

**LOWER NAZARETH TOWNSHIP
NORTHAMPTON COUNTY, PENNSYLVANIA**

RESOLUTION NO. LNT-33-18

**A RESOLUTION OF THE TOWNSHIP OF LOWER
NAZARETH, NORTHAMPTON COUNTY,
COMMONWEALTH OF PENNSYLVANIA ESTABLISHING
THE OPPOSITION OF THE BOARD OF SUPERVISORS IN
THEIR CAPACITY AS THE GOVERNING BODY OF THE
TOWNSHIP TO HOUSE BILL 2564, ENTITLED THE
“SMALL WIRELESS FACILITIES DEPLOYMENT BILL”**

WHEREAS, broadband service is a critical catalyst for economic development, student achievement, quality healthcare, and the efficiency of local governments. As such, Lower Nazareth Township supports the deployment of broad band services – both wired and wireless – in our community and throughout the Commonwealth; and

WHEREAS, a relatively new wireless technology, known as distributed antenna systems or DAS, includes the placement of wireless towers and antennae in the public right-of-way; and

WHEREAS, Pennsylvania municipalities are charged by state law with the management of the public rights-of-way, including not only vehicular and pedestrian traffic, but also the numerous facilities installed by public utilities and related companies. Municipalities must manage these facilities to maintain public safety and preserve the character of our communities; and

WHEREAS, pursuant to federal law, municipalities have the right to regulate the “placement, construction, and modification” of wireless facilities through their local zoning authority so that the deployment of these facilities is achieved in an orderly fashion. The FCC has also issued multiple orders stating in detail how municipalities may regulate these facilities; and


WHEREAS, House Bill 2564, entitled the “Small Wireless Facilities Deployment” bill, would strip municipalities of their legal authority to regulate wireless facilities, including new poles and antennas, in the rights-of-way; reduce the fees that municipalities are permitted to assess for use of the rights-of-way, thus forcing tax payers to subsidize the wireless industry; and significantly shorten the FCC’s mandatory approval timeframes while increasing the number of potential requests on a single application.

NOW THEREFORE BE IT RESOLVED, on this 20th day of August 2018, the Board of Supervisors of the Township of Lower Nazareth, Northampton County, Commonwealth of Pennsylvania hereby resolve:

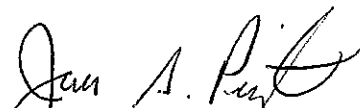
1. That the Board of Supervisors of Lower Nazareth Township, Northampton County, does hereby express its opposition to HB 2564 because it is not in the best interests of Pennsylvania.
2. That this resolution shall be sent to our State Representative(s), State Senator, Governor and all members of the House Consumer Affairs Committee, which is the Committee which HB 2564 has been assigned.

LOWER NAZARETH TOWNSHIP

ATTEST



Tammi Dravec, Secretary/Treasurer



James Pennington, Chair