

May 18, 2017

The Honorable Ricardo Lara
Chair, Senate Appropriations Committee
State Capitol, Room 5050
Sacramento, CA 95814

Re: Senate Bill 649 (As Amended May 2, 2018) "Small Cell" Wireless Infrastructure Permitting
Notice of Opposition - Hold on Suspende

Dear Senator Lara:

MuniServices respectfully opposes SB 649 (Hueso) that would prohibit local governments from precluding the leasing or licensing of its vertical infrastructure located in the public right away or public utility easements. **SB 649 compromises local authority and will result in local revenue losses from rents, royalties and concessions.**

We agree with the position of "opposition" raised in the May 8, 2017 joint letter of the League of California Cities, California Chapter of the American Planning Association, the Urban Counties of California, the Rural County Representatives of California and Protect our Local Streets Coalition. MuniServices for nearly 40 years has worked *exclusively* as partner to California's local governments in developing thoughtful revenue enhancement programs that work in conjunction with existing public services. It is our position that municipal agencies are unique and must retain the flexibility to make decisions and adopt policies that best meet the respective service needs.

MuniServices' opposition focuses on SB 649 provisions that compromise local authority and local revenues. SB 649 forces local governments to rent space for small cells on public property at rates far below fair market value. The bill includes a "cap" provision that require fees to be tiered or flat and within a range of \$100 to \$850 per small cell per year. **According to State Controller reports, rent concessions for cities in California is significant (see attachment).** Rents from the use of public property, which every other for-profit business pays, help defray the cost of essential public services that are otherwise provided at taxpayer expense. SB 649 sets a dangerous precedent for other private industries to seek similar treatment.

MuniServices encourages public-private partnerships; SB 649 will compromise civic priorities and local authority. The recent amendments for example allow for a type of discretionary review of small cell applications. **SB 649 will place the entire burden on local governments to adopt a complicated set of ordinances.** SB 649's provisions also impedes local authority with respect to concerns over visual clutter.

For the reasons stated above, MuniServices respectfully opposes SB 649. If you have any questions regarding MuniServices position do not hesitate to contact me.

Respectfully,



Brenda Narayan, Director of Government Relations
916.261.5147 or brenda.narayan@muniservices.com

CC: Honorable Ben Hueso
Members, Senate Appropriations Committee
Members, California State Senate
Mark McKenzie, Consultant, Senate Appropriations Committee
Heidi Wettstein, Consultant, Senator Bates
Camille Wagner, Legislative Secretary, Office of Governor Edmund G. Brown Jr.

Attachment

Rents and Concessions Revenues: California Cities 2014-2015

Source: Annual Reports to the California State Controller

	Annual Revenue		Annual Revenue
Adelanto	\$21,668.00	Burbank	\$292,677.00
Agoura Hills	\$196,684.00	Burlingame	\$174,724.00
Alameda	\$2,963,486.00	Calabasas	\$635,798.00
Albany	\$4,811.00	Calexico	\$508,264.00
Alhambra	\$793,442.00	California City	\$51,041.00
Aliso Viejo	\$652,984.00	Calimesa	\$59,238.00
Alturas	\$39,944.00	Calipatria	\$9,308.00
Amador	\$40,834.00	Calistoga	\$59,948.00
American Canyon	\$660,974.00	Camarillo	\$0.00
Anaheim	\$1,815,397.00	Campbell	\$5,141,620.00
Anderson	\$32,634.00	Canyon Lake	\$77,960.00
Angels Camp	\$36,266.00	Capitola	\$124,943.00
Antioch	\$1,738,164.00	Carlsbad	\$3,628,274.00
Apple Valley	\$99,765.00	Carmel-by-the-sea	\$535,698.00
Arcadia	\$2,484,110.00	Carpinteria	\$161,012.00
Arcata	\$423,474.00	Carson	\$1,291,494.00
Arroyo Grande	\$588,204.00	Cathedral City	\$344,982.00
Artesia	\$813,774.00	Ceres	\$290,983.00
Arvin	\$106,986.00	Cerritos	\$16,584,264.00
Atascadero	\$248,772.00	Chico	\$337,104.00
Atherton	\$270,792.00	Chino	\$1,401,081.00
Atwater	\$473,486.00	Chino Hills	\$1,268,121.00
Auburn	\$609,552.00	Chowchilla	\$248,324.00
Avalon	\$47,272.00	Chula Vista	\$1,943,688.00
Avenal	\$680,658.00	Citrus Heights	\$422,606.00
Azusa	\$467,586.00	Claremont	\$826,696.00
Bakersfield	\$6,090,493.00	Clayton	\$141,837.00
Baldwin Park	\$462,344.00	Clearlake	\$53,600.00
Banning	\$47,872.00	Cloverdale	\$0.00
Barstow	\$303,896.00	Clovis	\$38,805.00
Beaumont	\$376,120.00	Coachella	\$273,224.00
Bell	\$299,036.00	Coalinga	\$158,514.00
Bell Gardens	\$8,541,412.00	Colfax	\$90,900.00
Bellflower	\$1,007,103.00	Colma	\$570,542.00
Belmont	\$448,473.00	Colton	\$3,432,472.00
Belvedere	\$55,637.00	Colusa	\$5,742.00
Benicia	\$878,249.00	Commerce	\$1,746,163.00
Berkeley	\$3,714,921.00	Compton	\$479,433.00
Beverly Hills	\$4,269,412.00	Concord	\$2,555,980.00
Big Bear Lake	\$156,510.00	Corcoran	\$630,128.00
Biggs	\$55,768.00	Corning	\$0.00
Bishop	\$235,042.00	Corona	\$575,164.00
Blue Lake	\$336,417.00	Coronado	\$1,572,991.00
Blythe	\$713,194.00	Corte Madera	\$794,341.00
Bradbury	\$150.00	Costa Mesa	\$5,864,556.00
Brawley	\$18,231.00	Cotati	\$170,436.00
Brea	\$3,382,042.00	Covina	\$117,170.00
Brentwood	\$872,575.00	Crescent City	\$80,097.00
Brisbane	\$111,796.00	Cudahy	\$142,572.00
Buellton	\$131,232.00	Culver City	\$3,619,708.00
Buena Park	\$988,816.00	Cupertino	\$811,165.00

	Annual Revenue
Cypress	\$46,092.00
Daly City	\$1,390,803.00
Dana Point	\$308,908.00
Danville	\$1,427,118.00
Davis	\$2,547,426.00
Del Mar	\$356,544.00
Del Rey Oaks	\$40,395.00
Delano	\$467,234.00
Desert Hot Springs	\$26,666.00
Diamond Bar	\$1,853,740.00
Dinuba	\$130,375.00
Dixon	\$227,973.00
Dorris	\$4,234.00
Dos Palos	\$1,876.00
Downey	\$2,194,854.00
Duarte	\$25,565.00
Dublin	\$2,003,164.00
Dunsmuir	\$187,428.00
East Palo Alto	\$4,118.00
Eastvale	\$0.00
El Cajon	\$1,741,396.00
El Centro	\$752,022.00
El Cerrito	\$691,248.00
El Monte	\$575,003.00
El Paso de Robles	\$494,353.00
El Segundo	\$389,870.00
Elk Grove	\$73,000.00
Emeryville	\$1,040,576.00
Encinitas	\$0.00
Escalon	\$131,038.00
Escondido	\$7,015,640.00
Etna	\$14,400.00
Eureka	\$64,254.00
Exeter	\$16,630.00
Fairfax	\$26,627.00
Fairfield	\$1,466,410.00
Farmersville	\$298,562.00
Ferndale	\$46,348.00
Fillmore	\$57,680.00
Firebaugh	\$85,000.00
Folsom	\$1,618,542.00
Fontana	\$1,042,204.00
Fort Bragg	\$18,252.00
Fort Jones	\$5,038.00
Fortuna	\$686,826.00
Foster City	\$275,425.00
Fountain Valley	\$1,880,330.00
Fowler	\$4,800.00
Fremont	\$3,191,554.00

	Annual Revenue
Fresno	\$838,131.00
Fullerton	\$6,869,654.00
Galt	\$3,310,013.00
Garden Grove	\$468,610.00
Gardena	\$284,400.00
Gilroy	\$156,804.00
Glendale	\$412,321.00
Glendora	\$1,505,046.00
Goleta	\$122,910.00
Gonzales	\$169,294.00
Grand Terrace	\$642,352.00
Grass Valley	\$127,390.00
Greenfield	\$87,788.00
Gridley	\$0.00
Grover Beach	\$315,420.00
Guadalupe	\$13,926.00
Gustine	\$157,374.00
Half Moon Bay	\$0.00
Hanford	\$455,238.00
Hawaiian Gardens	\$214,455.00
Hawthorne	\$0.00
Hayward	\$1,800.00
Healdsburg	\$0.00
Hemet	\$2,546,999.00
Hercules	\$0.00
Hermosa Beach	\$1,774,097.00
Hesperia	\$0.00
Hidden Hills	\$0.00
Highland	\$142,382.00
Hillsborough	\$891,720.00
Hollister	\$296,810.00
Holtville	\$61,560.00
Hughson	\$29,696.00
Huntington Beach	\$6,986,658.00
Huntington Park	\$194,120.00
Huron	\$72,714.00
Imperial	\$76,456.00
Imperial Beach	\$679,072.00
Indian Wells	\$197,356.00
Indio	\$15,524,582.00
Industry	\$1,389,492.00
Inglewood	\$724,880.00
Ione	\$150,512.00
Irvine	\$9,384,629.00
Irwindale	\$1,123,068.00
Isleton	\$0.00
Jackson	\$49,288.00
Jurupa Valley	\$0.00
Kerman	\$749,166.00

	Annual Revenue
King City	\$36,184.00
Kingsburg	\$12,624.00
La Canada	
Flintridge	\$12,002.00
La Habra	\$333,112.00
La Habra Heights	\$74,766.00
La Mesa	\$1,485,913.00
La Mirada	\$969,694.00
La Palma	\$396,119.00
La Puente	\$66,224.00
La Quinta	\$308,350.00
La Verne	\$272,348.00
Lafayette	\$209,339.00
Laguna Beach	\$969,158.00
Laguna Hills	\$107,777.00
Laguna Niguel	\$342,830.00
Laguna Woods	\$0.00
Lake Elsinore	\$94,566.00
Lake Forest	\$241,560.00
Lakeport	\$201,421.00
Lakewood	\$1,581,094.00
Lancaster	\$804,478.00
Larkspur	\$6,654.00
Lathrop	\$106,046.00
Lawndale	\$13,800.00
Lemon Grove	\$496,504.00
Lemoore	\$79,827.00
Lincoln	\$0.00
Lindsay	\$53,633.00
Live Oak	\$114,358.00
Livermore	\$3,481,190.00
Livingston	\$156,354.00
Lodi	\$3,439,770.00
Loma Linda	\$440,820.00
Lomita	\$356,106.00
Lompoc	\$253,062.00
Long Beach	\$17,050,000.00
Loomis	\$77,866.00
Los Alamitos	\$0.00
Los Altos	\$651,163.00
Los Altos Hills	\$488,610.00
Los Angeles	\$10,934,912.00
Los Banos	\$1,826,173.00
Los Gatos	\$6,480.00
Loyalton	\$23,860.00
Lynwood	\$600,983.00
Madera	\$250,878.00
Malibu	\$0.00
Mammoth Lakes	\$38,854.00

	Annual Revenue
Manhattan Beach	\$5,527,104.00
Manteca	\$879,864.00
Maricopa	\$0.00
Marina	\$2,023,702.00
Martinez	\$205,694.00
Marysville	\$189,860.00
Maywood	\$186,076.00
McFarland	\$211,420.00
Mendota	\$135,688.00
Menifee	\$0.00
Menlo Park	\$1,454,954.00
Merced	\$309,144.00
Mill Valley	\$835,828.00
Millbrae	\$756,209.00
Milpitas	\$685,071.00
Mission Viejo	\$1,924,167.00
Modesto	\$765,950.00
Monrovia	\$1,203.00
Montague	\$26,986.00
Montclair	\$298,721.00
Monte Sereno	\$0.00
Montebello	\$586,838.00
Monterey	\$9,198,888.00
Monterey Park	\$1,046,019.00
Moorpark	\$678,183.00
Moraga	\$303,068.00
Moreno Valley	\$660,297.00
Morgan Hill	\$2,001,444.00
Morro Bay	\$741,148.00
Mount Shasta	\$591.00
Mountain View	\$21,388,000.00
Murrieta	\$230,450.00
Napa	\$222,220.00
National City	\$2,058,848.00
Needles	\$73,782.00
Nevada City	\$185,706.00
Newark	\$2.00
Newman	\$132,662.00
Newport Beach	\$24,626,617.00
Norco	\$986,450.00
Norwalk	\$1,303,578.00
Novato	\$4,426,084.00
Oakdale	\$218,859.00
Oakland	\$12,206,288.00
Oakley	\$177,014.00
Oceanside	\$7,295,837.00
Ojai	\$2,600.00
Ontario	\$3,004,834.00
Orange	\$2,011,366.00

	Annual Revenue
Orange Cove	\$121,212.00
Orinda	\$137,405.00
Orland	\$90,600.00
Oroville	\$196,417.00
Oxnard	\$869,696.00
Pacific Grove	\$231,874.00
Pacifica	\$166,939.00
Palm Desert	\$1,597,730.00
Palm Springs	\$1,855,210.00
Palmdale	\$1,386,416.00
Palo Alto	\$29,879,440.00
Palos Verdes Estates	\$2,429,896.00
Paradise	\$11,569.00
Paramount	\$206,110.00
Parlier	\$107,288.00
Pasadena	\$4,787,162.00
Patterson	\$35,969.00
Perris	\$52,280.00
Petaluma	\$1,653,088.00
Pico Rivera	\$36,804.00
Piedmont	\$1,037,330.00
Pinole	\$758,816.00
Pismo Beach	\$169,068.00
Pittsburg	\$828,231.00
Placentia	\$1,560,279.00
Placerville	\$34,764.00
Pleasant Hill	\$0.00
Pleasanton	\$766,154.00
Plymouth	\$1,960.00
Point Arena	\$1,260.00
Pomona	\$1,203,957.00
Port Hueneme	\$905,786.00
Porterville	\$343,654.00
Portola	\$0.00
Portola Valley	\$22,636.00
Poway	\$2,261,074.00
Rancho Cordova	\$670,772.00
Rancho Cucamonga	\$1,181,799.00
Rancho Mirage	\$6,363.00
Rancho Palos Verdes	\$497,732.00
Rancho Santa Margarita	\$0.00
Red Bluff	\$3,748.00
Redding	\$1,578,818.00
Redlands	\$34,305.00
Redondo Beach	\$2,816,452.00
Redwood City	\$2,296,823.00

	Annual Revenue
Reedley	\$51,019.00
Rialto	\$247,304.00
Richmond	\$1,618,226.00
Ridgecrest	\$472,952.00
Rio Dell	\$37,108.00
Rio Vista	\$149,966.00
Ripon	\$0.00
Riverbank	\$125,000.00
Riverside	\$3,662,381.00
Rocklin	\$902,163.00
Rohnert Park	\$2,052,462.00
Rolling Hills	\$121,896.00
Rolling Hills Estates	\$37,764.00
Rosemead	\$457,048.00
Roseville	\$937,724.00
Ross	\$434,734.00
Sacramento	\$7,730,176.00
Saint Helena	\$433,529.00
Salinas	\$463,844.00
San Anselmo	\$274,198.00
San Bernardino	\$1,432,378.00
San Bruno	\$1,159,562.00
San Buenaventura	\$1,331,404.00
San Carlos	\$3,140,807.00
San Clemente	\$3,578,205.00
San Diego	\$76,504,874.00
San Dimas	\$153,101.00
San Fernando	\$703,954.00
San Francisco	\$91,271,494.00
San Gabriel	\$1,343,476.00
San Jacinto	\$100,384.00
San Joaquin	\$44,370.00
San Jose	\$66,679,832.00
San Juan Bautista	\$42,387.00
San Juan Capistrano	\$1,243,966.00
San Leandro	\$2,750,309.00
San Luis Obispo	\$398,782.00
San Marcos	\$10,932,884.00
San Marino	\$121,101.00
San Mateo	\$426,302.00
San Pablo	\$507,726.00
San Rafael	\$373,870.00
San Ramon	\$2,228,603.00
Sand City	\$29,912.00
Sanger	\$184,715.00
Santa Ana	\$13,899,253.00
Santa Barbara	\$821,717.00

	Annual Revenue		Annual Revenue
Santa Clara	\$17,618,705.00	Trinidad	\$29,561.00
Santa Clarita	\$135,668.00	Truckee	\$425,950.00
Santa Cruz	\$10,227,038.00	Tulare	\$416,969.00
Santa Fe Springs	\$2,551,142.00	Tulelake	\$35,454.00
Santa Maria	\$662,936.00	Turlock	\$557,042.00
Santa Monica	\$18,147,282.00	Tustin	\$1,834,683.00
Santa Paula	\$521,940.00	Twentynine Palms	\$55,246.00
Santa Rosa	\$2,182,590.00	Ukiah	\$259,285.00
Santee	\$526,814.00	Union City	\$410,674.00
Saratoga	\$489,371.00	Upland	\$1,040,094.00
Sausalito	\$583,040.00	Vacaville	\$1,320,040.00
Scotts Valley	\$290,013.00	Vallejo	\$1,097,032.00
Seal Beach	\$1,156,364.00	Vernon	\$425,483.00
Seaside	\$420,578.00	Victorville	\$394,346.00
Sebastopol	\$89,492.00	Villa Park	\$71,486.00
Selma	\$4,580.00	Visalia	\$545,709.00
Shafter	\$671,072.00	Vista	\$3,232,596.00
Shasta Lake	\$32,822.00	Walnut	\$563,692.00
Sierra Madre	\$253,546.00	Walnut Creek	\$724,387.00
Signal Hill	\$1,026,107.00	Wasco	\$17,970.00
Simi Valley	\$460,224.00	Waterford	\$4,932.00
Solana Beach	\$168,238.00	Watsonville	\$4,377,776.00
Soledad	\$152,612.00	Weed	\$7,076.00
Solvang	\$34,833.00	West Covina	\$812,700.00
Sonoma	\$114,727.00	West Hollywood	\$505,512.00
Sonora	\$99,602.00	West Sacramento	\$546,578.00
South El Monte	\$81,526.00	Westlake Village	\$0.00
South Gate	\$210,202.00	Westminster	\$863,090.00
South Lake Tahoe	\$381,369.00	Westmorland	\$97,780.00
South Pasadena	\$671,085.00	Wheatland	\$95,854.00
S. San Francisco	\$5,323,786.00	Whittier	\$455,618.00
Stanton	\$337,648.00	Wildomar	\$8,748.00
Stockton	\$6,236,762.00	Williams	\$0.00
Suisun City	\$1,003,800.00	Willits	\$41,660.00
Sunnyvale	\$1,480,976.00	Willows	\$56,792.00
Susanville	\$24,470.00	Windsor	\$84,285.00
Sutter Creek	\$19,529.00	Winters	\$75,327.00
Taft	\$23,890.00	Woodlake	\$59,062.00
Tehachapi	\$0.00	Woodland	\$170,060.00
Tehama	\$73,100.00	Woodside	\$5,102.00
Temecula	\$302,743.00	Yorba Linda	\$726,385.00
Temple City	\$253,546.00	Yountville	\$502,184.00
Thousand Oaks	\$2,552,336.00	Yreka	\$80,865.00
Tiburon	\$361,290.00	Yuba City	\$119,092.00
Torrance	\$4,131,266.00	Yucaipa	\$34,453.00
Tracy	\$1,219,316.00	Yucca Valley	\$115,216.00