

1 GRANTING MAJOR ENCROACHMENT PERMIT TO METRICOM, INC., TO MOUNT 1500
2 WIRELESS RADIO REPEATER DEVICES ON CITY-OWNED LIGHT POLES AND THIRD PARTY
3 POLES FOR A TERM OF 60 MONTHS AND ADOPTING FINDINGS PURSUANT TO PLANNING
4 CODE SECTION 101.1.

5
6 WHEREAS, The San Francisco Planning Commission, by Motion No. 1999.341R dated
7 September 10, 1999, declared that the proposed encroachment by Metricom, Inc., conforms to the
8 General Plan provided that four specific conditions of approval are met, which conditions are more
9 fully set forth in the motion of the Planning Commission (the "Planning Conditions"); and

10 WHEREAS, The San Francisco Public Utilities Commission has, by Resolution No. 96-0218,
11 dated October 8, 1996, approved and recommended to the Board of Supervisors for approval the
12 proposed encroachment; and

13 WHEREAS, The proposed encroachment is granted to Metricom, Inc., pursuant to the terms
14 and limitation set forth in the Major Encroachment Permit between City and County of San Francisco
15 and Metricom, Inc. (the "Permit"), on file with the Clerk of the Board of Supervisors in File Number
16 001716 ; and,

17 WHEREAS, The proposed encroachment by Metricom, Inc., is consistent with the eight
18 priority policies of San Francisco Planning Code Section 101.1, insofar as (1) no neighborhood-
19 serving retail use would be displaced and the wireless communications network will enhance personal
20 communications service; (2) no residential uses would be displaced or altered in any way by the
21 granting of this encroachment subject to the terms and conditions set forth in the Planning Conditions
22 and the Permit; (3) the proposed encroachment would have no adverse impact on housing in the
23 vicinity; (4) the proposed encroachment would not affect or impede municipal transit or neighborhood
24 parking; (5) the proposed encroachment would cause no displacement of industrial or service sector
25 activity; (6) any construction done in connection with the proposed encroachment would be subject to

1 all applicable seismic safety requirements; (7) pursuant to the terms of the Permit and the Planning
2 Conditions, the proposed encroachment would not be installed or affect historically or architecturally
3 significant street light poles or other similar street furniture, nor would it be installed within or in a
4 manner to adversely affect historic districts, conservation districts, proposed historic districts, scenic
5 routes or view corridors of City landmarks or vistas; and (8) the proposed encroachment is not
6 expected to adversely affect public parks or open spaces; now, therefore, be it

7 RESOLVED, That a major encroachment permit subject to the terms and limitations of the
8 Permit, the Planning Conditions, and this resolution is granted to Metricom, Inc. to mount, construct,
9 install, maintain, operate, repair, replace and remove, at Metricom's sole expense, 1500 wireless radio
10 repeaters on City-owned light poles and third party poles; and, be it

11 FURTHER RESOLVED, That this resolution and the Permit shall not become effective until
12 (1) there shall have been executed and acknowledged by Permittee, and delivered to the Director of
13 Public Works and Director of Purchasing, a copy of the Permit; and (2) there shall have been delivered
14 to the Director of Public Works a policy of insurance and such other documentation as is required by
15 the Permit; and, be it

16 FURTHER RESOLVED, That Permittee shall secure the necessary permits and pay the
17 necessary permit fees, inspection fees, and all other fees prior to and in connection with any work in
18 the public right-of-way or upon City owned light poles and third party poles, and BE IT

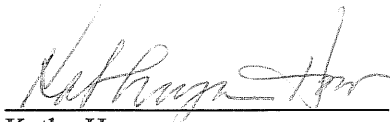
19 FURHTER RESOLVED, That no structure or facilities may be constructed, installed or
20 maintained upon any City-owned light pole and third party poles except as specifically provided in the
21 Permit, the Planning Conditions and this resolution; and, be it

22 FURTHER RESOLVED, That the City and County of San Francisco reserves the right to
23 exact any fee, charge, assessment or other cost for the purpose of relocating and facilities installed
24 pursuant to the Permit when such costs may be incurred by the City in connection with
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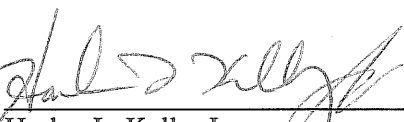
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the performance of governmental or proprietary activities by the City and County of San Francisco in
the public right-of-way.

RECOMMENDED:


Kathy How
Acting Deputy Director of Engineering
and City Engineer

APPROVED:


Harlan L. Kelly, Jr.
Acting Director of Public Works



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Resolution

File Number: 001716

Date Passed:

Resolution granting major encroachment permit to Metricom, Inc., to mount 1500 wireless radio repeater devices on City-owned light poles and third party poles for a term of 60 months and adopting findings pursuant to Planning Code Section 101.1.

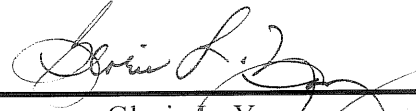
October 23, 2000 Board of Supervisors — ADOPTED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Kaufman

File No. 001716

I hereby certify that the foregoing Resolution was ADOPTED on October 23, 2000 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board

OCT 27 2000

Date Approved



Mayor Willie L. Brown Jr.