted to use the
14 teardrops.

15 CHAIR MARCOU: Right. Thank you.
16 Just because we've already done it this way, do
17 Committee Members have questions for the
18 representative from Crown Castle?

19 MEMBER CHAMBERLIN: I know you put
20 this in your, in your response, but you stated
21 that the guidelines are unreasonable. Can you
22 briefly explain I guess what parts you feel are

1 unreasonable?

2 MS. DIDDEN: So what we would like to
3 see is greater flexibility in the guidelines. We
4 understand that there do have to be limitations,
5 but overall, we would like to see some greater
6 flexibility with, for instance, the type of
7 cabinetry that we could use.

8 Above ground, right now, it seems,
9 it's, we're limited to vaults, and that's
10 problematic for us and how we do deployments.
11 There's already a lot of underground utilities,
12 so it's going to be difficult to be able to place
13 vaults close enough to our facilities in order to
14 be able to properly operate those small cells.

15 MEMBER CHAMBERLIN: That's, I guess,
16 the main one, or --

17 MS. DIDDEN: That's one. I can
18 provide you with some additional color.

19 CHAIR MARCOU: Mr. Shaheen?

20 MEMBER SHAHEEN: Another one of your
21 written comments were, or was that you thought
22 that this, these types of infrastructure for

1 facilities should be regulated similar to other
2 types, to other types of similar infrastructure,
3 and I wondered what other types of infrastructure
4 you thought was similar that you would refer to
5 as an example.

6 MS. DIDDEN: So we're concerned that
7 other users of the public space are not, do not,
8 are not subject to the same kind of stringent
9 regulations to deploy their facilities that are
10 identified in the draft small cell guidelines.

11 MEMBER SHAHEEN: Such as? I mean, as
12 far as I know, we have regulations for everything
13 in public space, so it's not unusual to regulate
14 something in public space.

15 MS. DIDDEN: Right. And we, and we
16 understand and appreciate that, but --

17 (Off microphone comments.)

18 MEMBER SHAHEEN: Yes, I can.

19 MS. DIDDEN: To our knowledge, that
20 there are not separate extensive guidelines like
21 this for other types of --

22 CHAIR MARCOU: I think it might be

1 your microphone, people. Is it on?

2 MS. DIDDEN: Okay. Okay. Our concern
3 is that --

4 CHAIR MARCOU: Yes, I don't think it's
5 on. Will you pull it out for a moment, and then
6 see if the green light is on on the, on the,
7 midway through the base.

8 MS. DIDDEN: Okay. Okay.

9 CHAIR MARCOU: All right.

10 MS. DIDDEN: Our concern is that other
11 users of the public space do not have similar
12 detailed guidelines that they have to comply with
13 in order to deploy facilities. So that could,
14 that could be anything. It could be bike racks.
15 It could be planters, or, newspaper boxes.

16 CHAIR MARCOU: And you had to mention
17 newspaper boxes? So there are regulations that
18 are very specific about newspaper boxes. They
19 regulate the height, the width, and the depth of
20 a newspaper box.

21 They, Ms. Edwards will go chapter and
22 verse on it with you, because the old regulations

1 were literally -- hold on a second. I don't want
2 to get in trouble with my attorney. Can I say
3 that they were questionable? Good. Okay.

4 They were questionable,
5 constitutionally, because they like required them
6 all to be green with one-inch lettering, okay?
7 So there are substantial guidelines, and we've
8 developed a guide. Ms. Edwards has done an
9 excellent job.

10 These are great guidelines that detail
11 into, like, with pictures, what's an acceptable
12 publisher's box and what's an unacceptable
13 publisher's box. They tell them they can't be
14 covered in graffiti. There's no regulation about
15 yours and graffiti.

16 They tell them they can't be, they
17 can't be discolored. There's no regulation about
18 yours and discoloration. They tell them they
19 can't be, they can't be attached to, in fact,
20 they said they can't be attached to streetlights.
21 So see, we're allowing you guys to attach to
22 streetlights.

1 So for the record, there are
2 substantial regulations related to a variety of
3 infrastructure, utility and otherwise. For
4 example, we also have very specific bike racks
5 that the District of Columbia has adopted.

6 So if you want to install a District
7 bike rack, more power to you. If you want to
8 have a non-District standard bike rack, you've
9 got to come before the Public Space Committee.

10 So just as in the case here, if you have
11 guidelines and you follow them, and they're
12 adopted guidelines that have gone through a full
13 vetting process and you follow them, yay.

14 If you don't, then you would need to
15 come before the Public Space Committee. So we're
16 treating this very much, like I'd said before,
17 this is just another permit. What we're doing is
18 establishing the standards and guidelines for
19 this type of permit. Thank you.

20 MEMBER SHAHEEN: My last question, and
21 this is I guess for all the carriers, because
22 it's come up from each of you, which is the alley

1 location, which for us, is a real preference, but
2 it sounds like for you, it's a real problem.

3 MS. DIDDEN: Right. So the biggest,
4 the biggest problem with alleys is that there are
5 too many obstructions, so we do not get the full
6 benefit of the small cell coverage.

7 So for instance, our facilities
8 normally have a 300 to 500 foot coverage area,
9 but that's much smaller than the width of an
10 alley. So we're going to have the problem that,
11 if we deploy our small cells in alleys, we run
12 the risk of them getting hit by garbage trucks
13 and other users of the alley, and we're going to
14 have to deploy significantly more of them because
15 we're not getting the coverage where we need it.

16 MEMBER SHAHEEN: Is this the same for
17 a single family node districts, where the
18 buildings are more spaced out, because of the, or
19 as to a townhouse neighborhood, or apartment
20 building?

21 MS. DIDDEN: It's going to apply to
22 both of them. So an alley between two single

1 family homes, depending on the size of the alley,
2 may work better than installation of a facility
3 in an alleyway between two townhouses or
4 apartment buildings, just because the structures
5 aren't as large, and there may be more open
6 space.

7 MEMBER SHAHEEN: And I don't know the
8 answer to this, but have you worked in other
9 cities that have an extensive power network as it
10 is in District of Columbia?

11 MS. DIDDEN: We've built 50,000 small
12 cell cities throughout the United States, so yes,
13 we have worked in many cities that have alleyways
14 and other areas that are preferred for
15 deployment, and we've run into the same issues,
16 that we just don't get the same kind of coverage,
17 and we run the risk of damaging, you know, the
18 use of the alley itself potentially damages our
19 facilities, and our facilities can damage, like,
20 trucks, for instance, that are trying to use the
21 alley.

22 MEMBER SHAHEEN: I don't see, I mean,

1 I understand some of your other points. I don't
2 see that point so much. I mean, we have trucks
3 that drive on the street, so I don't see why
4 that's so different. But I mean, the alleys are
5 narrower, whether we have --

6 MS. DIDDEN: Right. So the problem is
7 the area. The alleys are narrower. Under the
8 guidelines, it's, we've done some research on our
9 design, and it's not clear that we can even abide
10 by the spacing requirements. For instance, 10
11 feet from a building. We can't be 10 feet from a
12 building in an alley most of the time.

13 So even if we can build in an alley,
14 it's still not going to provide us the kind of
15 coverage footprint that we're going to get from
16 being in the, on the street itself.

17 CHAIR MARCOU: Thank you. So I think
18 I'm loud enough that you all will be able to hear
19 me. So what I'm hearing you say is that in
20 addition to the coverage elements that were
21 initially discussed by AT&T, you also see
22 concerns related to adherence to some of the

1 general standards in the guidelines related to
2 placement.

3 So you would, if we were to continue
4 with the prioritization of alleys, you would like
5 to see the guidelines, what I'm hearing you say,
6 or what I'm implying that I'm hearing you say,
7 because you didn't actually say this, but I think
8 it's the nature extrapolation, is that you'd like
9 the guidelines, you'd like the guidelines
10 modified to ensure that alley placements have
11 clear allowances that would protect the asset
12 from damage, as well as not hinder their
13 placement based on existing, both private
14 property and alley elements.

15 So distance from buildings is one
16 example. Width of an alley for clearance is
17 another.

18 MS. DIDDEN: That's correct.

19 CHAIR MARCOU: Thank you. Oh, yes?
20 You all, the other two, you're being very
21 patient. Thank you.

22 MS. VAN RIPER: Not to just continue

1 to drive home the alley point, but the best way
2 that I can say it, just if I can make an
3 impression on this one the intention is to put
4 small cells where people are, right?

5 We need to be where the people are,
6 and in most cases, we find that our traffic is
7 not consolidated in the alleyway. All right.
8 Thanks.

9 MEMBER HUDSON: Hi. You mentioned
10 that you already had, did I hear you correctly
11 that you already had an antennae and a, and over
12 already existing in Ward 5?

13 MS. DIDDEN: No.

14 MEMBER HUDSON: You didn't?

15 MS. DIDDEN: We have a red light.

16 MS. VAN RIPER: There's a red light on
17 the microphone.

18 MS. DIDDEN: There's a red light on
19 the microphone. We applied for a, there was a
20 small cell wood pole filing window that opened
21 this summer, and we made some applications during
22 that window, including one proposed location in

1 Ward 5.

2 We have not built anything at this
3 point. That particular location, we have been
4 through the make ready process with the utility
5 company, and have an attachment license.

6 So to the extent that the District is
7 looking for possible wood pole pilot locations,
8 this is one that we would suggest, because it's
9 right for a right of way permit so we can
10 construct.

11 MEMBER HUDSON: Okay, great. And
12 then, as it relates to the actual installation of
13 antennae, based on your past experience, what
14 has the impact been actually to neighborhoods?

15 What is your guesstimation of a
16 timeline with respect to implementing them, and
17 then what would the, what would the impact be?
18 Would it, does it entail, like, the closure of
19 streets, or digging up streets, or what exactly
20 does it entail?

21 MS. DIDDEN: So this particular wood
22 pole has above ground utilities because it's on a

1 pole line, so we don't have to dig up the street.

2 At this point to finish our
3 construction, we need to go out with a bucket
4 truck and install the canister antennae on the
5 top of the pole, and then a cabinet about halfway
6 down the pole. And once we do that, then the
7 Pepco will come out and put in a meter.

8 MEMBER HUDSON: Okay. And then, you
9 mentioned also, every other poles would have, I
10 guess the, you would have antennae on a few, and
11 then every, after several, then you would have a
12 cabinet?

13 MS. DIDDEN: Right. So that's called
14 strand mount.

15 MEMBER HUDSON: Okay.

16 MS. DIDDEN: That is a single carrier
17 solution. The canister antennae and the pole,
18 and the cabinet mounted on the pole is a multi-
19 carrier solution. So for the individual carrier
20 solution, it's mounted on a wire between the
21 poles. We can power a few of those installations
22 from one power cabinet on a pole.

1 MEMBER HUDSON: And how large are
2 those cabinets?

3 MS. DIDDEN: They're smaller than our
4 other cabinet. I can get you the exact
5 dimensions.

6 MEMBER HUDSON: Okay. Thank you --

7 MS. DIDDEN: Yes.

8 MEMBER HUDSON: -- very much.

9 CHAIR MARCOU: So I just want to
10 clarify one point. Are you saying that the pole
11 to which you would be attaching a new antennae
12 does not need to be replaced?

13 MS. DIDDEN: It's already been
14 replaced.

15 CHAIR MARCOU: I really look forward
16 to talking to the utility who did that. That was
17 Pepco? We'll have this discussion --

18 MS. DIDDEN: Okay.

19 CHAIR MARCOU: -- offline. I'd like
20 to know the Pepco pole number, and the permit
21 number under which they did that work. I look
22 forward to receiving that information from you

1 promptly. Thank you. Hi.

2 MS. McCLELLAN: Hi. I think we're a
3 little out of order. I am Jennifer McClellan,
4 representing Verizon. I don't know if you want
5 to hear from Mobilitie first, or you want me to
6 go ahead?

7 CHAIR MARCOU: We'd love to hear from
8 you because you are the next person with the
9 antennae.

10 MS. McCLELLAN: Okay. All right. I
11 believe you received a revised PowerPoint that
12 added two slides that summarized the beginning,
13 some of the data that were in the comments that
14 we filed on October 5th.

15 CHAIR MARCOU: Did these come from --

16 MS. McCLELLAN: Owen?

17 CHAIR MARCOU: Mr. Strohmer, correct?

18 MS. McCLELLAN: Yes. And Mr. Strohmer
19 and I will be tag teaming. You may have --

20 CHAIR MARCOU: By the way, for the
21 record, you'll now need to say his name, spell
22 his last name, and so it can be on the record.

1 MS. McCLELLAN: Okay. Okay. I will,
2 so I am Jennifer McClellan, M-C-C-L-E-L-L-A-N.

3 MR. STROHMER: Owen Strohmer, S-T-R-O-
4 H-M-E-R.

5 CHAIR MARCOU: See, this is the
6 problem with Verizon is that there's both a
7 Stover and a Strohmer.

8 MS. McCLELLAN: That's why I just say
9 Owen.

10 CHAIR MARCOU: So that's what threw me
11 off, because I originally was looking for Brian
12 Stover, who I believe is in the room with us
13 today.

14 MS. McCLELLAN: That's why I just say
15 Owen or Brian.

16 CHAIR MARCOU: So is it, is it this
17 one or is it this one, or is it this one?

18 MS. McCLELLAN: It's Owen, so --

19 CHAIR MARCOU: So is it this one?

20 (Off microphone comments.)

21 CHAIR MARCOU: Are you sure it's this
22 one? This looks like it's --

1 MEMBER CHAMBERLIN: Is it not the one
2 on the website?

3 MS. McCLELLAN: Well, I don't need it.
4 We had added two slides to --

5 CHAIR MARCOU: There we go.

6 MS. McCLELLAN: -- yes, summarize some
7 of the data that was in our comments.

8 CHAIR MARCOU: Right. This was on
9 Friday.

10 MS. McCLELLAN: Yes. If you want to
11 go to the next slide.

12 CHAIR MARCOU: I'm waiting --

13 MS. McCLELLAN: Oh, okay.

14 CHAIR MARCOU: I'm actually going to
15 open it up in PowerPoint, which is easier to work
16 from. Okay.

17 MS. McCLELLAN: All right. Thank you.
18 So we thought it would be helpful, you've heard a
19 little bit already about how wireless usage has
20 exploded, and we thought it would be helpful to
21 put that in context with some publicly available
22 data on wireless usage in the District.

1 And so these lines show, the blue line
2 at the top shows the growth in wireless
3 subscriptions in the District. The red line
4 shows the decline of wire line and interconnected
5 VoIP services in the District, and the gray line
6 shows, roughly, the population of the District.

7 So you see we have more cell phones
8 than people, and just looking at voice data,
9 voice alone, what we have found is that the
10 country in general, and the District in
11 particular, are cutting the cord at rapid paces.
12 And if you go to the next slide, I can show you -

13 -

14 CHAIR MARCOU: I can't go to the next
15 slide until I clarify that your showing of the
16 population of the District of Columbia as, from
17 December 2016, is woefully out of date, because
18 the District of Columbia is approaching, if it
19 has not already surpassed, 700,000 residents.

20 Well, on --

21 MS. McCLELLAN: Well, the --

22 CHAIR MARCOU: I know.

1 MS. McCLELLAN: -- 700's in the
2 middle. It's, unfortunately --

3 CHAIR MARCOU: I know.

4 MS. McCLELLAN: -- the way they're --

5 CHAIR MARCOU: I'm merely touting the
6 District of Columbia as --

7 MS. McCLELLAN: Yes.

8 CHAIR MARCOU: -- the greatest city in
9 the history of ever.

10 MS. McCLELLAN: The city is growing.
11 The city is growing. Thank you. So since 2008,
12 wireless subscribership in the District has
13 increased 36 percent from 1.1 million subscribers
14 to 1.5 million subscribers.

15 Unfortunately, 2016 is the last year
16 we have publicly available data, because the FCC
17 usually has a two-year lag in there, but this is
18 all carriers within the District.

19 When you look at the data of the
20 National Center for Health as part of the CDC's
21 surveys, in 2007, only 20 percent of District
22 households were wireless only.

1 In 2015, for the first time since the
2 NCH started collecting that data, over half of
3 District households were wireless only, at 54.2
4 percent. That was the first time over half of
5 the households in the District were wireless only
6 for their voice services. Again, voice only.

7 In 2016, which is the last year we
8 have District-wide data, 55.3 percent of District
9 households were wireless only, 17.8 percent
10 mostly use their wireless phones, 15 percent were
11 dual use households. That means they use their
12 land line phone and their wireless phone roughly
13 equivalently.

14 Only 3.8 percent of households
15 exclusively used land line phones, and only 3.9
16 of households mostly used land line phones. The,
17 that does not equal 100. The rest don't use any
18 phones at all.

19 Cord cutting in the District outpaces
20 the nation. Wireless only households crossed the
21 50 percent threshold nationally in the second
22 half of 2016. You see it across in the District

1 in 2015.

2 Now, while we only have District-wide
3 data for 2016, these numbers have undoubtedly
4 grown since, in between the second half, in the
5 second half of 2017 -- wait, no, I read that
6 wrong. Sorry.

7 In the second half of 2017, 53.9
8 percent of American households were wireless
9 only, compared to in 2016 alone, it was 55
10 percent. So basically, what that is showing is
11 the District outpaces the nation in voice
12 services only, completely cutting the cord and
13 relying on cell phones. Now, that does not even
14 account for data.

15 And now, people are using their
16 wireless phone more for data than voice. Today,
17 there are 8.4 billion internet of things-
18 connected devices, nationally, and that is
19 expected to grow to 20 billion by 2025.

20 So this, these two slides are to show
21 that the need for more capacity for, just to
22 reach current demand under current technology is

1 great and growing. 5G, which is the next
2 iteration of services, will also require more
3 deployment, as you've heard, and just to say, 5G
4 is no longer hypothetical.

5 Verizon announced recently it has
6 begun providing fixed wireless 5G residential
7 services. It now has 4G in four cities in the
8 country. We would love to do it in the District,
9 but it will require more facilities.

10 With that, we appreciate the delicate
11 balance that the public, that the Public Space
12 Commission has to reach between the demand for
13 services and the highly designed nature of the
14 District of Columbia. There are some concerns
15 that we have with the guidelines.

16 I will highlight just a few from our
17 comments on the 5th. We, it has been alluded to,
18 but the guidelines could be clearer, that any
19 installations that do not comply with the
20 guidelines would have a path forward for approval
21 before the Public Space Commission.

22 If that were clearer, I think a lot of

1 our concerns would be mitigated, because
2 particularly, if you look at Section 5.2.1.4 of
3 the general limits that provides, if there is an
4 existing pole within the guidelines that allows
5 for attachment, then no new standalone pole would
6 be permitted.

7 But there are very real possibilities
8 that the existing poles in a particular place,
9 that hypothetically meet the guidelines, do not
10 meet the design need for the -- the capacity
11 needs, are not in locations where small cell
12 equipment would actually provide service to meet
13 the capacity of that particular area.

14 And so we need some assurance that, on
15 a case by case basis, while such applications
16 should be rare, if there is a path forward for
17 non-conforming uses to be considered. I think we
18 also --

19 CHAIR MARCOU: Done.

20 MS. McCLELLAN: Thank you. We echo
21 the concerns that have been raised before with
22 underground vaulting requirements, and just to

1 summarize our comments on that, we have actually
2 done some vaulting installations in other cities
3 where we have found that they increased the
4 likelihood of service disruptions.

5 The bottom line is, the equipment does
6 not work if it's submerged underwater. The
7 equipment does not work if the area, and they are
8 very sensitive to heat.

9 And so when you have an area like the
10 District that is, that is highly susceptible to
11 moisture and flooding, putting equipment in an
12 underground vault increases the likelihood that
13 that equipment will fail.

14 And so that is at a high level, our
15 concern with the vaulting requirements. We also
16 echo the concerns that you have heard for
17 alleyways. I won't belabor that, other than to
18 say most of the coverage needed is on the street,
19 facing the street, either people driving on the
20 street, walking down the street, and in most
21 cases, installations in alleyways will not
22 provide coverage to reach the people in the front

1 of the building.

2 And I think, at this point, I will,
3 well, two other high level points, and then I'll
4 turn it over to Owen. We want to reiterate some
5 of the concerns around third-party poles. Third-
6 party poles, in most cases, will need to be
7 replaced, because in most cases, those poles were
8 placed decades ago, and would not comply with
9 existing current standards for the, for the
10 placement of poles that would hold small cell
11 equipment. So as a result, some of those poles
12 will need to be replaced.

13 The carriers do not control the height
14 of a pole that is installed. While yes, you have
15 regulations that would govern that replacement,
16 the carriers cannot control the height of that
17 new pole.

18 And so our concern with the guidelines
19 that I think we've a higher level, of up to 32
20 feet, or an extension of 10 percent, we are
21 concerned that in some cases where poles,
22 particularly electric poles, are replaced, and

1 you have to have a certain distance requirement
2 between electric equipment and communications
3 equipment, that a pole would likely be higher
4 than 32 feet, but, and we did offer a specific
5 recommendation in our comments.

6 I'm not finding it at the moment, but
7 we did offer a recommended alternative to the
8 language in that section. And then, finally, and
9 -- sorry. We have raised some concerns with the
10 restrictions in Section 8.2.9, regarding whether
11 standalone poles should be allowed in areas where
12 DDOT attaches streetlights to existing third-
13 party poles.

14 This is related to our first comment,
15 but there may be areas where there is a third-
16 party pole where DDOT has a streetlight, and the
17 way we read the guidelines, under certain
18 circumstances, a new pole could not be placed
19 across the street, but that, but the pole is in a
20 pole line where DDOT has its lights, may not be
21 available for attachment for a variety of
22 reasons, and we think under some circumstances,

1 if those are the, there are many areas of the
2 District where the only third-party poles have
3 DDOT lights on them.

4 We are concerned that there's not
5 enough flexibility to allow the placement of new
6 poles, perhaps across the street, rather than in
7 that pole line. And so we ask for that
8 clarification.

9 With that, I'd like to turn it over to
10 Owen, who can answer more technical questions.
11 He might have to answer your question right now.
12 Okay.

13 CHAIR MARCOU: Not yet.

14 MS. McCLELLAN: Okay.

15 CHAIR MARCOU: Thank you. One of
16 these is going to be a technical question for him
17 probably. In your recommendation regarding the
18 height, and your point about the need for
19 separation from electrical equipment --

20 MS. McCLELLAN: Yes.

21 CHAIR MARCOU: -- and telecom
22 equipment --

1 MS. McCLELLAN: Yes.

2 CHAIR MARCOU: -- did you provide the
3 specific OSHA guideline or standard, or the other
4 applicable federal/industry standard for
5 separation of equipment and materials? Because
6 I'm assuming it's probably like an OSHA standard
7 so that a worker --

8 MS. McCLELLAN: It's a National
9 Electric Safety Code.

10 CHAIR MARCOU: -- or Electrical Safety
11 Code.

12 MS. McCLELLAN: I did not provide the
13 exact cite, but I can if you want.

14 CHAIR MARCOU: You didn't provide a
15 NESCO cite?

16 MS. McCLELLAN: I did not. I'm sorry.

17 CHAIR MARCOU: That's -- you can
18 supplement. That would be totes awesome. Yes,
19 because it --

20 MS. McCLELLAN: We assumed you know.

21 CHAIR MARCOU: -- it helps us, because
22 then we can do the legal, we can do the research,

1 and we go, okay, so they're saying that according
2 to -- it starts with this. They can't be that
3 close because they are not allowed to be that
4 close, and it's like, okay. Well, what doesn't
5 allow them to be that close?

6 Well, the National Electrical Code
7 does not -- okay, great. So where in the
8 National Electric -- it's here in the Electric
9 Code. And then, boom, we go to the subject
10 matter experts, and they'll be able to say, yes,
11 that's absolutely correct, and it helps us
12 understand why you're making your recommendation
13 that there's a reasonable, practical, regulatory
14 basis for that.

15 It might be safety-related, it might
16 be equipment management-related, whatever, but it
17 helps us. So whenever you're providing us with -
18 - everybody can find a reason they don't like the
19 guidelines.

20 What is helpful is to understand the
21 purpose of the guidelines, and to find an
22 explanation why a standard might not be

1 applicable, and a recommended standard in its
2 place, because that helps us rather than going
3 through the iterative process of asking that
4 question. Well, okay, so why not?

5 And then, getting us, it gets us to
6 the back, it gets us to the end line, as my good
7 friend Snoop Dogg said, it's better to start at
8 the end line than at the, it's better to start at
9 the finish line than the start line.

10 MS. McCLELLAN: We will provide that.

11 CHAIR MARCOU: That's from Starsky and
12 Hutch. It was an excellent line from that.

13 MEMBER SHAHEEN: I have a question
14 about one of your comments about below grade
15 vaults. Could you explain a little more about
16 why our humidity --

17 MS. McCLELLAN: Yes.

18 MEMBER SHAHEEN: -- and our location
19 in the Chesapeake drainage basin are problematic
20 for some of these?

21 MS. McCLELLAN: So there was, and this
22 is on page 9 of our comments, there was a study

1 done by FEMA, the Federal Emergency Management
2 Agency, in 2010 that noted the District's, so
3 this is their words that we're just summarizing,
4 but that study, which we did provide a cite to,
5 noted that the District's location results in
6 three primary sources of moisture: air moving
7 inland from the Atlantic Ocean, air of tropic
8 origin in the Gulf of Mexico, and air contained
9 in moisture recycled from land surfaces, lakes,
10 and reservoirs.

11 And the National Capital Region
12 Planning Commission, in a report issued in
13 January of 2008, which was a flood report that I
14 believe was addressing some of the reasons why
15 the District was more prone to flooding.

16 In that report, they noted that the
17 District, and this is a quote, the District's
18 location at the confluence of the Potomac and
19 Anacostia Rivers combine with three buried
20 waterways, broad flood plains, and relatively flat
21 elevations, render it highly susceptible to
22 periodic flooding.

1 MEMBER SHAHEEN: So I think that is
2 specifically in the areas where the two rivers
3 combine, like the Buzzard Point neighborhood,
4 which has been identified, areas across the
5 river, and parts of downtown. I don't think
6 flooding is a concern throughout the entire
7 District of Columbia. I think there are some
8 neighborhoods that are more susceptible, but I
9 don't think that's a reason to, across the board
10 --

11 MS. McCLELLAN: Well, we were not
12 suggesting that the entire District is
13 susceptible to flooding, but part of the issue
14 here is, when the carriers are going to decide
15 where to install small cell equipment, they are
16 going to base it on where are our capacity needs.

17 And some of our capacity needs could
18 require equipment to be in a place that is
19 susceptible to flooding. Now, from -- I also
20 represent Verizon the landline, and there are
21 number of instances where heavy periods of rain
22 in certain portions of the District will flood

1 Verizon telco vaults.

2 And so it's the same concern, but the
3 equipment, the wireless equipment at issue is
4 much more sensitive to flooding than the telco
5 equipment, because usually with the telco
6 equipment, you're talking about a copper wire.

7 But with, and not necessarily
8 electronics in that manhole, but the equipment
9 we're talking about here includes electronics.
10 So we already see, in a number of portions in the
11 District, where heavy periods of rain alone are
12 enough to cause service outages.

13 Our concern is that is much more
14 likely to happen in those areas if you were to
15 put small cell equipment underground.

16 MEMBER SHAHEEN: No, I understand, and
17 there are certainly are the increments where it's
18 more of an issue than others, but there are
19 others maybe where it's not an issue.

20 The District has a long history of
21 requiring underground utilities. We go back to
22 our street cars, we did not allow overhead street

1 car lines. You go, you look at our Pepco vaults.
2 We require that our Pepco vaults have some covers
3 and they have to be air conditioned.

4 You take into consideration, are the
5 vaults associated with the small cell facilities.
6 So I think there are definitely solutions to be
7 found, and I think all of the review bodies that
8 have helped draft the guidelines, have been very
9 strong in the consensus that having some of these
10 things belowground is an important factor for the
11 District.

12 MS. McCLELLAN: And again, if the, if
13 the purpose is to allow non-conforming uses on a
14 case by cases, to look at that specific area
15 where you want an installation and the needs, but
16 I cannot emphasize enough that other, unlike
17 other utility equipment that is going
18 underground, this equipment is much more
19 susceptible to outages due to moisture and heat
20 than your telco, your landline wires that go on,
21 in a, in a vault, or your Pepco wires that go in
22 a vault.

1 CHAIR MARCOU: Maybe I missed it, but
2 why?

3 MS. MCCALLEN: And I --

4 CHAIR MARCOU: Sorry. Did you all
5 hear me? My question was why.

6 MS. MCCALLEN: At a high level, I can
7 answer that. At a more technical level, I'll
8 have to defer to Owen. But, in general --

9 CHAIR MARCOU: I'm right there with
10 you because --

11 MS. MCCALLEN: Okay.

12 CHAIR MARCOU: -- it gets -- and we'll
13 all be like, ah.

14 MS. MCCALLEN: Right.

15 CHAIR MARCOU: So --

16 MS. MCCALLEN: So, if you think about
17 your -- I'll focus on landline telephone
18 equipment. A majority of the landline telephone
19 equipment that is in a vault, underground, is a
20 copper wire that is wrapped inside of some sort
21 of insulation.

22 And usually that insulation keeps it

1 from getting wet, unless there's a slice that
2 gets damaged. And then, once water hits that
3 copper wire, it's out. The radio equipment --
4 or, the small cell equipment that we're talking
5 about here, you can't wrap it in an insulating
6 thing or it won't work.

7 And so, it is much more likely to get
8 wet than the copper wire in an insulator in that
9 vault. And that is my non-engineering, lawyer
10 understanding. Anything deeper than that, I'll
11 have to defer to Owen.

12 CHAIR MARCOU: Okay. Thank you. My
13 question is less about the copper wire -- and
14 just so everybody understands, when we're talking
15 about wireless technology, it's kind of a fib.
16 The only wireless part is between you and the
17 antenna.

18 Once you hit the antenna, it's all
19 wire, all the time. It goes into the existing
20 wire network and feeds wire to wire to whatever
21 to Alexander Graham Bell and then back to you.

22 So, the reason I bring that up is

1 because Pepco, in its transformer vaults, has a
2 lot of sense of electronic -- electric equipment.
3 And it might be their equipment is shrouded or
4 encased or enclosed or entombed or interred or
5 some other word meaning in something, but I don't
6 know because I'm not the technical expert.

7 So, what will help us better
8 understand your issue related to vaulting of
9 equipment -- which, by the way, some people at
10 the table with you don't have, hint, hint -- is
11 that you're stating that your equipment is
12 susceptible to outages and shortages related to
13 flooding.

14 So, we need the technical data, not
15 here, but in writing, that we can then go over
16 with a fine-tooth comb and have people much
17 smarter than I am, who are not hard to find, go
18 over that.

19 MS. MCCALLEN: Thank you. We will do
20 that. Do you still want to hear from Owen on
21 this point, or?

22 CHAIR MARCOU: If he'd like to talk

1 about it, that's fine. But, Owen, don't go
2 engineering on us. It's up to you. And, really,
3 thank you. You're being very patient. We'll get
4 to you eventually.

5 PARTICIPANT: No problem.

6 MR. STROHMER: Just a little bit more
7 about the underground vault equipment. So, it's
8 not just about water. Small cell equipment
9 produces heat, okay? That heat will decrease the
10 performance of a -- of the small cell equipment.
11 It is high-tech electronics. It is not
12 waterproof, it is not heat-proof.

13 So, to counteract that, we have to
14 have fans in the vaults. To counteract water or
15 humidity, we have to have pumps, okay? You have
16 pumps, you have fans, you have the equipment.
17 You need space for the equipment manufacturer or
18 the company to work in. That creates vaults that
19 are approximately six feet wide, 11 feet long and
20 eight feet deep. Those are large, underground
21 structures, okay?

22 Currently, the DC right-of-ways

1 already have -- are extremely congested with
2 existing vaults, utilities, trees, and DDOT
3 infrastructure, okay? I think everyone knows
4 that we're looking to deploy several hundred of
5 these in the next couple years and there is just,
6 definitely, not enough space in the DDOT right-
7 of-ways to allow for this.

8 Not only that, other challenges are
9 where are we going to discharge the water from
10 those sump pumps? Next is that ventilation from
11 those fans. We're going to need above-grade --
12 below-grade vents in the sidewalk, which I'm not
13 actually sure are allowed in the DDOT right-of-
14 ways under current code.

15 So, for these reasons, we believe that
16 underground vaults are not a good solution for
17 the industry and that we believe the designs that
18 we have presented today, that I'm going to show
19 you in a second, are aesthetically pleasing
20 enough to make sure that we're able to provide
21 our service in a practical and cost-effective
22 way.

1 MEMBER SHAHEEN: Did you say 6 by 11
2 by 8?

3 MR. STROHMER: Correct. And even
4 under those conditions, a lot of the problems
5 would just be mitigated but not -- would not
6 completely resolve a lot of issues at times.

7 CHAIR MARCOU: So, to be clear, you're
8 saying that, for your vaults, you would need them
9 to be six feet, let's call it, wide by 11 feet
10 long by eight feet deep.

11 MR. STROHMER: Correct. That would
12 include the grates, the ventilation grates that
13 would be required.

14 MEMBER SHAHEEN: That's almost as big
15 as.

16 MR. STROHMER: Exactly.

17 MEMBER WILEY: What kind of operating
18 temperature range are you trying to keep the
19 equipment within?

20 MR. STROHMER: That's a good question.
21 We'll get to that technical spec. Go ahead.

22 CHAIR MARCOU: Sorry. I was going to

1 pull up some examples of vaults in the right-of-
2 way where I don't think that that's the size, but
3 it's all good.

4 MR. STROHMER: Any more questions
5 about the vaults?

6 MEMBER SHAHEEN: And what's the size
7 of the equipment that that vault was for?

8 MR. STROHMER: Well, if you want to
9 pull up -- why don't you go to the first slide
10 that we have? All right. So, this is a -- our
11 proposed small cell. So, as you can see, in the
12 first photo sim there, we have a cabinet that's
13 on the pole and that cabinet is approximately
14 five-feet, seven-inches tall, 16 inches wide, and
15 14 inches deep, okay?

16 So, the equipment that would fit in
17 there would fit in the vault. Again, the worker
18 would have to be able to work inside that vault.
19 You'd have to have room for the sump pumps, the
20 fans and the ventilation system, and that still
21 doesn't include where we're going to do -- what
22 we're going to -- how we're going to discharge

1 the water.

2 MEMBER SHAHEEN: You said 14 -- you
3 said five-feet, seven-inches, by 11 by 14 inches?

4 MR. STROHMER: Fourteen inches deep,
5 correct.

6 MEMBER SHAHEEN: I guess, I have so
7 many questions about that, I don't really think.

8 (Off microphone comments.)

9 CHAIR MARCOU: I think what would be
10 prudent, then, would be, rather than getting into
11 the weeds, give us your technical explanation,
12 make that another technical supplement to your
13 comments, and then we can look into them and get
14 back to you, including your -- any provision
15 where you believe that it is not permitted by
16 regulation. So, both your technical
17 specifications and any regulatory prohibitions
18 you think exist.

19 MR. STROHMER: You got it.

20 CHAIR MARCOU: Thank you.

21 MR. STROHMER: Okay. So, this is our
22 design here. So, we have two designs: we have a

1 Class A and we have a Class B, okay? So, the
2 first photo sim here is a decorative pen and pole
3 with the teardrop arm that was talked about
4 earlier.

5 Currently, the draft guidelines do not
6 allow for this type of pole to be used, but we do
7 recommend it be included as a type -- a pole
8 type, especially a ward such as six because there
9 are a lot of redevelopments there and we believe
10 that this type of pole would be applicable to
11 that.

12 So, the first photo sim has our Class
13 A antenna on the top there. It's approximately
14 two-feet, six-inches high. We have a separation
15 there of two and a half feet to our collar mount
16 antenna. That's approximately 19 inches high.

17 And then, below that, we have our
18 cabinet mounted to the pole. And then, below
19 that, you can't really see it from this distance,
20 but you have the electric meter and a disconnect
21 box.

22 The next photo sim is the same design

1 with the two antennas at the top, but instead of
2 the equipment cabinet being on the pole it is in
3 the base. And that is approximately, to the top
4 of that, five-feet, eight-inches, and about 26-
5 by-26 round, octagonal shape. And the meter and
6 disconnect would be in the base.

7 And then, our third photo sim there is
8 our Class B only. Those are the collar mount
9 antennas. And this type of design does not
10 require an equipment cabinet. It just requires
11 the electric meter and the disconnect at the
12 base. The next slide, please?

13 This is the same location, a little
14 farther out. This is your cobra-head-style pole
15 that is being approved. Again, it's -- the first
16 one shows with the equipment cage on the pole,
17 second of all -- second photo sim is the
18 equipment at the base and the third is just the
19 Class B antenna on the collar and the collar and
20 the -- I'm sorry, the meter and the disconnect at
21 the base. Next slide?

22 This is a location in Georgetown. One

1 thing I want to point out here, it's not -- we
2 don't always have to be at 31 feet. Sometimes
3 antennas can be at shorter distances depending
4 what RF requirements are, okay?

5 So, in this location, we don't really
6 feel like a 31-foot pole -- this is a -- this
7 would be a new location -- a new pole location,
8 okay, because Georgetown doesn't seem to have a
9 whole lot of the 31-foot pendant poles. So, this
10 would be a new pole location and this is a photo
11 sim of what it would look like.

12 As you can see here, it's the Class A
13 pole. This one is 22-feet tall in total. It's
14 got the two antennas and the equipment in the
15 base, and it lines up with the two -- the dual
16 globes at the corner and the single globe to the
17 right of it. So, we believe that this is an
18 appropriate design in locations where there are
19 dual globes and single globes. Next slide?

20 And this is just our Class B design.
21 Again, same location, the 22-footer dual globe on
22 the left, single globe on the right. And you

1 have the collar antennas at the top, and the
2 disconnect and the meter at the bottom. Next
3 slide?

4 This is a 31-foot new pole plant.
5 Again, equipment on the cage -- on the pole, next
6 is equipment in the base and the third is the
7 collar mount antennas with just the meter and
8 disconnect at the bottom. Next slide?

9 And, finally, this is our utility
10 pole. For this location, you have your antenna
11 at the top, your two antennas, you have your
12 cage-mounted pole. And then the second one is
13 just the Class B design with the meter and the
14 disconnect at the base.

15 I just wanted to talk about utility
16 poles just a little bit more depth. Currently,
17 what we were asking for in our recommendations is
18 10 feet or what the utility pole company
19 standards -- separation safety standards that
20 they require or a maximum of 50 feet.

21 CHAIR MARCOU: Sorry, 10 feet for
22 what?

1 MR. STROHMER: Ten feet taller than
2 what the current structure is or what the utility
3 pole standards are -- safety standard. So,
4 there's a NESC code, okay, which they have safety
5 standards from electrical standpoint. Utility
6 companies each can increase that code based on
7 whatever they feel those standards are.

8 So, it's not just one company has the
9 same standards. Pepco has a little bit more
10 stringent standards than a Verizon landline --
11 or, Verizon landline pole, so that's something to
12 consider, also. We can give you some more
13 details about that. I've actually sent DDOT some
14 -- an explanation on that and we'll be happy to
15 send it again.

16 CHAIR MARCOU: And it included the
17 National Electrical Code citation?

18 MR. STROHMER: I believe so.

19 CHAIR MARCOU: Yes. If you'd resent
20 it, that'd be great.

21 MR. STROHMER: Sure. Any other
22 technical questions or design questions I can

1 answer?

2 CHAIR MARCOU: Mr. Shaheen?

3 MEMBER SHAHEEN: Why can't all of the
4 insulation be Class B, which are the smallest
5 ones?

6 MR. STROHMER: Sure. Different parts
7 of the city require different ways to handle the
8 capacity. Your Class A is going to provide a
9 more robust capacity solution. It's all
10 dependent on how the macro network's set up.
11 It's also depending on users and the amount of
12 capacity that's required, okay?

13 Again, you can have one block that has
14 this type of capacity requirement, and you can go
15 two blocks down and it has a different capacity
16 requirement. It's just -- it's dependent on the
17 capacity needs, the user needs and what the
18 existing infrastructure that we have in place is
19 able to handle.

20 MEMBER SHAHEEN: So, does that mean if
21 you go with Class B, you just have to have more
22 of them?

1 MR. STROHMER: Possibly. Correct.

2 CHAIR MARCOU: But not always? You
3 said possibly.

4 MR. STROHMER: Possibly. Again, it's
5 just -- it's dependent on capacity needs,
6 existing infrastructure, what type of buildings
7 are around, those type of things.

8 CHAIR MARCOU: Can you meet your
9 capacity requirements if all you used is Class B?

10 MR. STROHMER: Not necessarily, no.

11 MEMBER SHAHEEN: But that's what
12 AT&T's doing with their -- well, I know you
13 probably work with all different, but --

14 MR. STROHMER: That's correct.

15 MEMBER SHAHEEN: -- AT&T is using only
16 the smaller facilities.

17 MR. STROHMER: So, Verizon Wireless,
18 as I said, we have different spectrums and
19 different frequencies and different companies
20 that provide the equipment. And these companies
21 do it in different ways. We have to operate
22 different ways on different frequencies. And for

1 Verizon Wireless in the DC market, we need both
2 Class A and Class B service.

3 Now, as time goes on, we do feel that
4 we are going to use more Class B designs. But in
5 its current state, as stated before, there's an
6 immediate need for capacity and both Class A and
7 Class B are there to serve those -- help us serve
8 those needs.

9 CHAIR MARCOU: Thank you. Further
10 questions for Verizon?

11 MEMBER HUDSON: I have a quick
12 question. And this may be an apples and orange
13 question, but how -- will this implementation of
14 new 5G, does that affect FiOS in any way because
15 I know a lot of neighborhoods in DC that are
16 still waiting on FiOS.

17 So, is it -- so if -- obviously, this
18 is 5G cell and the FiOS may differ, but I didn't
19 know if it -- again, this is probably apples and
20 oranges, but I just wanted to pose that question
21 while I had you guys here.

22 MR. STROHMER: I'm going to let Jen

1 take that question.

2 MS. MCCALLEN: So, it is an apples and
3 oranges issue. FiOS is a landline-based network
4 that can provide landline-based internet, VoIP or
5 voice service or television service by Verizon DC
6 -- the tel co, which is a completely separate
7 company and a separate network from wireless
8 service.

9 So, I'd say the only way they are in
10 any way related is that both FiOS -- a FiOS
11 network and a Verizon wireless network could both
12 be used to provide broadband. But other than
13 that -- or, one can be used to provide -- FiOS
14 can be used to provide landline switch access or
15 voice over internet protocol voice. But the
16 wireless technology is to use -- is used for
17 wireless voice that goes over a radio frequency.

18 MEMBER HUDSON: Okay. Thank you.

19 MS. MCCALLEN: Thank you.

20 CHAIR MARCOU: One clarification.

21 Another thing that they have in common is they
22 both have adorable spokespeople on TV. I don't

1 have a TV, but I've seen two -- apparently, every
2 five ads on television are for wireless and
3 telecom services. I just watched a Redskins game
4 yesterday and every ad was for you-all.

5 MS. MCCALLEN: I will pass that along
6 that you noticed that. Thank you.

7 CHAIR MARCOU: Thank you. Oh, don't
8 leave. We're going to be asking more questions
9 of you-all.

10 MS. MCCALLEN: Okay. I didn't know if
11 you wanted him back.

12 CHAIR MARCOU: No, no, no.

13 (Simultaneous speaking.)

14 MS. MCCALLEN: If you want to go, our
15 presentations were quick.

16 MS. WAITZ: My name is Erin Waitz.
17 It's W-A-I-T-Z. I'm from Government Relations
18 for mobility. I also have here with me Laura
19 O'Dell, who was at the meeting on the 25th. So,
20 if you want, I can kind of run through --

21 CHAIR MARCOU: Could you spell Ms.
22 O'Dell's last name?

1 MS. WAITZ: Oh. It's O, apostrophe,
2 D-E-L-L.

3 CHAIR MARCOU: Great. Thank you. And
4 you spelled your last name, right?

5 MS. WAITZ: Yes.

6 CHAIR MARCOU: Okay.

7 MS. WAITZ: If you want to go to the
8 next slide? So, mobility is through our wireless
9 infrastructure provider. We have six different
10 solutions. Obviously, here today to talk about
11 small cells. Go on.

12 So, this is a photo sim of what a
13 small cell facility for DDOT would look like. At
14 the top, we have an antenna shroud. And then
15 what we're proposing is a cabinet shroud that
16 would contain the remaining pieces of our
17 equipment, so nothing on the ground. So, that's
18 our standard of what we would like to be deployed
19 here.

20 CHAIR MARCOU: So, how frequently
21 would you be deploying this?

22 MS. WAITZ: So, obviously, final

1 design guidelines will dictate which poles we're
2 choosing, where. But when available, this is a
3 really easy deployment for us because all -- the
4 actual cabinet is already put together.

5 So, when we go out, it's just a bucket
6 truck and we're putting those two pieces of
7 equipment on, and it's pretty seamless and
8 minimal disruption to any traffic being out
9 there.

10 CHAIR MARCOU: Yes. Except that you
11 have to replace the pole, correct?

12 MS. WAITZ: Yes. If structurally the
13 pole needs to be replaced, we will have to
14 replace the pole.

15 CHAIR MARCOU: Yes. I think it would
16 always have to be replaced --

17 MS. WAITZ: So, then, yes.

18 CHAIR MARCOU: -- because we're not
19 going to take holes drilled into our poles.

20 (Simultaneous speaking.)

21 CHAIR MARCOU: This is not Dr. Seuss.
22 No holes in poles.

1 MS. WAITZ: Understand. So, yes. But
2 once the pole -- which a pole can be done,
3 removed and set, I think, two to three days and
4 that can all be taken care of. You want to move
5 on to the next slide?

6 This is just showing some of our
7 deployment throughout the country. So, New York
8 City, we deploy with the cabinet. In the City of
9 Chicago, we paint equipment externally to match
10 the pole. And then, in Los Angeles we also used
11 the cabinet. You want to move to the next slide?

12 This is another photo sim of what it
13 would look here with the cabinet attachment, this
14 shows 10 on the top. You can go to the next
15 slide. This is what a Pepco pole would look
16 like, again, with the shroud and antenna. Go to
17 the next. And this was just a map of potential
18 coverage areas that we would be seeking for the
19 first year.

20 CHAIR MARCOU: Hold on for one second.
21 I want to go back to this.

22 MS. WAITZ: Sure.

1 CHAIR MARCOU: Okay. Is this the same
2 -- this is a picture, right? Kind of like as a
3 before and after, right?

4 MS. WAITZ: Exactly.

5 CHAIR MARCOU: Okay. Why is the
6 vegetation in the upper-left-hand corner
7 different?

8 MS. WAITZ: Sometimes Adobe can be a
9 little crazy when you're putting Photoshop stuff
10 in, so that would be my --

11 CHAIR MARCOU: The only reason I ask
12 is because --

13 MS. WAITZ: I understand -- yes.

14 CHAIR MARCOU: I want to make sure
15 because when you -- once you look at it, the pole
16 head is lower in the one on the right than the
17 one on the left.

18 MS. WAITZ: Yes. Sometimes when we
19 take an existing structure and we go and add it,
20 we're internally using it. We don't have all the
21 fancy stuff that we have available when we're
22 actually preparing our construction drawings for

1 you-all to review, so this is in-house, what our
2 Photoshop Adobe looks like for the different
3 colors in vegetation.

4 CHAIR MARCOU: Okay. For the record,
5 for those of you who keep track of the 12
6 differences you'd have to find in the photo from
7 Richard Mays, that would be at least two of them.

8 (Simultaneous speaking.)

9 CHAIR MARCOU: But, I mean, this is
10 important because -- and here's why I'm bringing
11 that up, okay? Because this? I love that.
12 There's a -- the picture makes it pretty darn
13 clear and it looks very much the same.

14 In fact, the photo on the right makes
15 it even look bigger because you can see how the
16 poles become a little bit bigger in the
17 foreground of the photo. And these are two
18 different photos. You've moved a little bit
19 closer to it, right?

20 So, this is very realistic. And it's
21 helpful because part of the simulation process is
22 to give people a real-world understanding. This

1 is -- I never even noticed this before and I'm
2 sorry I didn't say this to you-all before, this
3 is -- perhaps it would've been better if I had
4 noticed it before I said it, sort of off-line-
5 ish.

6 But, yes, as much as you all can, as
7 you're preparing and presenting your materials,
8 make them as consistent as possible internally as
9 well. So, I would recommend changing this photo.
10 And I would recommend to everybody going through
11 all of your photo sims just to make sure that
12 everything is clear and clearly shown.

13 The other thing I will tell you that
14 Mobility has done in theirs, which I think is
15 very admirable, is this is definitely visible.
16 They did not -- they have a brace guy behind it
17 and you got a pole, and you can see the cabinet,
18 you can see the antenna, you can see the whole
19 thing.

20 They did the same here. The one in
21 Los Angeles, you can definitely see the cabinet,
22 you can see the antenna. The one in Chicago --

1 but at least you can see it. And they definitely
2 were showing the cabinet in New York City. So,
3 in here, there same thing.

4 So, I do really encourage you all not
5 to minimize -- don't diminish, don't -- flaunt
6 it. It's your equipment. You're proud of it.
7 It's going to provide great coverage for your
8 customers.

9 MS. WAITZ: Then you can go to the
10 next. I'm not sure if there's another slide.
11 Okay. So, that's pretty much who we are. The
12 presentation we've been giving the past few
13 times.

14 I know a lot has already been said
15 about comments to design guidelines. Earlier
16 this month we did submit and we appreciate that
17 you're allowing us to collaborate with you on the
18 standards. I'd say our biggest concern is the
19 underground vaulting. We like to keep as much on
20 the pole as possible and did also have a lot of
21 concerns about sufficient ventilation due to the
22 sensitivity of the equipment.

1 CHAIR MARCOU: So, AT&T, you don't
2 have an issue with the vaulting because you're
3 not using -- you're not doing installations that
4 require --

5 MS. VAN RIPER: That is correct.

6 CHAIR MARCOU: Correct.

7 MS. WAITZ: And we're not planning to.
8 But in the event, if it ever happened, we wanted
9 to make sure that we were --

10 CHAIR MARCOU: Okay. But, Verizon,
11 you specifically are -- have a concern because
12 you will be doing installations that would be
13 subject to the vaulting. You don't have to --
14 that was more statement than a question.

15 And I forgot Crown Castle. Is that
16 true for you as well?

17 MS. DIDDEN: Yes. We --

18 CHAIR MARCOU: Hold on a second. You
19 need to have the microphone.

20 MS. DIDDEN: Our proposed -- a large
21 majority of our proposed installations will
22 require a cabinet being above ground or below

1 ground.

2 CHAIR MARCOU: So, those that are --
3 do you have an issue with vaulting?

4 MS. DIDDEN: Yes. We would prefer not
5 to vault.

6 CHAIR MARCOU: Do you have the same
7 issues that Verizon has, that it has an equipment
8 challenge, or is it merely that it would be more
9 expensive?

10 MS. DIDDEN: It's an equipment
11 challenge.

12 CHAIR MARCOU: Okay. Either you-all
13 should combine your comments so that you have,
14 kind of, similarity to them in terms of the
15 standards that you're identifying or, if you each
16 want to provide your own that gives us a
17 scattershot, we can look through all of them.
18 That'd be okay. But we really would prefer
19 consistency and uniformity in the comments.

20 MS. VAN RIPER: Matthew, just to be
21 clear. While AT&T's existing installation does
22 not require cabinetry on the pole, if technology

1 down the road required us to have cabinetry down
2 on the pole, we also would have -- create a
3 concern with vaulting. I think we would echo
4 Owen's comments and we'll get together with them
5 and provide comments back.

6 CHAIR MARCOU: Great. Thank you.
7 Questions for Mobility from committee members?

8 MS. MCCALLEN: Can I make one
9 clarification for Verizon? To be clear --

10 CHAIR MARCOU: Yes. Of course you
11 can.

12 MS. MCCALLEN: You might've recalled
13 from the pictures, it's Class A installations
14 that -- where this cabinet are the ones that were
15 for a cabinet. And where there's a vaulting
16 requirement we would have a concern.

17 The Class B that don't have a cabinet
18 -- so wherever you saw a picture that had a
19 cabinet, it's that cabinet we would have a
20 concern about vaulting. But where we're doing
21 Class B without a cabinet we don't have a
22 vaulting issue. So, we have both types and it

1 depends what our need is in a particular area.

2 CHAIR MARCOU: Thank you. Your issue
3 is where you have a cabinet that would need to be
4 at grade, you would want to be able to do it
5 rather than a vault?

6 MS. MCCALLEN: Yes.

7 CHAIR MARCOU: Yes? Okay. Further
8 questions for Mobility from other committee
9 members? Ms. Hudson?

10 MEMBER HUDSON: Not necessarily for
11 mobility, but for the entire group. Where does
12 DC place right now as it relates to 5G technology
13 because I've heard you reference other cities
14 that you already done this in. Is that -- or, is
15 my understanding correct?

16 So, where -- how many major cities
17 across the nation do you think you -- where
18 you've already implemented 5G technology? Has it
19 been implemented in -- because I heard -- there
20 was some reference to Chicago. I've heard about
21 Philadelphia, maybe.

22 PARTICIPANT: You want to go first?

1 MS. VAN RIPER: Sure. I think the
2 best way to answer the question is to talk about
3 where small cells have been deployed. That's an
4 easier answer for me. So, there are -- well, I'm
5 only responsible for Washington/Baltimore. My
6 colleagues in other parts of the country in major
7 I mean, while I'm responsible for
8 Washington/Baltimore, my colleagues have lesser
9 cities that they're responsible for. And so, I
10 am behind my colleagues in New York and in
11 Atlanta and in multiples cities in California.
12 We are -- we're a source for concern here, right?

13 We are behind and it's -- we have a
14 program now that is -- that's top 20 cities and
15 we answer to them weekly. And I don't have great
16 answer right now. So, when I gave my comments
17 about just urgency and capacity needs, that's
18 really what's driving them is that we're taking
19 customer complaints. And, as a company, the
20 District is important. It's one of the elite
21 cities on that top 20 list and we're behind.

22 MS. DIDDEN: So, I can echo the same

1 comments. We have small cells deployed in almost
2 all of the top 20 markets at this point. DC's
3 definitely behind its other top competitors.

4 MEMBER HUDSON: Thank you.

5 MS. MCCALLEN: I would answer there
6 are four cities that Verizon has already
7 announced 5G deployment. And in those cities,
8 the small cell installations were already
9 installed in the right-of-way, so it's sort of a
10 chicken and an egg thing.

11 So, you have enough equipment
12 installed that will support 5G technology, you
13 can't roll out 5G in a locality.

14 MEMBER HUDSON: Got it.

15 (Simultaneous speaking.)

16 CHAIR MARCOU: Thank you.

17 MEMBER HUDSON: Mobility, really?
18 Okay. Thank you.

19 MS. MCCALLEN: No. I mean, it's
20 100 percent the same. It depends on where we've
21 already been and where we've already made, kind
22 of, headway, seeing what small cells are

1 providing in the capacity that they're able to
2 fil the gap in.

3 MEMBER HUDSON: That's very helpful.
4 Thank you very much.

5 CHAIR MARCOU: Mr. Shaheen?

6 MEMBER SHAHEEN: I had a question for
7 Kathryn. In terms of other cities, how long has
8 -- because I want to be -- this is technology
9 that the District needs. I want to make sure
10 we're doing this correctly. Do you know how long
11 the process was in other U.S. cities that have
12 gone through this?

13 MS. ROOS: Yes. So, the city that we
14 looked that had the most, what I will -- my
15 personally opinion, had the most --

16 CHAIR MARCOU: Hold on a second. Sir,
17 are you able to pick her up? Thank you.

18 MS. ROOS: That had the most thorough
19 guidelines. They worked for nine to 12 months on
20 those guidelines with the providers as well as
21 with the community, going through, what I would
22 assume is, very similar community processes of

1 public hearings, et cetera.

2 But I -- in talking to at least two or
3 three, it was nine to 12 months to come up with
4 guidelines. And I'll just state that he had been
5 working on the -- these guidelines since about
6 May, middle, end of May.

7 CHAIR MARCOU: Thank you. Further
8 questions for the industry representatives from
9 committee members? Yes. I mean, I have one
10 basic question. This is your chance. You're
11 telling us what your issues are.

12 I hear two basic issues with a third
13 sub-issue. Issue Number 1 is -- and this isn't
14 in order -- vaulting. We don't want to be
15 required to install our infrastructure in vaults.
16 Issue Number 2 is height restrictions.

17 And then, an -- Issue Number 3, which
18 is -- I'm going to call it a quasi-issue, is
19 alley installations. Is that it? Just to be
20 clear, I want you to understand, you're on the
21 record right now.

22 This is exactly where you should be

1 saying, "Our 17 issues, with sub-paragraphs 14,
2 17 and 25, are the following." You've listed
3 three issues. Is there a fourth one? Is there a
4 fifth one?

5 MS. MCCALLEN: So, Verizon does have
6 more that were outlined in our comments that Owen
7 will go over a bit. Let me sort of give you big
8 picture. The big picture is our overarching
9 concern with the guidelines is, in total, it has
10 a limited number of attachable poles.

11 And I think everyone's preference --
12 well, maybe not everyone, but it sounded to us --
13 and I think one of the guidelines even says, "Co-
14 locations are preferred over new poles." It
15 sounds like the preference is to attach on
16 existing poles rather than put new poles in
17 place.

18 And our concern is, as drafted in
19 total, the guidelines have a limited number of
20 attachable poles or places where new poles would
21 go so that there won't be enough places to
22 install small cell equipment to meet all of the

1 capacity needs of the District for the
2 foreseeable future.

3 So, we did provide about six or seven
4 other specific suggestions in our comments that
5 Owen can go through. They're already in the
6 written record. We didn't know if you wanted us
7 to say them each.

8 CHAIR MARCOU: I apologize. There was
9 an additional issue that AT&T raised, which was
10 the number of locations per block face.

11 MS. MCCALLEN: Yes.

12 CHAIR MARCOU: Okay. Recognizing that
13 you will not get everything you want --

14 MS. MCCALLEN: We highlighted today
15 the ones that are the most important.

16 CHAIR MARCOU: If the ones that were
17 brought up today were addressed, would the
18 industry have issues moving forward with the
19 guidelines?

20 MR. STROHMER: I still have some
21 things.

22 CHAIR MARCOU: Say that again?

1 MR. STROHMER: I still think that
2 there are some things that we want to put in the
3 record.

4 CHAIR MARCOU: Okay. That's not the
5 question I asked. I asked that question as a --
6 pretty much as a yes/no question, so I just want
7 to clarify the question.

8 We have highlighted here four issues:
9 one, frequency of placement; two, height of
10 poles; three, vaulting of cabinetry; and, four,
11 alley preference. There are other items and
12 those are noted on the record.

13 My question is the following: if these
14 are addressed, can the industry move forward with
15 the guidelines? It's a -- I think it's a fairly
16 straightforward yes or no question.

17 MR. STROHMER: I think there are about
18 two more points that --

19 (Simultaneous speaking.)

20 CHAIR MARCOU: Great. What are those
21 two other points? Recognizing it -- and I just
22 want you to understand you're not going to get

1 everything you ask for. Nobody is. Nobody in
2 this room is likely to get everything they ask
3 for.

4 It's just -- it's the circumstances of
5 creating a sound, complete regulatory
6 standardization of anything. Person X is going
7 to want everything on this side of the spectrum.
8 Person Y is going to want everything on that side
9 of the spectrum. And, in fact, Persons A and Z
10 are going to want the things in the spectrum that
11 moves in a perpendicular position to X and Y.

12 The reality is and the final point
13 will be somewhere in the middle where all of
14 those are acceptable, tolerable, preferable, but
15 not what is ultimately requested. So, what are
16 the other items that you want to make sure the
17 committee is aware of today that need to be
18 addressed in the guidelines for the industry?
19 Also, so that the public hears them and
20 understands what your issues are.

21 MR. STROHMER: Sure. First of all is
22 5.1, General Limits/Locations. Currently, small

1 cell infrastructure is not permitted to be
2 installed on poles that have traffic control
3 devices, okay? We believe and recommend that
4 small cell infrastructure be permitted on non-
5 electronic traffic control device poles.

6 Non-electronic traffic control devices
7 are located on the lower portion of poles and
8 Verizon Wireless small cell equipment will not
9 interfere with the driver's ability to see and
10 understand non-electronic traffic control
11 devices.

12 Note that multiple cities do allow
13 small cell equipment on traffic control poles
14 with electronic devices. But again, we are
15 looking on poles that have stop signs, one-way
16 signs, street blades. We believe that we are
17 limited under the current guidelines and that
18 these poles should be viable options for us to
19 use.

20 CHAIR MARCOU: Okay. Before you go
21 any further, I just want to make sure we're on
22 the record, the localities that you're talking

1 about that allow them on traffic -- on poles that
2 have, for example, traffic signals have a
3 completely different type of traffic signal
4 infrastructure than the District of Columbia
5 does.

6 For example, I believe it's
7 Pittsburgh, if I'm not mistaken, where it's
8 permitted and Pittsburgh strings across the
9 right-of-way with their traffic signals, and I
10 don't believe the infrastructure's allowed there.

11 When I moved to Pittsburgh, I was
12 like, "Oh, my God. They have traffic signals in
13 the middle of the roadway. Don't people run into
14 those?" So, long story short, it appears like
15 that happens in different infrastructure
16 circumstances.

17 But what I'm hearing you say is
18 clarify that to be only electronic signal
19 devices, such as walking pedheads, traffic signal
20 lights, et cetera, so -- and not those that have
21 -- involve signs such as stop signs, yield signs,
22 one-way signs. Is that accurate?

1 MR. STROHMER: No. We're saying that
2 we want to be able to -- ones that have non-
3 electronic --

4 (Simultaneous speaking.)

5 CHAIR MARCOU: That's what I just
6 said.

7 MR. STROHMER: No. You said the
8 opposite.

9 CHAIR MARCOU: I said it the other way
10 around? I said it was -- I was wrong. Whatever
11 it was, I was wrong. You're right. You don't
12 want to be on ones with signals that are
13 electronic. You would like to be allowed on ones
14 that have signs.

15 MR. STROHMER: That is correct.

16 CHAIR MARCOU: Okay.

17 MR. STROHMER: That is correct. Next,
18 you have a guideline in there, small cell
19 infrastructures should not be located within
20 20 feet of the front or side boundary lines of a
21 DC landmark; a national, historic landmark;
22 federal properties or a property individually

1 listed in the National Register of Historic
2 Places.

3 Now, what this does is it severely
4 limits the industry's ability to locate small
5 cell antennas throughout the District, especially
6 in the downtown core area where antenna
7 densification is needed the most.

8 CHAIR MARCOU: So, to assist us with
9 that, just that's one you're likely to lose. I'm
10 not saying you're going to, but that's a harder
11 slog for you. Provide a map that shows the
12 limitations.

13 MR. STROHMER: Okay. At least, if
14 nothing else, we would like the federal property
15 piece taken out.

16 CHAIR MARCOU: Of all the ones, that's
17 the one that's least likely -- that's the one
18 that's most likely to stay. But that's -- we
19 have some subject matter expertise in the
20 committee on that, so that's one that's least --
21 that you're pretty likely to not get, but it's
22 good to know. Okay. So, which section was that?

1 MR. STROHMER: That was 6.1.

2 CHAIR MARCOU: 6.1. You would prefer
3 to have federal properties dropped from the list.

4 MR. STROHMER: At least have that
5 distance increased for federal property limits.

6 CHAIR MARCOU: I think you mean
7 decreased.

8 MR. STROHMER: Decreased.

9 CHAIR MARCOU: Decreased, right?

10 MR. STROHMER: That is correct.
11 Correct. You got me on that one. We're not
12 keeping track --

13 CHAIR MARCOU: But right now, it'd be
14 one to one --

15 (Simultaneous speaking.)

16 MR. STROHMER: Yes. You got it. Next
17 would be medians. Sorry about that. So, small
18 cell infrastructures not permitted to be
19 installed on --

20 CHAIR MARCOU: Cite? Can you give us
21 --

22 MR. STROHMER: 5.1.2, under General

1 Limits and Locations. Medians and traffic
2 islands. Any public space that is contiguous
3 only to roadways and does not border any private
4 property, regardless of whether it currently
5 houses a District-owned streetlight or third-
6 party pole.

7 We're not asking for every median, but
8 we believe there are areas of the DC where there
9 are medians which you have existing street
10 lights, such as a cobra head that we talked
11 about, that should be allowed and should be
12 permitted to have small cell locations, either
13 from a co-location and/or for a new pole
14 placement.

15 CHAIR MARCOU: Great. So, you'll
16 provide recommended language, right?

17 MR. STROHMER: Correct.

18 CHAIR MARCOU: Thank you.

19 MR. STROHMER: We're talking about on
20 DDOT right-of-ways and not on federal properties.
21 And one other thing I just wanted to clarify with
22 utility poles. The gentleman here from the

1 Office of Planning gave some numbers about all
2 these utility poles that were options;
3 significant numbers.

4 Locating on a utility pole is
5 extremely tough, okay? Utility companies have
6 strict standards that will not allow us to
7 locate, actually, on most utility poles, okay?
8 That's due to transformers, the type of equipment
9 that are on there, other -- Verizon also has
10 strict standards on what they're allowed to do.

11 So, it's not just as easy as saying,
12 "Hey, there's a couple of utility poles on there.
13 You can locate on those," okay? So, it's not as
14 large number of possible candidates as the
15 gentleman seemed to make it out to be. I just
16 wanted to kind of highlight that factor.

17 The whole point of this is we believe
18 that we're just trying to make sure that we have
19 enough candidates that meet your guidelines and
20 meet our network needs. And when you say this is
21 a negotiation, it needs to go both ways to make
22 sure that we have enough structures so we can

1 supply the type of service that DC demands.

2 CHAIR MARCOU: Thank you. Just to be
3 clear, he was pointing out that, of the remaining
4 poles that were available, 64 percent were third-
5 party poles. He didn't apply the limits and
6 standards and restrictions that you had talked
7 about they have.

8 MR. STROHMER: Correct.

9 CHAIR MARCOU: And I'm going to use
10 the words "limits and restrictions", rather than
11 standards. And so, to help us, can you get a --
12 can you get us those standards, those limits and
13 restrictions?

14 MR. STROHMER: Sure.

15 CHAIR MARCOU: So, it'd be great to
16 know if Pepco has these limits and restrictions,
17 Verizon pole has these limits and restrictions.
18 You know how Verizon is, so it'd be great to get
19 those pieces of information. We also have
20 contacts at both Pepco and Verizon, so we can
21 trust they're verified.

22 In addition, if you can get a map that

1 indicates from those utilities what poles are
2 therefore available because they are not part of
3 that list. I know.

4 (Simultaneous speaking.)

5 CHAIR MARCOU: Not everybody is going
6 to get what they ask for. That might've been
7 something I won't get what I ask for, but I'm
8 still going to ask for it.

9 MR. STROHMER: Fair enough.

10 CHAIR MARCOU: Right?

11 MR. STROHMER: Yes.

12 CHAIR MARCOU: Great. Thank you.

13 MS. DIDDEN: Chair Marcou --

14 CHAIR MARCOU: Yes.

15 MS. DIDDEN: -- please? So, we would
16 like the guidelines to include strand mounting of
17 equipment between utility poles.

18 CHAIR MARCOU: Strand mounting?

19 MS. DIDDEN: Strand-mounted equipment.

20 CHAIR MARCOU: Okay. Do you have
21 standards on your strand-mounted equipment?

22 MS. DIDDEN: Yes. Our equipment's

1 been approved by the utility companies for
2 deployment based on their requirements.

3 CHAIR MARCOU: Good for them. So,
4 could you provide the specs on your strand-
5 mounted equipment?

6 MS. DIDDEN: Sure. You have them.
7 I'll re-send them.

8 MEMBER SHAHEEN: And the strand
9 mounting, that's -- the strand mounting option so
10 far has only been asked by the Crown Castle.

11 MS. DIDDEN: Right. Strand mounting
12 is actually a single-carrier solution. It's not
13 a co-locatable solution. We would have to deploy
14 -- for each carrier, we would have to deploy on
15 separate -- on a separate wire. But it does
16 allow us to use existing assets, such as the
17 space between the utility poles, which'll help
18 minimize some of the clutter.

19 MEMBER SHAHEEN: And is the strand
20 mounting something that all of the carriers
21 likely take advantage of or only Crown Castle?

22 MR. STROHMER: Verizon would not be

1 able to do that.

2 CHAIR MARCOU: Verizon's a no. AT&T?

3 MS. VAN RIPER: No.

4 CHAIR MARCOU: AT&T is a no.

5 Mobility?

6 MS. WAITZ: No.

7 CHAIR MARCOU: No. Mobility is a no.

8 MEMBER SHAHEEN: Why do I feel like I
9 was reading some -- okay.

10 CHAIR MARCOU: Thank you.

11 MS. DIDDEN: Section 5.3.3 states that
12 approved lettering is limited to one inch in
13 height. We suggest that that approved lettering
14 has to conform with FCC and NESC code
15 requirements. In some instances, it may need to
16 be larger or smaller.

17 CHAIR MARCOU: Great. Can you give us
18 the cites from the FCC? What was the other one?
19 FCC and who?

20 MS. DIDDEN: NESC code requirements.

21 CHAIR MARCOU: NESC. The old NESC.
22 They are rearing their heads throughout this

1 process. That's great. By the way, for the
2 strand-mounted equipment, we'd like to get -- the
3 specs on your equipment, as I said, but also the
4 language, so your proposed language for the
5 placement. We're going to see a theme here.

6 (Simultaneous speaking.)

7 CHAIR MARCOU: It's like, "Hey, tell
8 us what the language should be."

9 MS. DIDDEN: Okay. We can look at
10 that.

11 CHAIR MARCOU: And now you know why
12 this is going to be an iterative process because
13 all that language is going to need to be looked
14 at. We want to get it right. Again, this is a
15 -- you're giving us, "Hi. My name is Santa
16 Matthew," and this is -- give me the whole list.
17 It doesn't mean we're going to get everything,
18 but at least it tells us what all of your items
19 are.

20 So, so far we have everything from
21 Verizon, correct? So far we have everything --
22 some people are saying we don't have everything

1 from Verizon.

2 MS. HARRIS: But you said -- the
3 process -- I mean, you asked us to submit
4 something publicly and then you're saying, "If
5 it's not spoken verbally, we're not going to look
6 at it." I mean, the process is a bit flawed, I
7 would say. I mean --

8 (Simultaneous speaking.)

9 CHAIR MARCOU: What you have to do now
10 is come up, state your name on the record, spell
11 your last name, and we'll have this conversation.

12 MS. HARRIS: Sure. LaTara Harris,
13 AT&T, last name spelled H-A-R-R-I-S. So, when
14 you asked the question about whether or not all
15 our comments have been reflected here, we went
16 through the process. We submitted to you line-
17 by-line the items that were of most concern.

18 And, of course, we're trying to
19 identify high level right now, but they're not
20 everything. And it sounds to me that if we're
21 not testifying verbally about issues that are of
22 importance to us, then they're not going to be

1 heard. Is that the case?

2 CHAIR MARCOU: No, that's not the
3 case.

4 MS. HARRIS: Okay. I'm just trying to
5 understand.

6 CHAIR MARCOU: Hi, Ms. Harris. How
7 are you?

8 MS. HARRIS: I'm good.

9 CHAIR MARCOU: Great. There are a lot
10 of people behind you who aren't aware of our
11 record, so they're here, diligently, patiently
12 waiting. So, one of the reasons I want to make
13 sure that this is all being articulated is so
14 that those parties, whom you are well aware are
15 very invested in this process and from a very
16 constructive, positive perspective, just as all
17 -- as the industry is, are aware of the issues.

18 For example, I bet you that they
19 weren't quite aware that strand mounting, for
20 example, might've been one of the things that one
21 of the utility -- one of the telecom providers
22 was interested in providing. Some of them might

1 not have been aware that there is an NESC
2 requirement or limitation on the proximity of
3 equipment on a pole.

4 So, this is helping inform people.
5 One of the reasons I'm kind of being insistent in
6 an articulation here was that I wanted to make
7 sure that everybody has the same record moving
8 forward. As I said at the beginning of the
9 meeting, we will be providing all of the material
10 that has been provided to us as part of the
11 record on our web page, which we've been looking
12 at periodically today, so that everybody is on
13 the same page moving forward.

14 But it's important for everybody to
15 know what the issues and concerns are because
16 they are going to raise their issues and
17 concerns, and we want to make sure that you're
18 aware of them. And we've gotten those in writing
19 from them. Some of them have been shared with
20 you-all because some of the ANCs have been
21 particularly proactive with you, which is
22 awesome. But some might not have been able to.

1 So, we just want to make sure
2 everybody has the same record moving forward.
3 So, one of the reasons we're articulating them
4 here is to ensure that clarity of message. It's
5 not about if you don't say it now, speak now or
6 forever hold your peace. It was a bit more
7 about, "Hey, I want to get out from you exactly
8 what you're interested in."

9 MS. HARRIS: That's fair. Thank you.

10 CHAIR MARCOU: Thank you, Ms. Harris.
11 So, Crown Castle, I think we have everything from
12 you now. Is that correct?

13 MS. DIDDEN: Yes.

14 CHAIR MARCOU: Great.

15 MS. VAN RIPER: Okay. I'm back. So,
16 one of the issues that was included in our
17 written comments that we should probably discuss
18 here that, I apologize, I left it out of my top
19 four, is there is 8.4.1, and it talks about the
20 distance from -- I believe that's right. Yes.
21 The distance from tree roots.

22 And so, what we've found in our

1 investigation, it's -- it requires you to be
2 minimum of 15 feet away. And what we found is
3 that that is very restrictive. There were some
4 blocks, and I will provide you with the details,
5 where the -- we could find plenty of poles that
6 worked, except for many of them -- all of them
7 were within 15 feet of tree root.

8 It was, 12, 10. There was room. We
9 actually provided a study. There are a couple
10 universities that their requirements are
11 significantly less. And so, we would ask that
12 that portion of the guidelines be reviewed. And
13 we will provide you with maps to give you some
14 examples of why it is a burden.

15 CHAIR MARCOU: And just to be clear,
16 it's not distance from tree roots, period. It's
17 distance from a particular element of trees.

18 MS. VAN RIPER: Right.

19 CHAIR MARCOU: So, I just want to be
20 clear with people. Trees don't grow down. Trees
21 grow out. And so, tree roots grown basically
22 within the drip line. It's the most critical

1 root zone.

2 And then, beyond that, tree roots do
3 grow, but it's for the purposes of a tree. As I
4 understand it from our foresters, the drip line,
5 which is, essentially, the canopy above, is the
6 most important part of the tree root. So, if you
7 -- propose language and then our urban foresters
8 would love to look at them.

9 MS. VAN RIPER: Yes. We provided a
10 study that we suggested would be more
11 appropriate. And if you don't have it, I'm happy
12 to re-send it. I think that the balance of our
13 comments are in our written comments and then
14 mostly echo what the rest of the industry has --

15 CHAIR MARCOU: There isn't anything in
16 your comments that we haven't addressed today,
17 correct?

18 MS. VAN RIPER: Not to my knowledge.

19 CHAIR MARCOU: Okay. By the way, if
20 there is, it's not the end of the world, as I
21 pointed out to Ms. Harris. They will be part of
22 the record and they will be, ultimately, part of

1 the response so we make sure that we do have a
2 complete and accurate understanding and
3 distillation so we have the best guidelines
4 moving forward. Mobility, how are you?

5 MS. WAITZ: I'm good. How are you?

6 CHAIR MARCOU: Great. Sorry. I'm
7 driving this train a little bit, everybody.

8 MS. WAITZ: I just have two things
9 that I would add and they're more points of
10 clarification. For 8.1, in the appearance, the
11 illustration one for the 5A, the illustration
12 doesn't clearly identify a maximum antenna
13 dimension.

14 We would suggest using the FCC
15 standard of three cubic feet rather than capping
16 the height at two-feet, six-inches as depicted.
17 And this would help reduce the need for
18 additional ground equipment, which we highly
19 recommend.

20 CHAIR MARCOU: So, that was three
21 cubic feet instead of the two and a half linear
22 feet, right?

1 MS. WAITZ: Mm-hm. And then, we would
2 suggest using the pole-mounted cabinets when
3 necessary, not to exceed the 20 cubic feet, which
4 is also an FCC standard.

5 CHAIR MARCOU: And that's also in 8.1?

6 MS. WAITZ: Yes.

7 CHAIR MARCOU: And that's with the
8 illustration?

9 MS. WAITZ: Illustration one for the
10 5/8 pole.

11 CHAIR MARCOU: And what I'm hearing
12 you say is that you would like the illustration
13 for the 5/8 pole to reflect the FCC standards,
14 generally speaking, right?

15 MS. WAITZ: Yes.

16 CHAIR MARCOU: Okay.

17 MS. WAITZ: That's correct. Then our
18 final comment would be for 8.4, specifically,
19 8.4.3. We feel the section is a bit overly broad
20 and effectively prohibits a standalone pole in
21 any of the District, especially with regard to
22 the planting of the trees. We would just ask for

1 a little more clarification on that. We can
2 provide language if you'd like with regard to
3 that.

4 CHAIR MARCOU: Great.

5 MS. WAITZ: Thank you.

6 CHAIR MARCOU: Thank you.

7 MR. STROHMER: And, actually, I just
8 want to clarify one other thing. In the
9 presentation that we had, I did state that we do
10 feel like, as it relates to Section 7.1, that
11 pendant poles with the teardrops also be included
12 along with the cobra head fixtures. If not for
13 Class A, for Class B.

14 CHAIR MARCOU: So, include teardrop
15 for Class B -- for all. And then your fallback
16 is at least Class B.

17 MR. STROHMER: Yes. Thank you.

18 CHAIR MARCOU: Okay. Anything else?

19 PARTICIPANT: No.

20 CHAIR MARCOU: Got to get back to the
21 North Pole and talk to the elves if we're going
22 to get all of this done for you. Okay. Okay.

1 Thank you all very much. Wait, wait. Do
2 committee members have any other questions?
3 Okay. Committee members are more than welcome to
4 wash their hands as needed. I'll be here for the
5 duration. Thank you very much.

6 PARTICIPANT: Thank you.

7 CHAIR MARCOU: With that said, let's
8 move to the members of the public who are present
9 to speak to the applications. We'll start with
10 ANCs. I see ANC 5E is represented. We prefer --
11 I'm sorry. 2E is represented.

12 We prefer to have one representative
13 from ANC 2E who would speak for ANC 2E. Are
14 there other ANCs who are present who would like
15 to speak to the -- to these materials? Any other
16 ANC that's present? Okay.

17 (Off microphone comments.)

18 MR. GIBBONS: Good evening, Associate
19 Director Marcou and commissioners. Thank you
20 very much for having this meeting and including
21 us in the process. And I want to say ANC 2E has
22 been proud to attend almost every meeting you've

1 had, and we appreciate the inclusion and openness
2 and transparency, so thank you.

3 (Off microphone comments.)

4 MR. GIBBONS: OH, it's not working?

5 CHAIR MARCOU: No, it is working. It
6 just wasn't close enough.

7 MR. GIBBONS: We want to thank you
8 very much for including all of us in your
9 meetings. Before I get to the resolution that
10 was passed, one quick question that's came up,
11 when will you be including the comment --

12 CHAIR MARCOU: You need his name?

13 MR. GIBBONS: Oh, I'm sorry. I'm
14 sorry. ANC 2E Chair Joe Gibbons, G-I-B-B-O-N-S,
15 representing ANC 2E, Hillandale, Georgetown and
16 Burleith. One quick question that was brought
17 up. When will the comments that were submitted
18 and future comments be listed on your website?

19 CHAIR MARCOU: We're planning to do it
20 within a week of the hearing, but we can't make a
21 guarantee. But that's our goal. Our goal would
22 be that by next Monday, the 22nd, that the

1 material would be available on the website.

2 MR. GIBBONS: Thank you very much.

3 CHAIR MARCOU: That would include
4 meeting minutes.

5 MR. GIBBONS: Thank you very much.

6 CHAIR MARCOU: Uh-oh. That's us.
7 Okay. Great.

8 MR. GIBBONS: Just going to read our
9 resolution that was passed by a vote of six-oh.
10 One commissioner had to abstain in the above
11 referenced matter. "ANC 2E supports the DC
12 Government's advocacy of broadband infrastructure
13 deployment with the goal of ensuring that
14 residents, businesses, public safety operations
15 in DC have reliable access to wireless
16 communications, network technology and the state
17 of the art in mobile broadband communication
18 services."

19 "ANC 2E advises the Public Space
20 Committee that before the Draft Small Cell Design
21 Guidelines are adopted, DC's Urban Forestry
22 Advisory Council should be asked to render an

1 opinion or provide commentary on the possible
2 effects of small cell deployment on the
3 District's three canopy goals."

4 "Furthermore, the proposed guidelines
5 should be submitted to the Historic Preservation
6 Review Board, the U.S. Commission of Fine Arts
7 and the National Capital Planning Commission for
8 a full review within their jurisdictional
9 authority and a vote before adoption."

10 "ANC 2E advises the Public Space
11 Committee that ANC 2E requests that the committee
12 incorporate the following into the Draft Small
13 Cell Design Guidelines. One, a full-scale mockup
14 of the small cell installations by each carrier
15 should be constructed for review, comment and CFA
16 approval prior to the consideration of initial
17 applications for Georgetown."

18 "Two, the size, color, diameter, and
19 finish of all small cell equipment, including
20 antennas, antenna-related equipment, cabinets,
21 shroud, and conduit with no exposed wiring should
22 be specified and mounting hardware should not

1 exceed the dimensions of the approved mockup."

2 "Three, the guidelines should require
3 carriers to submit yearly photographs of all
4 small cell installations to ensure compliance.

5 Four, real-time maps of all actual small cell
6 pole locations should be made publicly available.

7 Five, real-time maps of all proposed small cell
8 pole locations should be made publically
9 available.:

10 "Six, all small cell facilities should
11 be required to perform pre- and post-installation
12 radio frequency emission measurements on a
13 minimum of three selected nodes yearly within the
14 small cell system to confirm compliance with the
15 FCC, the Federal Communications Commission,
16 regulations as ANC's entire community will be
17 subject to involuntary radio frequency exposure.
18 And this exposure may have negative effects for
19 people with radio frequency emission disabilities
20 or sensitivities."

21 "Seven, there should be no fans,
22 cooling devices or backup generators permitted to

1 be placed on or near small cell facilities or
2 installations. Eight, small cell facilities or
3 installations should be located intersecting
4 residential property lines. Nine, small cell
5 facilities or installations in residential
6 neighborhoods should be located to reduce any
7 obstructions to property sight lines as much as
8 possible."

9 "Ten, when installed in a business or
10 commercial district or mixed use zoned area, care
11 should be taken to locate the small cell
12 facilities or installations so as to avoid
13 negatively impacting businesses. Small cell
14 facilities or installations should not be located
15 in front of storefront windows, sidewalk cafes,
16 outdoor patio seating, primary walkways, primary
17 entrances or exits, or in such a way that would
18 impede deliveries to the establishment. Small
19 cell facilities or installations should be
20 located within properties as much as possible."

21 "Eleven, the number of poles installed
22 in ANC 2E should be minimized. ANC 2E advises

1 that hoteling should be seriously considered as a
2 requirement, that the maximum number of poles per
3 block face that are specified in the guidelines
4 should not be increased."

5 "Twelve, any additional poles that are
6 installed in ANC 2E should be required to conform
7 to the illustrations set forth in the guidelines,
8 unless any modifications are approved on an
9 individual case-by-case basis by this Public
10 Space Committee, the U.S. Commission of Fine Arts
11 and the Historic Preservation Review Board."

12 "Thirteen, as proposed in the
13 guidelines, and as stressed by members of the
14 U.S. Commission of Fine Arts during its most
15 recent public hearing, the vaults for all poles
16 should be required to be located underground.
17 Fourteen, small cell technology that becomes
18 obsolete and/or the pole owners cease conducting
19 business in the District of Columbia, these poles
20 should be removed within 60 days."

21 ANC 2E advises the Public Space
22 Committee to incorporate, in the current version

1 of the draft of small cell design guidelines, the
2 Office of the Chief Technology Officer, OCTO, Wi-
3 Fi hardware concept design for the hardware that
4 is proposed to be attached in all -- in the small
5 cell poles." I didn't read it right, but we want
6 the Wi-Fi component to be in the current version
7 of the small cell draft guidelines.

8 "ANC 2E advises the Public Space
9 Committee that the following should require a
10 30-day notice to the affected ANC and the
11 specific single member district commissioner.
12 One, any small cell facility installations; two,
13 all small cell facility maintenance; three, all
14 small cell facility upgrades; and, four, any
15 location changes to existing small cell facility
16 deployments."

17 "ANC 2E advises the Public Space
18 Committee that any future changes to the small --
19 to the Draft Small Cell Design Guidelines should
20 require a 30-day notice to the ANCs and to the
21 public. ANC 2E advises the Public Space
22 Committee that this resolution has the support of

1 the Citizens Association of Georgetown, the
2 Burleith Citizens Association, the Hillandale
3 Homeowners Association, Trees for Georgetown,
4 Georgetown Main Street, the Georgetown Business
5 Improvement District, and the Georgetown Business
6 Association."

7 ANC 2E advises the Public Space
8 Committee to incorporate the recommendations
9 contained in this resolution into the revised
10 Draft Small Cell Design Guidelines and to then
11 hold public hearings for community input as soon
12 as possible." Thank you.

13 CHAIR MARCOU: Thank you,
14 Commissioner. I'm going to mirror back to you
15 the comments you made. I know that ANC 2E has
16 taken a very proactive and a very constructive
17 engagement regarding this program at large. For
18 example, ANC 2E with the Georgetown bid and, I
19 believe, the Georgetown --

20 MR. GIBBONS: Citizens Association.

21 CHAIR MARCOU: -- Citizens Association
22 hosted a small cell neighborhood town hall in, I

1 want to say, September, if I'm not mistaken.

2 MR. GIBBONS: September 13th.

3 CHAIR MARCOU: 13th, right?

4 MR. GIBBONS: And that would be
5 www.smallcelltownhall.com.

6 CHAIR MARCOU:

7 Www.smallcelltownhall.com, which should be your
8 homepage, if I could recommend, when you open up
9 Google. And coincidentally, I was actually at
10 your ANC meeting for a separate matter when you
11 brought this subject up, I believe, for the first
12 time --

13 MR. GIBBONS: Right.

14 CHAIR MARCOU: -- back in maybe June
15 --

16 MR. GIBBONS: July 2nd.

17 CHAIR MARCOU: -- July. There we go.
18 So, I think that type of proactive engagement has
19 been very productive, very fruitful. I've seen
20 you at our meetings, as you had mentioned, both
21 before and up to today, from when these first
22 started, so that's very appreciated.

1 I do want to go through some of the
2 specific points you made and I'll start with your
3 comment about ANC 2E advises that the Public
4 Space Committee incorporate in the -- this is
5 about the OCTO point, so let me go -- let me give
6 -- let me BLUF this, which is, as I've learned,
7 BLUF is the Bottom Line Up Front. It's a very
8 helpful technique.

9 So, I want to start with the comment
10 that you made about the Office of the Chief
11 Technology Officer. So, my question for you is
12 -- "ANC 2E advises the Public Space Committee to
13 incorporate, in the current version of the Draft
14 Small Cell Design Guidelines, the Office of the
15 Chief Technology Officer, Wi-Fi hardware concept
16 design for the hardware that is proposed to
17 attach to the small cell poles."

18 Do you want us to incorporate it by
19 reference? Are you asking us to regulate their
20 wireless access points? Or is it more like this
21 is the standard wireless access point that has
22 been adopted by OCTO, though it may be subject to

1 future modifications by OCTO as it sees fit?

2 MR. GIBBONS: Yes. Thank you. Yes.
3 We admire, we appreciate OCTO. We've had Interim
4 Chief Krucoff at our meeting. We want to see the
5 poles as going up. So, he says they're going to
6 be attached, they're going to be -- I believe
7 they're going to be piggybacking.

8 We want our design to -- your designs
9 to incorporate -- for ANC 2E to see how the poles
10 look with the Wi-Fi attachment to it so that the
11 Commission of Fine Arts and the Old Georgetown
12 Board and Historic Preservation Board can get an
13 accurate view of what the pole will look out in
14 our neighborhood.

15 CHAIR MARCOU: So, is that a bit more
16 toward the mockups, then? Like here's what the
17 standards are for a wireless access point. Here
18 is what the standard for a wireless access point
19 attached to various iterations would look like.
20 Is that what you're looking for?

21 MR. GIBBONS: Well, obviously, we'd
22 like both, but we'd like to see the mockups --

1 we'd like to see it with a mockup. And then when
2 OCTO determines which poles are advantageous or
3 works for them, we'd like to see that so we could
4 incorporate to the CFA and the old Georgetown
5 Board.

6 Because, again, what I have found in
7 my experience working with the Old Georgetown,
8 the CFA and the Historic Preservation Board, when
9 they're given the right tools, when they're given
10 the right site plans and the context, they make
11 really good recommendations.

12 And maybe when there's an area of
13 design or -- where you can put the Wi-Fi
14 component within 15 or 20 feet, maybe on some
15 poles it'll work different depending on the
16 technology. Maybe we can use it on a different
17 pole that is not so much in front of maybe a
18 historic building or structure or an area in
19 Georgetown, so that we would have the ability to
20 provide advice and recommendations, but not deny
21 the District's goal of Wi-Fi coverage.

22 CHAIR MARCOU: Okay. So, one element

1 is that once the guidelines are published, the
2 general goal would be that any application that's
3 consistent with the guidelines would go through a
4 standard review process where it would not come
5 to the Public Space Committee, it wouldn't go to
6 the ANC for review and comment.

7 And the only ones that would be coming
8 to the Public Space Committee and would go to
9 ANCs for review and comment would be those that
10 are non-standard, those that don't comply with
11 the standards or the guidelines as they're
12 published. Are you asking that all of those in
13 ANC 2E go to the Commission of Fine Arts?

14 MR. GIBBONS: We're asking in the
15 beginning to see draft guidelines include the Wi-
16 Fi component.

17 CHAIR MARCOU: And then we'll go from
18 there?

19 MR. GIBBONS: We'll go from there.

20 CHAIR MARCOU: Okay. Understood.
21 Thank you. You also note in here that if there
22 are changes to the Draft Small Cell Design

1 Guidelines, that should require a 30-day notice
2 to the ANC and to the public. Generally
3 speaking, substantive changes would go through a
4 process like that.

5 Those that are more technical in
6 nature, like we dropped a comma or we included a
7 person or NC whose name needs to be changed,
8 those would normally not go through that type of
9 process. But, generally speaking, if we go
10 through a substantive change, we will absolutely
11 go through this same process.

12 MR. GIBBONS: And we appreciate that.
13 Just one quick question. In the MLA, we're not
14 discussing that, but you used the phrase "de
15 minimis" for -- and now used "substantive". Is
16 there a Public Space dictionary that would
17 describe with an example what would be an example
18 of a de minimis or non-de minimis or substantive?
19 I mean, is it something that just you see it --
20 like pornography. You see it when you look for
21 it?

22 CHAIR MARCOU: Justice Potter Stewart

1 notwithstanding, yes. It would be generally
2 speaking. If we were to list this is de minimis
3 and this is not de minimis, we can give you some
4 examples. But to say that this is the definition
5 of de minimis would probably, unfortunately,
6 invite the fact that some things that might be de
7 minimis didn't fit within it.

8 Or if we said this is what substantive
9 means and some things that didn't fit within it
10 were substantive, we would then be excluding
11 those. So, we would rather avoid getting too
12 distinct or find in those.

13 MR. GIBBONS: Because we're worried --
14 our community's worried that de minimis might
15 include additional antenna that the carrier finds
16 -- "I need the antenna -- I need one more slight
17 radio frequency antenna. I need the antenna to
18 bend more this way. I need it to go this way."

19 We're afraid that in the actual use by
20 the people who are maintaining and upgrading
21 equipment, that they're going to say, "My meter's
22 not reading properly. I need to put the antenna

1 this way." We'll never get a notice of that.
2 That's why we're asking for the yearly
3 photographs. We're also -- we're recommending to
4 our Citizens Association of Georgetown and all
5 our other members, Burleith and Hillandale, that
6 people have technological block captives, take
7 pictures of the installation so they don't change
8 slightly by de minimis over time.

9 We're afraid of that extra antenna.
10 We're afraid of that antenna being closer. I
11 think in the MLA you said 10 feet to a
12 residential building?

13 CHAIR MARCOU: That's my recollection.

14 MR. GIBBONS: We're afraid that
15 somehow it would get closer because, as you all
16 know, especially in Georgetown, our walkways are
17 very narrow. Very narrow.

18 And we're -- and that's why we put in,
19 in some of our points why the installation should
20 be at intersecting property lines when possible
21 to avoid the sight line because, as you well see,
22 that -- they're going to be at our second-floor

1 and third-floor bedrooms, in some cases, of our
2 townhomes. And we'd like to avoid -- even though
3 we all want good cell coverage, we'd like to not
4 to see the cell coverage every night.

5 CHAIR MARCOU: Understood. From the
6 District Department of Transportation, which
7 provides you street lights that are important for
8 safety and walkability, we know that some people
9 are concerned about those lights themselves. So,
10 we're familiar with the idea --

11 MR. GIBBONS: So, that's what we meant
12 by de minimis and that's why we were concerned,
13 and I think that's why we said that to you before
14 that we're worried that when it goes through the
15 top system, which we are in favor of, the top
16 system will determine what is kicked out.

17 And we're just concerned that there's
18 reasonable standards that everybody agrees to
19 that goes through the top and then doesn't get
20 kicked -- and then gets kicked out of the top
21 system, as you pointed out.

22 CHAIR MARCOU: And so, actually,

1 that's a great segue for me to our permitting
2 system. So, the permitting system will require
3 all of these applications go -- to go to a
4 variety of reviewers. Every application will go
5 to OCTO; every application will go to the Urban
6 Forestry Division; every application will go to a
7 set of reviewers; and then, if it's in a historic
8 area, it will Historic Preservation.

9 If it's a in CFA area, it'll go to CFA
10 for them to confirm that, yes, for the purposes
11 of CFA, it matches what the guidelines require in
12 this area. For the purposes of Historic
13 Preservation or for Urban Forestry, it matches
14 what the requirements are, so that we have the
15 subject matter experts reviewing individual
16 applications.

17 So, I think you can rest assured that,
18 if we have guidelines that every is comfortable
19 with and applications come in, they will still be
20 reviewed substantively by the subject matter
21 experts in those areas for that. And deviations,
22 then, as I said, will come before the committee.

1 MR. GIBBONS: And that's why we trust
2 you. And that's why we put in our very first --
3 well, our second paragraph, we understand that
4 it's been going through working groups and
5 comments but, at the end of the day, we'd like
6 the Urban Forestry Advisory Council, which is
7 made up of, I believe, DDOT, and the CFA and the
8 NCPC, and the HPRB to actually vote on the final
9 guidelines.

10 So that -- all that ANC 2E wants is
11 what every resident has to go through: the same
12 procedures and jurisdictional requirements. And
13 so, if this gets voted on, not just commented on,
14 then we feel more assured that this is something
15 that falls into what we're looking for.

16 CHAIR MARCOU: Understood. That's why
17 we've been partners with Commission of Fine Arts.
18 We've been partners with NCPC, Historic
19 Preservation and others. But we can't make them
20 do something any more than we would ask that they
21 -- in the same way that we would ask that they
22 not make us do something.

1 So, if CFA chooses not to take a vote,
2 that's fine. If CFA chooses to take a vote,
3 that's great as well. We would encourage them.
4 We would encourage CFA, NCPC, Historic
5 Preservation to formally, actively adopt the
6 standards. But that's their choice.

7 MR. GIBBONS: So, you've asked them to
8 formally adopt the standards?

9 CHAIR MARCOU: I believe we have and
10 we'll make sure it goes in writing to them, if
11 that's what you're interested in. I don't think
12 it iterates anything that we haven't said before,
13 which is that these guidelines are important.
14 They have to reflect the most important elements
15 related to management of the right-of-way.

16 And each of those bodies has a unique
17 -- a role to play. The Urban Forestry Division
18 is looking at the guidelines and providing
19 substantive comment. Is that who you meant by
20 the Urban Forestry Advisory Council?

21 MR. GIBBONS: Yeah there's the Advisory
22 Council that deals with the tree canopy coverage.

1 And we just wanted to make sure that this -- as
2 you all know, after everything gets approved, but
3 through time when Pepco or whatever utility needs
4 to treat, we want to make sure that the canopy
5 goals of the District of Columbia, which are so
6 laudable, are always being enforced, and through
7 deed and through work, and it's very tough.

8 CHAIR MARCOU: Well, that's one of the
9 reasons why Urban Forestry is very directly
10 involved in these guidelines because they have a
11 responsibly to manage and maintain the street
12 tree canopy, which is the effective one here
13 because we're not talking about canopies on
14 private property or in the public parking area.

15 We're talking about the ones that are
16 directly adjacent to the street trees. That's
17 why they're the most critical and responsible
18 agency for it because, like Ms. Roos and the --
19 is for streetlights, Earl Eutsler is for street
20 trees.

21 So, we feel very comfortable that
22 they've got the best interest of their asset in

1 mind. I leave it with them to make decisions
2 about who --

3 MR. GIBBONS: And we have Trees for
4 Georgetown who can speak in really much more
5 detail. I just wanted to make sure that's -- but
6 that's why we put in our first -- that's what
7 we're very concerned about, having the
8 jurisdictional binds that we live with every day.

9 I mean, my commissioners and I, we
10 review 60 OGB along with the Citizens Association
11 of Georgetown, the Chair Elsa Santoyo was here,
12 we -- the three of us review -- well, the both of
13 us review 60-some odd submissions every month to
14 the -- and we want to makes that this submission,
15 being so important, gets their same vote, just
16 like person replacing -- or, wanting to replace
17 their front door.

18 CHAIR MARCOU: So, would you be
19 interested -- to your idea of about a mockup, is
20 that a volunteering by ANC 2E to be part of a
21 pilot?

22 MR. GIBBONS: Yes, sir. Absolutely.

1 CHAIR MARCOU: Okay.

2 MR. GIBBONS: I mean, I'd have to --
3 I can't speak for the entire commission. We
4 could put it to a vote.

5 CHAIR MARCOU: Oh, you can, because
6 you've been authorize to speak for the
7 commission.

8 MR. GIBBONS: I'm just reading the --

9 CHAIR MARCOU: I know. But with that
10 said, the one last thing I wanted to say, and
11 then leave it up to -- the last two things I
12 wanted to say are that a lot of the mapping asks
13 that you have either already exist or will exist
14 independently of these specific guidelines. Our
15 permits are already available electronically in a
16 map-based system.

17 MR. GIBBONS: Right we just --

18 CHAIR MARCOU: --- And in a few years,
19 we're planning to modify that so that you can
20 really drill down in very granular detail to the
21 types of permits that you would see. So, you
22 could filter by ANC and by occupancy and by date

1 and by permit holder and by type and X, Y, and Z.

2 So that just through our mapping
3 system you'll be able to very finely point out in
4 a mappable system, that hopefully will be
5 exportable to PDFs and others and Excel, for
6 example, exactly what you're looking for.

7 MR. GIBBONS: Great. Because the
8 District has a really great metadata site, so.

9 CHAIR MARCOU: Yes, it does. One last
10 thing. So, you mentioned the group Trees for
11 Georgetown. Is that actually the trees
12 themselves are for Georgetown?

13 MR. GIBBONS: We have the chair right
14 here.

15 CHAIR MARCOU: So, we apparently have
16 a Lorax, who speaks for the trees. No, no. We'll
17 come to you in a moment when we go to the
18 community organizations. But I thought that --
19 is there a group that's Trees Against Georgetown
20 or just -- thank you. Further questions for the
21 commissioner from committee members?

22 MR. GIBBONS: We have neighbors that

1 sometimes it seems like they are.

2 CHAIR MARCOU: Mr. Shaheen?

3 MEMBER SHAHEEN: In your comments, you
4 said something about no fans or --

5 MR. GIBBONS: Yeah.

6 MEMBER SHAHEEN: Is that only for
7 above-grate facilities or --

8 MR. GIBBONS: No.

9 MEMBER SHAHEEN: -- would that go for
10 vaults as well?

11 MR. GIBBONS: No. For vaults as well.
12 We want no fans, no cooling devices, for the
13 noise. Again, if there's a noise level that is
14 consistent with the District of Columbia and our
15 standards, then we can review it. But right now,
16 we don't have any idea what it could be, so we
17 want no noise.

18 Because --- have you walked by some of
19 those appliances that have the Internet and some
20 of those other -- they make a hum. And the last
21 thing we want is more cabinetry on our narrow
22 walkways and our historic streetscapes, first of

1 all, to blight them, but the second they have now
2 a hum.

3 And if the small cells are going to be
4 in front of our bedroom windows, the last thing
5 people want to do is have everything -- now we
6 want audio interruptions as well as a visual
7 interruption. So, we don't know what we don't
8 know, so if you could help us with the decibel
9 levels, we'd be happy to work with you on that.

10 But it's more about -- not a no, but
11 we're no to the noise. I guess, we don't want to
12 seem inconsistent about calling for vaulting and
13 then not calling -- not allowing to vault.

14 CHAIR MARCOU: Thank you. There is
15 one more point I wanted to make specifically.
16 You had raised the issue about -- let me just
17 find it so I can quote it exactly. It's Item
18 Number 6. All smell cell -- by the way, it is a
19 challenging thing to say after a period of time.
20 It'll sound like small/smell.

21 So, all small cell facilities should
22 be required to perform pre- and post-inspection

1 -- installation radio frequency emission
2 measurements on a minimum of three selected
3 nodes, yearly, within the small cell system to
4 confirm compliance with Federal Communications
5 Commission regulations.

6 I'm not -- we're not saying that
7 that's not a bad idea and we're not saying that
8 that shouldn't be encouraged. We're saying that
9 that is not within our purview or jurisdiction.
10 That's the equivalent of having us require
11 Washington Gas perform a test of its gas itself
12 or it's gas lines itself.

13 In terms of the jurisdiction and
14 authority of the Public Space Committee and the
15 Public Space Permitting Office though a delegated
16 authority, it's not germane to their authority.
17 Federal Communication Commission is the one -- is
18 the entity where that would start and they are
19 the ones who have the authority to regulate, as
20 we understand it, radio frequency and radio
21 frequency emissions.

22 And you may want to check with their

1 -- either with their local office or with the
2 federal office, which is probably pretty much the
3 same thing, on what the standards of requirements
4 are for testing, et cetera, and they could help
5 guide you in terms of finding a mechanism to
6 ensure compliance with some level of testing.

7 MR. GIBBONS: But who -- would that be
8 the DOEE that would -- what department or
9 district would -- because the -- we have the
10 Public Service Commission that regulates that and
11 we also have the OPC that handles problems with
12 it. So, all we're asking is, basically, you have
13 the MLA -- I believe you have section in the MLA
14 that calls for -- the have to comply to the FCC
15 requirements.

16 CHAIR MARCOU: Correct. We explicitly
17 state that they have to comply with FCC
18 requirements.

19 MR. GIBBONS: And that's all we're
20 asking for, too, but we're asking for it to be
21 done before you install them, after you install
22 them and yearly. We're not asking that they be

1 extra compliant. We're not asking them to have a
2 -- I understand from the Environmental Health
3 Trust that there's different levels, peak and so
4 forth, and we're just saying --

5 CHAIR MARCOU: Right. All I'm
6 explaining is that's not our jurisdiction to
7 require a particular regimen of testing or
8 limitations or standards. That is something that
9 FCC has the authority to do.

10 And if it delegates that authority to
11 a state or if it authorizes a state entity or, in
12 this case, a District of Columbia entity, to do
13 that, it is not the Department of Transportation
14 and it's not the Public Space Committee. It
15 could be DOEE, it could be DOH, it could be any
16 one of a number of entities that occur to me.

17 But they are best -- the best situated
18 entity to tell you to whom it's been delegated is
19 the Federal Communications Commission. We
20 haven't explicitly reached out to them about that
21 question simply because, within our bandwidth and
22 purview, it's almost like, I'll call it a, quote,

1 other duty as assigned. It's something that's
2 outside of our jurisdiction, but it is something
3 that we noted is some interest.

4 You may even want to find from the
5 small cell providers, they might have information
6 about that, that would help you, to let you know
7 what the FCC requirements and standards for
8 testing are, so you may want to follow-up with
9 them.

10 MR. GIBBONS: Well, thank you. This
11 dovetails to something you said earlier. Is the
12 small cell facility installations going to become
13 a utility like Pepco? Are they going to become a
14 utility over the course of the years where it's
15 -- they're just accepted after they establish
16 their right-of-way in our neighborhoods? That
17 they're going to go through a -- the Public
18 Service Commission or are they going to have to
19 --

20 CHAIR MARCOU: For the purposes of
21 installation in the public space, like any other
22 owner of infrastructure, they have to go through

1 a permitting process. And currently, based on
2 the Master License Agreement, anything that is
3 approved for installation in the right-of-way has
4 a drop-dead date, I believe, that is 20 years
5 from the MLA.

6 So, as I recall correctly from -- and
7 I hope I'm correct. From the Master License
8 Agreement, it doesn't matter if something has
9 been approved under a permit and it's 20 years
10 later, the MLA dies and the equipment installed
11 under it dies.

12 Okay. Now, I don't know where I'll be
13 20 years from now, but that record will be set
14 for the me who will be me to manage and handle
15 that.

16 MR. GIBBONS: So, basically, you're
17 saying -- you're literally saying for the next 20
18 years it's under your control?

19 CHAIR MARCOU: So far. The element of
20 installation in public space is under our
21 purview. Now, who knows what the FCC will do,
22 but I can also tell you that, based on our review

1 of the FCC decision from, I believe --

2 MR. GIBBONS: The 25th?

3 CHAIR MARCOU: -- the 25th of
4 September, we are fully within what they're
5 requiring. So, there's nothing that we're doing
6 that is contradictory to or outside of our
7 authority, based on what the FCC has mandated or
8 prohibited states to do.

9 MR. GIBBONS: So, when that order
10 takes effect in 90 days, is that when the shot
11 clock will start for us?

12 CHAIR MARCOU: I'll want to get back
13 to you on what you mean by the shot clock, but
14 we'll make sure that we are in full compliance.

15 MR. GIBBONS: Thank you.

16 CHAIR MARCOU: Thank you. Do other
17 committee members have questions for the
18 commissioner? Okay. Great. With that said, is
19 there any other ANC who is present who would like
20 to speak to this -- these set of guidelines? I
21 did not receive that there was another ANC. We
22 do have comments from other ANCs as official

1 resolutions. So, with that said, thank you very
2 much.

3 MR. GIBBONS: Thank you. Thank you
4 very much.

5 CHAIR MARCOU: Thank you. Thank you
6 very much. And we will come to commissioners in
7 a minute, but I do know that there are some
8 associations or organizations. And for those
9 associations or organizations -- for example, we
10 know that there's Trees for --

11 MR. JAMES: Georgetown.

12 CHAIR MARCOU: -- Georgetown. We also
13 know that the Kalorama Citizens Association is
14 here. Would those two entities bring forward a
15 representative to sit at the table? Are there
16 other organizations who are here to speak to the
17 regulations? The Georgetown Citizens
18 Association, correct?

19 So, who is representing the Georgetown
20 Citizens Association? Kalorama --

21 (Simultaneous speaking.)

22 MR. HEINS: Richard Heins.

1 CHAIR MARCOU: Wait, wait, wait. Go
2 ahead and have a seat.

3 MR. HEINS: Yes. Sorry.

4 CHAIR MARCOU: Thank you. We have a
5 representative from the Kalorama Citizens
6 Association. Have you all provided -- before we
7 go any further, Ms. Felder, do we have the list
8 of everybody who has requested to speak before
9 the committee, including their organizations?

10 MS. FELDER: Yes.

11 CHAIR MARCOU: Can you please come
12 forward and let me have that list?

13 Ladies and gentlemen, we're gathering
14 the list from the sign-in sheet that was provided
15 at the beginning. But, Mr. James, you were
16 saying that you are representing yourself and not
17 the Kalorama Citizens Association?

18 MR. JAMES: I'm the president, so I
19 can't help but represent them, but -- so we
20 submitted, prior to --

21 (Simultaneous speaking.)

22 CHAIR MARCOU: You did submit

1 comments. That's the reason why I thought you
2 were here to speak to the comments.

3 MR. JAMES: I'm here in case you want
4 to ask any questions about that. That would be
5 the president part. The other part is I would
6 like to give my own personal testimony.

7 CHAIR MARCOU: That --

8 MR. JAMES: I don't mind waiting.
9 I've already waited --

10 CHAIR MARCOU: Okay.

11 MR. JAMES: -- this long.

12 CHAIR MARCOU: Yes. Okay.

13 MR. JAMES: So, you want me to go back
14 --

15 CHAIR MARCOU: Yes. If you're not --
16 if you're representing yourself as an individual,
17 please wait and we will call you up. If you're
18 representing an organization, we'd like to take
19 organizations next.

20 MR. JAMES: Okay. Well, if the
21 committee had any questions about our written
22 testimony, I would be here to answer that, but I

1 can wait on that.

2 CHAIR MARCOU: Let's do that because
3 you do have four pages of very substantive
4 comments with specific delineation of the items.
5 Please give us a few more minutes while we
6 compile the list.

7 Yes. In fact, why don't we take five
8 minutes so that a variety of people can, perhaps,
9 wash their hands. So, we'll go off the record
10 and we'll come back on the record in five
11 minutes. The time now is 5:42.

12 (Whereupon, the above-entitled matter
13 went off the record at 5:42 p.m. and went back on
14 the record at 5:51 p.m.)

15 CHAIR MARCOU: Ladies and gentlemen,
16 again, good evening. We are going back on the
17 record. It's 5:51, which is nine minutes, rather
18 than the five minutes I promised. I apologize.

19 So, I'm going to read a list of
20 entities who we know are interested in speaking.

21 We know that the Georgetown Citizens'
22 Association is interested in speaking.

1 In terms of organizations, I'm going
2 to read the list of organizations whom we know
3 are interested in commenting to the committee.

4 We have the Committee of 100. We have
5 the D.C. Chamber of Commerce. We have the Dupont
6 Circle Conservancy. Is that correct, the Dupont
7 Circle Conservancy?

8 PARTICIPANT: Correct. Do you want us
9 to take a seat?

10 CHAIR MARCOU: People can sit, they
11 can stand, they can do what they'd like.

12 PARTICIPANT: No. I mean, if you
13 called our organization.

14 CHAIR MARCOU: Yes. If I called your
15 organization, please take a seat so far. You're
16 D.C. Chamber, correct?

17 PARTICIPANT: Yes.

18 CHAIR MARCOU: Okay. Great. And so,
19 we have the Committee of 100. So, we have the
20 Committee of 100. We have the Georgetown
21 Citizens' Association. We have the --

22 PARTICIPANT: Greater Washington

1 Hispanic Chamber.

2 CHAIR MARCOU: Hadn't gotten to you
3 yet.

4 PARTICIPANT: Okay.

5 CHAIR MARCOU: So, is the Committee of
6 100 here?

7 PARTICIPANT: Yes.

8 CHAIR MARCOU: So, we have the
9 Committee of 100. We have the Georgetown
10 Citizens' Association. And we have the D.C.
11 Chamber of Commerce. Is the Dupont Circle -- and
12 I heard that the Dupont Circle Conservancy left.

13 PARTICIPANT: Yes.

14 CHAIR MARCOU: We have a
15 representative from zero5g.com. Are they
16 present?

17 PARTICIPANT: Oh, she had to leave and
18 is going to play a video. I have the video from
19 her.

20 CHAIR MARCOU: So, she's not here?

21 PARTICIPANT: Her dad's in the
22 hospital and she had to go.

1 CHAIR MARCOU: I'm sorry. So, we'll
2 take the video as -- unless you plan to go on the
3 record, we'll take the video on the record and
4 committee members will review it. But if the
5 person's not here to present the video, then we
6 would normally not take their video as something
7 to be presented without the opportunity to engage
8 with the person whose video it is.

9 PARTICIPANT: Like I said, she left
10 it.

11 CHAIR MARCOU: Understood. So -- but,
12 we will still be here. So, in that case, the
13 Greater Washington Hispanic Chamber of Commerce
14 is the next entity on my list. Please have a
15 seat.

16 Now, I'm going to read the rest of the
17 entities who I have on my record. So, I just
18 want to make sure I'm keeping track. So, we have
19 the D.C. Chamber. We have the Georgetown
20 Citizens' Association. We have the Greater
21 Washington Hispanic Chamber of Commerce. And we
22 have the Committee of 100 at the table in front

1 of us.

2 Also on my list of entities who'd like
3 to speak is Capital Interact. No, they've left.
4 Kerb Technologies. Okay. Gala Theater.

5 And that's it for entities. Is there
6 another entity who'd like to speak who is not on
7 this list? Okay. Great.

8 So, with that said, we'll start with
9 this group and we'll go from my right, your left.
10 And if you'll state your name for the record.
11 No, my right, your left. So, that would be you.
12 Oh, the microphone.

13 PARTICIPANT: We've got one more
14 entity.

15 PARTICIPANT: Trees for Georgetown.

16 CHAIR MARCOU: So, I'm going to
17 clarify for Georgetown. Trees for Georgetown is
18 a subsidiary group within the Georgetown
19 Citizens' Association. It's not that we don't
20 think it's not an important organization. But it
21 doesn't exist without the Georgetown Citizens'
22 Association.

1 We are accepting comments from the
2 Georgetown Citizens' Association, which we assume
3 incorporate, in part, Trees for Georgetown.
4 You'll be welcome to come up and speak as well.
5 But, for right now, we're dealing with the
6 organizations as a whole.

7 So, if you would?

8 MS. WADLINGTON: Good evening. Good
9 evening, members of the Committee. I am Erika
10 Wadlington. That's W-A-D-L-I-N-G-T-O-N. I am
11 the Director of Public Policy and Programs with
12 the D.C. Chamber. And, on behalf of the D.C.
13 Chamber, would like to read some comments into
14 the record.

15 At the D.C. Chamber of Commerce, we're
16 committed to advocating for business-friendly
17 policies with the D.C. Council, the Office of the
18 Mayor, and our community stakeholders. Our goal
19 is to work collaboratively to make the District a
20 more attractive and to remain competitive in the
21 region, nationally, and globally.

22 Just last month, thanks to Mayor

1 Bowser's leadership and the participation of so
2 many individuals and organizations, including the
3 Chamber, the WeDC Fest was held to showcase
4 collaboration and innovation in the world's most
5 powerful global city, the District of Columbia.

6 This event created an opportunity to
7 showcase to the world that our city is the best
8 startup hub, among the best places to live, the
9 best tech city for women, and a top global city
10 for entrepreneurs, and many, many more accolades.

11 If we want to maintain our leadership
12 position in today's economy and into the future,
13 we need to make sure our government policies will
14 welcome continued investment, especially in our
15 technology infrastructure.

16 People are using their smartphones,
17 their tablets, mobile devices, more than ever
18 before. Data traffic on wireless networks has
19 grown exponentially in the past decade. And it
20 will continue to grow as more devices, from cars
21 to trash cans to water pipes, are connected to
22 the internet and as businesses and individuals

1 use their devices to stream videos.

2 To meet this demand and to prepare for
3 future technologies, wireless carriers need to
4 install equipment known as small cells. Many of
5 you already know this. It was, you know,
6 described earlier. These devices are on antennas
7 and can be attached to existing utility poles,
8 street lights, or other structures to enhance
9 mobile voice and data services in a defined area.

10 We know that the District leaders have
11 been working hard, including yourselves, on
12 establishing guidance and rules for this new
13 technology. And we want to ensure that the
14 investment in our city continues to progress.

15 We would welcome the opportunity to
16 work with you to expedite this process so that we
17 can help D.C. maintain its place as a global
18 technology leader. We thank you for your
19 consideration of our request and our comments.
20 I'm happy to answer any questions at this time.

21 CHAIR MARCOU: Thank you. Do you have
22 a copy of those comments? Because I don't

1 believe we received them for the record.

2 MS. WADLINGTON: Sure. Who do I give
3 them to?

4 CHAIR MARCOU: You can give them to
5 any of us. We'll be happy to distribute them. I
6 think you've experienced that we are not like a
7 formal body with under-oath testimony and cross-
8 examination. It's much more of a dialogue,
9 though I have been reminded that -- I've just
10 been reminded how important this communication
11 is. So, we appreciate that. So, these are the
12 official comments of the Chamber of Commerce, for
13 the record?

14 MS. WADLINGTON: Yes. For the record,
15 correct.

16 CHAIR MARCOU: Great. Thank you very
17 much.

18 MS. PURCELL: Good evening. My name
19 is Beth Purcell, P-U-R-C-E-L-L. I'm testifying
20 on behalf of the Committee of 100. We submitted
21 our comments earlier.

22 What I wanted to talk about today was

1 co-location or a hoteling. And we are urging the
2 Committee to amend the guidelines to add -- first
3 of all, add a definition for co-location, which
4 is not there right now. Second, to amend the
5 guidelines to basically state that all
6 applications must be for co-location unless the
7 carrier can justify a difference. And I'll come
8 back to that in a minute.

9 We also hope that this Committee and
10 the carriers will agree to amend the Master
11 Licensing Agreement to contain these same
12 requirements.

13 At the various public meetings that
14 were held, a lot of residents were absolutely,
15 like, shocked and unhappy at the idea that there
16 could be one pole per carrier per block, in
17 certain situations. And what we've heard today
18 is even in some ways more upsetting, is because
19 some carriers are asking for the possibility of
20 having two poles per block.

21 We've also heard several carriers say
22 that putting small cell installations on alleys

1 may not be technically feasible. That will mean
2 more pressure to have more poles and more
3 facilities on blocks. So, encouraging co-
4 location would basically help to avoid some of
5 this clutter, avoid some of these very bad
6 impacts.

7 The other thing we wanted to point out
8 is the Master Licensing Agreement has a potential
9 life of 20 years. We believe that these
10 protections for co-location, to encourage co-
11 location, need to be built in now, so that even
12 if today there was some technical barrier that
13 would prevent co-location for a particular
14 permit, it's either when it's necessary to
15 reapply or if technology changes sometime between
16 now and 20 years from now, is that, if it's
17 feasible, that the mechanisms are already in
18 place to encourage this.

19 We think this would be sound policy.
20 We think this is better than the potential law of
21 the jungle. It wasn't mentioned in so many
22 words. But, basically, if there start to be too

1 few suitable poles, that then there will be this
2 scramble and carriers will be competing with each
3 other to try to get the right to put their small
4 cell infrastructure on a diminished number of
5 poles.

6 So if you encourage co-location in the
7 beginning, try to get it to happen, a lot of
8 these positive things will take place and a lot
9 of the negative ones will disappear.

10 So, back when small cell was still
11 starting, it arrived in some cities sooner than
12 it did here. One of those was Nashville where,
13 in 2016, they basically faced this issue. And
14 they basically said that any carrier who applies
15 for a permit without co-location must provide
16 detailed justification in writing.

17 So, these are things that would have
18 to be reviewed by corporate legal departments.
19 These are not just the statements at working
20 group meetings. So, basically, asking questions
21 like, that would have to be answered in writing,
22 what's the structural and technical information

1 to document why you say this is not feasible?
2 What are all of the eligible support structures
3 and alternatives that you considered before you
4 reached the conclusion that you believe it's not
5 feasible? What are the radio frequencies you're
6 going to propose to use? And then, to
7 demonstrate that without co-location that the
8 location constructure or stealthiness would be
9 basically -- still produce a good result.

10 So, basically, that's what we're
11 suggesting, is to basically make this the default
12 process, have carriers attempt to do this, do it
13 now, and have the infrastructure in place in the
14 design guidelines and in the Master Licensing
15 Agreement so it's possible to get this to happen
16 as soon as it becomes feasible, which could be
17 very soon. So, thank you for considering our
18 comments.

19 CHAIR MARCOU: Thank you.

20 MR. HEINS: Good evening. I'm Richard
21 Heins and I have a sore throat, apparently. I'm
22 the general counsel of the Citizens' Association

1 at Georgetown. And we have, the Citizens'
2 Association, better known as CAG, has filed
3 comments with the Committee that I will attempt
4 to quickly summarize.

5 As you may know, CAG is dedicated to
6 preservation and protection of the historic
7 character of Georgetown, including the
8 streetscape of this National Historic Landmark
9 District which is a very sought-after location
10 for tourists to visit and see how things were
11 back when. And we're sort of, by bringing us
12 into the future here, jeopardizing that very
13 thing that people come to Georgetown to see, how
14 things were back then.

15 We were a co-sponsor and a presenter
16 at the small cells town hall held in Georgetown
17 that was mentioned. And we're providing these
18 comments after careful and thoughtful review and
19 input from our membership who attended that
20 meeting. And we're very concerned about what the
21 guidelines, the draft guidelines would permit.

22 I would now like just to quickly point

1 out some of the key things that we hit in our
2 written testimony that are of concern. We
3 actually like a lot that's in the guidelines.
4 And I don't want to give the impression that we
5 only have complaints. But, due to shortness of
6 time, we like a lot of things that I'm not
7 mentioning. And the whole effort, we think, is
8 laudable. But we do have some specific issues
9 that I'd like to highlight.

10 One is that the draft guidelines are
11 not consistent with the Master Licensing
12 Agreement with respect to notice and comment. The
13 MLA requires that permit applications go to the
14 ANC, and I've heard Director Marcou say that that
15 is, in fact, going to happen. And what I would
16 just suggest is that the guidelines be amended to
17 be consistent with the MLA and say it has to
18 happen.

19 And also, as I understand it, that the
20 guidelines will also require the NCPC and CFA or
21 HPRB, depending on which historic district is
22 involved, to also be given notice. What I

1 haven't heard, though, is anything about civic
2 associations or property owners.

3 And we would certainly hope that DDOT
4 would provide some kind of public notice on its
5 website and solicit comments by mail from civic
6 associations like CAG and the owners of any
7 residence or business whose property lines front
8 or abut the proposed pole. And, in Georgetown,
9 we're talking mostly about proposed poles,
10 because we have the Georgetown light fixture.

11 We also think -- and perhaps this is
12 now clear, but it wasn't in the guidelines --
13 that subsequent applications that differ in any
14 material respect, including location, from the
15 original set of applications should also be
16 subject to the same requirements. And including
17 notice to the owner of a property whose property
18 lines front or abut the proposed pole.

19 And I think that, you know, the
20 property owner here is a very important person
21 to, you know, be able to really focus on, does
22 the guidelines, you know, permit this particular

1 application?

2 While CAG tries to review applications
3 of this type, we have limited resources, limited
4 in many cases, to me. So, that -- and a very
5 hardworking committee. And there's just -- you
6 know, we need to get people notified who can
7 actually spend the time to consider whether
8 there's a problem with the proposed location.
9 So, leaving property owners out is, I think, is a
10 big mistake and I would hope would be fixed.

11 I think also that the guidelines
12 require some more detail on what the appearance
13 of these antennae and cabinets are. And, for
14 example, the guidelines now have some sort of
15 dimensions that are listed without indicating
16 what they are. I mean, are these maximums,
17 minimums? You know, what's the relationship to
18 what carriers are supposed to do? And it was
19 recently suggested that a three cubic feet
20 diameter, or three cubic feet volume be the
21 guideline.

22 Well, whatever it is, I think it

1 should be specified that this is a requirement,
2 not just something that's on a figure without any
3 indication that it's a requirement. So that's
4 maybe a technical legal point. But if you want
5 to enforce guidelines, it's pretty important.

6 Also, I think the guidelines are
7 deficient in some respects. They treat wooden
8 poles, which we do have in Georgetown, and we
9 also have wooden poles where people live, in
10 carriage houses, in small houses. And I think
11 it's very important to them, and to the look of
12 these historic alleys, that the poles looks right
13 and not have unshrouded wires, not run-in
14 conduit.

15 And, in any event, I think, you know,
16 there was the standards for wood poles should be
17 the same as the standards for new poles. There
18 shouldn't be any sort of exception for poles, for
19 wood poles. Right now, as I read it at least,
20 there was an exception for wood poles. The only
21 thing that was required for wood poles is that
22 the cabinet was specified to be gray. Well, gray

1 is probably the wrong color. If you're going to
2 specify a color, I would suggest brown or black,
3 something that ties in with the pole.

4 The standard for other poles in
5 Georgetown would be the same color as the street
6 lamps. And that's appropriate for street lamp
7 poles. But, the wooden poles, they need their
8 own standard.

9 And, in general, we think it's
10 important to require that all antennae be
11 shrouded. Right now, it's not 100 percent clear
12 from the guidelines that everything has to be
13 shrouded. Everything should be shrouded. These
14 things are unsightly enough without shrouding
15 them. If you have unshrouded antennae, it's
16 going to look a lot worse than the pictures that
17 you've seen. So, requiring that those pictures
18 be reality, however you decide to do it, I think
19 it's important.

20 We've heard from the carriers that
21 they don't like vaulting. And I understand what
22 the issues are with vaulting, and all I can tell

1 you is that, while in favor of it, we're very
2 concerned about what was involved in the
3 vaulting. And when a carrier said that it would
4 have to be, you know, extremely deep and wide,
5 you know, it would create problems for, you know,
6 utilities, for tree roots. Trees have to grow.
7 And so, you know, I see about as many problems
8 with vaulting as the utilities to.

9 While we would prefer vaulting, and
10 the ANC has testified in favor of it and we
11 support it, I think we need to come up with
12 another solution that maybe is satisfactory to
13 everybody.

14 I won't get into the details about the
15 permissible spacing because it seems to be
16 changing. The carriers want to change it. I
17 just think that hoteling may be the answer. If
18 they don't have enough pole locations, then
19 they'll be forced to hotel. If you don't require
20 them to hotel, they'll each want to have their
21 own piece of free real estate or \$270 real
22 estate, which is, you know, from their point of

1 view, free.

2 On the dimensions of the equipment,
3 I've already indicated that I thought that there
4 were technical issues with the guidelines that
5 should be fixed. And we need to have some
6 standards.

7 Now, one standard that is not in the
8 guidelines at all is any standard relating to
9 health concerns. And, you know, it is my
10 understanding -- I'm not an expert in FCC matters
11 -- but it's my understanding that we're talking
12 about radio frequencies, that, if they're enough
13 of them and strong enough, that they can
14 basically do the same thing to you that a
15 microwave does to food.

16 So, is this something that we're
17 concerned about or not? I'm not so sure that the
18 FCC is concerned about it. Their standards for
19 frequency radiation date to 1986. And I do not
20 believe -- or 1996, perhaps, but it's a long time
21 ago. It's 20 years ago.

22 CHAIR MARCOU: It begins with a 19.

1 MR. HEINS: It begins with a 19.

2 CHAIR MARCOU: By definition, it's at
3 least 18 years ago.

4 MR. HEINS: Yeah. And it's a long
5 time ago. And the FCC has had a very kind of
6 vague rulemaking to revisit those standards, but
7 hasn't ever done anything on them in that
8 rulemaking, and I don't think is going to.

9 So I think that there needs to be --
10 I think the District needs to take some
11 prudential measures here to deal with the health
12 concerns of its citizens. I don't think it can
13 rely on the FCC to do anything in that respect.

14 The FCC seems to be, you know, all
15 speed ahead on deployment and no standards at
16 all. So, basically, if the FCC has standards,
17 which I don't believe they do, then they should
18 be enforced and they should relate to the
19 diagrams in your guidelines.

20 If they don't have any standards, I
21 think that this Committee should, as a prudential
22 matter, establish some minimum distance from the

1 street and from windows that is realistic in the
2 sense that the carriers can comply, so you're not
3 doing anything that the carriers cannot comply
4 with and therefore run afoul of the FCC. But
5 you're saying that, you know, we want to have
6 these radio frequency emissions as far away from
7 people as possible. And I don't think that would
8 be preempted by the FCC.

9 I've reviewed the order. I am an
10 attorney. And I think that -- I'm not suggesting
11 you go as far as Mill Valley did, in California,
12 who said that we don't your small cells because
13 of the health concerns we have. I think that has
14 been preempted. But I don't think that some
15 modest steps to protect the public health are
16 preempted. And I think you should consider doing
17 so. There ends my epistle.

18 CHAIR MARCOU: Thank you.

19 MS. QUIROGA: Good evening. Good
20 evening, Committee members. My name is Nicole
21 Quiroga. I'm the President and CEO of the
22 Greater Washington Hispanic Chamber of Commerce.

1 Thank you for the opportunity to speak about
2 bringing 5G to Washington, D.C.

3 At the Hispanic Chamber, we are
4 acutely aware of the economic development and job
5 creation that a rapid 5G deployment will bring.
6 Just in the District alone, 5G build-out is
7 expected to grow GDP by over \$1 billion and
8 create over 6,500 jobs.

9 That's serious economic promise. And
10 it will be the result of hundreds of millions of
11 dollars in network investment. Small cell
12 deployment represents much of this investment.
13 Small cells will be the backbone of 5G. Their
14 deployment is absolutely necessary if Washington
15 residents are to ever receive the unprecedented
16 speeds and data capacity that characterize 5G.

17 That's why it's so important we
18 collaborate to ensure a speedy small cell
19 deployment process. We know from experience that
20 the sooner our community and country deploy the
21 network of the future, the more economic rewards
22 there are to enjoy.

1 Small cells are essential to
2 maintaining Washington's vitality and I hope you
3 will develop a set of standards that ensure their
4 efficient deployment. Thank you for the
5 opportunity to testify.

6 CHAIR MARCOU: Thank you for your
7 comments. This is a question for the two
8 Chambers of Commerce representatives. Broadly
9 speaking, you've simply said, as I've heard it,
10 "we'd like you to implement guidelines as quickly
11 as possible that the small cell technology can be
12 implemented."

13 Did you have anything specific about
14 the guidelines or the Master License Agreement or
15 anything that you wanted us to take into account
16 or to address? The answer no is a perfectly
17 acceptable answer. We just want to make sure
18 that we're documenting specific items or concerns
19 that anybody has.

20 MS. QUIROGA: Not at this time.

21 CHAIR MARCOU: Okay. And I'll note
22 for the record that the representative from the

1 D.C. Chamber of Commerce was nodding as well.

2 MS. WADLINGTON: Yes. Correct. I was
3 nodding as well. Yes. So, in general, we just
4 wanted to put our voices on the record as to how
5 we would like this committee to move forward with
6 this process so we can begin implementation of
7 the infrastructure. So, if there's any other
8 specific questions you may have, I'm happy to
9 follow up.

10 CHAIR MARCOU: Thank you. We have
11 questions. I have some questions and some
12 clarifications for the other two representatives.
13 Just generally speaking, that's great. Thank you
14 very much. We appreciate that.

15 If you have written comments, we'd
16 appreciate receiving them for the record. I
17 don't believe we received written comments from
18 the District Hispanic Chamber of Commerce -- the
19 District of Columbia Hispanic Chamber of
20 Commerce, right?

21 MS. QUIROGA: So, we're the Greater
22 Washington Hispanic --

1 CHAIR MARCOU: Greater Washington?

2 MS. QUIROGA: Yes, sir.

3 CHAIR MARCOU: Which means the
4 District of Columbia. Let's just be candid.
5 Greater Washington just means the District of
6 Columbia and those others.

7 (Laughter.)

8 CHAIR MARCOU: Sorry. Speaking,
9 perhaps, parochial.

10 So, I just want to reiterate about the
11 general concept of our authority to regulate.
12 And I'll use this example with the U.S.
13 Department of Transportation. They authorize us
14 to regulate the provision of hazardous materials
15 through PHMSA. That's the Pipeline and Hazardous
16 Materials Safety Administration, which has
17 regulations. But it delegates those regulations
18 to different entities. So, some entities have
19 authority for one part, some entities have
20 authority for another part.

21 And so we do hear the concerns that
22 people are raising related to the radio frequency

1 matters. We have noted that they are a
2 requirement, as a general standard, for
3 compliance in the Master License Agreement, but
4 they're not necessarily within our purview.

5 So, I just want to reiterate that it's
6 not that we don't think that they're important,
7 it's that we have authority for certain things
8 and we don't have authority for other things.

9 So, for example, we can very clearly
10 limit small cell technology from not being placed
11 in the roadway, because we have the authority to
12 permit. The roadway is an inappropriate location
13 for small cell technology to be implemented
14 within. And that's definitely within our
15 purview. But it doesn't necessarily apply to all
16 elements related to small cell technology.

17 I do also want to make sure that
18 you're aware, as we noted before, that those
19 applications that are in particular areas, like
20 CFA, NCPC, Historic, will be reviewed by those
21 entities at the application level.

22 In addition, the Urban Forestry

1 Division will be reviewing every application.
2 So, there isn't an application that comes in that
3 they won't see. They are one of our most
4 prolific reviewers. And we are very thankful to
5 have them as part of our reviewing team.

6 I wanted to follow up on your point
7 about notice. So, the Master License Agreement
8 does require notice to ANCs for any new
9 installations in neighborhoods.

10 MR. HEINS: The initial one.

11 CHAIR MARCOU: We're going to have a
12 very frank conversation with the small cell
13 providers because they'll want to interpret that
14 statement as broadly as possible. We look
15 forward to having a further dialogue with them
16 about that, because our interest in it is making
17 sure that it complies with our standards and
18 objectives for notice and comment to -- or notice
19 to the affected neighborhoods.

20 MR. HEINS: Well, I think the
21 guidelines could straighten that out, because
22 they're incorporated by reference in the MLA.

1 CHAIR MARCOU: That's an interesting
2 recommendation. So, what I'm hearing you say is
3 you'd like to hear put into the small cell
4 guidelines something that clarifies what that
5 clause means?

6 MR. HEINS: Exactly.

7 CHAIR MARCOU: Thank you. I also want
8 to note that we are a big believer in
9 transparency. Our lawyer isn't here, but I don't
10 think he'll be objecting to me saying that we're
11 big believers in transparency. And so all of our
12 permits are available online. All of our -- oh,
13 Glen, I just committed us to transparency, if
14 that's okay.

15 So, all of our applications are
16 online. Every public space permit application is
17 available online for any person to look at:
18 particular information about the application, the
19 tracking number, the address. And it's available
20 not by -- you don't have to search out knowing
21 the tracking number or knowing the specific
22 address. You can search using a map function

1 that just takes you to an intersection. And you
2 can start at an intersection or a 100 block or a
3 neighborhood and you can look at all of the
4 applications in that area.

5 It's a relatively simple, interactive
6 tool. I'm not committing to anything right now.
7 But our goal would be to be even more proactive
8 about that in the future, to allow entities who
9 are interested, individuals or entities who are
10 interested, in finding ways to pull that
11 information out on an automated basis.

12 I'm not making a commitment today that
13 you'll be able to do that tomorrow. But we would
14 much rather that you have information and that
15 you have access to our applications than that you
16 don't. There is no interest on our side in
17 preventing that.

18 And that also applies not just to
19 ANCs, but also to community organizations and
20 associations, individuals, organizations like the
21 Chamber of Commerce, the BIDs. We want to make
22 sure that everybody has access to our information

1 and that we're being as transparent as possible,
2 which is exactly what this meeting is about.

3 So, I want to thank you all for your
4 comments. Do committee members have questions
5 for the representatives in front of us? Mr.
6 Shaheen.

7 MEMBER SHAHEEN: I have a question for
8 Ms. Purcell. It sounds like the Committee of 100
9 is very strongly supportive of hoteling as
10 opposed to each carrier having their own
11 installation. And you referred to Nashville. I
12 mean, have you been to other cities where you've
13 seen both approaches? Does the Committee of 100
14 feel like there is a clear benefit from going
15 with one or the other?

16 MS. PURCELL: No, sir. I have not
17 traveled to any other cities. We learned about
18 this Nashville ordinance and it seems like a very
19 good way to take a scarcity of locations. And
20 what we learned today was a much bigger demand
21 than at least I believed existed for, you know,
22 more wireless service. So, no, we have not

1 studied all these.

2 It seemed like, if you have a problem
3 with scarcity and a desire for -- like, one
4 carrier said that they need two poles on a block
5 -- is like it seemed like building some engines
6 for efficiency into the guidelines in the MLA
7 seemed like a good idea.

8 If it's not feasible, then nothing
9 happens. If it is feasible, then we basically
10 try to get these efficiencies to avoid basically
11 a potential crisis, is almost what we were
12 hearing today.

13 MEMBER SHAHEEN: I see. So, it's much
14 more about efficiencies of space as opposed to an
15 aesthetic concern?

16 MS. PURCELL: Yes.

17 MEMBER SHAHEEN: Okay. And then I had
18 a question for the Association of Georgetown.
19 The association was advocating for shrouding the
20 antennas?

21 MR. HEINS: Correct. To have them in
22 something that you don't see the actual antenna,

1 which is, you know, an electronic gizmo. And
2 there's 64 of them in each one of those little
3 cabinets at the top of the pole.

4 MEMBER SHAHEEN: So, I guess, for me,
5 intuitively, the shrouding would make the antenna
6 more visible.

7 MR. HEINS: Yes. Yes. Unfortunately.
8 But better that than having electronics just on
9 display.

10 MEMBER SHAHEEN: Okay. So, it's not
11 just the antenna, it's all of the equipment that
12 is installed at the base of the antenna that's
13 associated with it?

14 MR. HEINS: Yes. I think basically
15 everything should be shrouded.

16 And if I could just add one comment.
17 We also think that something that has not been
18 mentioned so far is rooftops. You know, the
19 carriers are putting antennae on rooftops right
20 now for 5G. And, you know, there's a lot of
21 rooftops in Georgetown that would be potentially
22 useful for that purpose instead of relying

1 exclusively on poles. And I don't even know why
2 we're -- you know, why the guidelines don't
3 address that.

4 CHAIR MARCOU: Thank you. That's a
5 question we can make sure is directed back to the
6 MLA holders for their response.

7 MR. HEINS: Thank you.

8 CHAIR MARCOU: I believe we've heard
9 from them related to the challenge with rooftop
10 equipment in terms of direct access to the actual
11 equipment that individuals are using and that
12 their equipment on rooftops is related to that,
13 but would be related into the antenna.

14 But that's another story for another
15 day. If you could give us your question in
16 writing that you'd like to hear them address,
17 we'd appreciate receiving that because then we
18 can make sure that that gets directed more
19 specifically.

20 MR. HEINS: Yeah, I'd be happy to do
21 that.

22 CHAIR MARCOU: Thank you. And it

1 should always be through us as -- oh, look.
2 Somebody's cell phone has just rung inside this
3 room. That's okay. It's ironic and, perhaps,
4 perfectly timed.

5 Because, in the end, we are talking,
6 again, about communication facilities. I did
7 want to make sure though that we had also
8 addressed this point, which is are you preferring
9 shrouding to -- you're preferring shrouding to
10 the exposure of equipment. Let me ask you
11 another question.

12 Some of the equipment can be installed
13 in a pedestal. And we saw some examples of this
14 in some of the material that was provided. Would
15 your preference be to have material installed in
16 the pedestal of a pole rather than on the
17 exterior of a pole?

18 MR. HEINS: We would like it to be as
19 inconspicuous as possible. And this is really
20 where the Commission of Fine Arts and possibly
21 the HPRB come into play. I mean, they're the
22 experts on design. And, you know, anything I'd

1 say would just be my personal preference. But I
2 do think we're trying to make this equipment as
3 less obvious as possible.

4 CHAIR MARCOU: Thank you. Do
5 committee members have any further questions for
6 the representatives before us today?

7 I want to thank the Committee of 100
8 particularly because you gave us both written
9 comments for the record as well as comments here.
10 That's always appreciated, to have as much
11 information as possible to go through.

12 MS. PURCELL: Thank you.

13 CHAIR MARCOU: Thank you. So, with
14 that said, we'll move forward to the -- I'm
15 sorry. If you're going to go on the record, you
16 need to sit at the table and put yourself on the
17 record.

18 MS. MEDRANO: I'm with an
19 organization. I just somehow wasn't up there. I
20 didn't know if I --

21 CHAIR MARCOU: I just -- I apologize,
22 I probably didn't ask you about that. Are you

1 with the zero5g.com?

2 MS. MEDRANO: No. That's not me.

3 That's was someone else. That's why --

4 CHAIR MARCOU: Are you with Kerb
5 Technologies? The person in the back identified
6 themselves as Kerb Technologies. I don't have
7 you on this list, then. What organization are
8 with?

9 MS. MEDRANO: Gala Theater. I have
10 extensive comments. But somehow I'm not listed
11 as an organization.

12 CHAIR MARCOU: Got it. It was not
13 listed as an organization on the agenda.
14 Understood. Okay. So, why don't we then move to
15 those entities.

16 So, if you'll, if you'd like to take
17 a seat at the table. Is the representative from
18 Kerb Technologies present? Thank you. And is
19 Mr. Viteri, will you read the material for Gala
20 Theater?

21 MR. VITERI: Yes.

22 CHAIR MARCOU: Great. If you'll step

1 forward as well.

2 MS. MEDRANO: How do I put this in?

3 CHAIR MARCOU: We'll get it. Mr.
4 Viteri, do you have copies of the material for
5 us?

6 MR. VITERI: From Gala, I have four
7 copies. Five copies.

8 CHAIR MARCOU: Okay. So, I just have
9 a quick question before you begin, Mr. Viteri.

10 Ms. Medrano has identified herself as
11 with the Gala Theater. So, are her comments on
12 behalf of the Gala Theater or on behalf of
13 herself?

14 MR. VITERI: She told me it was on
15 behalf of the Gala Theater. But I'm reading her
16 testimony and it seems like it's personal.

17 CHAIR MARCOU: Great. Thank you.

18 MR. VITERI: Do you want me to start?

19 CHAIR MARCOU: Yes, please. And so,
20 identify yourself for the record and spell your
21 last name.

22 MR. VITERI: Gus Viteri, V-I-T-E-R-I.

1 I'm reading this on behalf of Ms. Medrano.

2 CHAIR MARCOU: Can you spell Ms.
3 Medrano's last name?

4 MR. VITERI: M-E-D-R-A-N-O.

5 CHAIR MARCOU: Thank you.

6 MR. VITERI: Ms. Rebecca Medrano is a
7 citizen of D.C., a resident of Columbia Heights.
8 Like many, she chose to live in Columbia Heights
9 for the historic buildings, beautiful scenery,
10 and lively streets. We're lucky to live in D.C.
11 because those descriptions happen to fit many of
12 our cities and neighborhoods.

13 There's a lot of beauty and history
14 throughout Washington. And it is our
15 responsibility to preserve those aspects that
16 make D.C. great. That's why the transition to
17 the next generation wireless infrastructure is so
18 encouraging.

19 Small cells are designed to
20 unobtrusive and blend into existing surroundings.
21 A D.C. resident or visitor would likely never
22 notice those little devices unless they

1 specifically went looking for them.

2 Historically, there's been a trade-off
3 between sacrificing community aesthetics for
4 necessary network infrastructure. Thankfully,
5 small cell technology eliminates the competition
6 between a beautiful neighborhood and a well-
7 functioning wireless network.

8 As with many urban residents, I chose
9 to live in D.C. for its forward-leaning culture.
10 This means embracing the future, and 5G is
11 certainly part of this future. We want to see
12 our city at the forefront of the offering of the
13 latest in revolutionary technology.

14 That's why we urge you to prioritize
15 a speedy small cell deployment for developing
16 standards for those necessary devices. Thank you
17 all for your attention. Rebecca Medrano.

18 CHAIR MARCOU: Thank you.

19 MR. BUKO: Hi. My name is Stephen
20 Buko and I represent Kerb Technologies. That's
21 Buko, B-U-K-O.

22 CHAIR MARCOU: Have you provided

1 written comments?

2 MR. BUKO: I have them here and I can
3 hand them out after I testify.

4 CHAIR MARCOU: Thank you. That'd be
5 helpful. If you have them for us to hand out
6 now, that'd be great, too. Thank you, Mr.
7 Viteri.

8 MR. BUKO: How are you all doing?

9 CHAIR MARCOU: Good.

10 MR. BUKO: I'll be short and quick
11 here. We are getting there.

12 Hello, my name is Stephen Buko and I
13 am the cofounder and CEO of Kerb, K-E-R-B. We
14 are a D.C.-based startup that uses technology to
15 measure sidewalk foot traffic for our local
16 clients, identifying ways for them to grow their
17 business.

18 Whether we're upgrading our platform,
19 transferring data, or performing analytics,
20 reliable and speedy connectivity is at the heart
21 of our business. I want to speak today because
22 5G will likely be the future of online

1 connectivity.

2 As an entrepreneur, I'm excited about
3 the way 5G could improve the way that we, and
4 technology in general, operate. Whether it's
5 offering instantaneous data analysis or
6 optimizing our foot traffic collection routes,
7 there's a lot 5G can offer.

8 While our business relies on HD
9 cameras to offer our service, 5G will rely on a
10 dense sample of small cells. Some people think
11 that transition to 5G is somewhat
12 straightforward, but a small cell deployment has
13 the potential to be a drawn out process. I
14 believe it's important to do what we can to
15 expedite the small cell build out as much as we
16 can.

17 5G will be an integral to the health
18 of the D.C. startup community, and we should
19 strive to be the first among cities to offer a
20 reliable 5G network. And this isn't in your
21 notes, but our company has to operate -- you
22 know, we operate here locally. But my team is

1 actually traveling to New York on Friday because
2 they have 5G and we don't. Okay? So I'm losing
3 time, productivity, and finances because my team
4 is traveling on Friday.

5 So, any way that we can get that here
6 helps me, saves me money, and allows us to grow
7 our team.

8 So, thank you for the opportunity to
9 speak today. I hope that you will develop small
10 cell standards that optimize rather than impede
11 deployment. Thank you.

12 CHAIR MARCOU: Thank you.

13 (Off the record comments.)

14 MS. SCARATO: So, my name is Theodora
15 Scarato. And I'm an executive director with
16 Environmental Health Trust. I submitted
17 extensive --

18 CHAIR MARCOU: Sorry. Could you spell
19 your last name?

20 MS. SCARATO: S-C-A-R-A-T-O. And it's
21 Theodora with an A on the end, Theodora, T-H-E-O-
22 D-O-R-A.

1 CHAIR MARCOU: Thank you.

2 MS. SCARATO: Environmental Health
3 Trust is a scientific think tank. And we
4 submitted substantial comments and attachments to
5 the Commission as well.

6 I do respect the challenge before you.
7 And I just want to add really quick that you can
8 regulate, to a degree, because this is about
9 future needs and also about speculation. And
10 service is different from capacity. And I can
11 talk to you about that afterwards.

12 History is rife with those moments
13 where regulations in the books have not caught up
14 with science showing human and environmental harm
15 -- lead paint, asbestos, cigarettes, the spraying
16 of DDT and Agent Orange on entire countries and
17 on servicemen and -women.

18 And this is that moment, when
19 Washington D.C. is ground zero, poised to allow
20 5G in the front yards in front of people's
21 bedrooms, even though the American Academy of
22 Pediatrics and countless medical organizations

1 are recommending that we decrease exposure to
2 this radiation. And the people are completely
3 uninformed.

4 Environmental Health Trust has shared
5 technical information related to the radiation
6 frequencies currently used, and 5G, which will be
7 in use as well.

8 There are over 250 scientists calling
9 for urgent action to protect the public. Not
10 only will small cells expose people to a
11 radiation that is considered in peer-reviewed
12 research a human carcinogen by independent
13 scientists, that this radiation has also been
14 shown to affect bees, birds, and trees.

15 Next slide, please. When a chief of
16 obstetrics at Yale, and who is also in the
17 National Academy of Sciences, did research
18 exposing pregnant mice to cell phone radiation,
19 he found the mice had what he would say, if there
20 was a term for this, if mice could have ADHD,
21 that's what they had. They were born with --
22 they had damaged memory and they had

1 hyperactivity when they did tests when they got
2 older. This corroborates research in humans and
3 other animal studies that has found memory
4 problems and brain damages. There are actually
5 multiple studies which -- I believe there's
6 references in what I sent to you.

7 The BabySafe Project, which I have a
8 slide from the website, has been signed onto by
9 over 200 medical experts and educational experts.
10 It's EPA recognized as well. They recommend
11 reducing exposure -- I do have handouts for you
12 on this -- to protect babies' brains.

13 I want to tell you that wireless
14 companies -- next slide, please -- are warning
15 their shareholders. As an example, Comcast
16 states in a 2016 10-K report, "We cannot
17 guarantee that claims relating to radio frequency
18 emissions will not arise in the future, or that
19 the results of such studies will not be adverse
20 to us. If the connection between our emissions
21 and possible negative health effects were
22 established, our operations, costs, or revenues

1 may be materially and adversely affected. We
2 currently do not maintain any significant
3 insurance with respect to this matter," because
4 20 years ago, insurance companies decided not to
5 insure companies because of the brain cancer
6 cases that were moving forward. And, of course,
7 the research has significantly increased since 20
8 years ago.

9 Many wireless companies, from AT&T to
10 Nokia, Sprint, all of them actually have issued
11 similar warnings to their shareholders. Why not,
12 if you are going to deploy this, are not the
13 people of Washington, D.C. being informed, just
14 as these shareholders are being informed, about
15 this issue? Because really the people are not
16 aware right now.

17 There are white papers of insurance
18 industries that compare this risk to asbestos.
19 They classify it as high-risk. And that is why
20 most insurance companies will not insure for
21 electromagnetic radiation. They do not insure
22 for damages. It is considered a pollution. It's

1 defined as a pollution. You have to buy a
2 special pollution clause.

3 Cities nationwide are opposing the
4 unfettered rollout of 5G, as was discussed.
5 I believe that public spaces should be safe and
6 environmentally healthy for our children and for
7 the elderly and for people with immune systems
8 which are compromised, of which research has
9 shown harm. And children are more vulnerable.
10 They absorb the radiation deeper into their
11 bodies.

12 If the citizens own the right-of-way,
13 then they should be fully informed about these
14 health effects, about the studies that are
15 showing harm. Because you said this was -- your
16 most valuable asset was the right-of-way. Then I
17 think our children and the people are our most
18 valuable asset that would be in this asset that
19 they own.

20 The EPA was defunded from setting
21 proper safety limits. We had no federal safety
22 limits related to radio frequency radiation in

1 1996. And, at that time, we adopted the outdated
2 limits that we have.

3 I think the conversation needs to
4 pivot and be about protecting the people from
5 this pollution, which is being called an
6 environmental pollution. I sent you Dr. Sidney
7 Russell's published paper on 5G, because the
8 millimeter waves which are going to be employed
9 in 5G are used as weapons at a much higher power.
10 But because of the way they affect the sweat
11 gland -- and I can talk to you about that, I'm
12 quite familiar with the research and the
13 researchers. We did an international conference
14 where we had presentations as well.

15 The FCC is under regulatory capture
16 right now. And there is actually no federal
17 health and safety agency that has done any
18 systematic review of the current science to
19 understand at what level is this safe?

20 So, what we have are outdated limits
21 based on outdated and erroneous assumptions that
22 heat is the only problem. Microwaves, obviously,

1 will heat you. So, they're set so that you're
2 not heated one degree Celsius. Before allowing
3 these antennas, I think there should be a cost-
4 benefit analysis in terms of medical bills to the
5 District of Columbia.

6 Because if indeed what happens in the
7 rats and mice, such as the National Toxicology
8 program that found clear evidence of cancer from
9 cell phone radiation at non-trivial levels, then
10 I think that the government is going to be
11 incurring costs and it should be looked at.

12 And I'm glad to answer any questions.
13 I actually want to just say that, you know, this
14 is not a public utility. So, they're not --
15 landline phones are regulated as a utility, but
16 there are not such regulations with this. And so
17 they don't even have to fix things they put out.
18 And we consistently will see certain populations
19 not getting what they need. And there are no
20 regulations in place to ensure that. And I would
21 like to be clear that you know the difference
22 between service and capacity. Right now, there

1 is service. So, why would we be putting
2 something in that could cause harm for something
3 that so many scientists are concerned about?

4 I'm glad to answer questions and I do
5 have handouts as well.

6 CHAIR MARCOU: Thank you. We'd
7 appreciate the handouts, if you'd like to give us
8 the handouts. Thank you.

9 MS. SCARATO: These are our resources
10 on how to reduce exposure that we wish the D.C.
11 government should share with the people.

12 CHAIR MARCOU: Thank you. So,
13 actually, if you don't mind, I'd like to start
14 with you first. And this might help explain our
15 circumstance and help identify where the gap
16 might be.

17 So, I'll use the example -- I used the
18 examples earlier about, like, hazardous materials
19 in pipelines. Another differentiation between
20 what we do and what others do is public space
21 versus private property.

22 So, we regulate uses of public space

1 that are specific to how public space is used.
2 And there are regulations related to private
3 property and how private property is used. But
4 then there are regulations that cover both. I'll
5 use the example of OSHA. The Occupational Safety
6 and Health Administration establishes standards
7 related to, for example, excavations and how you
8 would properly shore an excavation to ensure the
9 safety of the worker within the excavated area.

10 And those apply whether it's on public
11 space or private property. So, OSHA regulations
12 are not ones, again, that are directly relevant
13 to public space. They're relevant to another
14 activity, part of which occurs in public space
15 and part of which can occur on private property.

16 As we have heard earlier, it could be
17 the case that 5G technology -- and I don't know,
18 because I'm not the industry -- but that 5G
19 technology and small radio frequency is being
20 deployed on private property. I wouldn't be
21 surprised to find that on larger campuses, like
22 universities, that is the case, right? I would

1 assume that if I were -- I went to Catholic
2 University here in Washington, D.C. So I would
3 assume that, in some way, the technology is being
4 deployed there.

5 So, it would appear that there is,
6 perhaps, a different body that would be
7 constituted to regulate that element. And it
8 would, again, seem to come from the Federal
9 Communication Commission.

10 So, what is it about this that you
11 believes gives -- and this is why I'm asking a
12 question rather than making a statement. I just
13 want to make sure. What is it that you believe
14 gives us that specific authority to regulate the
15 radio frequency?

16 MS. SCARATO: I'm not asking you to
17 regulate the radio frequency. I'm asking you to
18 have guidelines in place that protect the public.

19 CHAIR MARCOU: From?

20 MS. SCARATO: You would be -- you can
21 have guidelines that de facto protect the public.
22 For example, with much larger setbacks. You do

1 not have to do whatever industry wants you to do
2 to put in these small cells.

3 You can -- do you see what I'm saying?
4 I'm not saying regulate, because the FCC is who
5 is charged with regulating, even though they're
6 not a health and safety agency. In other
7 countries, this radiation is exceeding their
8 limits.

9 CHAIR MARCOU: And we understand that.
10 But I'll use this example. We can absolutely
11 regulate their location in relation to traffic
12 safety. So, you heard earlier that they had a
13 concern about our limitation of these being
14 placed on poles that have traffic signal
15 equipment or traffic control devices. And they
16 wanted us to differentiate one set of traffic
17 control devices from another.

18 That's clearly within our purview and
19 our jurisdiction and our authority. So, I just -
20 - I think I'm going to need to leave it there.
21 It would be helpful for us to have an explanation
22 in writing about how you believe the location of

1 infrastructure in the right-of-way is the
2 mechanism by which -- you mentioned setbacks --
3 radio frequency setbacks should be regulated.

4 MS. SCARATO: Could I just answer
5 that, then?

6 CHAIR MARCOU: Sure. Sure.

7 MS. SCARATO: I'm not asking you to
8 regulate radio frequency. I'm asking, since
9 you're doing these small cell guidelines, even
10 though there is not currently 5G, a need for 5G;
11 people have service. And, by the way, there is
12 reports that show how you can get super-fast
13 speeds without putting all of these up. So,
14 that's a separate side conversation.

15 But, answering your question, I'm not
16 asking you to regulate radio frequency. I'm
17 asking you to have guidelines that protect the
18 public from cell antennas 10, 20, 30 feet from
19 where their children sleep. It's not -- you
20 don't have to do this.

21 CHAIR MARCOU: What element of the
22 antenna are you asking us to regulate related to

1 the setback. Is it the --

2 MS. SCARATO: The installation.

3 CHAIR MARCOU: No. We understand
4 that. That's what the setback means. But what's
5 the purpose or intent? Why do we have to have
6 that setback, based on what you're saying?

7 MS. SCARATO: Well, the further you
8 are from an antenna, the less radiation exposure
9 that you will be receiving.

10 CHAIR MARCOU: Right. And so the
11 basis is on radio frequency. So, that's what I'm
12 getting back to.

13 MS. SCARATO: That doesn't mean that
14 you'd be regulating the radio frequency
15 emissions. That simply means -- you know, we
16 were simply recommending that you have guidelines
17 that minimize exposure of radio frequency
18 radiation to people, rather than increase, which
19 is what this is going to do.

20 For example, in Poland, because their
21 limits are more restrictive than the United
22 States -- we have the most lenient, among the

1 most lenient, allowable limits of radiation from
2 networks in the entire world -- they are trying
3 to get the government to change their limits.
4 That is different. That is regulation of radio
5 frequency because they want to fully deploy 5G
6 and they can't with those limits, which are more
7 protective.

8 But I'm talking about -- well,
9 they're, right now, if I understand, can't an
10 antenna be 10 feet or 20 feet from a building?
11 That means a person could be in that building.
12 There could be children down here and the antenna
13 up here.

14 I mean, there are ways that you can
15 have guidelines that are protective that are not
16 regulating radio frequency, but that are simply
17 minimizing the antenna to the people.

18 CHAIR MARCOU: It seems, at least as
19 I'm hearing it, that you're asking us to regulate
20 radio frequency exposure.

21 MS. SCARATO: No. Just where the --
22 I'm recommending that your guidelines minimize

1 the distance between antennas and people and
2 animals.

3 CHAIR MARCOU: Right. Based --

4 MS. SCARATO: And I'm not talking
5 about regulating radio frequency ratings. Many
6 jurisdictions are -- like, Fairfax was mentioned,
7 Petaluma, Mill Valley -- they are enacting
8 ordinances and guidelines to minimize the antenna
9 in relation to the people. That's all.

10 CHAIR MARCOU: It would be helpful if
11 you gave us the background and information
12 related to the legal analysis that gives us the
13 authority to do that as an entity regulating
14 infrastructure in the right-of-way, not related
15 to regulating radio equipment. Because, as we're
16 all saying, we're not about regulating radio
17 equipment, we're about regulating infrastructure
18 in the right-of-way. And, in addition, those
19 standards that you think would be appropriate.
20 So, that'd be great if you could give us both of
21 those.

22 MS. SCARATO: It's in there. And,

1 also in the Master Licensing Agreement, it does
2 say that public welfare and safety can prioritize
3 over the companies.

4 CHAIR MARCOU: I apologize if I missed
5 it in your material, but it would be great if you
6 could give us an executive summary that
7 crystalizes that. Because that helps us
8 understand more specifically where you think we
9 have the legal authority to do that and what you
10 recommend we exercise under that legal authority.

11 MS. SCARATO: Okay. Thank you.

12 CHAIR MARCOU: Thank you. Sir, I think
13 you're pretty much along the lines of the
14 Chambers of Commerce in the prior panel. You're
15 supportive of small cell technology deployment
16 and you're interested in that happening soon. I
17 just have one question for you about your
18 testimony. You said that your employees are
19 going to New York because it has 5G.

20 MR. BUKO: It has 5G test nodes.
21 They're not deployed 5G.

22 CHAIR MARCOU: Right. So, they're

1 probably going to particular facilities that are
2 in New York?

3 MR. BUKO: Correct.

4 CHAIR MARCOU: Okay. You do know that
5 the District of Columbia was also a location
6 where a small cell provider, who's located in
7 this room, conducted a test that was the first
8 successful test of a particular component of 5G
9 earlier this year, right?

10 MR. BUKO: Correct.

11 CHAIR MARCOU: Yeah. So, we're at the
12 forefront as well. So, take that to your --

13 MR. BUKO: I guess it's more that, if
14 I'm hedging my bets, New York gets it before D.C.

15 CHAIR MARCOU: What's that?

16 MR. BUKO: If I'm hedging my bets on
17 what city gets deployed 5G first, everything I've
18 seen and read is that it will be New York.

19 And I guess if you look at -- if they
20 have test nodes first today, up in New York, and
21 they're using them, and then we are hopefully
22 getting them soon, you could assume a similar lag

1 in deployment over other products and services.

2 CHAIR MARCOU: Thank you.

3 MR. BUKO: So, yeah.

4 CHAIR MARCOU: And Mr. Viteri, thank
5 you very much for reading those comments into the
6 record.

7 It didn't quite seem like they were
8 from the Gala Theatre, but sometimes people make
9 statements and then, it turns out that there's
10 perhaps more ambiguity to them.

11 But since you're up here, did you have
12 anything you wanted to say, because you clearly
13 came here for a reason, and I can tell you right
14 now, the Trees for Georgetown behind you and the
15 other representative from the Georgetown Citizen
16 Association are not happy with me at this moment.

17 And I apologize, but Mr. Viteri was
18 here, we understood it was for the Gala Theatre,
19 and then, when we saw it, it clearly was
20 different.

21 MR. VITERI: Yes, and I apologize,
22 that's what I was told was for the Gala Theatre.

1 I do have some personal, I can wait until after
2 them, I understand.

3 You've all been here the whole day, so
4 I have no problem waiting to do my testimony, it
5 is short, it's not too long.

6 CHAIR MARCOU: You're here, Mr. Viteri

7 --

8 MR. VITERI: Okay, thank you.

9 CHAIR MARCOU: -- why don't you go
10 ahead and -- do you have it in writing?

11 MR. VITERI: Yes, I do. I have four
12 copies, I didn't know how many --

13 CHAIR MARCOU: Thank you.

14 MR. VITERI: Yes, hello. My name is
15 Gus Viteri, V-I-T-E-R-I. I'm a resident of Ward
16 4 and a District resident. I work in technology
17 in the private sector for over 20 years.

18 I currently serve as the Chief
19 Technology Officer at a charter school here in
20 the District. Thank you for providing me the
21 opportunity to offer community input.

22 My current position places me squarely

1 in the intersection of two vitally important
2 components of D.C.'s future success: technology
3 and education.

4 I'm here today because I know the
5 future of these two areas will center around
6 connectivity and availability of wireless
7 networks, such as 5G.

8 As many experts have written, by 2020,
9 it's expected there will be approximately four
10 internet devices for every human on our planet.

11 As there is no sign of that trend
12 showing down, we need a wireless network that
13 will provide strength and low latency, such as
14 5G, which will be able to support growing
15 consumer demand, especially in populous areas
16 such as Washington, D.C.

17 5G will help us unlock new
18 opportunities for innovations, to experiment and
19 develop new technologies. Some innovations could
20 improve classroom experiences, sooner rather than
21 later, and include virtual reality, augmented
22 reality, the internet of things, and classes on

1 demand.

2 Cities that tap into the power of 5G
3 and small cell technology will be better equipped
4 to implement improvements for city services,
5 especially in the areas of public safety,
6 transit, emergency preparedness, and provide
7 access of Wi-Fi in underserved areas.

8 Of course, this only becomes possible
9 through robust small cell presence. As you
10 develop a set of standards that affect
11 deployment, I would encourage you to consider the
12 importance of achieving an expeditious rollout.
13 The sooner D.C. has small cells, the sooner we
14 can welcome 5G, next generation technologies, and
15 all the benefits. Thank you.

16 CHAIR MARCOU: Thank you, Mr. Viteri.
17 Long story short, you're in the same position as
18 Kerb and the --

19 MR. VITERI: Yes.

20 CHAIR MARCOU: -- Chamber of Commerce.
21 Thank you. Do Committee members have any
22 questions for any of the panelists? Great.

1 Thank you very much. We'll move on to our next
2 panel.

3 I'll also note for the record that an
4 ANC is looking to get in here behind us, but we
5 are going to continue through our process,
6 because we did reserve this room.

7 So, with that said, we'll move to our
8 next set of panelists. Let me go to my list. Is
9 -- we already had Mr. Heins, we already had you
10 speak.

11 So, why don't we pull up Mr. James,
12 the representative for Trees from Georgetown. If
13 you would like to also speak as well, that would
14 be great. And is there any other person who
15 would like to speak before the Committee? Great,
16 we have two more.

17 Commissioner Wilcox, why don't you
18 come up and then, we'll have all of Georgetown at
19 once. And, ma'am, then we'll have you come up.
20 Would that be all right? Then, you'll have our
21 undivided attention.

22 Is there anybody else present to

1 speak? Great, you won't be alone, there will be
2 three people. Mr. James?

3 MR. JAMES: Okay. Hello? Okay. I
4 don't know if you have the testimony of the
5 Kalorama Citizens in front of you, which we
6 submitted electronically beforehand. So, you
7 have that? Okay.

8 So, I'll be happy to answer any
9 questions you might have about the KCA's official
10 testimony, which, again, was submitted prior, by
11 the deadline, in advance of this hearing.

12 It was the product of a meeting where
13 the issue was discussed to the best of our
14 ability, because it's a very complicated issue
15 and we're all busy learning more about it as days
16 go on.

17 That's why I have my own separate
18 personal testimony, I can't make a KCA meeting
19 happen out of thin air, we meet once a month.
20 But this, again, mine, not Kalorama Citizens.

21 CHAIR MARCOU: Yes, sir.

22 MR. JAMES: All right.

1 CHAIR MARCOU: Please go ahead.

2 MR. JAMES: So, I want to start off by
3 just mentioning that the four companies that sat
4 up here, the providers, showed you pretty
5 pictures, but they didn't show anything that
6 looked like any place I've ever seen that people
7 live in Washington, D.C.

8 Like, I live in a row house community,
9 with four and five-story apartment buildings
10 around. And I know what Georgetown looks like, I
11 know what Dupont Circle looks like.

12 But when I heard objections about
13 alleys, it didn't make any sense at all. The
14 alleys are freer space in the areas that I'm
15 familiar with.

16 And I'm a carpenter, I've worked in
17 alleys, behind people's houses, for the last 40
18 years. And most often, in downtown D.C.
19 neighborhoods.

20 And they generally are not populated
21 with trees, to the extent that streets are, where
22 the leaves are apparently going to interfere with

1 the signals. So, I just really do think that you
2 were shown some pictures that were misleading.

3 And before I get to my actual
4 testimony, another thing that I thought about was
5 Mr. Maher's from OP's, example of P Street,
6 between 16th Street and Dupont Circle, which is
7 in the Old City and it's in a D.C. Historic
8 District.

9 It was interesting to hear what he
10 thought could happen on the street itself, but he
11 didn't talk about what might be able to happen in
12 the alleys. And that will be what is
13 recommended, I believe, by these design
14 guidelines. Anyway.

15 I've been a resident and home owner in
16 Adams Morgan since 1971. I was drawn to the
17 District, and my neighborhood in particular, by
18 the beauty of so much of the architecture, its
19 human scale, and the tree-lined streets.

20 Over the years, I became a
21 preservation advocate and worked to create
22 Historic Districts in my neighborhood.

1 Now, the beauty of all D.C.
2 neighborhoods, historic or not, is to be put at
3 risk for more corporate gain to provide what will
4 almost certainly be just a stopgap technology on
5 the way to the next big thing.

6 The idea of treating Historic
7 Districts in a special way at first sounds
8 logical and proper. But upon further
9 consideration, why should certain residents be
10 treated better than others.

11 Also, there are neighborhoods that
12 could easily qualify as historic, but the work
13 has not yet been done to make this happen.

14 I've studied the proposed design
15 guidelines and find them wholly inadequate. For
16 instance, it would not be okay to have such an
17 installation ten feet from my front bedroom
18 window.

19 It is not okay to put the trees that
20 many residents work hard to protect and maintain
21 at risk, either from digging to install new poles
22 close to their roots or to grotesquely trim them

1 so that small cell signals can travel more
2 easily.

3 It would not be okay to have a device
4 the size of a refrigerator perched 30 feet over
5 the sidewalk or a whole flock of them hoteled on
6 the poles, which will almost certainly be new
7 poles stuck in at irregular intervals, deforming
8 the streetscape symmetry.

9 The fiber optic cable that would go
10 along with this endeavor would be buried,
11 creating even more of a threat to street trees or
12 massive expense in digging up our streets or
13 sidewalks and repairing them afterward.

14 The small cell technology question is
15 also reputed to include signals that will make
16 self-driving cars in D.C. possible. I find this
17 totally unacceptable. D.C. can't even run
18 scooters safely, so spare me self-driving cars.

19 Too many of the statements in the
20 proposed guidelines sound good, but are not
21 strong enough or would allow waivers. Cabinets
22 in Historic Districts are to be placed

1 underground. But we understand that the service
2 providers are fighting this requirement.

3 The problem is that the Executive
4 Branch is trying to ram a fait accompli down our
5 throats. The whole process is backward.

6 The Master Licensing Agreement should
7 only be crafted after a thorough public vetting
8 of all the issues that small cells raise. Then,
9 the MLAs would reflect residents' concerns.

10 I must say that outreach on this issue
11 has been abysmal. It's barely known about in the
12 city. ANCs, you might have had some meetings
13 about -- with ANCs, but it hasn't generally been
14 known.

15 And at my ANC, ANC 1C, somebody from
16 Crown Castle was supposed to show up to talk
17 about it in the October meeting and called and
18 told them, oops, can't be there, 20 minutes
19 before they were supposed to appear.

20 So, a halt should be placed on this
21 endeavor until DDOT, and where appropriate, DC
22 Historic Preservation Office representatives have

1 presented project information to every ANC in the
2 city.

3 The MLAs should be subject to revision
4 after the public's concerns are heard and
5 incorporated into the project.

6 Each application to install this
7 equipment in Historic Districts should be heard
8 by the DC Historic Preservation Review Board and
9 the Old Georgetown Board for Georgetown, in
10 Georgetown, if that's where --

11 CHAIR MARCOU: I understand.

12 MR. JAMES: -- the application is.
13 Installation should occur only in alleys.

14 There should be no discount for
15 installing more poles, that is a recipe for
16 having provider companies seeking advantage to
17 overpopulate the city with this ugliness.

18 Washington Globe lampposts should not
19 be subject to installation of this technology.

20 It is premature to create guidelines
21 for a technology that doesn't even exist yet and
22 is not expected to be ready until at least 2020.

1 When we understand how it really works, then we
2 can more readily create appropriate guidelines.

3 CHAIR MARCOU: Thank you very much, Mr.
4 James.

5 MR. JAMES: Thank you.

6 CHAIR MARCOU: Please, Commissioner
7 Wilcox.

8 MR. WILCOX: Sure. My name is Jim
9 Wilcox. I'm the Commissioner for ANC 2E06. I
10 fully support the comments on the resolution --
11 I'm going to explain that --

12 CHAIR MARCOU: Is this what you just
13 handed out?

14 MR. WILCOX: I'm going to explain that
15 to you.

16 CHAIR MARCOU: Okay.

17 MR. WILCOX: Okay.

18 CHAIR MARCOU: I will say, I was taken
19 aback, but go ahead.

20 MR. WILCOX: Well, I want to give you
21 a surprise, it's late in the day.

22 CHAIR MARCOU: Well done.

1 MR. WILCOX: Okay.

2 CHAIR MARCOU: But I'm paying
3 attention.

4 MR. WILCOX: I fully support the
5 resolution that Joe Gibbons read earlier today on
6 behalf of the entire ANC, but I also submitted
7 some supplemental comments, which I provided to
8 the Chair, regarding the draft small cell design
9 guidelines.

10 And I'd really like to just emphasize
11 a couple of points, including the document that I
12 surprised the Chair with.

13 I completely agree with one of the
14 comments the Chair made at the start, which is
15 that the right-of-way in the District of Columbia
16 is its most valuable asset.

17 And I heard the various providers say
18 that the purpose of small cells is, quote, to
19 bring the antennas down to the street, or sort of
20 get the antenna range down to the street.

21 And I've also heard from the providers
22 that they want to go at least 30 feet, plus six

1 feet, 36 feet high, in some instances. I think I
2 heard one of the providers say that they might
3 even want a pole that's 50 feet high.

4 But in any event, the poles were quite
5 high, notwithstanding the idea that the concept
6 is to bring these small cells down close to the
7 ground.

8 And the point I wanted to make, which
9 is based in substantial part on the documents
10 that I just provided to the Chair is that one of
11 the four companies which has executed the Master
12 License Agreements, Verizon, is already in the
13 process of installing multiple 5G facilities on
14 the rooftops of commercial buildings in
15 Georgetown, that are about 40 feet high.

16 Now, historically, what we have in
17 Georgetown is a large number of antennas, that
18 are presumably 4G antennas, that are on rooftops
19 of the commercial area.

20 Now, we have currently applications,
21 that's just one example of them. If you look at
22 Page A1, you'll see the 5G antenna on it, which

1 is why I thought I'd give you the document.

2 That's a supplement that they've
3 provided for our OGB overview. They're already
4 putting antennas on top of buildings, commercial
5 buildings, that are four and five stories high in
6 Georgetown.

7 There's no problem with them servicing
8 those antennas, or else they wouldn't have been
9 doing it for the last ten years.

10 So, the idea that it can't be serviced
11 or it's sort of impractical to have antennas on
12 rooftops is, first of all, belied by the fact
13 that that's just what they've been doing for the
14 past ten years in Georgetown, and secondly, by
15 the fact that Verizon is right now seeking
16 authorization to install 5G facilities on, five
17 5G facilities on rooftops in Georgetown,
18 approximately 40 feet high.

19 So, they may be actually shorter than
20 some of the poles that the providers say that
21 they would like to use to bring 5G down to the
22 street. I mean, it's ridiculous.

1 And from our point of view, if in fact
2 5G facilities are installed on rooftops, it's
3 going to greatly diminish the adverse impact on
4 the streetscapes and on the right-of-way, which
5 the Chair has correctly pointed out is the city's
6 most valuable asset. It's practical, it ought to
7 be a first priority.

8 And from our perspective and my
9 perspective, the final guidelines should provide
10 that poles can only be used if a provider
11 establishes by clear and convincing evidence that
12 there is no property owner willing to rent
13 rooftop space for a 5G installation within an
14 area that is necessary to provide 5G service.
15 Nice and simple.

16 That's exactly what's going on now
17 with 4G, why can't we do it with 5G? It
18 eliminates almost all the adverse impacts on the
19 streetscape, consistent with the Chair's
20 objective, and most of the concerns that have
21 been raised by others here. I think it's a
22 wonderful idea and it should get a top priority.

1 And then, we don't even have to worry
2 about most of these pole issues, because in fact,
3 I believe that most residents, for example, if
4 there's a requirement to install in a residential
5 area, would choose to have an installation on a
6 rooftop, where they're also charging the
7 providers a fair market rent and providing
8 access, just like the providers are getting on
9 the commercial structures right now, and that
10 they'd prefer that to having a pole right in
11 front of their houses.

12 So, it's a very workable thing, it's
13 actually happening now, and I believe that the
14 guidelines should provide the incentive that I
15 just described to continue that.

16 CHAIR MARCOU: And that language is in
17 your comments, correct?

18 MR. WILCOX: I can give you that
19 further. It's in my oral comments, but I can
20 submit something else.

21 CHAIR MARCOU: That would be great.

22 MR. WILCOX: Okay.

1 CHAIR MARCOU: Thank you.

2 MR. WILCOX: Second, in the comments I
3 submitted, I referenced a video from the CEO of
4 Verizon and one of Verizon's 5G engineers. It
5 was actually on the news. And I encourage each
6 one of you to just take a look at it.

7 I was actually going to bring it here
8 to play it, except I was under the impression
9 that we only had three minutes and the video runs
10 a little bit over three minutes.

11 But most people are very impressed by
12 seeing video of the head of one of these major
13 companies that is here talking to you today
14 telling the truth to the national news networks.
15 So, please take a look at it.

16 What he states is that the range of 5G
17 antennas is not the 300 to 500 feet that is being
18 represented by these folks who are testifying
19 here today, but is between 2,000 and 3,000 feet.
20 Okay? So, the range of the antennas is vastly
21 greater than what's been represented.

22 They also state clearly that, based on

1 Verizon's own experience, there's no line-of-
2 sight requirement, despite what people have been
3 saying here today, and that trees and foliage are
4 not a problem, despite what people have been
5 saying here today.

6 Again, I think if the CEO of Verizon
7 states that quite clearly on the national news,
8 that's something you want to take into
9 consideration.

10 AT&T and others are actually trying to
11 increase the number of poles that are provided
12 under the guidelines. I think that those are a
13 maximum.

14 In fact, what I think is that, because
15 it's clear to us that you considered the range of
16 these antennas when you tried to decide how many
17 antennas would be appropriate on blocks of
18 different lengths, that if you assume that the
19 range of the antennas is not 300 feet, but indeed
20 is 3,000 feet, which is ten times as much,
21 obviously, fewer antennas are required.

22 And that's even if, in fact, we don't

1 put them -- well, first of all, we should put
2 them on the rooftops where that's possible. To
3 the extent they're on the street, far fewer are
4 necessary than are being suggested by the
5 providers.

6 I think what they want to do is
7 essentially just get a cheap right-of-way for
8 future development, since, as you all know, there
9 are absolutely no facilities currently, in terms
10 of smartphones, computers, or anything else, that
11 can even use 5G.

12 So, indeed, since the cost of these
13 new poles to them is way sub-market, it's not
14 even currently usable, because there's no
15 facilities, in terms of smartphones, that can use
16 the equipment, they're just getting a cheap buy
17 to establish multitudes of poles for future
18 development in the neighborhoods, when indeed, by
19 Verizon's own actions, as one of the major
20 carriers who testified here today, it's
21 practical, reasonable, doable, and is currently
22 being done, to put these facilities on rooftops,

1 which avoids the problems that most of us are
2 concerned about and which I think the Chair was
3 sympathetic to when he said that right-of-way is
4 our most valuable asset.

5 In closing, I'll say that I think that
6 there's little, if any, reasonable need for the
7 Public Space Committee to allow additional poles
8 to be constructed in the residential areas of
9 Georgetown, taking into account both the
10 availability of rooftop installations and
11 extended antenna range.

12 The final guidelines can enable 5G to
13 be fully implemented in Georgetown, and across
14 the city, while minimizing adverse impacts. This
15 approach is fair and prudent and should be
16 adopted. Thank you.

17 CHAIR MARCOU: Thank you very much,
18 Commissioner. If you'll pass the microphone on?

19 MR. WILCOX: Certainly.

20 MS. SANTOYO: Good evening.

21 CHAIR MARCOU: Good evening.

22 MS. SANTOYO: I'm Elsa Santoyo, S-A-N-

1 T-O-Y-O, and I am a Director of the Citizens
2 Association of Georgetown. I'm also the Chair of
3 its Historic Preservation and Zoning Committee.

4 In this capacity, I support the
5 resolution the ANC 2E submitted about the design
6 guidelines on October 3, 2018, and offer the
7 comments CAG submitted about the guidelines
8 October 1, 2018, and the resolution CAG submitted
9 to DDOT previously dated April 24, 2018,
10 requesting DDOT to encourage applicants to seek
11 CFA approval prior to the installation of small
12 cell --

13 CHAIR MARCOU: Hold on for a second.
14 Got to bring your -- stop, you've tangled the
15 wire in your feet --

16 MR. WILCOX: I don't --

17 CHAIR MARCOU: -- I just want to make
18 sure he's covered for recording.

19 MR. WILCOX: I think I'm okay now.

20 CHAIR MARCOU: I've got eyes on, so --

21 MR. WILCOX: Okay, I'll get my feet
22 back.

1 CHAIR MARCOU: -- I just want to make
2 sure he's okay, because this is being recorded
3 for posterity.

4 MR. WILCOX: Sure.

5 CHAIR MARCOU: So, we want to make sure
6 that we've got an accurate document. Okay.

7 MR. WILCOX: I apologize for my big
8 feet.

9 CHAIR MARCOU: That's okay. The wire's
10 also under the table, so I should have warned
11 you.

12 MR. WILCOX: Thank you.

13 CHAIR MARCOU: Please continue.

14 MS. SANTOYO: The Citizens Association
15 of Georgetown Board of Directors approved the
16 latter during two separate meetings of its Board.

17 Georgetown, like the rest of the city,
18 is very proud of its streetscape and we totally
19 appreciate your opening comments.

20 But Georgetown, particularly, remains
21 a unique Historic District defined by its
22 architecture and that of its streetscape. Its

1 relatively few lamp poles and abundance of trees
2 significantly characterize that streetscape
3 setting.

4 As in early preservation efforts,
5 preservation of Georgetown today must extend
6 beyond the built environment to its setting.

7 In finalizing the small cells design
8 guidelines, please consider the following
9 comments, which represent my own views now, in
10 addition to CAG's formal comments, which I was
11 also an author of, to preserve Georgetown's
12 unique character.

13 First, I'm concerned that locating
14 bulky antennas at the height of street lamps, as
15 one of the providers suggested, will detract from
16 and obscure the globes of the street lamps.

17 They will also obscure the cornice and
18 entablature details that are at the same level,
19 that are considered highly significant
20 characteristics of Georgetown's architecture.
21 This would be damaging to perspectival
22 streetscape views and also obscure views to the

1 streetscape from second-story windows.

2 Locating the bulk of antennas well
3 above the 20-foot height instead, as recommended
4 in the guidelines, will mitigate those adverse
5 effects, placing the bulk of the small cells
6 above the parapets and eaves of the majority of
7 Georgetown's houses.

8 I worry that the resulting potential
9 visual and health concerns that loosen the
10 guideline restrictions, as requested by the
11 carriers today, could drastically adversely
12 affect the value of the individual properties
13 adjacent to the small cell facilities.

14 This is backed by numerous studies,
15 that conclude that there have been up to a 20
16 percent drop in property values adjacent to cell
17 towers.

18 Could this potential deleterious
19 effect be considered a taking, because the
20 potential future of the property is constrained
21 by the installation of the small cell?

22 I support the comments submitted by

1 the ANC 2E, CAG, Mr. Wilcox, the Environmental
2 Health Trust, which they provided to you guys on
3 October 5, 2018, about the health issues related
4 to small cells.

5 EHT's comment that worldwide, many
6 regions are investing in wired fiber optic
7 connections, as a healthier, more cyber-secure
8 alternative, that offers faster service and
9 increased capacity, seems to be buttressed by the
10 fact that Comcast has made a decision to stay out
11 of the small cells race, because their position
12 is that they can offer what other providers are
13 promising using their existing cable
14 infrastructure.

15 Finally, I do support Commissioner
16 Wilcox's comments about pursuing the feasibility
17 of roof-mounted 5G wireless transmission towers
18 to the pole-mounted antennas prior to approval of
19 the guidelines and the deployment of small cells
20 in Georgetown.

21 The 5G towers, with a coverage range
22 of 2,000 to 3,000 feet that Verizon is touting

1 and testing, as Mr. Wilcox said, in five
2 locations across Georgetown, now, could well
3 provide 5G access throughout the entirety of
4 Georgetown, which is less than 6,000 feet by
5 9,000 feet. That is the extent of the area we
6 occupy. So, 2-3,000-foot coverage, you can
7 imagine how we could lessen the impact.

8 Benefits of the roof-mounted 5G towers
9 over numerous added antenna poles include
10 providing income streams to property owners,
11 preserving the setting of our historic community,
12 and perhaps even our community's health.

13 So, I ask you to please make my
14 comments here, as well as those you have heard,
15 part of the formal record before the Public Space
16 Committee. Thank you. I appreciate your time.

17 CHAIR MARCOU: Thank you very much. If
18 you'll pass the microphone on?

19 MS. SANTOYO: Yes. Here you go.

20 MS. EMES: My name is Betsy Emes,
21 spelled E-M-E-S. I'm Chair of Trees for
22 Georgetown, which is a nonprofit organization

1 under the auspices of the Citizens Association of
2 Georgetown.

3 And we raise funds from the community
4 to plant and maintain street trees in the
5 residential areas of Georgetown. And we educate
6 the community on the importance and care of these
7 trees.

8 We plant our trees with the permission
9 of the Urban Forestry Division of DDOT and also
10 work closely with Casey Trees. We have planted
11 almost 3,000 street trees since our inception in
12 1989.

13 Trees for Georgetown would like to
14 express its concern for the potential damage to
15 the D.C. street trees by the 5G small cell
16 installations.

17 With regard to the placement of
18 standalone poles vis-a-vis street trees, the
19 draft design guidelines call for these poles to
20 aligned with street lights, third-party poles,
21 and street trees in order to maintain a visual
22 and physical organization of structures within

1 the right-of-way.

2 Trees for Georgetown supports the
3 guidelines in that these standalone poles should
4 not be placed where it limits the ability of the
5 District of Columbia to plant a street tree in
6 the future, regardless of whether the District
7 plans to plant a tree in that location at the
8 time the application is submitted. In other
9 words, don't put a pole in an empty tree box.

10 We further support the guidelines in
11 that a standalone pole should not be placed
12 within the critical root zone of existing street
13 trees.

14 Street trees should not be removed,
15 nor have their critical root zones compromised
16 for the installation of any small cell
17 infrastructure. The 15-foot minimum should be
18 maintained.

19 However, Trees for Georgetown has
20 grave concerns that 5G small cell implementation
21 would have adverse impact, not only on the
22 appearance of street trees, but also their

1 health, which the guidelines fail to address.

2 We are told that standalone poles must
3 be in clear line-of-sight to each other, as well
4 as cell phones and houses, which would involve
5 tree trimming.

6 Trees for Georgetown urges that the
7 guidelines put in place a permit process
8 requiring the oversight of a certified arborist
9 for any prune, with stringent penalties for
10 noncompliance attached.

11 Random, unsupervised pruning by
12 nonprofessionals would be a disaster, causing our
13 street trees to be grossly disfigured or worse
14 yet, killed. Thank you.

15 CHAIR MARCOU: Thank you. I'm going to
16 start with that last point. And I just want to
17 be clear to everybody and we've said this to the
18 Master License Agreement holders.

19 It is illegal to prune a street tree
20 without a permit and all permits for street tree
21 work and all permits for small cell will be
22 reviewed by the certified arborists at the Urban

1 Forestry Division. All the small cell providers
2 understand that, correct?

3 (Chorus of yes.)

4 CHAIR MARCOU: Let the record show that
5 they said yes.

6 So, while there are people who do
7 perform improper or unpermitted, I'll just the
8 term unpermitted, acts in public space, and trust
9 me, we try to fine them every place we can, but
10 we've only got a certain number of inspectors, in
11 this case, they know full well that their
12 applications will not be approved until they've
13 gone through Urban Forestry's review and they
14 know that they cannot prune trees without a
15 permit from the District Department of
16 Transportation that are reviewed and approved by
17 the Urban Forestry Division.

18 So, please rest assured that that is
19 absolutely covered.

20 MS. EMES: Yes, but just because it's
21 covered doesn't mean it won't happen. And once
22 it's happened, that's it.

1 CHAIR MARCOU: Once it happens --

2 MS. EMES: They should have a certified
3 arborist hired by them if the city can't provide
4 it to supervise every bit of the pruning.

5 CHAIR MARCOU: That assumes that the
6 pruning is permitted. So, I'll start from that -
7 -

8 MS. EMES: Yes.

9 CHAIR MARCOU: Right. So, I'll start
10 from that. The Urban Forestry Division will
11 manage all of that. That is in their purview,
12 that's their authority, they tell us how trees
13 get pruned, that's how trees get pruned. Okay?

14 MS. EMES: Are they getting more staff?
15 Because they're having trouble right now doing
16 that just on the trees --

17 CHAIR MARCOU: I look forward to our
18 getting more staff and their getting more staff.
19 You might want to make that recommendation to
20 people who have that ability to make that happen.
21 I do want to move on to another --

22 MS. SANTOYO: Can I just add something?

1 CHAIR MARCOU: Of course.

2 MS. SANTOYO: I thought her point about
3 a certified arborist was a good one, from the
4 standpoint that you would be requesting the
5 carriers, through the guidelines, to make sure
6 that, prior to asking for the permit from you,
7 that a certified arborist has checked what
8 they're going to do.

9 Because that way, if you're short
10 staffed, you would be able to --

11 CHAIR MARCOU: Okay, let me stop you
12 there. I'm not being clear enough, so I'll be
13 clear enough. A permit to install a small cell
14 device does not include at all a permit to do any
15 pruning whatsoever --

16 MS. SANTOYO: We know that.

17 CHAIR MARCOU: -- to a street tree. It
18 is a separate type of permit. So, for them to
19 get a permit that, if they were to do an
20 installation and it required pruning, it would be
21 a second element of the permit.

22 It would have to be explicitly stated

1 on the permit application and it would go to
2 Urban Forestry and they would set whatever the
3 criteria standards Urban Forestry wants for that.

4 A certified arborist sounds like an
5 excellent suggestion to make to them. If it's
6 not a condition that -- if they want us to add a
7 condition, it can go as a condition like that.

8 So, we're all on the same page. Yes,
9 we've heard this repeatedly from you, at a
10 variety of fora, so we just want to make sure you
11 know that we've heard it, you are totally on top
12 of it, and it currently is illegal.

13 And, yes, illegal activities occur in
14 public space, that doesn't mean that we don't
15 still include them. Just because people speed,
16 doesn't mean that we don't include speed limits.

17 MS. EMES: Yes, but there's --

18 CHAIR MARCOU: So, I want to continue
19 and move on -- I'm sorry, please, go ahead.

20 MS. EMES: I would like to say one more
21 thing. There should be stringent penalties for
22 this. Tickets are rarely given, fines are rarely

1 levied.

2 I mean, hit them in the pocketbook and
3 they'll stop doing it. But we're not doing that,
4 the city is not doing that on any venue.

5 CHAIR MARCOU: So, the guidelines are
6 not an authority in which we could do that.
7 There are standards for enforcement activity and
8 fines that are given based on violations. Those
9 are already well established.

10 Urban Forestry Division, I'm sure is
11 an advocate to make sure that those fines are
12 properly calibrated to prevent bad acts. They
13 are probably the best entity to work with on
14 that.

15 Our office is also happy to hear any
16 recommendations related to modifying the fines
17 related to enforcement activities.

18 MS. EMES: Thank you.

19 CHAIR MARCOU: Okay? Okay. I wanted
20 to clarify two things that I thought I heard.
21 Did you want the small cells to be taller? It
22 sounded to me --

1 MR. WILCOX: Are you asking me?

2 MS. SANTOYO: Are you talking to me?

3 CHAIR MARCOU: Yes. It sounded --

4 MS. SANTOYO: What I actually said was
5 that I lauded the height that's called out in the
6 design guidelines --

7 CHAIR MARCOU: Okay.

8 MS. SANTOYO: -- right now. And that
9 one of the carriers earlier had talked about
10 bringing down that height and that we opposed
11 bringing down that height, from what the design
12 guidelines are currently.

13 CHAIR MARCOU: I think that they
14 recommended increasing the height levels.

15 MS. SANTOYO: There was two things
16 said. It went up and down.

17 CHAIR MARCOU: Okay.

18 MS. SANTOYO: One of -- when, I forget
19 if it was AT&T or Verizon, showed slides, they
20 showed facilities that were the same height as
21 the globes. And so, that's what that comment was
22 about.

1 That comment was about that particular
2 carrier showing a lower height than what is
3 recommended in the guidelines. So, we were
4 speaking in support of what the guidelines
5 currently --

6 CHAIR MARCOU: It would be helpful to
7 review the guidelines, I don't know if they set a
8 minimum height, but if they don't --

9 MS. SANTOYO: They didn't set a minimum
10 height, but they set a maximum height of 31 and
11 there's also a diagram that shows a height. And
12 so, we would urge that they -- that you don't
13 exceed --

14 CHAIR MARCOU: If you'd like the
15 guidelines to be clarified related to minimum and
16 maximum heights --

17 MS. SANTOYO: Yes.

18 CHAIR MARCOU: -- of installations, we
19 look forward to getting that specific comment in
20 the --

21 MS. SANTOYO: That was in the CAG --

22 CHAIR MARCOU: So, what's the specific

1 --

2 MS. SANTOYO: -- comment to you.

3 CHAIR MARCOU: What's the specific
4 minimum height that you're looking for?

5 MS. SANTOYO: We did not give you a
6 specific minimum height, we said in our comments
7 to you that we submitted electronically before --

8 CHAIR MARCOU: Yes.

9 MS. SANTOYO: -- the deadline for
10 comments --

11 CHAIR MARCOU: Yes.

12 MS. SANTOYO: -- that maximums and
13 minimums should be called out in the guidelines
14 and that is something that we would encourage.

15 CHAIR MARCOU: Right. So --

16 MS. SANTOYO: The --

17 CHAIR MARCOU: -- let me stop you --

18 MS. SANTOYO: The authors of --

19 CHAIR MARCOU: Let me stop you there
20 for a second, because I want to be clear, a
21 minimum and a maximum recommendation, the
22 recommendation to have minimums and maximums is

1 great. The recommendation to have a specific
2 minimum and maximum is what we're asking for.

3 MS. SANTOYO: And what I just was
4 telling was that we would leave it to the
5 Commission of Fine Arts to make that
6 recommendation, in their wisdom.

7 We think it's better that the authors
8 of the design guidelines actually set that. And
9 we're just asking you to take that into
10 consideration, as our comment.

11 CHAIR MARCOU: We leave that in the
12 intelligent, capable hands of the Commission of
13 Fine Arts, then. So, you made that
14 recommendation to them, not to us?

15 MS. SANTOYO: No, I made it to you,
16 because they're one of the authors of the design
17 guidelines. It was a collaborative effort, as we
18 understood it.

19 CHAIR MARCOU: It was, but ultimately,
20 the Commission of Fine Arts, as you're pointing
21 out, is the authority related to --

22 MS. SANTOYO: I wasn't asking the

1 Commissioners to make the recommendation, I was
2 asking the authors of the guidelines to just make
3 that clear.

4 There was a wonderful Commissioner on
5 the NCPC that, when the draft design guidelines
6 were presented to her, she said, you know, one of
7 the problems with design guidelines is that you
8 can drive a truck through them.

9 And for that purpose, we believe that
10 you just need to tighten them up. And I believe
11 that Richard Heins actually said that to you as
12 well. Thank you.

13 CHAIR MARCOU: Thank you. We look
14 forward to hearing from the Commission of Fine
15 Arts on its recommendation related to the
16 minimums and maximums --

17 MS. SANTOYO: You didn't understand.

18 CHAIR MARCOU: -- that you're
19 requesting. So, I do want to point out another
20 point, which is that I believe that if they could
21 install just ten cells and cover the District of
22 Columbia, trust me, they would only want to

1 install ten cells.

2 They have no interest in going beyond
3 that, as I would think anybody who could
4 accomplish something would ten, would probably
5 not prefer to do 100. But I'm going to leave the
6 comment at that. It's --

7 MR. WILCOX: It just does seem to me
8 that they're not being charged very much per
9 pole.

10 And I think to establish that as a
11 beachhead for 20 years is really of substantial
12 value. I think you're selling it way, way, way,
13 way short. And I can see why they would want to
14 have that. Okay?

15 CHAIR MARCOU: Sure.

16 MR. JAMES: If I might?

17 CHAIR MARCOU: Make sure you have the
18 microphone.

19 MR. JAMES: Okay.

20 CHAIR MARCOU: Thank you.

21 MR. JAMES: So, I don't believe that
22 the design guidelines prevent other future

1 providers from entering the marketplace.

2 CHAIR MARCOU: Correct.

3 MR. JAMES: Okay. So, I can see why
4 the four entities that are there so far would
5 want to gobble up all the places and keep others
6 out of the marketplace.

7 So, that might be why they like the
8 idea of having numerous places to go. If they
9 have it, then someone else can't use it. So,
10 just one other point, when you were discussing --

11 CHAIR MARCOU: I'd like to know if the
12 Committee members have any further questions for
13 the panel.

14 MR. JAMES: Oh, sure.

15 CHAIR MARCOU: Thank you. Mr. James,
16 you had something you wanted to add?

17 MR. JAMES: Just that, regarding the
18 height, the Master Lease Agreement establishes a
19 50-foot height limit, unless in the Department's
20 discretion, a greater height is accepted.

21 So, that's at odds with the guidelines
22 and that needs to be dealt with. It's in 5.1.2

1 of the MLA. It's in our Kalorama Citizens
2 testimony. It was --

3 CHAIR MARCOU: Right.

4 MR. JAMES: -- something we discovered.

5 CHAIR MARCOU: Thank you.

6 MR. JAMES: Thank you.

7 CHAIR MARCOU: Okay. Thank you all
8 very much. I noted that there were three people
9 who also wanted to provide comments, there might
10 be a fourth. So, if you'll step forward?

11 Is there anybody else present who'd
12 like to put comments on the record with the
13 Public Space Committee? Ma'am, you've already
14 spoken to the Committee, we're moving forward.
15 That was your opportunity to speak to the
16 Committee.

17 So, we appreciate that, but you can't
18 speak in both a professional and then, come back
19 and speak in a personal capacity. That was your
20 opportunity to provide us with your comments.
21 You can do so in writing.

22 MS. POLS: You did let the Gala Theatre

1 guy do that.

2 CHAIR MARCOU: I'm sorry?

3 MS. POLS: You did let the Gala Theatre
4 guy do that.

5 CHAIR MARCOU: No, what I did was I
6 allowed him to read onto the record somebody
7 else's comments, because that person was no
8 longer here, and that's all we had him do was
9 read the comments.

10 PARTICIPANT: But I wanted extra
11 comments that I had the video for and you said
12 she couldn't play it.

13 CHAIR MARCOU: Right. So, with video,
14 we need the person here for those comments. For
15 written testimony, which we receive into the
16 record, a person can read it into the record.

17 So, with that said, we look forward to
18 hearing from the four of you. We'll go from your
19 left to your right. If you'll state your name
20 for the record, spell your last name.

21 MS. POLS: My name is Cynthia Pols,
22 last name is spelled P-O-L-S. I submitted

1 testimony on October 5, I hope you have that for
2 the record.

3 CHAIR MARCOU: We do.

4 MS. POLS: Okay, great. I'm a member
5 of the Kalorama Citizens Association and
6 professionally, I'm a telecommunications
7 attorney. I don't work for providers, I work for
8 municipalities, so I have some perspective on
9 some of these issues.

10 I think, for starters, there's all
11 this talk about 5G. In reality, it's not coming
12 until 2020. Most of what you're hearing about is
13 experimental pilot project type things.

14 The FCC has yet to auction the
15 spectrum off that they're going to use for the
16 5G. The manufacturers are not yet making the 5G
17 equipment, that's happening next year. The
18 standard setting bodies are still working on the
19 standards for the networks.

20 So, things are not quite as urgent as
21 we were led to believe, in terms of needing to
22 act quickly to allow this technology to get

1 going.

2 On the other side of the coin, I would
3 say that 5G is going to have all kinds of
4 revolutionary impacts and we need to think about
5 that and plan for that. But not in the hasty way
6 that the industry would like, which is basically
7 to let them do as they would like to do.

8 From what we know about it
9 technically, they're going to be operating at
10 very high frequencies, the 28 gigahertz range,
11 which means that their signals don't travel very
12 far.

13 And in fact, their equipment does have
14 to be very close to the user, that's in the
15 nature of the beast.

16 Rooftop stuff is sort of a different
17 kind of interim technology that they're doing.
18 So, that probably is not an answer.

19 But I do think it would be helpful to
20 get a much clearer picture of how the
21 technology's going to work before we set up the
22 rules for the new antenna poles.

1 We know -- I think part of the talk
2 about not wanting to go into the alleys has to do
3 with the fact that the technology will be used
4 for autonomous vehicles, in all probability, so
5 they want to be on the street side for that
6 reason, as much as the things they said about it
7 somehow being difficult to get into the buildings
8 from the alleys.

9 I don't think there's any difference
10 between alley versus street for getting into the
11 buildings. As we go through this, we have to
12 think about the visual impact of all of this.

13 We could, if I'm correct that it's
14 intervals of 250 to 300 feet between antennas,
15 and we're talking about as many as five to ten
16 providers, then we can do the math and figure out
17 how much new poles and new equipment we're
18 looking at in our right-of-way, that's already
19 pretty crowded with all kinds of things.

20 And I also remember something that has
21 not been talked about at all, which is, a number
22 of these providers intend to connect their

1 antennas via fiber optic links.

2 So, they'll be feeding the antennas by
3 a fiber optic network, that's to the good,
4 because that actually reduces some of the
5 emissions people are concerned about.

6 But it also means there's going to be
7 an awful lot more work in the rights-of-way than
8 you're contemplating, because they're going to be
9 digging for all that. They'll be digging the
10 sidewalks, they'll be digging in the roads.

11 And so, I think really what we're
12 looking at right now is, they want to do what
13 they call network densification, initially, which
14 is just basically enhanced 4G. That doesn't
15 require things being as close to the user as 5G
16 does, but that equipment will be adaptable to 5G.

17 So, that's essentially, I think, the
18 industry plan is, we'll improve our existing
19 network with enhanced 4G and that'll be good to
20 go for the 5G.

21 That's great for them, not so great
22 for us, because we're not thinking about the

1 significance of unloosing all these new poles in
2 our streets.

3 So, we have a unique streetscape, it's
4 been talked about at great lengths today, so I
5 won't go over that, but we know it's beautiful.
6 It's got all these great trees, it's got all
7 these wonderful buildings. And so, we want
8 things to fit with that and it's going to be hard
9 to do.

10 So, I mean, my biggest takeaway from
11 all this, from hearing -- sat through things all
12 day is, we need to slow this train down to get it
13 right, to understand better how the technology's
14 actually going to work so that when you set in
15 place regulations that are supposed to
16 accommodate, you understand what it's going to
17 do.

18 And I certainly didn't think that,
19 sitting here today, we got a clear, honest
20 picture of how it's actually going to work.

21 I also want to remind people who may
22 not have been around, 1999, it was a couple years

1 after the Telecommunications Act was enacted, and
2 everybody thought fiber optics was going to be
3 this really great thing.

4 And the D.C. Government basically gave
5 permits to every Tom, Dick, and Harry who wanted
6 to tear up our streets to lay fiber optics. And
7 we did and they tore up the streets and made a
8 huge mess and pretty much all the companies went
9 bankrupt.

10 It was a very sort of unregulated
11 thing. I'm a little bit concerned that we're
12 sort of headed down that road again, based on the
13 fact that we don't have a clear picture of what
14 this technology's actually going to do.

15 So, that's sort of my cautionary tale
16 to you is, remember that, that was 20 years ago.
17 This could be much worse, because we're talking
18 about a much -- we're talking about fiber optics
19 and all the antenna poles.

20 I want to -- I don't want to criticize
21 you guys as a body, but I wonder if the Public
22 Space Committee --

1 CHAIR MARCOU: You're more than welcome
2 to, there's a long list of people who are happy
3 to criticize us.

4 (Laughter.)

5 CHAIR MARCOU: But that's part of our
6 job.

7 MS. POLS: It's not --

8 CHAIR MARCOU: That is absolutely part
9 of our job.

10 MS. POLS: It's more a criticism of the
11 fact that I'm not sure that you are structured
12 and equipped to deal with what I'm talking about
13 down the road.

14 The volume of the work that would be
15 associated with getting this right, if they
16 really are going to do what they say they want to
17 do, it's a huge undertaking.

18 And I kind of feel like maybe there's
19 a need for a more specialized panel that has
20 oversight over this type of thing, with people
21 who are expert in the area.

22 And I don't know whether you can do

1 that under your existing mandate, whether you
2 need new legislation or whether you could just do
3 regulations.

4 Which takes me to another point, which
5 sort of generally speaking, I would like to see
6 regulations here, as opposed to just guidelines
7 and this sort of vague thing of some guy who
8 grants permits maybe getting these guidelines
9 implemented right.

10 I think we need a little firmer
11 foundation for things than we have now, in terms
12 of the law.

13 I didn't really find any regulations
14 that I saw that truly addressed the questions
15 we're dealing with. So, that's kind of the step-
16 back thing that I would advise, that we should
17 try to get regulations.

18 And if we don't have the legal
19 authority to do them, then perhaps we should
20 speak to the Council and get some framework in
21 place, so that we can do things correctly and
22 some of these issues can be thrashed out in a

1 more public way, which I think they really need
2 to do.

3 And I think on some of the small
4 details, the things that I would like to see done
5 better, the guidelines don't require them to
6 publicly disclose their deployment plans.
7 There's a process where they can sort of share
8 them in secret, super-secret.

9 I kind of think that that should
10 happen in a more public sort of way, kind of like
11 when we franchised the cable company, they
12 disclosed their plans.

13 This is a little bit more like a cable
14 franchise than traditional, you know, casual
15 permits. So, a better sort of public disclosure
16 of their plans and some more input from the
17 public.

18 That seems like, if they disclose the
19 plans, we have a better opportunity for
20 coordination. And that's sort of lacking in the
21 existing guidelines.

22 And, I mean, I think the CFA has it

1 right, on terms of the design standards. I mean,
2 we did hear from some of the providers that they
3 all have sort of different plans, so that may be
4 easier said than done. But I think we should
5 explore whether or not that can happen.

6 And I think our meeting featured the
7 ANCs, I think they need a more clearly defined
8 role in the process, so that they're brought in,
9 on both the plans and the -- I mean, checking the
10 database is a little bit -- it's a hard way to
11 keep track of things.

12 And then, finally, I think that
13 there's nothing in the guidelines that requires
14 that the adjacent property holders be notified.
15 I really think that they should be.

16 I also didn't see anything that
17 required that when an applicant comes to you that
18 they have to give you a plan of, not only what
19 they're going to do, but its relationship to the
20 other things that are on the block, so that when
21 you look at this, you know where it is in
22 relationship to the trees, where it is in

1 relationship to all these other things, so that
2 the people that are reviewing it are not just
3 looking at this very narrow drawing of the tower
4 or the pole and nothing else. So, that's there.

5 But bottom line, I think a stronger
6 foundation of regulations would help a lot and
7 that slow the train down, understand what this
8 technology's going to do.

9 Don't accept the industry's -- they
10 want to do this, we understand that, they want to
11 do this, but don't accept their say so as to
12 exactly how it's going to unfold. We need to
13 independently confirm things. So, I'll stop and
14 take questions later.

15 CHAIR MARCOU: No, actually, I'm going
16 to follow up on --

17 MS. POLS: Okay.

18 CHAIR MARCOU: -- a few of the things
19 you said.

20 MS. POLS: Okay.

21 CHAIR MARCOU: Thank you very much and
22 we really appreciate it. Some of this was a

1 little walk down memory lane for me, as a
2 motorist in the District of Columbia, from 12th
3 Street specifically, that I think was a, like, a
4 --

5 MS. POLS: Yeah.

6 CHAIR MARCOU: -- local, like, nexus
7 point for every fiber optic installer in the
8 late-1990s.

9 MS. POLS: It was wild.

10 CHAIR MARCOU: So, a few important
11 points. Thank you very much.

12 And thank you very much for the
13 materials you've provided, I really did -- I read
14 through them and it was very interesting to
15 recall some of the issues and the history on
16 this.

17 A few points. First, we've been at
18 this for well over a year, this is at least our
19 eighth public meeting. We've been holding public
20 meetings left, right, and center on this.

21 It's great that it's getting traction,
22 but we've been putting the notices out there,

1 we've been telling people about the meetings,
2 we've been looking forward to public
3 participation, and it's been a smattering, up to
4 this point.

5 It's great that it's happening, it's
6 just that, in terms of slowing up the train, the
7 train hasn't been moving at breakneck speed, it -
8 - this is -- and that's why it's so important
9 that we have -- frankly, this book is filled with
10 a lot of information from the public and we love
11 having it.

12 We are getting it now, when, as part
13 of the prior process, it would have been helpful
14 to have had it then, just as it always is for
15 everybody. So, that's an important part of this.

16 Another important part of this is, you
17 had said you were worried that people wouldn't
18 know where things were, in relation to the
19 streetscape.

20 That's actually a required plan. So,
21 the required plan will indicate not just, I want
22 to put an antenna and I want to put this cabinet

1 --

2 MS. POLS: That's in some other
3 regulation.

4 CHAIR MARCOU: What's that?

5 MS. POLS: That's in some other
6 regulation, it's not in the guidelines.

7 CHAIR MARCOU: No, it's in the public
8 space permitting process.

9 MS. POLS: Okay, that's what I mean --

10 CHAIR MARCOU: Right.

11 MS. POLS: -- by other regulation.

12 CHAIR MARCOU: So, this is an
13 excavation of public space. So, there are, as
14 we've mentioned before, there are other
15 regulations that govern this as well, right? And
16 by other, I mean, additional, right?

17 So, these guidelines talk about
18 location, frequency, et cetera. I should say
19 frequency of placement. But it doesn't discuss,
20 for example, what the restoration standards will
21 be.

22 Why? Because the restoration

1 standards are clearly delineated and defined in
2 Title 24, Chapter 34 of the District of Columbia
3 Municipal Regulations, which is, you hire me to
4 be a nerd, that's the nerd part of me.

5 Title 24, Chapter 34, Section 3403 is
6 a good one to read. If you'd like to learn more
7 about restoration standards, they'd be covered in
8 the standard specifications for highways and
9 structures, which is currently called the Gold
10 Book, it's about this thick.

11 It used to be the Green Book, before
12 that, it was the Red Book, before that, it was
13 the Blue Book. So, these are very important,
14 very fully robust items that manage the right-of-
15 way.

16 And review of applications that come
17 in will not be by a person who is pushing papers
18 across the desk. First, it won't be paper, it'll
19 be electronic.

20 Second, it will go to very relevant,
21 very professional reviewers in particular areas,
22 so that they can work on a comprehensive whole to

1 make sure that it doesn't damage the street tree,
2 that it doesn't impact traffic safety, that it
3 does work within a historic area or Commission of
4 Fine Arts area, et cetera.

5 So, we really have a very robust
6 system that I'd love to give trainings to
7 everybody on, because it is a state of the art
8 system in the country.

9 And it's one that we also look forward
10 to continuing to improve, which comes back to one
11 of the other items that you said, so I just want
12 to make sure I touch that point.

13 Which is, ANCs are going to be
14 receiving notice about applications on a fairly
15 frequent basis.

16 More frequently than the companies
17 might initially think, which goes back to what we
18 talked about in terms of defining the language
19 about neighborhood from the Master License
20 Agreement in the draft guidelines.

21 MS. POLS: I guess I had the impression
22 on that that the ANCs were brought in in the case

1 of contested.

2 CHAIR MARCOU: No.

3 MS. POLS: The things that get --

4 CHAIR MARCOU: They are not, they --

5 MS. POLS: -- kicked up to the --

6 you're saying they're getting brought in earlier?

7 CHAIR MARCOU: The specific language is
8 the following, and this is in the Master License
9 Agreement, it's -- let me see if I can find it,
10 just so I can make sure we put it on the record
11 again.

12 It's on Page 10 of the Master License
13 Agreement, it's Section 5.4.4. Prior to
14 submitting a permit application for the location
15 and installation of the first wireless
16 communication facility --

17 MS. POLS: Yes, that's just the first
18 one, though.

19 CHAIR MARCOU: -- in any neighborhood
20 of the District --

21 MS. POLS: That's just the first one,
22 that doesn't --

1 CHAIR MARCOU: -- the key word there
2 being neighborhood. So, I'll get to that further
3 down the road. But I'm just clarifying for you
4 that there is an ANC notice --

5 MS. POLS: But that's just the first --

6 CHAIR MARCOU: If I may finish, just to
7 --

8 MS. POLS: I have read that, I am
9 familiar with it.

10 CHAIR MARCOU: Okay. Well, then,
11 you're familiar with the fact that it requires
12 notice to the ANCs. I'll simply --

13 MS. POLS: For the first one --

14 CHAIR MARCOU: -- leave it at that at
15 this point.

16 MS. POLS: -- we're expecting --

17 CHAIR MARCOU: In a neighborhood.

18 MS. POLS: -- many of these.

19 CHAIR MARCOU: In a neighborhood.

20 MS. POLS: And neighborhood is not
21 defined.

22 CHAIR MARCOU: Neighborhood is an

1 opportunity for us to make sure that it is
2 clearly made notice to the community, as it moves
3 forward.

4 MS. POLS: But why just the first one?

5 CHAIR MARCOU: Say that again?

6 MS. POLS: Why is it just the first
7 one?

8 CHAIR MARCOU: We'll come back to that
9 --

10 MS. POLS: It seems an odd --

11 CHAIR MARCOU: We'll come -- if you --

12 MS. POLS: -- configuration.

13 CHAIR MARCOU: If you'd like more
14 specific, we'll make sure that it's covered in
15 the guidelines.

16 So, if you have a recommendation about
17 how that language could be clarified in the
18 regulation, pardon me, in the guidelines, that
19 would ensure the type of notice that you're
20 looking for, we'd appreciate seeing it. Thank
21 you.

22 MS. POLS: Okay. I think, just one

1 second. That was part of why I wanted the plans
2 to be disclosed to the ANCs, so that they would
3 have a sense of what was --

4 CHAIR MARCOU: They are.

5 MS. POLS: -- the deployment plans, not
6 the site-specific ones, but the broader
7 deployment plans, so that --

8 CHAIR MARCOU: They are. That's why
9 it's in there.

10 MS. POLS: No. No, those are not the
11 deployment plans, that's the first pole that they
12 want to put up.

13 CHAIR MARCOU: It's not first pole.

14 MS. POLS: Initial.

15 CHAIR MARCOU: It's not initial pole.

16 MS. POLS: That's what it says. Thank
17 you.

18 CHAIR MARCOU: I'm just going to state
19 one thing to make sure you understand this, okay?
20 We are very cognizant of our responsibility and
21 duty to the citizens of the District of Columbia,
22 who have entrusted in us the responsibility to

1 manage that right-of-way.

2 We have those interests fully in mind
3 and we look forward to making sure that your
4 concerns about it are addressed. Okay?

5 MS. POLS: Thank you.

6 MS. MLADINOV: Thank you very much, Mr.
7 Chairman. My name is Ann, A-N-N, Mladinov, M-L-
8 A-D-I-N-O-V. I'm representing ANC 3B.

9 I'm sorry that we're not on the list
10 as speakers, but our meeting in October was just
11 last Thursday, when we adopted our position on
12 the small cell technology. That was the first
13 time that we could get to it, so we didn't have a
14 chance to make the October 5 deadline.

15 CHAIR MARCOU: Okay.

16 MS. MLADINOV: We really appreciate the
17 invitation to participate today that came to all
18 the ANCs and your public presentations.

19 We were also very happy to hear at our
20 October meeting that our Councilmember Mary Cheh
21 is hoping to hold her own roundtable discussion
22 on the small cell technology issue and gather the

1 perspectives from DDOT, as well as others who are
2 interested.

3 It's clear today, from all of the
4 presentations, that you've reached to a very wide
5 range of the citizens of Washington, at this
6 roundtable, and I really appreciated the chance
7 to hear them.

8 I wanted to read our letter, not all
9 the boilerplate, but the key sections. I'll go
10 on that.

11 CHAIR MARCOU: Thank you.

12 MS. MLADINOV: We support development
13 of systems to accommodate effective higher speed
14 telecommunications in the District, but we have
15 major concerns about the content of the draft
16 guidelines, the rushed timetable for review, and
17 the significant flaws in the process of
18 developing the regulatory framework for this
19 technology in the city, including the short
20 notice and very abbreviated opportunity for ANCs
21 and the public to comment on the proposed
22 guidelines.

1 From our perspective as an ANC, the
2 almost invisible process DDOT has followed to
3 develop and finalize the guidelines and the MLAs,
4 the absence of provisions for ANC and public
5 input on specific proposals for small cell
6 installations in public space, as well as on the
7 provisions of the basic MLA and the specific
8 terms of the MLAs signed to-date.

9 The terms of the MLAs allow providers
10 to go forward with their desired small cell
11 installations without further public review, once
12 the provider has received approval for its first
13 installation.

14 And DDOT's proposal to allow providers
15 to put as many as two new poles on each block to
16 hold small cell units and install a refrigerator
17 size auxiliary unit above ground on every block.

18 Though DDOT has recognized that shared
19 poles, including public utility poles, could be
20 used and the auxiliary units could be placed
21 underground where they would not intrude on
22 public space and the look for the area.

1 For residents and visitors to
2 Washington, D.C., the visual appearance of the
3 city's residential and commercial neighborhoods
4 is a major factor in the quality of life and day-
5 to-day experiences in the District.

6 Protection of the vistas in the parks
7 around the city, on the National Mall, and in
8 Historic Districts is also essential to
9 preserving the historic architectural and
10 cultural heritage of the District and the nation,
11 which is also a foundation of the region's
12 economy and tourism.

13 We are very concerned that having so
14 many additional poles holding small cell boxes
15 over sidewalks and in other public space, along
16 with sizable auxiliary boxes above ground, would
17 create significant visual clutter, as well as
18 safety risks, in our residential and commercial
19 neighborhoods.

20 The added objects in sidewalks and
21 public spaces would create obstacles and block
22 sight lines for pedestrians, motorists, and those

1 who use assistive devices, bikes, and scooters.

2 The ANCs, community organizations, and
3 the public in general have had very little notice
4 of the steps being taken by DDOT to facilitate
5 small cell technology, the design guidelines DDOT
6 is proposing, or the changes that DDOT's proposal
7 could mean for our communities and the health and
8 well-being of people in the city.

9 DDOT notified ANCs in late August
10 about the proposed small cell technology
11 guidelines, held one information meeting for ANC
12 Commissioners about the proposed guidelines the
13 first week of September, immediately after Labor
14 Day, which was not well attended, organized a
15 second informational meeting on September 25,
16 after most ANCs had held their September
17 meetings, set a deadline of October 5 for ANCs
18 and members of the public to submit written
19 comments, which was before most ANCs had their
20 October meetings, and scheduled the roundtable
21 today, on October 15.

22 That time table has significantly

1 reduced the chance for ANCs to participate in the
2 process.

3 DDOT notes in the proposed guidelines
4 the unique nature of the District's streetscape
5 and states that the public space enhances the
6 quality of life for residents and visitors, and
7 also provides the foundation for the city to
8 become a more walkable and sustainable city.

9 But the guidelines fail to protect the
10 unique streetscapes and public space that are so
11 vital to the District.

12 DDOT and its Public Space Committee
13 have the authority for regulating the small cell
14 technology installations in public space and must
15 take into account these matters before adopting
16 design guidelines and standards for governing
17 installation of this next generation of
18 communications technology.

19 For all the above reasons, we strongly
20 urge DDOT, one, to delay consideration of the
21 proposed guidelines until further informational
22 meetings about the small cell technology can be

1 held in each Ward, the D.C. Council has held
2 hearings on the subject, and residents and ANCs
3 have had fuller opportunity to review and comment
4 on the proposed guidelines.

5 Two, to provide the public with more
6 detailed information about the technology.

7 Three, to analyze in greater depth and
8 report to the public on the potential impacts of
9 the installation of small cell technology on the
10 city's streetscape, quality of life, and the
11 health and well-being of the public.

12 Four, to amend the proposed guidelines
13 to ensure that affected ANCs and the public have
14 at least 30 days to review and comment on each
15 proposed installation of small cell technology in
16 a neighborhood, and also, to put in place a
17 process to hear and respond to any ANC comments
18 and objections to the installations.

19 Five, to amend the MLAs with
20 providers, including agreements that providers
21 and DDOT have already signed, to require that
22 notice be given to affected ANCs and the Council

1 about proposed small cell installations, beyond
2 just the provider's initial installation.

3 And also, to call for DDOT to consider
4 comments from affected ANCs and the public on
5 proposed small cell installations in public space
6 in a neighborhood, before DDOT approves the
7 additional installations beyond that first one.

8 Six, to require companies installing
9 small cell technology in the District to provide
10 additional benefits to residents, such as free
11 Wi-Fi in disadvantaged areas of the city, in
12 exchange for the permission to install their
13 technology in public space or on public utility
14 poles.

15 This letter was approved by a vote of
16 5-0 at a duly noticed regular meeting of the
17 Commission on October 11, 2018, in which a quorum
18 was present.

19 Thank you for your attention to this
20 important matter for the city. Sincerely, Brian
21 Turmail, Chairman. Thank you.

22 CHAIR MARCOU: Thank you.

1 MR. ENKAMIT: Can you pull up the video
2 on the --

3 CHAIR MARCOU: Sure, is it in the USB
4 drive?

5 MR. ENKAMIT: Yes. DNA Damage.

6 CHAIR MARCOU: I'm sorry, which one?

7 MR. ENKAMIT: DNA Damage.

8 CHAIR MARCOU: Okay.

9 MR. ENKAMIT: Before you begin --

10 CHAIR MARCOU: Sure, give me a second,
11 it'll probably start playing, so I'm going to put
12 it on pause, so we can increase the size and make
13 sure -- I'm -- Jonathan, if there's audio from
14 that machine, are we able to hear it? Okay.

15 Well, we'll find out in a second.
16 Okay. Would you like me to start playing? I
17 think you need to introduce yourself and spell
18 your last name, at a minimum.

19 MR. ENKAMIT: My name is Brian Enkamit,
20 last name is spelled E-N-K-A-M-I-T. I'm a
21 resident Brightwood area of D.C. and I have a
22 business in the Manor Park area of D.C.

1 CHAIR MARCOU: Thank you.

2 MR. ENKAMIT: And I'm sorry, maybe I've
3 been asleep for the last year, but I haven't
4 heard any announcements about any of this
5 discussion about bringing small cell into D.C.
6 So, I just found out about this meeting last week
7 and I rushed back from out of town to be here.

8 CHAIR MARCOU: May I ask you, ask
9 everybody at the table, real quick, before we go
10 forward, so, you're an ANC Commissioner, correct?
11 Do any of you look at the D.C. Register, where
12 notices are published about public meetings on a
13 regular basis --

14 MR. ENKAMIT: No.

15 CHAIR MARCOU: -- and serves as the
16 official organ for the District of Columbia
17 Government for providing notice to the public of
18 meetings?

19 MR. ENKAMIT: No.

20 CHAIR MARCOU: Okay. Thank you.

21 That's all I --

22 MR. ENKAMIT: I do listen to the radio.

1 I do watch T.V.

2 CHAIR MARCOU: Okay.

3 MR. ENKAMIT: So, those are options in
4 terms of getting the word out as well. More
5 effective than having people look in the
6 Register, that most people can't even find,
7 probably. Just saying.

8 CHAIR MARCOU: I hear you.

9 MR. ENKAMIT: Okay. I was listening
10 earlier to a lot of the -- I wish the people from
11 those companies were still here.

12 CHAIR MARCOU: They are.

13 MR. ENKAMIT: Really?

14 CHAIR MARCOU: They're all -- I'm
15 looking at a representative from AT&T. I'm
16 looking at a representative from Verizon.

17 MR. ENKAMIT: The people who were
18 testifying, are they here now?

19 CHAIR MARCOU: Yes, they're here.

20 MR. ENKAMIT: How many of you all live
21 in the District? Okay. I just wanted to know.

22 CHAIR MARCOU: No, Gus, they wanted to

1 know who from the companies lives in the District
2 of Columbia.

3 MR. ENKAMIT: Yes. But you want to
4 bring your product in to me, right? I just want
5 to make sure I'm clear about that part.

6 CHAIR MARCOU: I live in the District.

7 MR. ENKAMIT: I do too, which is why
8 I'm concerned about this issue.

9 CHAIR MARCOU: As are we.

10 MR. ENKAMIT: I heard you talking
11 earlier about regulations for newspaper boxes --

12 CHAIR MARCOU: Yes, sir.

13 MR. ENKAMIT: -- how specific they are,
14 the size, the paint, the lettering. If I wanted
15 to put a newspaper box up and I wanted to put
16 lead paint on that box, would you allow it?

17 CHAIR MARCOU: See, we don't regulate
18 lead paint. That's a great -- thank you, that's
19 a perfect example. We don't regulate lead paint.
20 That would --

21 MR. ENKAMIT: So, I could do it?

22 CHAIR MARCOU: -- be a -- no, I didn't

1 say you could do it, I said we don't regulate
2 that.

3 That would probably be a Department of
4 Health matter and that would be the entity to
5 whom you would turn, because the Department of
6 Health has the subject matter expertise, the
7 authority, and jurisdiction to regulate that
8 element.

9 We would have the authority to, just
10 like they wouldn't have the authority to regulate
11 whether it was attached to a streetlight, we
12 would.

13 So, different government agencies have
14 different authorities and jurisdictions to govern
15 those things that are within their purview and
16 within their authority. So --

17 MR. ENKAMIT: So, if I want --

18 CHAIR MARCOU: -- in our case --

19 MR. ENKAMIT: -- to put a box up --

20 CHAIR MARCOU: Sorry, say that again?

21 MR. ENKAMIT: If I want to put a box
22 up, I have to come to you and get approval for

1 the box, the colors, whatever. I go to them to
2 figure out the paint is good. Is that what
3 you're saying? Is that how the process works?
4 I'm just --

5 CHAIR MARCOU: Generally speaking, that
6 would be the process.

7 MR. ENKAMIT: Okay.

8 CHAIR MARCOU: But I don't know that
9 you need to go to them to get official permission
10 for the paint.

11 I think you would find that a paint
12 sold in the District of Columbia would presumably
13 meet guidelines, if you went to Home Depot. But
14 I leave that with the Department of Health.
15 That's a great question to ask them.

16 MR. ENKAMIT: Okay. So, my concern is,
17 if it's in the public space, you're not concerned
18 about that?

19 CHAIR MARCOU: About --

20 MR. ENKAMIT: The effect of the paint
21 on the box, in terms of the people that might be
22 exposed to that paint.

1 CHAIR MARCOU: Do I have a concern
2 about that?

3 MR. ENKAMIT: Yes.

4 CHAIR MARCOU: That's --

5 MR. ENKAMIT: Your agency?

6 CHAIR MARCOU: That's an irrelevant
7 question for the purposes of the Public Space
8 Committee.

9 MR. ENKAMIT: How is --

10 CHAIR MARCOU: We don't have -- and
11 I'll tell you why. We don't have jurisdiction or
12 authority over paint in public space.

13 MR. ENKAMIT: You're talking about --

14 CHAIR MARCOU: Sorry. Let me be clear.
15 We hear your question, why don't you tee up the
16 question for us in writing and we'll make sure
17 you get a response?

18 MR. ENKAMIT: Okay. Because you said
19 you had very -- a lot of regulations about the
20 boxes. I just assumed that paint would be a part
21 of the regulations. Let's play the video, please.

22 CHAIR MARCOU: So, the regulations on

1 newspaper boxes are available at dcregs.dc.gov,
2 as is the D.C. Register.

3 It's a great one-stop-shop for all
4 sorts of information related to the District of
5 Columbia Government and its regulatory authority
6 and its announcements.

7 MR. ENKAMIT: Thank you.

8 CHAIR MARCOU: Okay.

9 (Video plays.)

10 MR. ENKAMIT: So, I've got a
11 suggestion. Because we want to roll out this 5G
12 technology, there's a rat problem in D.C., why
13 don't we put them all underground?

14 Because there won't be anybody to ride
15 around in these driverless cars in 150 years, if
16 this man and the scientist are saying, what
17 they're saying is true. There will be no people
18 to ride in driverless cars to need 5G.

19 There's no 5G technology, there's no
20 -- it's just a rush to make money for companies,
21 without -- putting the health of the public
22 citizens at risk.

1 And it's a signal, if you only
2 regulate the public space, then why are you
3 allowing the signal to come into my house?

4 CHAIR MARCOU: Again, those are great
5 questions to take to the relevant authorities.

6 MR. ENKAMIT: Well -- okay.

7 CHAIR MARCOU: In this case, our
8 understanding is that it would be the Federal
9 Communications Commission.

10 And then, from the Federal
11 Communications Commission, whichever agency or
12 department of the District of Columbia would have
13 jurisdiction or authority over that element of
14 the Federal Communications Commission's standards
15 and guidelines.

16 MR. ENKAMIT: So, what you're saying to
17 me is, you regulate the public space. You don't
18 put something in the public space that's going to
19 impact me in my private space. That's what
20 you're doing.

21 CHAIR MARCOU: I'm sorry. So, what I'm
22 hearing you say is, your concern is about radio

1 frequencies reaching into your private property.

2 MR. ENKAMIT: Exactly. I don't need to
3 know how much trash is in my trash bin, I can
4 figure it out myself.

5 I don't need to know how much milk is
6 in my refrigerator, I can look in it and see. I
7 don't even drink milk. So, the 5G, the internet
8 of things, is all a gimmick.

9 But the most important point is made
10 here, that if we don't stop this train that's
11 rolling down the track, there will be nobody
12 running around for you to build the internet.

13 It's a very serious thing. We can
14 stay within our little boxes and act like we're
15 not -- and be tunnel vision about this.

16 But we need to take a little broader
17 approach to dealing with the realities of what
18 this internet is doing to us, what the radio
19 frequencies are doing to us and our children.

20 And there's all kinds of evidence that
21 shows, thousands and thousands of scientific
22 evidence that show that when you combine one

1 toxin with another -- so lead is a problem,
2 there's a problem in the environment in D.C.
3 When you combine radio frequencies with lead,
4 they done studies that show it increases the
5 amount of toxicity in your system.

6 So, a lot of children in D.C. have
7 lead in their systems. So, it's okay to push out
8 this energy and adversely affect these children,
9 because we don't regulate the public -- we only
10 regulate the public space. I think it's a cop
11 out. Thank you.

12 CHAIR MARCOU: Thank you, sir. Hold on
13 one second, sir. Sir? Let Jonathan assist with
14 removing it and putting in a new one. Thank you.

15 And I want to say to the staff who
16 have been here throughout this, thank you very
17 much, we truly appreciate your support of this
18 event.

19 It allows -- I don't believe that's
20 ours, I believe that is that gentleman's, or that
21 young lady's.

22 MR. MCCLAIN: Next one up, one up,

1 right there. Okay. My name is James McClain.

2 CHAIR MARCOU: And how do you spell
3 your last name, sir?

4 MR. MCCLAIN: M-C-C-L-A-I-N. I'm a
5 long-term resident of D.C., I grew up here, I was
6 born here. I've seen the city and how it's
7 changed over the years.

8 CHAIR MARCOU: Me too.

9 MR. MCCLAIN: I'm very, very concerned
10 about 5G and it coming into my neighborhood, on
11 my street. And --

12 CHAIR MARCOU: Do you want to let us
13 know what address you live at? You don't have
14 to, but if you are interested -- or what Ward, or
15 what neighborhood?

16 MR. MCCLAIN: I'm in Cardozo area,
17 Adams Morgan. And as you know, that area's been
18 very, very impacted by parking.

19 And when you say you do public space,
20 I'm kind of -- I keep reflecting about all these
21 move-in signs that go up and you have to clear
22 that parking spaces on almost the entire block,

1 when it's almost like battling to get a parking
2 space on a daily basis. So, but anyway, that's
3 another matter. You may not deal with that.

4 But this one right here, there's a
5 public impact by the use of our right-of-way,
6 that affects children, the elderly, people whose
7 health is compromised.

8 And in the public way, where the 5G
9 would be at, despite what industry hasn't said
10 about the health effects and hasn't gone into how
11 that's going to impact the people of the District
12 of Columbia, all these people are going to be
13 right there on the street where this 5G is taking
14 place.

15 Now, I'm retired. I used to be a
16 customer service engineer at Xerox. And we had
17 cell phones that we had strapped to our side.
18 And after a while, I didn't want to keep it to my
19 side, I didn't know why, but I took it off my
20 side. And then, after a while, I said, there's
21 pain there.

22 And there's talk about the effects of

1 this Wi-Fi and 5G and the combined
2 electromagnetic frequencies affecting us. And
3 I've heard people say they get headaches and they
4 get all this.

5 Well, I didn't have any of that. But
6 after a while, I felt pain on that side. And so,
7 I would cut it off and I would walk down the
8 street and I would say, okay, it's fine, no
9 problem.

10 And one day, I felt it and I said,
11 there's still pain there. So, I cut it off and I
12 pulled it out and it's on. So, it does affect
13 the system. Okay.

14 So, if our children and elderly and
15 who have compromised immune systems are on that
16 street with that 5G, it's like putting them in
17 the line of something that's deleterious to their
18 health at the moment, and it continues with a
19 long-term exposure. They can't even sleep,
20 because of the effects coming into the house also
21 at that street level.

22 So, when I see these antennas go on

1 top of buildings, I seen one it's on a high-rise
2 at the corner there, at 14th, way up high, and
3 it's the kind that I see in the magazines that
4 says, this is the kind that sends out microwave
5 radiation, I get appalled.

6 And when I see 5G coming to the
7 street, less than probably 30-50 feet to my
8 bedroom window, that's too much.

9 So, am I not -- I'm not just saying
10 that I'm against it, I'm saying the public health
11 effect is not being addressed or looked at. And
12 if you're talking about the health of the people
13 of the District of Columbia, this is foremost.
14 But, the video.

15 (Video plays.)

16 CHAIR MARCOU: Thank you.

17 MR. MCCLAIN: One other thing.

18 CHAIR MARCOU: Yes, sir.

19 MR. MCCLAIN: Children are walking
20 around through the streets with their cell phones
21 to their ears constantly.

22 In the small print in all the

1 companies, it says, it's not to touch the head.
2 But they don't push that out. You're looking at
3 an epidemic in the future, if it goes through.

4 CHAIR MARCOU: Thank you. Do Committee
5 members have any questions for the panel? I just
6 want to note how it's clear how fervently and how
7 committed to this concern you are. I strongly
8 encourage you to follow up with the appropriate
9 authorities about it.

10 MR. ENKAMIT: But if you are already
11 setting the standards on deployment, you can put
12 a stop to the deployment, can you not?

13 CHAIR MARCOU: So, we really appreciate
14 the panel's time.

15 MR. ENKAMIT: So, you can't?

16 CHAIR MARCOU: If you'd like to put
17 that question in writing, please do so.

18 MR. ENKAMIT: Okay, I will.

19 CHAIR MARCOU: And to that end, we're
20 going to keep the record for the Public Space
21 Committee hearing -- pardon me for one second.

22 Is there anybody else present who

1 would like to speak to the Public Space Committee
2 regarding this material who hasn't already had
3 the opportunity to speak?

4 MS. SCARATO: I haven't as a person, as
5 a mom. I delivered the Environmental Health
6 Trust, as a scientist, I'm - I'm --

7 CHAIR MARCOU: So, you had the
8 opportunity to speak to the Committee --

9 MS. SCARATO: But I didn't understand
10 that, I thought that was the Environmental Health
11 Trust, the organization. If I had known that I
12 could do my personal then, I would have done that
13 too. I thought I was separate.

14 I tried many times to call, I was on
15 the phone with the D.C. Government trying to
16 reach someone to ask questions about the public
17 hearing and the guidelines, and I could not reach
18 -- I wrote to someone named Elliot, I spoke to
19 someone on your panel, who sent me to someone
20 else --

21 CHAIR MARCOU: Then, I'll do the
22 following. Thank you all very much, we

1 appreciate your time. We'd appreciate the
2 opportunity to hear from you as a mother.

3 MS. SCARATO: Thank you. I truly
4 believe that if all the mothers and fathers in
5 Washington, D.C. were aware of this issue, if
6 they looked at the Federal Register -- which I've
7 never looked at myself, and I apologize for that,
8 I found out about this from an email from someone
9 several weeks ago, of course, professionally.

10 Personally, nobody I know who I've
11 spoken to, when I tell them about this, they say,
12 what? What are you talking about?

13 And this is happening, of course, in
14 Montgomery County and in Maryland as well, but I
15 come to D.C. a lot with my kids.

16 And I know a lot of people who live in
17 Washington, D.C., parents who are not aware that
18 this is happening, that there are going to be
19 antennas on their street, in front of where they
20 live.

21 And I don't think this is in the
22 interest that they have not been informed about

1 this. It's not good enough to just put it in the
2 Federal Register, you have to let people know.

3 This is not like newspaper boxes, this is --

4 MR. JAMES: I need to ask a question,
5 excuse me --

6 MS. SCARATO: -- antennas -- and are
7 you interrupting me?

8 MR. JAMES: -- are people allowed to
9 film what's going on?

10 CHAIR MARCOU: Pardon me for one
11 second.

12 MR. JAMES: I apologize for that.

13 MS. SCARATO: Oh, yes. Yes.

14 CHAIR MARCOU: So, Mr. James, if you'll
15 have a seat please, I'd appreciate you having a
16 seat.

17 MR. JAMES: Sure.

18 CHAIR MARCOU: Unless there's an urgent
19 matter that requires you to stand. I'd like to
20 keep some relevant decorum to the meeting.

21 MR. JAMES: Okay.

22 CHAIR MARCOU: And so, as I said at the

1 very beginning and I will clarify again, and I
2 believe this meeting has primarily been almost
3 entirely recorded, correct?

4 MS. SCARATO: Actually, no, I only did
5 certain ones, I didn't have enough --

6 CHAIR MARCOU: But you've recorded --

7 MS. SCARATO: -- the little thing that
8 has the data on it, I didn't have enough to
9 record the whole meeting. I really wish it were
10 all recorded with views. But she can record,
11 that's fine.

12 CHAIR MARCOU: So, with that said, I
13 just want to clarify, Mr. James, as I said at the
14 beginning, yes, this is an open public meeting.
15 It is subject to being recorded and the people
16 who speak at the meeting are subject to being
17 recorded.

18 MR. JAMES: It sounded like that was by
19 this Committee or the Government, which I would
20 expect so there would be a record, but not, like,
21 the companies who want this favor from this
22 Committee, when there's somebody here who's

1 obviously in opposition to their point of view.

2 To me, it seems very threatening.

3 Unless I'm totally mistaken that this woman here
4 is filming this woman here.

5 CHAIR MARCOU: Well, Mr. -- I'm going
6 to leave it at this. The activity that I have
7 seen today regarding recording of the meeting has
8 not created a hostile environment or threatened
9 anybody, as we've seen it objectively here on the
10 dais.

11 We have been aware of the recording
12 going on, but by both the person who is
13 testifying now and earlier, by AT&T, when this
14 person was first testifying, and now again. So,
15 are you going to turn that off while I'm talking
16 about the recording?

17 MS. SCARATO: No, I'm just showing him

18 --

19 CHAIR MARCOU: Great.

20 MS. SCARATO: -- if I'm recording.

21 CHAIR MARCOU: So, with that said --

22 MS. SCARATO: It's okay.

1 CHAIR MARCOU: -- everybody is on the
2 same page. These are open public meetings, they
3 are subject to being recorded by any person who
4 is present.

5 MR. JAMES: Thank you.

6 CHAIR MARCOU: Sure, no worries.

7 MR. JAMES: I apologize.

8 CHAIR MARCOU: You did that -- Mr.
9 James, I'm very familiar with you, you and I have
10 had a long and very fruitful relationship
11 regarding public space in Kalorama and the city
12 generally.

13 I would simply say that you are
14 reflective of your concern. And it's an
15 important concern to have expressed and have
16 addressed. So, with that said, I would like you
17 to continue, if you may.

18 MS. SCARATO: Thank you. And I
19 appreciate your concern as well. I was shocked
20 when I found out, not only about small cells
21 coming into front yards, but several years ago,
22 when I found out that there was a memo that

1 Motorola had written about war gaming the science
2 related to this issue.

3 And that's how we're here today, where
4 you are in the uncomfortable position of having
5 to decide on something so important and there are
6 no federal guidelines that protect the people.

7 But I think that the people need to
8 know and I hope that you will consider, maybe in
9 the public space, since that's what you do,
10 putting up signs about cell phone radiation and
11 impacts on our health.

12 Because there is much literature in
13 the science that shows effects, including the
14 conclusion that this kind of radiation is a human
15 carcinogen by several independent scientists.
16 There are actually several papers that conclude
17 that, based on the body of evidence.

18 So, I just think that you can -- you
19 asked me earlier about what can -- do we have
20 authority? You do have authority.

21 You're about to have authority to
22 allow these installations, so you do have

1 authority to decide what will be in the right-of-
2 way.

3 And I think that you should consult
4 with the Washington D.C. lawyers that are part of
5 the D.C. Government and ask them about what you
6 can do, in terms of what is your authority? Can
7 you say, we're not okay with this in our public
8 space? What can you say? I hope that you will
9 figure that out.

10 So, thank you for letting me speak.
11 And I hope you'll learn more about this issue,
12 because most people are completely unaware and
13 they need to be informed. But they're not
14 reading the Register, nor are they reading the
15 peer reviewed science.

16 So, that's the problem, is that our
17 airwaves are governed by companies that sell us
18 things, advertisements, T.V., and people are not
19 being informed about this issue at all. Thank
20 you.

21 CHAIR MARCOU: Thank you. I did want
22 to clarify one point. When I said the Register,

1 I apologize, I wasn't clear, I meant the D.C.
2 Register.

3 The Federal Register, more power to
4 them, it's about the federal government. But the
5 District of Columbia Register is where our --

6 MS. SCARATO: Yes.

7 CHAIR MARCOU: -- public meetings are
8 noticed. And so, that is at dcregs, R-E-G-S, so,
9 it's dcregs.dc.gov.

10 MS. SCARATO: Could I also add that the
11 FCC currently has in place a former lawyer for a
12 company, for a wireless company, and the former
13 commissioner, the head of the FCC, was the former
14 top lobbyist for the CTIA, who of course, wasn't
15 here to speak.

16 But I wanted to point out that our --
17 the FCC is under regulatory capture. They are
18 not acting in the interest of protecting people
19 in terms of health, they have no health people
20 who are even working for them. They are moving
21 forward with this at lightning speeds.

22 So, telling us to go to the federal

1 agencies or telling people, like me as a parent,
2 to be told to go to the federal agencies, when
3 they're not -- we're not seeing any action there.

4 There's actually been an open docket
5 on human exposure to radio frequencies for years
6 now, for about five years now, and there's been
7 no action on it.

8 So, there's nothing happening there,
9 that's why at the very local level, I hope, as a
10 parent, that D.C. will make the right decision
11 for families in the open space. This is their
12 space. Thank you.

13 CHAIR MARCOU: Thank you very much.
14 With that said, unless there is anybody else who
15 is interested in speaking to the Public Space
16 Committee about this matter, we'll conclude the
17 meeting at 8:29 in the evening on October 15,
18 which is the day it started.

19 I will note that we will keep this
20 record for this particular meeting open for
21 another two weeks, so that means October 29 is
22 the deadline for any of the follow-up questions,

1 comments, or materials that was requested by the
2 Committee, or that anybody would like to provide
3 to us.

4 You can do so by emailing
5 public.spacecommittee@dc.gov. That's
6 public.spacecommittee@dc.gov. That's the official
7 email address of record for the Public Space
8 Committee. Any other email form of notification
9 is not considered official to the Public Space
10 Committee.

11 In addition, you can either hand
12 deliver to our offices at 1100 Fourth Street
13 Southwest, on the Third Floor, or you can mail to
14 us at our offices, the District Department of
15 Transportation, care of the Public Space
16 Regulation Division, at either 55 M Street
17 Southeast, which has a zip code of 20003, I
18 believe, or 1100 Fourth Street Southwest, Third
19 Floor, which has a zip code of 20024. And with
20 that, our meeting is adjourned.

21 (Whereupon, the above-entitled matter
22 went off the record at 8:30 p.m.)

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This is to certify that the foregoing transcript

In the matter of: Small Cell Technology in DC

Before: DC Public Space Committee

Date: 10-15-18

Place: Washington, DC

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Court Reporter

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