

Glasgow, Clay

From: Alex Brookins [alexandriabrookins@gmail.com]
Sent: Tuesday, February 10, 2015 11:38 PM
To: Glasgow, Clay
Subject: Re: Application for Verizon Cell Tower

Dear Clay Glasglow,
City Planner

It has come to my attention that Verizon has applied to erect a cell phone tower in downtown Gladstone. I was surprised as a resident living close to the proposed site that I was not officially notified in writing, but by word of mouth only. Upon further investigation I was even more surprised to discover from minutes of the January 20th meeting the manner in which the application was being handled. I'm sure you are aware several issues need to be rectified before proceeding:

- 1) Any chairpersons employed by the telecommunications industry need to step down from the planning commission as they cannot be objective. Specifically Tamera Stemple, as she is employed by Adept Engineering and deals mostly with cell communications projects.
- 2) All Gladstone residents should be officially notified in writing.
- 3) Public testimony needs to be reopened allowing opportunity for all residents concerns to be heard.
- 4) Last but not least, the SHPO report needs to be completed and made public before any further action is taken regarding the decision of the application.

I appreciate your service to this city and its residents and I look forward to you respectfully considering my concerns.

Thank you,
Alexandria Brookins
Gladstone Homeowner

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Glasgow, Clay

From: Carol De Lair [carol.delair@usi.biz]
Sent: Wednesday, February 11, 2015 9:36 AM
To: Glasgow, Clay
Subject: Verizon - affects on children

I know you can't deny Verizon's request to place a cell tower Portland Avenue due to health reasons, but you can deny it based on the proposed location. It will be visible to everyone driving or walking down Portland Avenue, and it's just ugly. Once it's constructed, you will have to allow Verizon to collocate other provider's antennas on the tower and it will become much bigger and uglier to look at. It will distract from the nice little community Gladstone is becoming.

Cell towers haven't been around long enough for our government to really understand how the waves could affect the public. Studies in other countries have found health issues in children living around towers where the frequencies are well below USA guideline so the question becomes whether the USA guidelines are sufficient to protect the citizens living near these towers. The tests in the USA are based on adult males and not children so it appears our federal regulators are waiting for the health affects to surface similar to what they did with the tobacco companies.

With the proposed placement of the tower being so close schools, Verizon should be ashamed of themselves for even asking you to approve this site. Once again, big business is hoping to push their need for profits through without any consideration to the public. Proposing to place the tower on an attorney's property is simply a manipulation by Verizon in their hopes that the you and the citizens of Gladstone will be intimidated enough to keep quiet. Verizon is not being socially responsible so please don't allow this placement. Make Verizon act responsibly by proving no other appropriate sites exist in Gladstone.

Thank you.

Our office will be closed on Monday, 2-16-15, in honor of President's Day.

As a service for our clients, upon your request, USI Northwest will review those portions of your contract regarding the insurance and indemnity requirements as they relate to your insurance program and provide comments and/or recommendations based upon such review. This service should not be taken as legal advise and does not replace the need for review by the insured's own legal counsel.

Carol De Lair
SENIOR ACCOUNT MANAGER

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Glasgow, Clay

From: Carol De Lair [carol.delair@usi.biz]
Sent: Tuesday, February 10, 2015 7:59 PM
To: Glasgow, Clay
Subject: Verizon cell tower & City Ordinances

The City of Portland's Planning & Zoning rules & regulations contain Chapter 33.274, Radio Frequency Transmission Facilities whose purpose is to

- 1) Ensure City zoning regulations are applied consistently,
- 2) Reduce the potential need for additional towers,
- 3) Ensure that towers are sited in or near residential or open space zones only when alternative sites aren't feasible
- 4) Preserve the quality of living in residential areas which are close to towers
- 5) Preserve the opportunity for continued and growing service from cell providers
- 6) Support the goal of the city's broadband plan.

Does the city of Gladstone have such an ordinance? If not, perhaps the city could benefit from a period of consideration in order to set up a process for the orderly handling of facility siting requests.

The amendment to the Telecommunications Act may limit local control of cellular facilities, but it will also put more emphasis on municipalities to ensure their initial siting review is done correctly and that their cellular zoning ordinances are up to date so they can demand enough information to make a decision based on evidence in the record and not just on speculation.

If the city of Gladstone doesn't have such an ordinance, please deny the Verizon request until such an ordinance can be developed.

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Glasgow, Clay

From: Carol De Lair [carol.delair@usi.biz]
Sent: Tuesday, February 10, 2015 7:58 PM
To: Glasgow, Clay
Subject: Verizon Cell Tower - Telecommunication Amendment of 2012

Please do not give Verizon approval to place a cell tower on Portland Avenue. The amendment to the TA signed by the president in 2012, limits local government authority to control the collocation of new facilities or the removal or replacement of existing facilities on existing towers or structures. It says, a state or local government may not deny, and shall approve, any eligible facilities request for a modification of an existing wireless tower or base station that does not substantially change the physical dimensions of such tower or base station.

One legal interpretation says, "The new law doesn't provide any guidance as to what constitutes a "modification" or a substantial change. Consequently, local governments should be prepared for telecommunication providers arguing for an expansive interpretation of the type of changes that local governments 'shall approve'".

It further states, "if a new carrier wants to collocate their antennas on an existing pole or tower, they are likely to need a new base station, which would NOT fall within these new restrictions on local control. Where a new carrier can share a base station with an existing carrier, the law will apply to limit local zoning authority but this is a rare circumstance."

You have control over new cell tower placements don't be fooled by big business who is only looking at ways to increase their profits.

Remember, if you approve this application now, you will not be able to refuse requests from other cell providers because the law will not allow you to discriminate towers of similar nature and design.

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Glasgow, Clay

From: Carol De Lair [carol.delair@usi.biz]
Sent: Tuesday, February 10, 2015 7:59 PM
To: Glasgow, Clay
Subject: Verizon Cell Tower on Portland Avenue - Verizon requirements

I've been doing quite a bit of research on this topic and have discovered that Verizon is required to perform in a certain way when they submit applications for towers. Following is a brief description of their requirements, which I've read they may not do unless specifically asked:

- 1) List all adverse effects an antenna might have in a certain location, including negative aesthetic and visual effects, effects on neighboring homes or buildings.
- 2) Prove there are no other places where the tower can be located.
- 3) File application with the State Historic Preservation Office, WHO MUST AGREE the neighborhood will not be adversely affected.

Given the number of addresses found on the State Historic Preservation office as eligible for being included, it would be a real travesty if this tower changed that.

Please perform your due diligence in making certain Verizon does what they are required to do and don't be fooled by big business who is only out for their profits. Do not approve the application until Verizon performs as they are required.

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Glasgow, Clay

From: Carol De Lair [carol.delair@usi.biz]
Sent: Tuesday, February 10, 2015 7:58 PM
To: Glasgow, Clay
Subject: Verizon cell tower - Environmental Policy Act of 1969

According to the referenced EPA of 1969, each licensee for cell towers must evaluate the location of a proposed structure to determine if it is in an environmentally sensitive area as described in the National Environmental Policy Act of 1969. There are eight categories which are:

- 1) Officially designated as a wilderness area;
- 2) Officially designated as a wildlife preserve;
- 3) Situations which may affect listed or threatened or endangered species or critical habitats;
- 4) Situations which may affect historical sites listed or eligible for listing in the National Registry of Historic Places;
- 5) Indian religious sites;
- 6) Located in a 100-year floodplain as shown on FEMA flood maps;
- 7) Situations which may cause significant change in surface features, such as wetland fills, deforestation or water diversion;
- 8) Proposed use of high intensity white lights in residential neighborhoods.

With the high number of buildings in Gladstone that are eligible for listing in the National Registry of Historic Places, I would expect you to perform your due diligence and make certain Verizon complied with this Act. Please do not approve this application.

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Glasgow, Clay

From: Angela Riley [oceantoes@hotmail.com]
Sent: Tuesday, February 10, 2015 7:46 PM
To: Glasgow, Clay
Subject: Cell tower in Gladstone

To Clay Glasgow, City Planner

In regards to the proposed cell tower/antenna on Portland Ave, I am completely against it. I live nearby on W Clarendon Street and feel a sense of pride for our town, especially our downtown area. This goes against the grain of what (I believe) our citizens desire for downtown Gladstone, I find it completely inappropriate and goes against our neat and small town appeal, something should be PROTECTING.

I am not saying we should not have cell towers in Gladstone. But certainly our city's leaders could be working to find a more circumspect location for such an obvious thing.

I am not very informed on the matter, but could not sit by and not say anything.

Thank you,

angela riley

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