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January 18, 2019

VIA EMAIL DELIVERY

Mayor Raul Valdes-Fauli rvaldes-fauli@coralgables.com
Vice Mayor Vince Lago vlago@coralgables.com
Commissioner Pat Keon pkeon@coralgables.com
Commissioner Frank Quesada fquesada@coralgables.com
Commissioner Michael Mena mmena@coralgables.com
City of Coral Gables
Coral Gables City Hall
405 Biltmore Way
Coral Gables, Florida 333134

RE: Commission Agenda Item F-4 Ordinance 18-7839 relating to Communications
Facilities within the Public Rights of Way

Dear Mayor Valdes-Fauli, Vice Mayor Lago and Commissioners Keon, Mena and Quesada:

I write regarding the above referenced Ordinance dated January 16, 2019 (“Ordinance”) on behalf of T-Mobile South, LLC. (“T-Mobile”). T-Mobile, along with its Industry colleagues, Verizon, AT&T, Crown Castle, Comcast and Hotwire, worked diligently with your Assistant City Attorney, Cristina Suarez and her outside counsel, Gary Resnick on the captioned Ordinance. Unfortunately, few Industry comments were accepted and incorporated into the final Ordinance before you for consideration upon Second Reading on January 22, 2019.

T-Mobile understands and supports the City’s desire to establish procedures for deployment of new and upgraded small wireless infrastructure within public rights-of-way consistent with the Advanced Wireless Infrastructure Deployment Act effective July 1, 2017 (the “Act”). We also understand the City’s interest in having oversight over the siting process within its boundaries, particularly its Historic Districts, and we are ready to partner with the City to bring enhanced wireless services to its residents, businesses and visitors to support Coral Gables’ Smart City initiatives; however, we also want to ensure any such process represents sound policy that is consistent with the relevant legal framework.

To that end, it is our position the numerous material and substantial violations of state and federal law remain in the proposed Ordinance being presented for your final adoption. These material violations are referenced, quoted and described on the enclosed Table of Violations. On behalf of T-

Mobile, I respectfully request that you carefully consider the issues identified not only from a legal perspective but also from the perspective of the Ordinance's substantial adverse impact on the future deployment of 5G wireless communications within your City that not only is inconsistent with the City's Smart Technology Initiative but will also adversely impact the cutting edge communications services that would otherwise be available to your residents, businesses and visitors.

T-Mobile urges you to reconsider final adoption and instead, work towards a lawful Ordinance that will also support your community's communications needs. Thank you in advance for your time and consideration.

Sincerely,



Deborah L. Martohue, Esq. AICP

Enclosures

Cc: Peter J. Iglesias, P.E., City Manager pjglesias@coralgables.com
Billy Y. Urquia, City Clerk cityclerk@coralgables.com
Cristina Suarez, Assistant City Attorney csuarez@coralgables.com
Gary Resnick, Outside Counsel gary.resnick@gray-robinson.com
Client