



# CITY COUNCIL AGENDA REPORT



**DEPARTMENT:** Community Development

**MEETING DATE:** April 19, 2011

**PREPARED BY:** Barbara Lynch, Senior Planner

**AGENDA LOCATION:** CC-3

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**TITLE:** Set for Public Hearing on May 3, 2011: Amendment to Title 17 (Zoning) of the Monrovia Municipal Code by Adding a New Chapter "Wireless Telecommunications Facilities" to the Zoning Ordinance, and Repeal Ordinance No. 2009-02U, an Interim Urgency Ordinance Relating to Wireless Facilities in Public Rights-of-Way

**OBJECTIVE:** Set May 3, 2011 as the date for the public hearing.

**BACKGROUND:** A moratorium relating to wireless facilities in public rights-of-way has been in effect for two years and will be expiring in June of this year. Legal challenges to the local regulation of wireless facilities in public rights-of-way have occurred at both the state and federal levels. The moratorium allowed Staff time to study current codes and to determine what conditions and standards are applicable based on recent changes in state and federal law. The City must now consider a comprehensive ordinance to lawfully regulate the installations of wireless facilities.

On April 13, 2011, the Planning Commission held a public hearing to review the proposed ordinance. At the close of the public hearing, the Planning Commission adopted Planning Commission Resolution No. PCR2011-04 recommending approval of the regulations to the City Council.

**RECOMMENDATION:** Staff recommends that the City Council set May 3, 2011 as the date for the public hearing.

**COUNCIL ACTION REQUIRED:** If the City Council concurs, the appropriate action would be to set May 3, 2011 as the date for the public hearing.

**CC-3**