

1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2010-8

3 INTRODUCED BY:

4
5 *Rosemary Adams*
6 *Chris Cabal*
7 *C. Dominguez*
8 *Angel Chavez*
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10 A RESOLUTION

11 URGING THE U.S. CONGRESS, THE PRESIDENT AND EXECUTIVE BRANCH
12 MEMBERS TO REQUIRE THE FEDERAL COMMUNICATIONS COMMISSION TO
13 REASSESS THE HEALTH IMPACTS OF RADIO FREQUENCY EMISSIONS; AND TO
14 ACTIVELY SEEK AND SUPPORT FEDERAL LEGISLATION THAT WOULD GIVE
15 LOCAL GOVERNMENTS GREATER FLEXIBILITY WITH REGARD TO THE
16 PLACEMENT OF WIRELESS COMMUNICATIONS FACILITIES.

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18 WHEREAS, 47 U.S.C. § 332(c)(7)(B) governs the siting of wireless communications
19 facilities and grants limited local zoning authority with regard to wireless siting zoning
20 considerations and prohibits local jurisdictions from regulating the placement, construction, and
21 modification of such facilities on the basis of environmental effects of radio frequency emissions
22 to the extent that such facilities comply with the regulations of the Federal Communications
23 Commissions concerning such emissions; and

24 WHEREAS, there is an ongoing debate within the scientific community and among
25 governing bodies throughout the world regarding how thoroughly the long-term health effects of

1 low-frequency electromagnetic and radio frequency emissions are understood including questions
2 raised regarding how well the existing regulations established by the Federal Communications
3 Commission protect more vulnerable populations such as school-aged children, and how well
4 they protect against the cumulative effect of radio frequency emissions on people who live or
5 work in close proximity to multiple cellular facilities; and

6 **WHEREAS**, the Governing Body desires to expressly communicate to the President and
7 U.S. Congress and the Federal Communications Commission the urgent need to further study the
8 effects of radio frequency emissions of wireless communications facilities and to preserve the local
9 control over siting of these facilities.

10 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
11 **CITY OF SANTA FE** that the Governing Body urges the U.S. Congress, the President and
12 executive branch members to: (1) urge that the federal government engage in a comprehensive
13 study of the effects of wireless facilities radio frequency emissions to assess the health impacts of
14 these emissions; and (2) actively seek and support federal legislation that would give local
15 governments greater flexibility to regulate the placement of wireless communications facilities
16 given the unique aesthetic and safety issues that said facilities raise and to regulate such facilities
17 in favor of less intrusive and more efficient technologies.

18 **AND BE IT FURTHER RESOLVED** that the City Clerk is directed to send a copy of
19 this resolution to President Obama, New Mexico's Congressional Delegation, the Federal
20 Communications Commission members and the Wireless Telecommunications Bureau.

21 PASSED, APPROVED, and ADOPTED this 10th day of February, 2010.

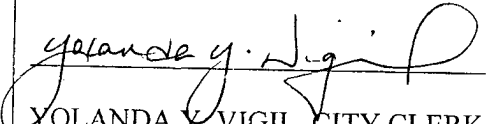
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24 DAVID COSS, MAYOR
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1 ATTEST:

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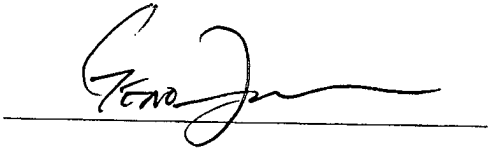

4 YOLANDA Y. VIGIL, CITY CLERK

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6 APPROVED AS TO FORM:

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9 GENO ZAMORA, CITY ATTORNEY

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Jp/ca/jpmb/2010 res/telecommunications act