

RESOLUTION NO. R-17-70 

**A RESOLUTION URGING THE GOVERNOR TO VETO SENATE BILL 1451**

**WHEREAS**, the City of Wood Dale supports the goal of ensuring reliable wireless services in our communities and the advancement of technology in the telecommunications industry; and

**WHEREAS**, Senate Bill (“SB”) 1451 establishes the Small Wireless Facilities Deployment Act and severely limits municipal authority to regulate, site, or charge permit fees for wireless facilities; and

**WHEREAS**, SB 1451 permits a private business entity to use public right-of-way at a rate far below market value, distorting the private market for small wireless facilities; and

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**WHEREAS**, SB 1451 permits wireless providers, and third parties who act as agents or contractors for wireless providers, to locate telecommunications equipment with an antenna as large as six (6) cubic feet in size, and associated equipment up to twenty-five (25) cubic feet in size, on existing or new utility poles subject to minimal zoning regulations by the municipality; and

**WHEREAS**, SB 1451 creates an automatic approval timeline, which is one-sided and detrimental to the public, presuming that municipalities are negligent—and providers not—when a permit is incomplete or inadequate; and

**WHEREAS**, state legislators amended SB 1451 to exempt the City of Chicago in an effort to pass the legislation; and

**WHEREAS**, many municipalities have already enacted ordinances, or are in the process of updating their codes to address small wireless facilities, or are developing right-of-way use agreements with the industry, indicating that municipalities are making a significant effort to develop reasonable standards for the deployment of wireless facilities; and

**WHEREAS**, Illinois municipalities are diverse and each one must be given the opportunity to develop reasonable regulations that will protect their specific needs;

**NOW, THEREFORE, BE IT RESOLVED** that the City of Wood Dale opposes SB 1451 as passed by the Illinois General Assembly and urges the Governor to veto the legislation.

**BE IT FURTHER RESOLVED** that the City of Wood Dale is committed to developing reasonable regulations for the deployment of wireless technology and is eager to work with stakeholders to develop regulations that ensure reliable wireless services while also preserving the rights of the municipality, property owners, and citizens.

PASSED this 7<sup>th</sup> day of December, 2017

AYES: Aldermen Catalano, JAKAB, Messina, Sorrentino, Susmarski, E. Wesley, and R. Wesley

NAYS: None

ABSENT: Alderman Art Woods

APPROVED this 7<sup>th</sup> day of December, 2017

SIGNED: Annunziato Pulice  
Annunziato Pulice, Mayor

ATTEST: Shirley J. Siebert  
Shirley J. Siebert, City Clerk