
CITY OF BALTIMORE

BERNARD C. "JACK" YOUNG
Mayor



DEPARTMENT OF LAW
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BALTIMORE, MD 21202

October 10, 2019

The Honorable President and Members
of the Baltimore City Council
Attn: Natawna B. Austin, Executive Secretary
Room 409, City Hall, 100 N. Holliday Street
Baltimore, Maryland 21202

Re: City Council Bill 19-0407 – Franchise – New Cingular Wireless PCS
Supplemental Report

Dear President and City Council Members:

The Law Department wishes to supplement its bill report dated August 16, 2019 to explain and provide a proposed amendment to Council Bill 19-0407.

When the two franchise bills were drafted, Council Bills 19-0406 & 19-0407, the proposed franchisee in Council Bill 19-0406, Cellco Partnership, d/b/a Verizon, was unaware of its need to construct certain conduit in order to service the small wireless facilities permitted by the franchise. The Law Department has proposed an amendment to that bill to correct the omission.

In contrast to Council Bill 19-0406, Council Bill 19-0407 for New Cingular Wireless contains provisions that permit the construction of conduit. Those provisions, however, need revisions to accommodate certain federal requirements and to conform with the amendment proposed for Council Bill 19-0406. Thus, the Law Department submits the attached amendment to Council Bill 19-0407.

Sincerely,

A handwritten signature in black ink, appearing to read "Victor K. Tervala".

Victor K. Tervala
Chief Solicitor

cc: Andre M. Davis, City Solicitor
Nicholas Blendy, MOGR
Matt Stegman, Mayor's Legislative Liaison
Caylin Young, President's Legislative Director
Elena DiPietro, Chief Solicitor, General Counsel Division
Hilary Ruley, Chief Solicitor
Ashlea Brown, Assistant Solicitor

**AMENDMENTS TO COUNCIL BILL 19-0407
(1st Reader Copy)**

By: Department of Law
{To be offered to the Housing and Urban Affairs Committee}

Amendment No. 1

On page 7, in line 18, strike “shall” and substitute “may”; on the same page, in line 20, after “requirements,” insert “and in the absence of any suitable conduit owned by a Third Party,”; in the same line, after “may”, insert a comma; and, in the same line, after “City”, insert a comma.

Amendment No. 2

On page 7, in line 21, strike beginning with “If” down through and including “structures.”, in line 25.