



# City Of Kenmore, Washington

April 17, 2017

Commission's Secretary  
Office of the Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington DC 20554

Re: Notice of Proposed Rulemaking and Notice of Inquiry – WT Docket Nos. 17-79 and 15-180: Wireless Infrastructure NPRM

Dear Sir/Madam:

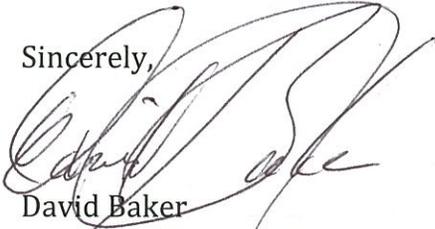
The City of Kenmore is concerned about three issues raised in the above notice:

- 1) Increased role of FCC in establishing “legitimate aesthetic denials.” The City of Kenmore is certain that an understanding of local conditions is necessary before determining “legitimate” aesthetic concerns. The FCC does not and cannot have this understanding. For example, in Kenmore our community is very focused on preservation of views to Lake Washington. These views are important both to residents and as an economic development tool. In other communities, themed downtown districts or historic neighborhoods would have their own aesthetic and design concerns. It’s hard to see how the FCC could possibly write appropriate federal standards outlining which aesthetic elements are “legitimate” for all local jurisdictions.
- 2) Access to municipally owned buildings. Property rights demand that the use of municipal facilities should be reserved to the property-owner--the citizens of the community as represented by their government. There is no supportable reason for giving these rights to the for-profit wireless carriers without the municipality’s consent.
- 3) Undergrounding. Our community has made a concerted effort to underground utilities in our downtown and in transportation corridors along Lake Washington. Now allowing those efforts to be undermined without local control of wireless facility locations defeats years of local planning and expenditure.

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On these three issues, particularly, we view the FCC's efforts to preempt local jurisdictions' control over-reaching and inappropriate. Just within the past year, we negotiated with the four major wireless carriers to put in place regulations that the community supports and that will allow wireless deployment while still protecting community values. Local governments are the appropriate decision makers on these issues.

Sincerely,

A handwritten signature in black ink, appearing to read "David Baker", written over a horizontal line.

David Baker  
Mayor, City of Kenmore  
Vice-Chair, National League of Cities Information  
Technology and Communications Committee