

March 28, 2022

Josh Kubitza
City of Puyallup
Building Division
333 S. Meridian
Puyallup, WA 98371

RE: Comment Notice – Permit Application # PRCTI20210027

Mr. Kubitza:

Please consider this a narrative letter providing a detailed response your comments to Permit Application PRCTI20210027. You had provided three separate correction comments.

It should be noted this application is similar to current Permit Application # PRCTI20220165. That proposal is also for a minor modification to an eligible wireless facility on Public Rights-of-Way. At the end of this narrative, I am providing similar explanations to the proposal as it relates to PMC 20.59A.060.

Correction 1:

You commented the application did not appear to be eligible for review under the minor modification criteria due to the proposal for a new pad with wireless base stations. The PMC code referenced was 20.59A.030. Unless the online version of the City of Puyallup's code is not current, that code reference is merely the Definitions to city code and not specific to any one section. It appears you have quoted the definition of "Base Station" under this code.

Federal Section 6409 includes additions of radio equipment or base stations in the criteria for minor modifications under its siting process within designated parameters. The City of Puyallup Code does allow for the addition of base stations under the eligible facilities modification code as indicated in PMC 20.59A.060 (2)(q).

Correction 2:

Please see the comments and plan revisions made by Chad Wilhoit, engineer at PM&A concerning the addition of a neutral colored and natural material fence to screen the proposed ground modifications.



Correction 3:

You commented the equipment should be made of neutral colors. The explanation to Correction 2 shall apply here also.

PMC 20.59A.060 AND 20.59A.080

This is a review of the proposal as it relates to the PMC 20.59A.060 submittal requirements. It will describe how the project is below the substantial change criteria thresholds provided in PMC 20.59A.080.

The following responses correspond to the related sections in PMC 20.59A.060:

(2)(a) – Name: Daniel Branch; Title: Network Real Estate Specialist; Mailing Address: 2055 S Stearman Dr, Chandler, AZ 85286; Phone: 480-735-6935; Email: daniel.branch@crowncastle.com

(2)(b) – Crown Castle, 2055 S Stearman Dr, Chandler, AZ 85286, Tax Number: 76-0470458, Phone: 480-735-6935

(2)(c) – Registered agent: The Corporation Trust Company, 1209 Orange St, Wilmington, DE 19801, Phone: 302-658-7581, Registered in the State of Delaware.

(2)(d) – this section does not apply

(2)(e) – This facilities modification is subject to review under Section 6409 of the Spectrum Act.

(2)(f) – the applicant is the owner in control of the eligible support structure.

(2)(g) – A full RF Emissions Compliance Report has previously been supplied to the City of Puyallup qualifying the equipment being furnished in this modification request will comply with FCC radio frequency emission standards.

(2)(h) – this section does not apply as this existing tower has been previously approved by the City of Puyallup.

(2)(i)(A) – the existing height constructed of the eligible support structure is reflected the drawings for this application on sheet A-2.



(2)(j)(i) – see Appendix A.

(2)(k) – this section does not apply, no concealment restrictions exist.

(2)(l) – this section does not apply, this structure is a tower.

(2)(m) – this section does not apply, all construction related to the proposed equipment to be modified will be contained within the limitations of Section 6409 parameters.

(2)(n) – a structural reported dated August 21, 2021 and signed/sealed by Washington professional engineer Truc Lac was provided with this application.

(2)(o) - structural reports dated August 21, 2021 and signed/sealed by Washington professional engineer Truc Lac and well as construction drawings dated October 26, 2021 and signed/sealed by Washington professional engineer Chad Wilhoit were provided with this application.

(2)(p) – see previous answers to (2)(g), (2)(n) and (2)(o). All of those response apply to this section.

(2)(q) – construction drawings October 26, 2021 and signed/sealed by Washington professional engineer Chad Wilhoit reflecting all the proposed modifications to this existing facility have been submitted with this application to cover all the details of this section.

(3) – Waiver of Submittal Requirement would be solely up to the City of Puyallup.

(4) – this section applies to City of Puyallup and when they deem the application fully received.

(5) – this entire section will be under the review of the City of Puyallup.

The following is a demonstration of compliance to the restrictions of substantial change criteria as outlined in PMC 20.59A.080:

(1) – this section does not apply as the landowner is the State of Washington and would be considered public rights-of-way property. Should this tower be

located in areas other than public rights-of-way, it would still comply: the application does not propose to increase the tower height.

(2) – does not apply as no change in tower height is proposed.

(3) – again, this section does not apply as the landowner is the State of Washington and would be considered public rights-of-way property. Should this tower be located in areas other than public rights-of-way, it would still comply: no proposed appurtenance will protrude from the body of the tower more than 20 feet.

(4) – the proposal is for installation of one equipment cabinet; for this structure which is a tower located in the public rights-of-way and base stations, the proposal includes installation of new equipment cabinets on the ground but there are pre-existing ground cabinets already associated with the structure; the proposed ground cabinet is equal to or smaller in height and overall volume than any other ground cabinets associated with the structure;

(a) the installation of the carrier's proposed equipment will remain inside the current site;

(b) no concealment elements currently exist at this facility;

(c) the installation complies with thresholds identified in this section.

The truth and accuracy of the information provided in the application is authorized by the agent of this application as indicated in Appendix B.

Signed: _____ Dated: March 28, 2022

APPENDIX A



1 Cityplace Dr, Suite 490
Creve Coeur, MO 63141

Phone: (314) 513-0147
www.crowncastle.com

11/17/2021

City of Puyallup

*******NOTICE OF ELIGIBLE FACILITIES REQUEST*******

RE: Request for Minor Modification to Existing Wireless Facility – Section 6409

Site Address: 3150 S Meridian Puyallup, WA 98373

Crown BU Number: 880329/

Site Name: SOUTH HILL MALL

Customer ID: SESEA00401B

Crown Application Number: 564913

Dear City of Puyallup–Planning and Building Division:

On behalf of Motive Infrastructure Solutions Crown Castle USA Inc. (“Crown Castle”) is pleased to submit this request to modify the existing wireless facility noted above through the collocation, replacement and/or removal of the Applicant’s equipment as an eligible facilities request for a minor modification under Section 6409¹ and the rules of the Federal Communications Commission (“FCC”).²

Section 6409 mandates that state and local governments must approve any eligible facilities request for the modification of an existing wireless tower or base station that does not substantially change the physical dimensions of such tower or base station. If a state or local government, fails to issue any approvals required for this request within 60 days, these approvals are deemed granted. The FCC has clarified that the 60 day deadline begins when an applicant: (1) takes the first step required under state or local law; and (2) submits information sufficient to inform the jurisdiction that this modification qualifies under the federal law. Please note that with the submission of this letter and enclosed items, the sixty-day review period has started. Based on this filing, the deadline for issuance of approval is 1/17/2021.

The proposed scope of work for this project includes:

TOWER SCOPE OF WORK:

- Install (3) Proposed Panel Antennas (1 per sector)
- Install (1) Proposed Antenna Platform Mount
- Install Proposed Jumpers
- Install (6) Proposed RRU’s (2 per sector)
- Install (1) Proposed Over Voltage Protection Device (OVP)
- Install (1) Proposed Hybrid Cable



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GROUND SCOPE OF WORK:

- Install (1) Proposed Concrete Pad
- Install (1) Proposed Ice Bridge
- Install (1) Proposed PPC Cabinet
- Install (1) Proposed Equipment Cabinet
- Install (1) Proposed Power Conduit
- Install (1) Proposed Telco Conduit
- Install (1) Proposed Telco-Fiber Box
- Install (1) Proposed GPS Unit
- Install (1) Proposed Safety Switch (if required)
- Install (1) Proposed Fiber NID (if required)
- Install (1) Proposed Meter Socket
- **At the end of this letter is a checklist of the applicable substantial change criteria under Section 6409. Additionally, please find enclosed the following information in support of this request:**
 - (1) Construction Plans
 - (2) Structural Analysis
 - (3) Planning Application
 - (4) Building Application
 - (5) Section 6409 EFR
 - (6) Agent Authorization Letter
 - (7) Site Compliance Report

As these documents indicate, (i) the modification involves the collocation, removal or replacement of transmission equipment; and (ii) such modification will not substantially change the physical dimensions of such tower or base station. As such, it is an "eligible facilities request" as defined in the FCC's rules to which the 60-day deadline for approval applies. Accordingly, Applicant requests all authorization necessary for this proposed minor modification under Section 6409.

Our goal is to work with you to obtain approvals earlier than the deadline. We will respond promptly to any request for related information you may have in connection with this request. Please let us know how we can work with you to expedite the approval process. We look forward to working with you on this important project, which will improve wireless telecommunication services in your community using collocation on existing infrastructure. If you have any questions, please do not hesitate to contact me.

1 Cityplace Dr, Suite 490
Creve Coeur, MO 63141Phone: (314) 513-0147
www.crowncastle.com**Section 6409 Substantial Change Checklist**
Towers Outside of the Public Right of Way

The Federal Communications Commission has determined that a modification substantially changes the physical dimension of a wireless tower or base station under 47 U.S.C. § 1455(a) if it meets one of six enumerated criteria under 47 C.F.R. § 1.6100.

Criteria for Towers Outside the Public Rights of Way

YES/NO NO	Does the modification increase the height of the tower by more than the greater of: (a) 10%; or (b) the height of an additional antenna array plus separation of up to 20 feet from the top of the nearest existing antenna?
YES/NO NO	Does the modification add an appurtenance to the body of the tower that would protrude from the edge of the tower more than 20 feet or more than the width of the tower structure at the level of the appurtenance, whichever is greater?
YES/NO NO	Does the modification involve the installation of more than the standard number of new equipment cabinets for the technology involved or add more than four new equipment cabinets?
YES/NO NO	Does the modification entail any excavation or deployment outside the current site by more than 30 feet in any direction, not including any access or utility easements?
YES/NO NO	Does the modification defeat the concealment elements of the eligible support structure?
YES/NO NO	Does the modification violate conditions associated with the siting approval with the prior approval the tower or base station other than as specified in 47 C.F.R. § 1.6100(c)(7)(i) – (iv)?

If all questions in the above are answered "NO," then the modification does not constitute a substantial change to the existing tower under 47 C.F.R. § 1.6100.

APPENDIX B



The Foundation for a Wireless World.

8/7/2020

Motive Energy, Inc.
125 E. Commercial Street
Anaheim, CA 92801

RE: Crown Castle USA Inc., Letter of Authorization (LOA)

Crown Castle ("Crown Castle"), does hereby authorize **Motive Energy / Prescott Communications dba Cable Engineering Services (Motive)** and its authorized contractors/agents to act as "Applicant" in the processing of all applications, permits, research and other related activities associated with the processing, planning, design review, permitting, entitlement and construction of additional equipment, antennas and site improvements for Crown Castle existing wireless communications facilities.

This authorization is fully contingent upon **Motive** and /or their authorized contractors/agents' compliance with the following conditions:

1. Crown Castle must review the application prior to submittal. Crown Castle must be provided all applications, narratives, drawings and attachments at least 72 hours in advance of their submittal to the locality. Use of email and electronic attachments is encouraged. A Crown Castle Zoning Subject Matter Expert (SME) will review and provide written comment to the customer within 48 hours of receipt of a complete set of application materials. If Crown Castle indicates that changes are required, submissions shall be altered in accordance with Crown Castle comments prior to submission to the locality. Verification of corrections should also be accomplished via emails and attachments.
2. In no event may **Motive** and or their authorized contractors/agents encourage, suggest, participate in, or permit the imposition of any restrictions or additional obligations whatsoever on the tower site or Crown Castle's current or future use or ability to license space at the tower site as part of or in exchange for obtaining any approval, permit, exception or variance.
3. A copy of the final permit and/or a written summary of the zoning/entitlement decision rendered by the locality and any/all conditions placed on that decision shall be communicated in detail to Crown Castle well within the appeal period provided by the locality (typically 10-15 days).
4. All conditions of approval pertinent to the construction of the proposed project must be included in the construction drawings for the project. The conditions of approval pertinent to the construction of the project shall be copied verbatim from the zoning permit approval language, and shall be present in the drawings prior to submission for building permits and contractor bidding. Crown Castle shall verify the inclusion of appropriate conditions of approval in the construction drawing redline process.
5. Crown Castle will provide a Notice To Proceed (NTP) to construction to the customer upon receipt of the final approved zoning permit and the approved Building Permit.

By Crown Castle:

Signature:	<i>Irina Gardini</i>
Printed Name:	Irina Gardini
Title:	Network Real Estate Specialist, San Francisco District
Date:	8/7/2020