

Case File Number: CMDV10-345

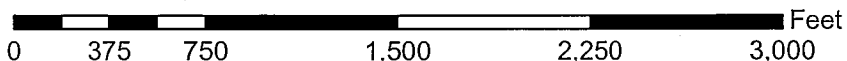
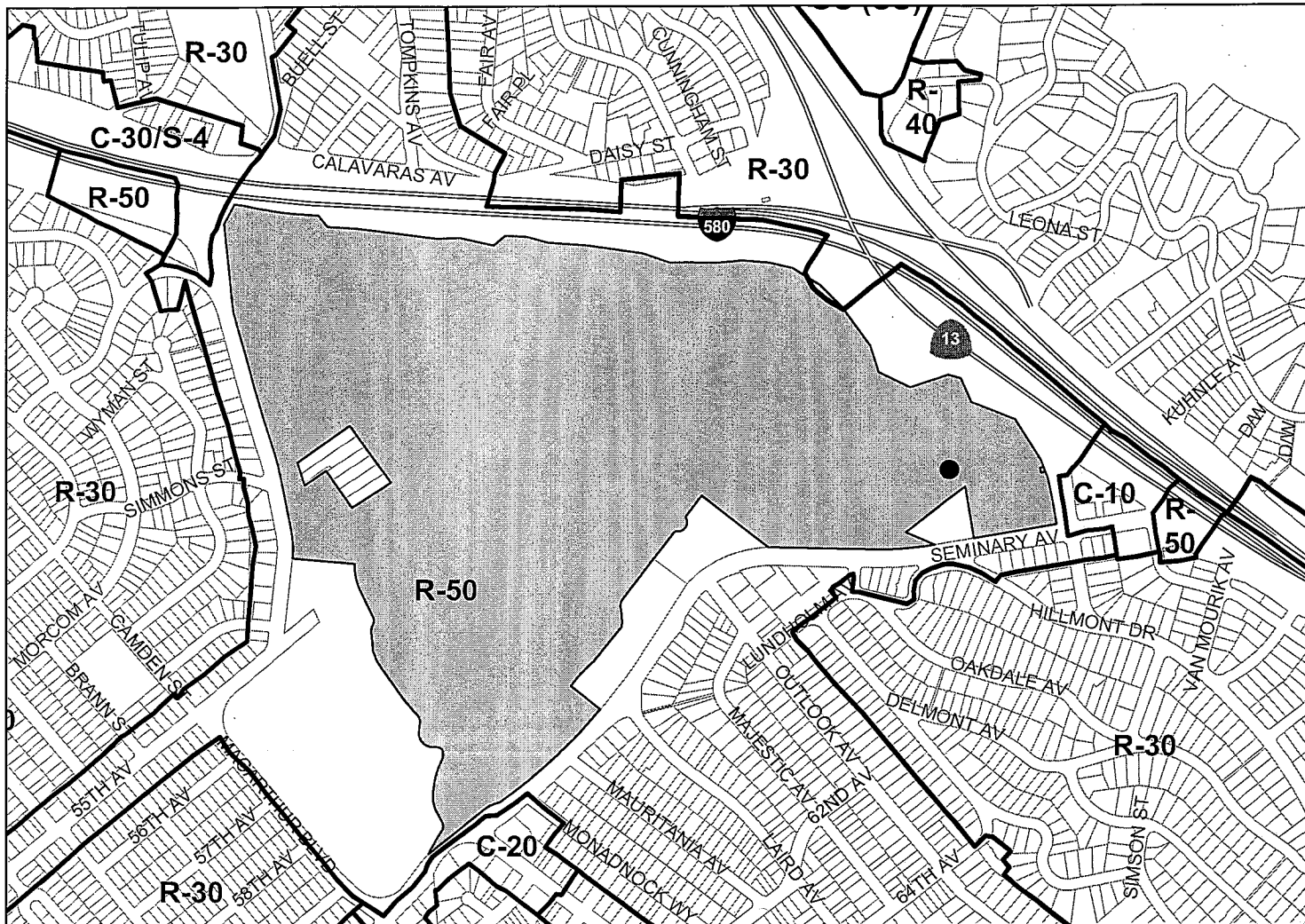
April 6, 2011

<b>Location:</b>	<b>5000 MacArthur Boulevard (See map on reverse)</b>
<b>Assessors Parcel Numbers:</b>	<b>(037A-2701-029-03)</b>
<b>Proposal:</b>	To replace two (2) telecommunication antennas with two (2) new telecommunication antennas and the installation of four (4) new RRU's.
<b>Applicant:</b>	AT&T, John Yu of Lyle Company
<b>Contact Person/</b>	John Yu of Lyle Company
<b>Phone Number:</b>	(916)801-6112
<b>Owner:</b>	Mills College
<b>Case File Number:</b>	CMDV10-345
<b>Planning Permits Required:</b>	Regular Design Review to replace two (2) telecommunication antennas with two (2) new telecommunication antennas and the installation of four (4) new RRU's. Major Conditional Use Permit for the installation of additional antennas and equipment on an existing Monopole telecommunication facility within one hundred (100) feet of a residential zone. Minor Variance for a Monopole Facility (existing) of 98 feet where 45 feet is permitted.
<b>General Plan:</b>	Institutional
<b>Zoning:</b>	R-50 Medium Density Residential Zone
<b>Environmental</b>	Exempt, Section 15301 of the State CEQA Guidelines; minor
<b>Determination:</b>	additions and alterations to an existing facility Section 15183 of the State CEQA Guidelines; projects consistent with a community plan, General Plan or zoning.
<b>Historic Status:</b>	Potential Designated Historic Property; Survey Rating: B+1+
<b>Service Delivery District:</b>	5
<b>City Council District:</b>	6
<b>Date Filed:</b>	12/22/10
<b>Finality of Decision:</b>	Appealable to City Council within 10 days
<b>For Further Information:</b>	Contact case planner <b>Michael Bradley</b> at <b>(510) 238-6935</b> or <b>mbradley@oaklandnet.com</b>

## SUMMARY

The following staff report addresses the proposal for additional unmanned wireless telecommunication facilities located on an existing monopole, with associated equipment cabinets located behind a fenced area on the ground and near the pole. The project site already contains 39 telecommunication antennas and associated equipment shelters and this project would replace two (2) telecommunication antennas with two (2) new telecommunication antennas and the installation of four (4) new RRU's. Given the number of antennas and the type of structure, this would be considered a "Monopole" Telecommunications Facility. The site is located within an institutional and residential area, in a wooded area on the Mills College

# CITY OF OAKLAND PLANNING COMMISSION



Case File: CMDV10-345  
Applicant: AT&T, John Yu of Lyle Company  
Address: 5000 MacArthur Boulevard  
Zone: R-50

campus. The site is located in the R-50 Medium Density Residential Zone. The General Plan designation for the site is Institutional.

### **PROJECT DESCRIPTION**

The applicant (AT&T) is proposing a co-location to replace two (2) telecommunication antennas with two (2) new telecommunication antennas and the installation of four (4) new RRU's at a site with 39 existing antennas. The proposal for the equipment shelters is to locate the cabinet with other existing cabinets on the ground near to the monopole. All proposed antennas and associated equipment will not be accessible to the public.

(See Attachment A)

### **PROPERTY DESCRIPTION**

The subject property is a lot of approximately 112.04 acres, with frontage on Seminary Avenue, MacArthur Boulevard, and the 580 Freeway. The subject property has a fully functioning College on the site. The property was first developed in 1860's (based on Alameda County Assessors Data). Currently there is a monopole telecommunication facility with six (6) other separate telecommunication providers (T-Mobile, Metro PCS, AT&T, Verizon, Clearwire and Sprint) on the property including 39 antennas and multiple equipment cabinets and shelters on the ground near to the monopole.

### **GENERAL PLAN ANALYSIS**

The subject property is located within the Institutional General Plan designation. The Institutional land use classification is intended to create, maintain, and enhance areas appropriate for educational facilities, cultural and institutional uses, health services and medical uses as well as other uses of similar character. The proposed unmanned wireless telecommunication facility will not adversely affect and detract from the civic, commercial or residential characteristics of the neighborhood, because the antennas will be mounted on an existing monopole telecommunication facility located in an unpopulated area on the Mills College campus.

### **ZONING ANALYSIS**

The subject property is located in the R-50 Medium Density Residential Zone. The R-50 zone is intended to create, preserve, and enhance areas for apartment living at medium densities in desirable settings, and is typically appropriate to areas of existing medium density residential development.

The proposal is for a new unmanned wireless telecommunication facility on an existing monopole telecommunication facility and requires a Major Conditional Use Permit since the project is within one hundred (100) feet of a residential zone and a minor variance for a monopole facility within one hundred (100) feet of a residential zone. Staff finds that the proposed application meets applicable R-50 zoning and City of Oakland Telecommunication regulations.

## **ENVIRONMENTAL DETERMINATION**

The California Environmental Quality Act (CEQA) Guidelines lists the projects that qualify as categorical exemptions from environmental review. The proposed project is categorically exempt from the environmental review requirements pursuant to Section 15301, additions and alterations to existing facilities, and 15183, projects consistent with a community plan, general plan or zoning.

## **KEY ISSUES AND IMPACTS**

### **1. Conditional Use Permit**

Section 17.24.080 of the City of Oakland Planning Code requires a conditional use permit to install a Monopole Telecommunication facility in the R-50 zone. Furthermore, Section 17.134.020 defines a major and minor conditional use permit. Subsections (A)(3)(i) lists a major conditional use permit: "Any telecommunication facility in or within one hundred (100) feet of the boundary of any residential zone. The required findings for a major conditional use permit are listed and included in staff's evaluation as part of this report.

### **2. Project Site**

Section 17.128.110 of the City of Oakland Telecommunication Regulations indicate that new wireless facilities shall generally be located on designated properties or facilities in the following order of preference:

- A. Co-located on an existing structure or facility with existing wireless antennas.
- B. City owned properties or other public or quasi-public facilities.
- C. Existing commercial or industrial structures in non-residential zones.
- D. Existing commercial or industrial structures in residential zones.
- E. Other non-residential uses in residential zones.
- F. Residential uses in non-residential zones.
- G. Residential uses in residential zones.

\*Facilities locating on an A, B or C ranked preference do not require a site alternatives analysis.

Since the proposed project involves co-locating the installation of new antennas and associated equipment cabinets on an existing facility, the proposed project meets (A) co-locating on an existing structure or facility with existing wireless antennas.

### **3. Project Design**

Section 17.128.120 of the City of Oakland Telecommunications Regulations indicates that new wireless facilities shall generally be designed in the following order of preference:

- A. Building or structure mounted antennas completely concealed from view.
- B. Building or structure mounted antennas set back from roof edge, not visible from public right-of way.

- C. Building or structure mounted antennas below roof line (facade mount, pole mount) visible from public right-of-way, painted to match existing structure.
- D. Building or structure mounted antennas above roof line visible from public right of-way.
- E. Monopoles.
- F. Towers.

\* Facilities designed to meet an A or B ranked preference do not require a site design alternatives analysis. Facilities designed to meet a C through F ranked preference, inclusive, must submit a site design alternatives analysis as part of the required application materials. A site design alternatives analysis shall, at a minimum, consist of:

- a. Written evidence indicating why each higher preference design alternative can not be used. Such evidence shall be in sufficient detail that independent verification could be obtained if required by the City of Oakland Zoning Manager. Evidence should indicate if the reason an alternative was rejected was technical (e.g. incorrect height, interference from existing RF sources, inability to cover required area) or for other concerns (e.g. inability to provide utilities, construction or structural impediments).

City of Oakland Planning staff has reviewed and determined that the site selected is conforming to all other telecommunication regulation requirements. The project location is appropriate because the existing monopole already has 39 telecommunication antennas and the replacement of two (2) telecommunication antennas with two (2) new telecommunication antennas and the installation of four (4) new RRU's will not create a significant visual change. Further, the proposal is to co-locate on an existing monopole located in an unpopulated wooded area on the Mills College campus, which is an appropriate location for the antennas to provide service to the adjacent residential zone without being constructed within the residential neighborhood, as well as provide service to the on-site campus facilities. The applicant has looked at other sites and based on the residential neighborhood and in order to co-locate the antennas on an existing monopole, this is the most suitable site for the proposed antennas. (See Attachment C)

#### **4. Project Radio Frequency Emissions Standards**

Section 17.128.130 of the City of Oakland Telecommunication Regulations require that the applicant submit the following verifications including requests for modifications to existing facilities:

- a. With the initial application, a RF emissions report, prepared by a licensed professional engineer or other expert, indicating that the proposed site will operate within the current acceptable thresholds as established by the Federal government or any such agency who may be subsequently authorized to establish such standards.
- b. Prior to commencement of construction, a RF emissions report indicating the baseline RF emissions condition at the proposed site.
- c. Prior to final building permit sign off, an RF emissions report indicating that the site is actually operating within the acceptable thresholds as established by the Federal government or any such agency who may be subsequently authorized to establish such standards.

The applicant states that the proposed project meets the radio frequency (RF) emissions standards as required by the regulatory agency. Submitted with the initial application was a RF emissions report, prepared by EBI Consulting, (attachment B). The report states that the

proposed project will comply with the prevailing standards for limiting public exposure to radio frequency energy and, therefore, will not cause a significant impact on the environment. Additionally, staff recommends that prior to the final building permit sign off, the applicant submits certified RF emissions report stating that the facility is operating within acceptable thresholds established by the regulatory federal agency.


**CONCLUSION**

City of Oakland planning staff believes that the proposed project and subject property can be developed to meet the established zoning and telecommunication regulations that were created and adopted to set certain criteria minimums and maximums for similar types of developments. Staff believes that the findings for approval can be made to support the Conditional Use Permit, Minor Variance and Design Review.

**RECOMMENDATIONS:**

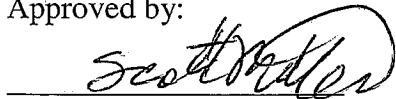
1. Affirm staff's environmental determination
2. Approve Conditional Use Permit, Minor Variance and Design Review application CMDV10-345 subject to the attached findings and conditions of approval.

Prepared by:



Michael Bradley  
Planner I

Approved by:



Scott Miller  
Zoning Manager

Approved for forwarding to the  
City Planning Commission



Eric Angstadt, Deputy Director  
Community & Economic Development Agency

**ATTACHMENTS:**

- A. Project Plans & Photo simulations
- B. EBI Consulting RF Emissions Report
- C. Site Alternative Analysis and Coverage Maps

**FINDINGS FOR APPROVAL****FINDINGS FOR APPROVAL:**

This proposal meets all the required findings under Section 17.134.050, of the General Use Permit criteria; all the required findings under Section 17.136.050.(B), of the Non-Residential Design Review criteria; all the required findings under Section 17.148.050.(A), of the Minor Variance criteria; all the required findings under Section 17.128.080(B), of the telecommunication facilities (Monopole) Design Review criteria; and all the required findings under Section 17.128.080.(C), of the telecommunication facilities (Monopole) Conditional Use Permit criteria; and as set forth below and which are required to approve your application. Required findings are shown in **bold** type; reasons your proposal satisfies them are shown in normal type.

**SECTION 17.134.050 – GENERAL USE PERMIT FINDINGS:**

**A. That the location, size, design, and operating characteristics of the proposed development will be compatible with, and will not adversely affect, the livability or appropriate development of abutting properties and the surrounding neighborhood, with consideration to be given to harmony in scale, bulk, coverage, and density; to the availability of civic facilities and utilities; to harmful effect, if any upon desirable neighborhood character; to the generation of traffic and the capacity of surrounding streets; and to any other relevant impact of the development.**

The location, size, design and operational characteristics of the proposal will not adversely affect the livability or appropriate development of abutting properties and the surrounding neighborhood. Consideration was given to the harmony in scale, bulk, and coverage; to the availability of civic facilities and utilities; to harmful effect, if any, upon desirable neighborhood character; to the generation of traffic and the capacity of surrounding streets; and to any other relevant impact of the development. The proposed replacement telecommunications antennas will be co-located with 39 existing antennas on an existing monopole in an unpopulated, wooded area on the Mills College campus and will not adversely affect the operating characteristic or livability of the existing area. The facility will be unmanned and will not create additional vehicular traffic in the area.

**B. That the location, design, and site planning of the proposed development will provide a convenient and functional living, working, shopping, or civic environment, and will be as attractive as the nature of the use and its location and setting warrant.**

The location, design and site planning of the proposed development will provide a convenient and functional working and shopping environment, and will attempt to preserve the attractive nature of the use and its location and setting warrant. The proposal will preserve a convenient and functional working and living environment; therefore it would not affect the general quality and character of the neighborhood.

**C. That the proposed development will enhance the successful operation of the surrounding area in its basic community functions, or will provide an essential service to the community or region.**

The proposed development will enhance the successful operation of the surrounding area in its basic community function and will provide an essential service to the community or region. This will be achieved by improving the functional use of the site by providing a regional telecommunication facility for the community and will be available to police, fire, public safety organizations and the general public.

**D. That the proposal conforms to all applicable design review criteria set forth in the DESIGN REVIEW PROCEDURE of Chapter 17.136 of the Oakland Planning Code.**

The proposal conforms with all significant aspects of the design review criteria set forth in Chapter 17.136 of the Oakland Planning Code, as outlined below.

**E. That the proposal conforms in all significant respects with the Oakland General Plan and with any other applicable plan or development control map which has been adopted by the City Council.**

The proposal conforms in all significant aspects with the Oakland General Plan and with any other applicable plan or zoning maps adopted by the City of Oakland. The proposed monopole telecommunication facility expansion in the Institutional General Plan designation will enhance and improve communication service for a mixture of civic, commercial, residential and institutional uses in the area.

**17.136.050(B) – NONRESIDENTIAL DESIGN REVIEW CRITERIA:**

**1. That the proposal will help achieve or maintain a group of facilities which are well related to one another and which, when taken together, will result in a well-composed design, with consideration given to site, landscape, bulk, height, arrangement, texture, materials, colors, and appurtenances; the relation of these factors to other facilities in the vicinity; and the relation of the proposal to the total setting as seen from key points in the surrounding area. Only elements of design which have some significant relationship to outside appearance shall be considered, except as otherwise provided in Section 17.136.060;**

The proposal is the addition to a monopole telecommunications facility with 39 exiting telecommunication antennas which includes the replacement of two (2) telecommunication antennas with two (2) new telecommunication antennas and the installation of four (4) new RRU's. The two (2) replacement antennas and the four (4) RRU's shall be placed on an existing monopole which is located in an unpopulated, wooded area of the Mills College campus and therefore is consistent and well related to the surrounding area in scale, bulk, height, materials, and textures. Through the design and conditions of approval the existing monopole, antennas, all associated equipment, and all proposed antennas and equipment will be paint green to match the trees and foliage that surround the monopole.

**2. That the proposed design will be of a quality and character which harmonizes with, and serves to protect the value of, private and public investments in the area;**



The design will be appropriate and compatible with current zoning and general plan land use designations. The proposal protects and preserves the surrounding neighborhood context by adding additional wireless telecommunication antennas to a residential and institutional area. The antennas will be co-located and will not have any visual impact on the adjacent neighborhood.

**3. That the proposed design conforms in all significant respects with the Oakland General Plan and with any applicable design review guidelines or criteria, district plan, or development control map which have been adopted by the Planning Commission or City Council.**

The proposal conforms with the City of Oakland Comprehensive General Plan meeting specific General Plan policies and the Supplemental Report and Recommendations on Revisions to the Citywide Telecommunications Regulations. The proposal will conform to performance standards for noise set forth in Section 17.120.050 for decibels levels in residential areas for both day and nighttime use. The Project conforms to all monopole-facility definitions set forth in Section 17.128.080 and meets all design review criteria to minimize all impacts throughout the neighborhood.

**17.148.050(A) – MINOR VARIANCE FINDINGS:**

**1. That strict compliance with the specified regulation would result in practical difficulty or unnecessary hardship inconsistent with the purposes of the Zoning Regulations, due to unique physical or topographical circumstances or conditions of design; or, as an alternative in the case of a Minor Variance, that such strict compliance would preclude an effective design solution improving the livability, operational efficiency, or appearance.**

The subject property is a 112.04 acre institutional lot located in a residential and small scale commercial area serving as the Mills College campus. The proposed project entails the co-location to replace two (2) telecommunication antennas with two (2) new telecommunication antennas and the installation of four (4) new RRU's to an existing 100' Monopole. The panel antennas and RRU's will be located at 98', in which all the new antennas and RRU's exceed the maximum height of 45' for antennas when located on a Monopole. The proposal will improve the operational efficiency of the existing Monopole by co-locating and improve the appearance by setting the standard for new telecommunications antennas to be painted green to match the surrounding trees and foliage. Furthermore by placing the antennas at the proposed heights it will remove the antennas from the natural view plane from the public right of way.

**2. That strict compliance with the regulations would deprive the applicant of privileges enjoyed by owners of similarly zoned property; or, as an alternative in the case of a Minor Variance, that such strict compliance would preclude an effective design solution fulfilling the basic intent of the applicable regulation.**

The strict compliance of the zoning regulations would preclude an effective design solution for the proposed unmanned telecommunications facility. The existing Monopole exceeds the established standards for new telecommunication Monopoles and was erected as a radio communications tower several years ago. The proposal will co-locate the replacement antennas and RRU's at 98' on the pole where the antennas can maximize their effectiveness and be placed outside the natural view plan of vehicles and pedestrians at the street level. Based on the current

pattern of development and the scope of the proposal the project will be compatible in size and scale and will fulfill the basic intent of the zoning and general plan regulations.

**3. That the variance, if granted, will not adversely affect the character, livability, or appropriate development of abutting properties or the surrounding area, and will not be detrimental to the public welfare or contrary to adopted plans or development policy.**

The proposed development will not affect the character or livability of the area since no change is proposed to the existing Mills College service yard and all related equipment on the ground will be located inside a dedicated equipment area, and the base of the monopole is a secure area that is not accessible to the public. The subject monopole is located in an unpopulated, wooded area on the Mills College campus, thus the proposal will not adversely affect the character, livability, or appropriate development of abutting properties or the surrounding area.

**4. That the variance will not constitute a grant of special privilege inconsistent with limitations imposed on similarly zoned properties or inconsistent with the purposes of the Zoning Regulations.**

The Variance will not negatively impact the character of the neighborhood nor affect the appropriate development of abutting properties. The subject property is a large college campus containing a 100' Monopole with existing unmanned telecommunications facilities where the existing antennas are located at 55' to 100' above the ground. Furthermore when viewed in its entirety the proposal will improve the existing conditions by requiring that the monopole, cables, and all existing and new antennas be painted green to match the surrounding trees and foliage.

**5. That the proposal; conforms to all applicable design review criteria set forth in the Design Review Procedures at section 17.20.070.**

The proposal conforms to all applicable design review criteria. Please see findings above.

**6. For proposals involving one or two residential dwelling units on a lot:**

**That, if the variance would relax a regulation governing maximum height, minimum yards, maximum lot coverage or building length along side lot lines, the proposal also conforms with at least one of the following criteria:**

- a. The proposal when viewed in its entirety will not adversely impact abutting residences to the side, rear, or directly across the street with respect to solar access, view blockage and privacy to a degree greater than that which would be possible if the residence were built according to the applicable regulation and, for height variances, the proposal provides detailing, articulation or other design treatments that mitigate any bulk created by the additional height:

**-OR-**

- b. Over 60 percent of the lots in the immediate vicinity are already developed and the proposal does not exceed the corresponding as-built condition on these lots and, for height variances, the proposal provides detailing, articulation or other design

**treatments that mitigate any bulk created by the additional height. The immediate context shall consist of the five closest lots on each side of the project site, plus the ten closest lots on the opposite side of the street (see Illustration I-4b); however, the Director of City Planning may make an alternative determination of immediate context based on specific site conditions. Such determination shall be in writing and included as part of any decision on any variance**

The proposal does not involve one or two residential units, therefore this finding does not apply.

#### **17.128.080(B) DESIGN REVIEW CRITERIA FOR MONOPOLE FACILITIES**

**1. Collocation is to be encouraged when it will decrease visual impact and collocation is to be discouraged when it will increase negative visual impact:**

The proposed project entails the co-location to replace two (2) telecommunication antennas with two (2) new telecommunication antennas and the installation of four (4) new RRU's to an existing 100' Monopole and will not increase negative visual impacts. Furthermore when viewed in its entirety the proposal will improve the existing conditions by requiring that the monopole, cables, and all existing and new antennas be painted green to match the surrounding trees and foliage.

**2. Monopoles should not be sited to create visual clutter or negatively affect specific views:**

The proposed antennas will be co-located on an existing monopole which is currently located in an unpopulated, wooded area of the Mills College campus. Based on the co-location on the monopole at 98' with existing AT&T antennas no specific views will be impacted and visual clutter will not occur.

**3. Monopoles shall be screened from the public view wherever possible:**

The proposed antennas will be co-located on an existing monopole which is currently located in an unpopulated, wooded area of the Mills College campus. Only the portion of the monopole that extends higher than the existing trees and foliage will be in public view.

**4. The equipment shelter or cabinet must be concealed from public view or made compatible with the architecture of the surrounding structures or placed underground. The shelter or cabinet must be regularly maintained:**

The associated equipment will be co-located with the existing equipment shelters and located on the ground within the Mills College service yard. The equipment will be placed where it will not be in public view.

**5. Site location and development shall preserve the preexisting character of the surrounding buildings and land uses and the zone district as much as possible. Wireless communication towers shall be integrated through location and design to blend in with the existing characteristics of the site to the extent practical. Existing on-site vegetation shall be**

**preserved or improved, and disturbance of the existing topography shall be minimized, unless such disturbance would result in less visual impact of the site to the surrounding area:**

The proposed replacement antennas and new RRU's will be co-located on an exiting monopole with 39 antennas in an unpopulated, wooded area of the Mills College campus. Based on the wooded area, and the co-location on the monopole the proposal will not result in a visual impact and will blend in with the existing characteristics of the site. Further the existing monopole, equipment, antennas, proposed antennas, and all associated equipment attached to the monopole will be painted green to match the color of the surrounding trees and foliage.

**6. That all reasonable means of reducing public access to the antennas and equipment has been made, including, but not limited to, placement in or on buildings or structures, fencing, anti-climbing measures and anti-tampering devices:**

The antennas will be mounted on an existing monopole and will not be accessible to the public due to its location. The existing monopole is located behind a fenced in area with no public access. The equipment cabinets are located with other existing cabinets in the Mills College service area which is only accessible to maintenance workers and not to the public.

**Section 17.128.080(C) CONDITIONAL USE PERMIT (CUP) FINDINGS FOR MONOPOLE FACILITIES**

**1. The project must meet the special design review criteria listed in subsection B of this section (17.128.080C):**

The proposed project meets the special design review criteria listed in section 17.128.080B.

**2. Monopoles should not be located any closer than one thousand five hundred (1,500) feet from existing monopoles unless technologically required or visually preferable:**

The site is appropriate because the proposed replacement antennas and RRU's will be co-located on an exiting monopole with 39 antennas in an unpopulated, wooded area of the Mills College campus. The existing monopole, equipment, antennas, proposed antennas, and all associated equipment attached to the monopole will be painted green to match the color of the surrounding trees and foliage thus making it visually preferable.

**3. The proposed project must not disrupt the overall community character:**

Due to the proposed project co-locating with other existing telecommunication antennas and equipment, it will not disrupt the overall community character of the site.

**4. If a Major Conditional Use Permit is required, the Planning Director or the Planning Commission may request independent expert review regarding site location, collocation and facility configuration. Any party may request that the Planning Commission consider making such request for independent expert review.**

- a. If there is any objection to the appointment of an independent expert engineer, the applicant must notify the Planning Director within ten days of the Commission request. The Commission will hear arguments regarding the need for the independent expert and the applicant's objection to having one appointed. The Commission will rule as to whether an independent expert should be appointed.
- b. Should the Commission appoint an independent expert, the Commission will direct the Planning Director to pick an expert from a panel of licensed engineers, a list of which will be compiled, updated and maintained by the Planning Department.
- c. No expert on the panel will be allowed to review any materials or investigate any application without first signing an agreement under penalty of perjury that the expert will keep confidential any and all information learned during the investigation of the application. No personnel currently employed by a telecommunication company are eligible for inclusion on the list.
- d. An applicant may elect to keep confidential any proprietary information during the expert's investigation. However, if an applicant does so elect to keep confidential various items of proprietary information, that applicant may not introduce the confidential proprietary information for the first time before the Commission in support of the application.
- e. The Commission shall require that the independent expert prepare the report in a timely fashion so that it will be available to the public prior to any public hearing on the application.
- f. Should the Commission appoint an independent expert, the expert's fees will be paid by the applicant through the application fee, imposed by the city.

**CONDITIONS OF APPROVAL**  
**CMDV10-345**

**STANDARD CONDITIONS:**

**1. Approved Use**

***Ongoing***

a) The project shall be constructed and operated in accordance with the authorized use as described in the application materials, **CMDV10-345**, and the plans dated **January 25, 2011** and submitted on **March 9, 2011** and as amended by the following conditions. Any additional uses or facilities other than those approved with this permit, as described in the project description and the approved plans, will require a separate application and approval. Any deviation from the approved drawings, Conditions of Approval or use shall required prior written approval from the Director of City Planning or designee.

b) This action by the City Planning Commission ("this Approval") includes the approvals set forth below. This Approval includes: **to replace two (2) telecommunication antennas with two (2) new telecommunication antennas and the installation of four (4) new RRU's at 5000 MacArthur Blvd. (APN: 037A-2701-029-03), under Oakland Municipal Code 17.128, 17.136, 17.148 and 17.134.**

**2. Effective Date, Expiration, Extensions and Extinguishment**

***Ongoing***

Unless a different termination date is prescribed, this Approval shall expire **two calendar years** from the approval date, unless within such period all necessary permits for construction or alteration have been issued, or the authorized activities have commenced in the case of a permit not involving construction or alteration. Upon written request and payment of appropriate fees submitted no later than the expiration date of this permit, the Director of City Planning or designee may grant a one-year extension of this date, with additional extensions subject to approval by the approving body. Expiration of any necessary building permit for this project may invalidate this Approval if the said extension period has also expired.

**3. Scope of This Approval; Major and Minor Changes**

***Ongoing***

The project is approved pursuant to the **Oakland Planning Code** only. Minor changes to approved plans may be approved administratively by the Director of City Planning or designee. Major changes to the approved plans shall be reviewed by the Director of City Planning or designee to determine whether such changes require submittal and approval of a revision to the approved project by the approving body or a new, completely independent permit.

**4. Conformance with other Requirements**

***Prior to issuance of a demolition, grading, P-job, or other construction related permit***

- a) The project applicant shall comply with all other applicable federal, state, regional and/or local codes, requirements, regulations, and guidelines, including but not limited to those

imposed by the City's Building Services Division, the City's Fire Marshal, and the City's Public Works Agency.

- b) The applicant shall submit approved building plans for project-specific needs related to fire protection to the Fire Services Division for review and approval, including, but not limited to automatic extinguishing systems, water supply improvements and hydrants, fire department access, and vegetation management for preventing fires and soil erosion.

## **5. Conformance to Approved Plans; Modification of Conditions or Revocation**

### **Ongoing**

- a) Site shall be kept in a blight/nuisance-free condition. Any existing blight or nuisance shall be abated within 60-90 days of approval, unless an earlier date is specified elsewhere.
- b) The City of Oakland reserves the right at any time during construction to require certification by a licensed professional that the as-built project conforms to all applicable zoning requirements, including but not limited to approved maximum heights and minimum setbacks. Failure to construct the project in accordance with approved plans may result in remedial reconstruction, permit revocation, permit modification, stop work, permit suspension or other corrective action.
- c) Violation of any term, conditions or project description relating to the Approvals is unlawful, prohibited, and a violation of the Oakland Municipal Code. The City of Oakland reserves the right to initiate civil and/or criminal enforcement and/or abatement proceedings, or after notice and public hearing, to revoke the Approvals or alter these conditions if it is found that there is violation of any of the conditions or the provisions of the Planning Code or Municipal Code, or the project operates as or causes a public nuisance. This provision is not intended to, nor does it, limit in any manner whatsoever the ability of the City to take appropriate enforcement actions.

## **6. Signed Copy of the Conditions**

### **With submittal of a demolition, grading, and building permit**

A copy of the approval letter and conditions shall be signed by the property owner, notarized, and submitted with each set of permit plans to the appropriate City agency for this project.

## **7. Indemnification**

### **Ongoing**

- a) To the maximum extent permitted by law, the applicant shall defend (with counsel acceptable to the City), indemnify, and hold harmless the City of Oakland, the Oakland City Council, the City of Oakland Redevelopment Agency, the Oakland City Planning Commission and its respective agents, officers, and employees (hereafter collectively called City) from any liability, damages, claim, judgment, loss (direct or indirect) action, causes of action, or proceeding (including legal costs, attorneys' fees, expert witness or consultant fees, City Attorney or staff time, expenses or costs) (collectively called "Action") against the City to attack, set aside, void or annul, (1) an approval by the City relating to a development-related application or subdivision or (2) implementation of an approved development-related project. The City may elect, in its sole discretion, to participate in the defense of said Action and the applicant shall reimburse the City for its reasonable legal costs and attorneys' fees.

b) Within ten (10) calendar days of the filing of any Action as specified in subsection A above, the applicant shall execute a Letter of Agreement with the City, acceptable to the Office of the City Attorney, which memorializes the above obligations. These obligations and the Letter of Agreement shall survive termination, extinguishment or invalidation of the approval. Failure to timely execute the Letter of Agreement does not relieve the applicant of any of the obligations contained in this condition or other requirements or Conditions of Approval that may be imposed by the City.

## **8. Compliance with Conditions of Approval**

### ***Ongoing***

The project applicant shall be responsible for compliance with the recommendations in any submitted and approved technical report and all the Conditions of Approval set forth below at its sole cost and expense, and subject to review and approval of the City of Oakland.

## **9. Severability**

### ***Ongoing***

Approval of the project would not have been granted but for the applicability and validity of each and every one of the specified conditions, and if any one or more of such conditions is found to be invalid by a court of competent jurisdiction this Approval would not have been granted without requiring other valid conditions consistent with achieving the same purpose and intent of such Approval.

## **10. Job Site Plans**

### ***Ongoing throughout demolition, grading, and/or construction***

At least one (1) copy of the stamped approved plans, along with the Approval Letter and Conditions of Approval, shall be available for review at the job site at all times.

## **11. Special Inspector/Inspections, Independent Technical Review, Project Coordination and Management**

### ***Prior to issuance of a demolition, grading, and/or construction permit***

The project applicant may be required to pay for on-call special inspector(s)/inspections as needed during the times of extensive or specialized plancheck review, or construction. The project applicant may also be required to cover the full costs of independent technical and other types of peer review, monitoring and inspection, including without limitation, third party plan check fees, including inspections of violations of Conditions of Approval. The project applicant shall establish a deposit with the Building Services Division, as directed by the Building Official, Director of City Planning or designee.

## **12. Days/Hours of Construction Operation**

### ***Ongoing throughout demolition, grading, and/or construction***

The project applicant shall require construction contractors to limit standard construction activities as follows:

- a) Construction activities are limited to between 7:00 AM and 7:00 PM Monday through Friday, except that pile driving and/or other extreme noise generating activities greater than 90 dBA shall be limited to between 8:00 a.m. and 4:00 p.m. Monday through Friday.
- b) Any construction activity proposed to occur outside of the standard hours of 7:00 am to 7:00 pm Monday through Friday for special activities (such as concrete pouring which



may require more continuous amounts of time) shall be evaluated on a case by case basis, with criteria including the proximity of residential uses and a consideration of resident's preferences for whether the activity is acceptable if the overall duration of construction is shortened and such construction activities shall only be allowed with the prior written authorization of the Building Services Division.

- c) Construction activity shall not occur on Saturdays, with the following possible exceptions:
  - i. Prior to the building being enclosed, requests for Saturday construction for special activities (such as concrete pouring which may require more continuous amounts of time), shall be evaluated on a case by case basis, with criteria including the proximity of residential uses and a consideration of resident's preferences for whether the activity is acceptable if the overall duration of construction is shortened. Such construction activities shall only be allowed on Saturdays with the prior written authorization of the Building Services Division.
  - ii. After the building is enclosed, requests for Saturday construction activities shall only be allowed on Saturdays with the prior written authorization of the Building Services Division, and only then within the interior of the building with the doors and windows closed.
- d) No extreme noise generating activities (greater than 90 dBA) shall be allowed on Saturdays, with no exceptions.
- e) No construction activity shall take place on Sundays or Federal holidays.
- f) Construction activities include but are not limited to: truck idling, moving equipment (including trucks, elevators, etc) or materials, deliveries, and construction meetings held on-site in a non-enclosed area.

### **13. Landscape Maintenance**

#### ***Ongoing***

All new landscaping shall be permanently maintained in good growing condition and, whenever necessary, replaced with new plant materials to ensure continued compliance with applicable landscaping requirements.

### **14. Operational Noise-General**

#### ***Ongoing***

Noise levels from the activity, property, or any mechanical equipment on site shall comply with the performance standards of Section 17.120 of the Oakland Planning Code and Section 8.18 of the Oakland Municipal Code. If noise levels exceed these standards, the activity causing the noise shall be abated until appropriate noise reduction measures have been installed and compliance verified by the Planning and Zoning Division and Building Services.

### **PROJECT SPECIFIC CONDITIONS:**

### **15. Radio Frequency Emissions**

#### ***Prior to the final building permit sign off***

The applicant shall submit a certified RF emissions report stating the facility is operating within the acceptable standards established by the regulatory Federal Communications Commission.

**16. Sinking Fund for Facility Removal or Abandonment.**

***Prior to issuance of a building permit***

The applicant shall provide proof of the establishment of a sinking fund to cover the cost of removing the facility if it is abandoned within a prescribed period. The word “abandoned” shall mean a facility that has not been operational for a six (6) month period, except where non-operation is the result of maintenance or renovation activity pursuant to valid City permits. The sinking fund shall be established to cover a two year period, at a financial institution approved by the City’s Office of Budget and Finance. The sinking fund payment shall be adequate to determined by the office of Budget and Finance and shall be adequate to defray expenses associated with the removal of the telecommunication facility.

**17. Architectural Detailing and Painting**

***Prior to the final building permit sign off***

The applicant shall paint the existing monopole, all existing antennas, cables and related equipment attached to the monopole, all proposed antennas, dishes and other related equipment attached to the monopole a muted forest-green, to blend into the wooded site.









4430 ROSEWOOD DRIVE  
PUEBLO, CO 81008

PROJECT INFORMATION:  
**CNU0045/CNU4329**  
LTE SITE CCL00045  
FA # 1087865 URB: 12710  
**MILLS COLLEGE**  
8000 MACARTHUR BLVD.  
OAKLAND, CA 94669

CURRENT ISSUE DATE:  
01/25/11

ISSUED FOR:  
REV-1 CONSTRUCTION  
DRAWING

REV-DATE: 01/25/11  
DESCRIPTION: BY:

A 07/28/10  
0 11/19/10  
1 01/25/11

REV-DATE: 01/25/11  
DESCRIPTION: BY:

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0 11/19/10  
1 01/25/11

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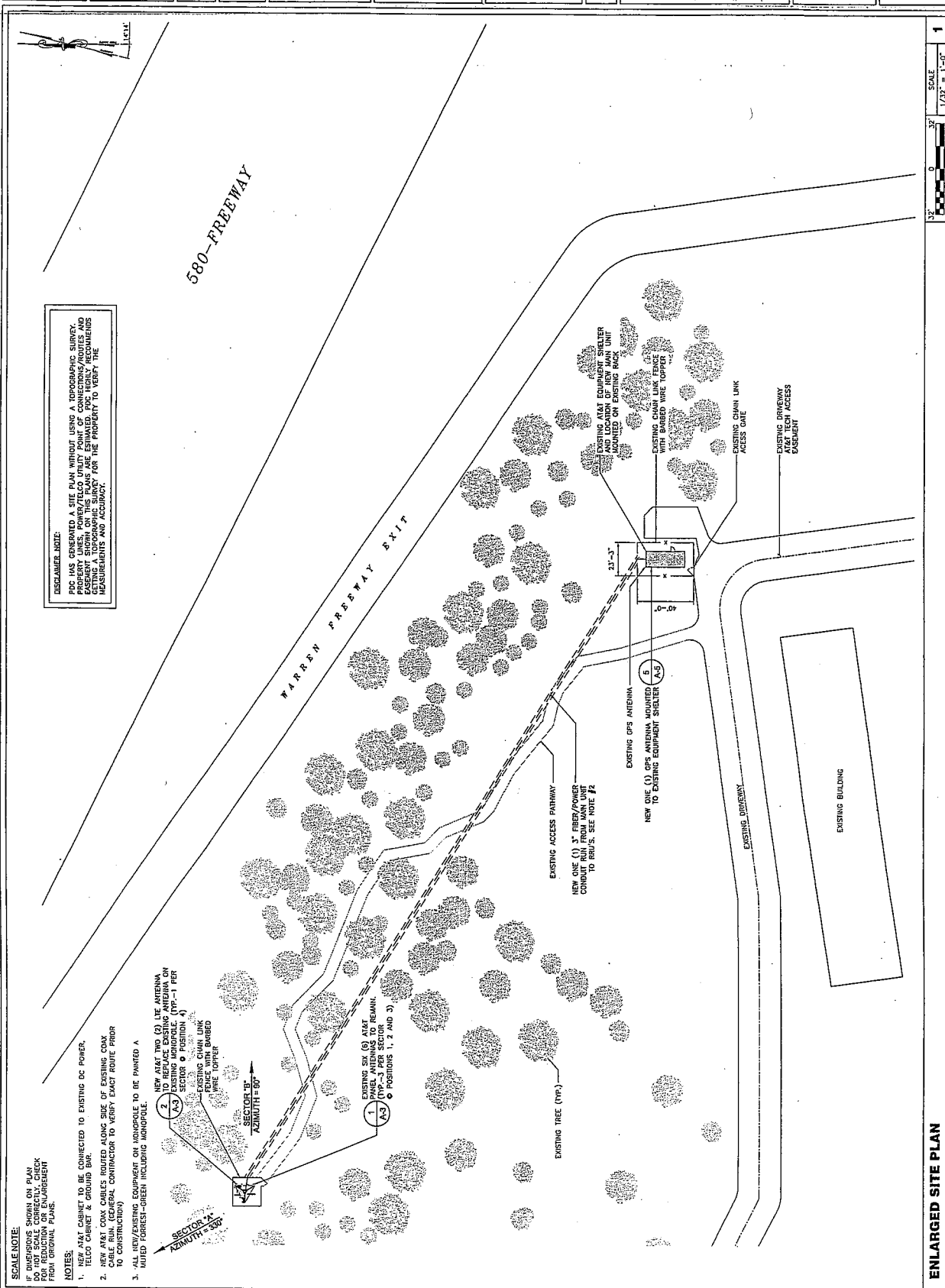
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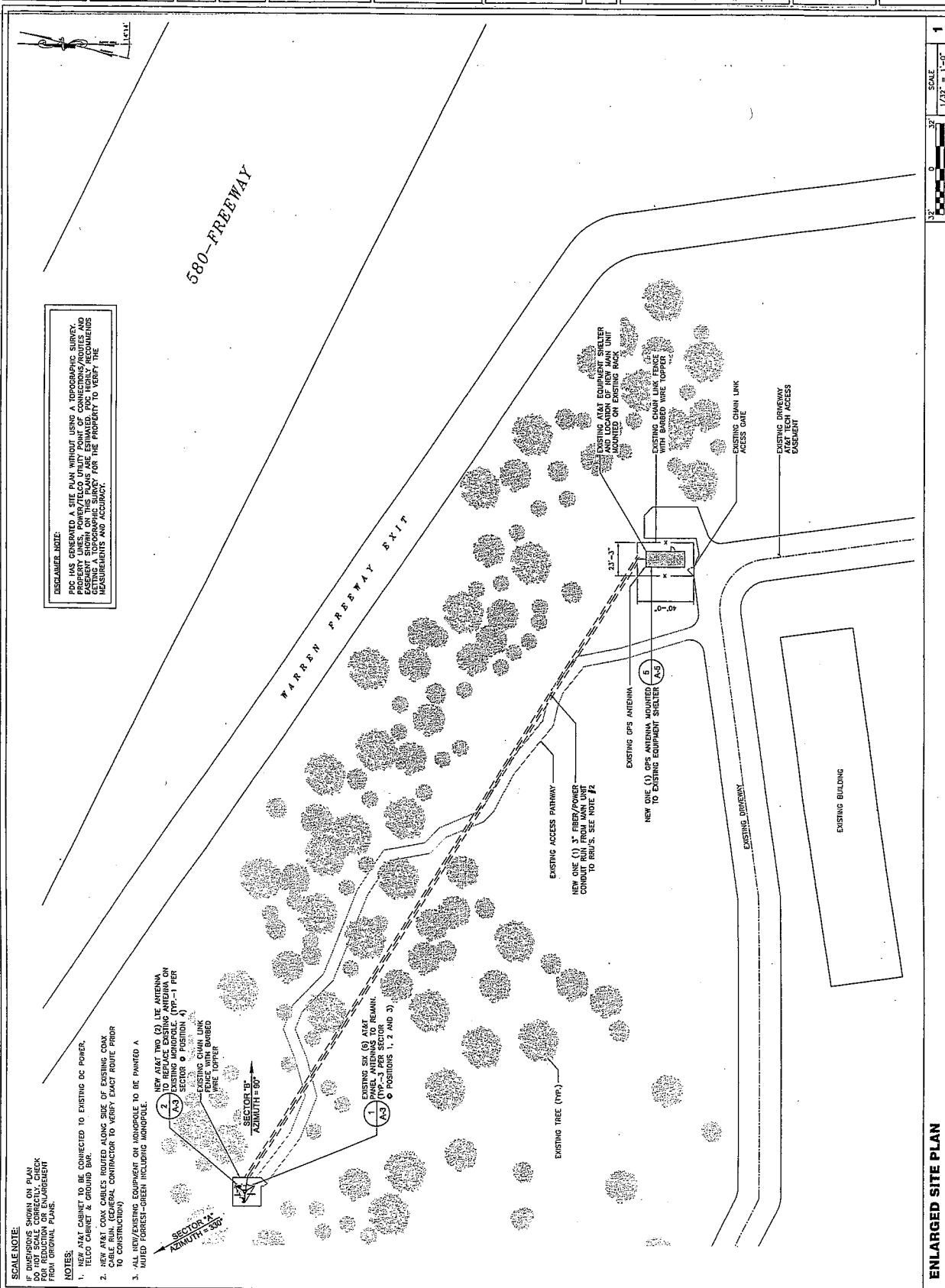


**DISCLAIMER NOTE:**  
PDC HAS GENERATED A SITE PLAN WITHOUT USING A TOPOGRAPHIC SURVEY. PROPERTY LINES, POWER/TELECO UTILITY POINT OF CONNECTIONS/ROUTES AND EASEMENT SITUATION IS NOT SHOWN. PDC MAKES NO WARRANTY FOR THE PROPERTY TO VERIFY THE MEASUREMENTS AND ACCURACY.

**SCALE NOTE:**  
IF DIMENSIONS SHOWN ON PLAN ARE IN CONFLICT WITH THE DIMENSIONS SHOWN ON THE ENLARGED SITE PLAN, THE DIMENSIONS SHOWN ON THE ENLARGED SITE PLAN SHALL PREVAIL.

**NOTES:**  
1. NEW AT&T CABLES TO BE CONNECTED TO EXISTING DC POWER, TELCO CABLE & GROUND BAR.  
2. NEW AT&T CABLES ROUTED ALONG SIDE OF EXISTING COAX CABLE RUN. (GENERAL CONTRACTOR TO VERIFY EXACT ROUTE PRIOR TO CONSTRUCTION)  
3. NEW AT&T CABLES ROUTED ALONG SIDE OF EXISTING COAX CABLE RUN. (GENERAL CONTRACTOR TO VERIFY EXACT ROUTE PRIOR TO CONSTRUCTION)

ENLARGED SITE PLAN 1 SCALE 1/32" = 1'-0"





4430 ROSEWOOD DRIVE  
PLEASANTON, CA 94588

PROJECT INFORMATION:

CNU0045/CNU4329  
LTE SITE C010045  
FA #: 1067855 USID: 12710  
MILLS COLLEGE  
5000 MACARTHUR BLVD.  
OAKLAND, CA 94669

CURRENT ISSUE DATE: 01/25/11

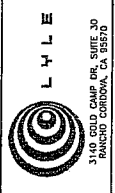
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REV-1 CONSTRUCTION  
DRAWING

REV	DATE	DESCRIPTION	BY
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1	01/25/11	CITY COMMENTS	PN

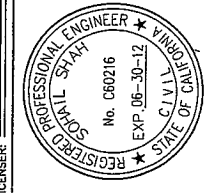
PLANS PREPARED BY:



CONSULTANT:



DRAWN BY: FG  
CHECKED BY: PP  
SAS



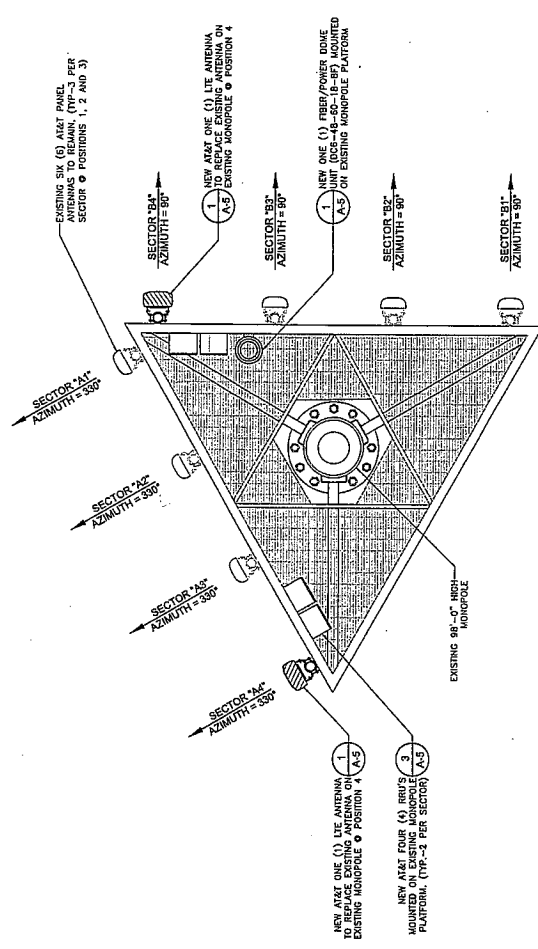
SHEET TITLE:

ANTENNA PLANS

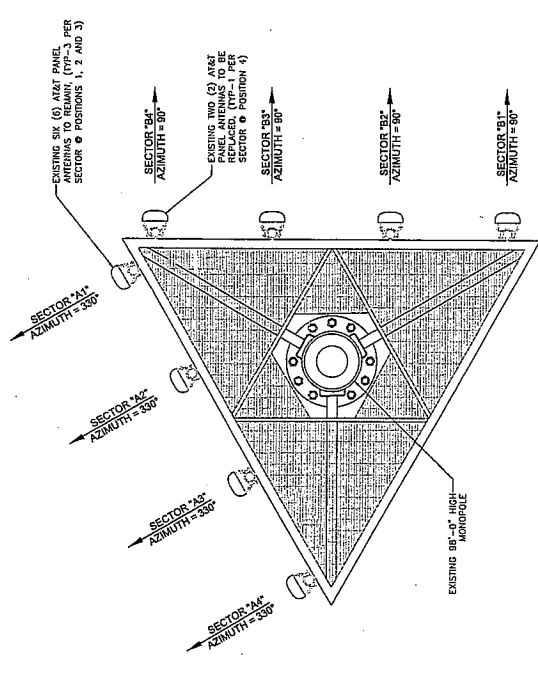
SHEET NUMBER:  
**A-3**

- NOTES:
1. ANTENNA CONFIGURATIONS BASED ON R/FDS REVISION 0.2 DATED 04-30-2010
  2. NEW ANTENNA DIMENSIONS: (56" x 12" x 6")
  3. ALL NEW/EXISTING COMPONENT ON MONOPOLE INCLUDING MONOPOLE.


SCALE NOTE:  
1. ALL DIMENSIONS SHOWN ON PLAN  
DO NOT SCALE CORRECTLY. CHECK  
FROM ORIGINAL PLANS.



1 NEW ANTENNA PLAN  
SCALE 1/2" = 1'-0"



1 EXISTING ANTENNA PLAN  
SCALE 1/2" = 1'-0"



4430 ROSEWOOD DRIVE  
PLASANTON, CA 94388

**PROJECT INFORMATION:**

**CNU0045/CNU4329**  
LTE SITE: CCL00945  
FA #: 1007965 USD: 12110  
**MILLS COLLEGE**  
5000 MACARTHUR BLVD.  
OAKLAND, CA 94650

**CURRENT ISSUE DATE:**  
01/25/11

**ISSUED FOR:**  
**REV-1 CONSTRUCTION DRAWING**

**REV. DATE DESCRIPTION BY**

A	07/28/10	CONSTRUCTION FG	
0	11/19/10	100% CONSTRUCTION HG	
1	01/25/11	CITY COMMENTS PN	

**PLANS PREPARED BY:**

**cjg**  
PDC CORPORATION  
1000 CONCORD BLVD.  
FREMONT, CA 94538  
TEL: (925) 654-3884

**CONSULTANT:**

**L Y L E**  
3140 GOLD CAMP DR, SUITE 30  
FREMONT, CALIFORNIA, CA 94536  
TEL: (925) 654-3884

**DRAWN BY:** CHK: APV:

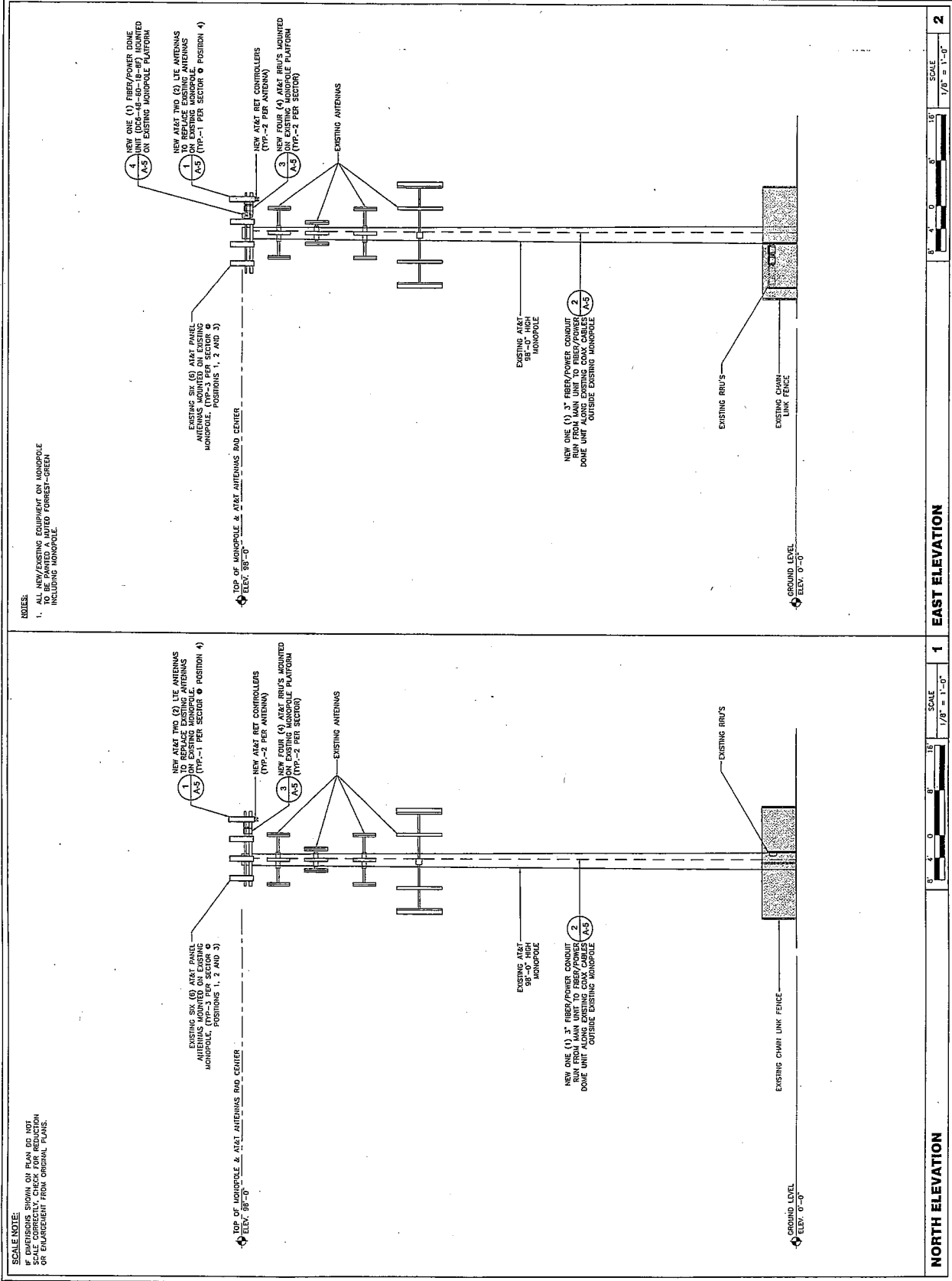
FG PP SAS

**LICENSER:**

**REGISTERED PROFESSIONAL ENGINEER**  
SPECIAL SHAF  
No. C60216  
EXP. 06-30-12  
CIVIL  
STATE OF CALIFORNIA

**SHEET TITLE:**  
**ELEVATIONS**

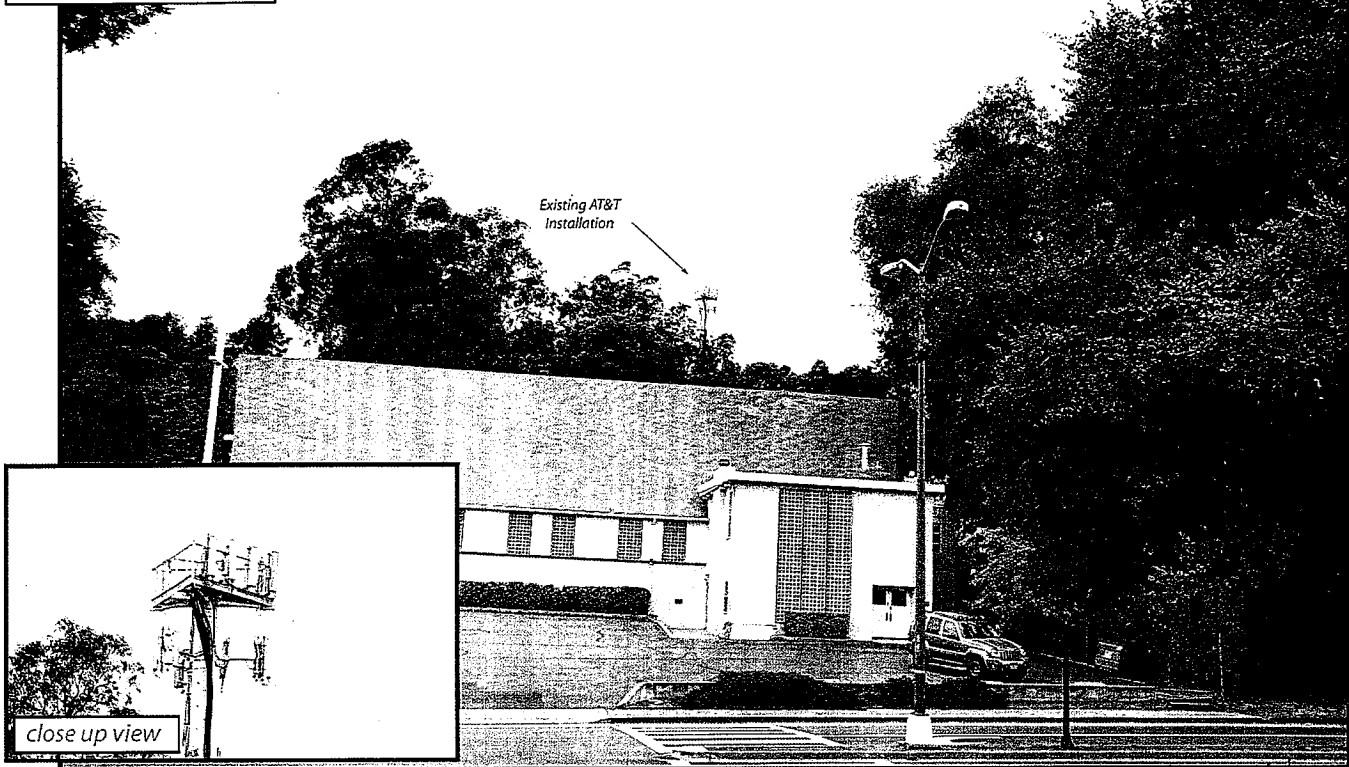
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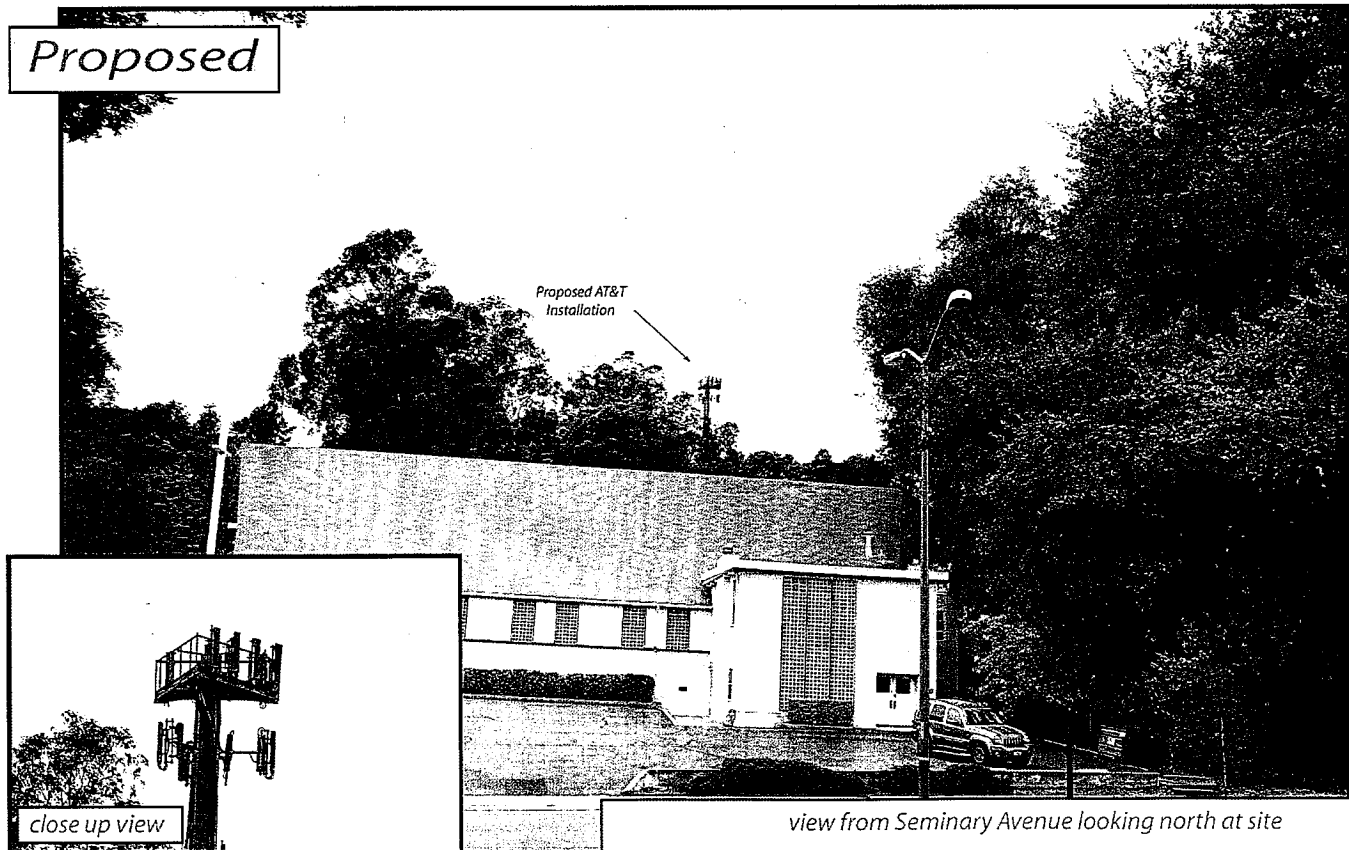




Existing



Proposed



view from Seminary Avenue looking north at site

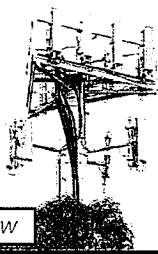
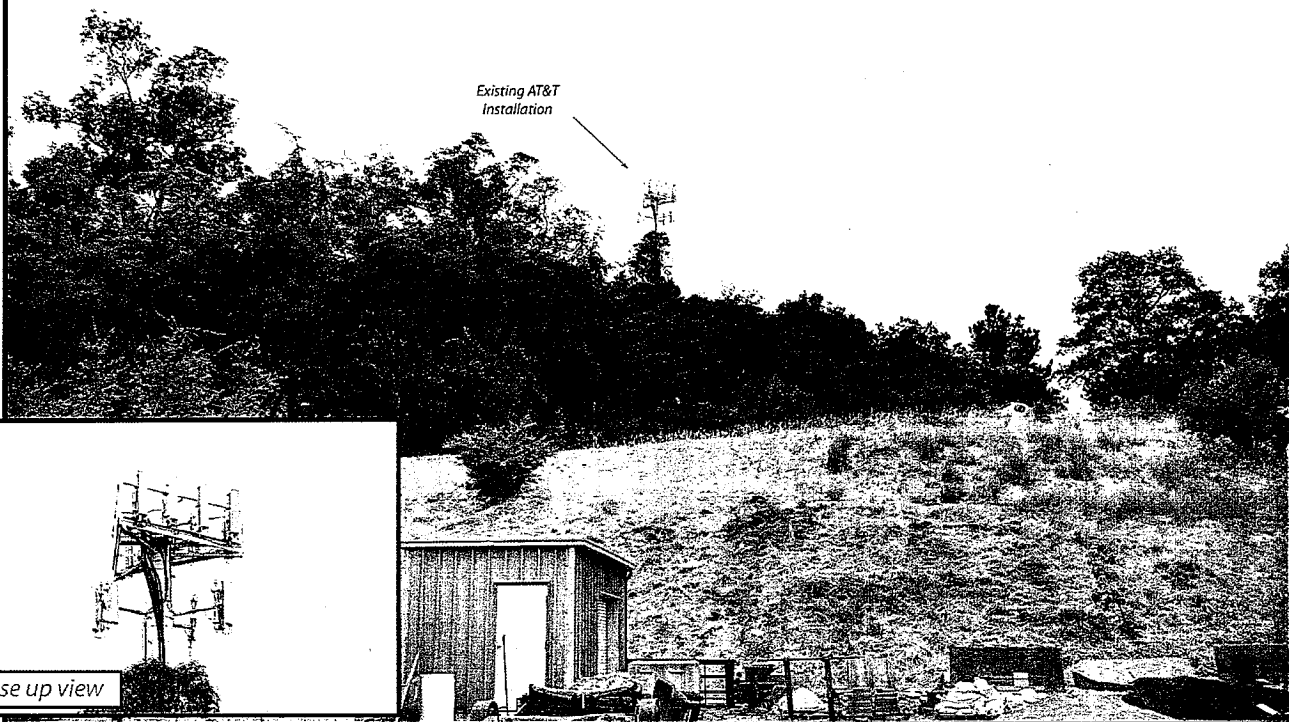


AT&T Wireless

CNU0045 Mills College  
5000 MacArthur Blvd., Oakland, CA

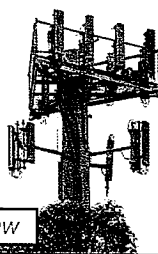
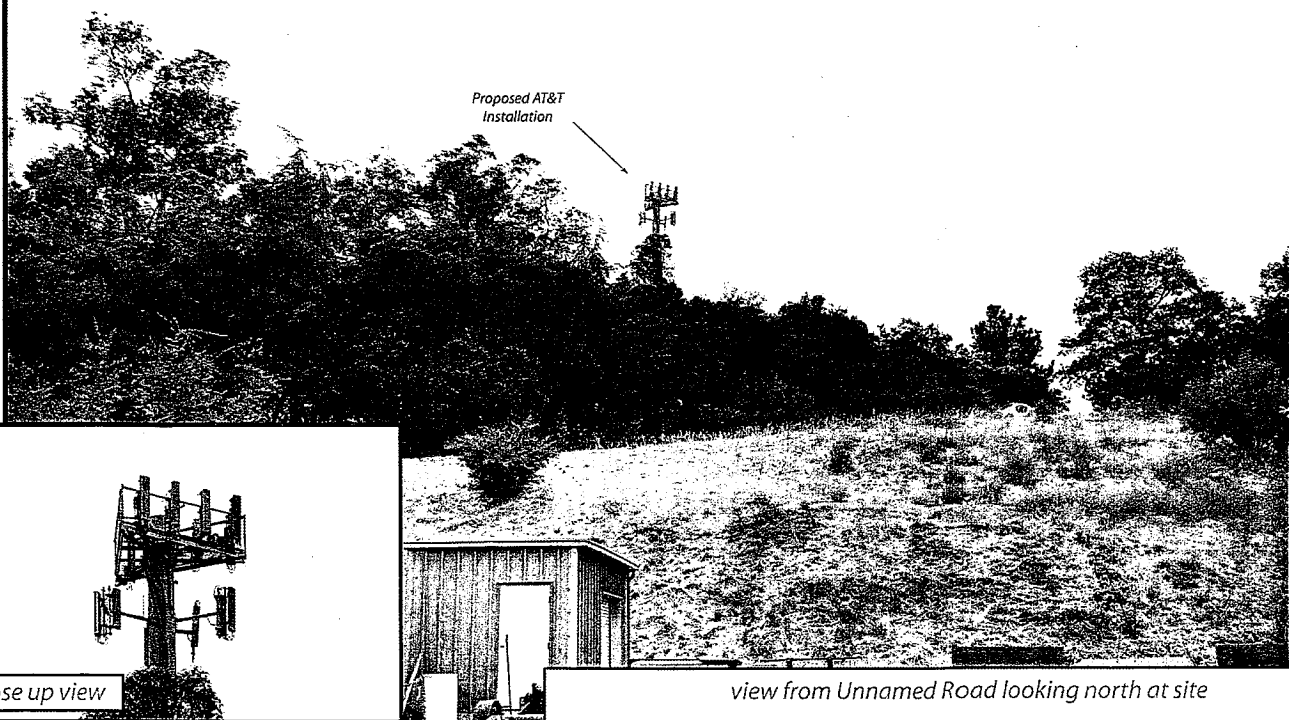
AdvanceSim  
Photo Simulation Solutions  
Contact (925) 202-8507

## Existing



close up view

## Proposed



close up view

view from Unnamed Road looking north at site

**AdvanceSim**  
Photo Simulation Solutions  
Contact (925) 202-8507



**AT&T Wireless**

CNU0045 Mills College  
5000 MacArthur Blvd., Oakland, CA

## Existing

Existing AT&T  
Installation

close up view

## Proposed

Proposed AT&T  
Installation

close up view

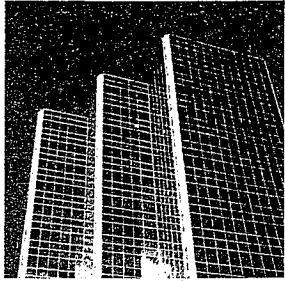
view from Unnamed Road looking east at site



**AT&T Wireless**

CNU0045 Mills College  
5000 MacArthur Blvd., Oakland, CA

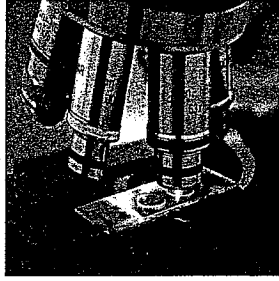
**Advance**  
Photo Simulation Solutions  
Contact ( 925 ) 202-3507



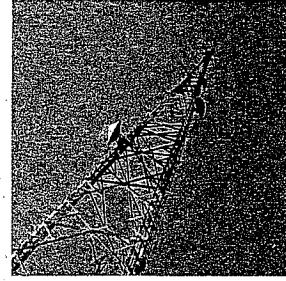
Real Estate



Healthcare



Life Sciences



Telecom



Industrial

Atlanta, GA  
Baltimore, MD  
Burlington, MA  
Chicago, IL  
Dallas, TX  
Denver, CO  
Houston, TX  
Los Angeles, CA  
New York, NY  
Phoenix, AZ  
Portland, OR  
San Francisco, CA  
Seattle, WA  
York, PA



21 B Street  
Burlington, MA 01803  
Tel: 781.273.2500  
Toll Free: 800.786.2346  
Fax: 781.273.3311  
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## APPENDICES

- Appendix A Personnel Certifications**
- Appendix B Antenna Inventory**
- Appendix C RoofView® Export File**
- Appendix D RoofView® Graphic**
- Appendix E Compliance/Signage Plan**

## EXECUTIVE SUMMARY

### Purpose of Report

EnviroBusiness Inc. (dba EBI Consulting) has been contracted by AT&T Mobility, LLC to conduct radio frequency electromagnetic (RF-EME) modeling for AT&T Site CNU0045 located at 5000 Mac Arthur Blvd in Oakland, California to determine RF-EME exposure levels from proposed AT&T wireless communications equipment at this site. As described in greater detail in Section 2.0 of this report, the Federal Communications Commission (FCC) has developed Maximum Permissible Exposure (MPE) Limits for general public exposures and occupational exposures. This report summarizes the results of RF-EME modeling in relation to relevant FCC RF-EME compliance standards for limiting human exposure to RF-EME fields.

This report contains a detailed summary of the RF EME analysis for the site, including the following:

- Antenna Inventory
- Site Plan with antenna locations
- Antenna inventory with relevant parameters for theoretical modeling
- Graphical representation of theoretical MPE fields based on modeling
- Graphical representation of recommended signage and/or barriers

This document addresses the compliance of AT&T's transmitting facilities independently and in relation to all collocated facilities at the site.

### Statement of Compliance

A site is considered out of compliance with FCC regulations if there are areas that exceed the FCC exposure limits and there are no RF hazard mitigation measures in place. Any carrier which has an installation that contributes more than 5% of the applicable MPE must participate in mitigating these RF hazards.

As presented in the sections below, based on worst-case predictive modeling, there are no modeled areas on any accessible ground-level walking/working surface related to the proposed antennas that exceed the FCC's occupational or general public exposure limits at this site.

### AT&T Recommended Signage/Compliance Plan

AT&T's RF Exposure Policy guidance, dated March 31, 2009, requires that:

1. All sites must be analyzed for RF exposure compliance;
2. All sites must have that analysis documented; and
3. All sites must have any necessary signage and barriers installed.

Site compliance recommendations have been developed based upon protocols presented in AT&T's RF Exposure Policy guidance document, dated March 31, 2009, additional guidance provided by AT&T, EBI's understanding of FCC and OSHA requirements, and common industry practice. Barrier locations have been identified (when required) based on guidance presented in AT&T's RF Exposure Policy guidance document, dated March 31, 2009. The following signage is recommended at this site:

- Green INFO 1 sign posted next to the access gate to the monopole.
- Yellow CAUTION sign posted at the base of the monopole.

The signage proposed for installation at this site complies with AT&T's RF Exposure Policy and therefore complies with FCC and OSHA requirements. No barriers are recommended for this site. More detailed information concerning site compliance recommendations is presented in Section 5.0 and Appendix E of this report.



## 1.0 SITE DESCRIPTION

This project involves the proposed installation of up to two (2) additional wireless telecommunication antennas on a monopole in Oakland, California. There are currently six (6) AT&T wireless telecommunication antennas on the monopole. There are two Sectors (A and B) proposed at the site, with four (4) antennas that may be installed per sector. In each sector, there is proposed to be one GSM antenna transmitting in the 850 MHz and the 1900 MHz frequency ranges, one UMTS antenna transmitting in the 850 MHz and the 1900 MHz frequency ranges, one UMTS antenna transmitting in the 1900 MHz frequency range, and one LTE antenna transmitting in the 700 MHz and 1710 MHz frequency ranges. The Sector A antennas will be oriented 330° from true north. The Sector B antennas will be oriented 90° from true north. The bottoms of the GSM and UMTS antennas will be 95.84 feet above ground level. The bottoms of the LTE antennas will be 95.7 feet above ground level. Appendix B presents an antenna inventory for the site..

Access to this site is accomplished via a gate in the fence surrounding the tower. Workers must be elevated to antenna level to access them, so these antennas are not accessible to the general public.

## 2.0 FEDERAL COMMUNICATIONS COMMISSION (FCC) REQUIREMENTS

The FCC has established Maximum Permissible Exposure (MPE) limits for human exposure to Radiofrequency Electromagnetic (RF-EME) energy fields, based on exposure limits recommended by the National Council on Radiation Protection and Measurements (NCRP) and, over a wide range of frequencies, the exposure limits developed by the Institute of Electrical and Electronics Engineers, Inc. (IEEE) and adopted by the American National Standards Institute (ANSI) to replace the 1982 ANSI guidelines. Limits for localized absorption are based on recommendations of both ANSI/IEEE and NCRP.

The FCC guidelines incorporate two separate tiers of exposure limits that are based upon occupational/controlled exposure limits (for workers) and general public/uncontrolled exposure limits for members of the general public.

**Occupational/controlled exposure limits** apply to situations in which persons are exposed as a consequence of their employment and in which those persons who are exposed have been made fully aware of the potential for exposure and can exercise control over their exposure. Occupational/controlled exposure limits also apply where exposure is of a transient nature as a result of incidental passage through a location where exposure levels may be above general public/uncontrolled limits (see below), as long as the exposed person has been made fully aware of the potential for exposure and can exercise control over his or her exposure by leaving the area or by some other appropriate means.

**General public/uncontrolled exposure limits** apply to situations in which the general public may be exposed or in which persons who are exposed as a consequence of their employment may not be made fully aware of the potential for exposure or cannot exercise control over their exposure. Therefore, members of the general public would always be considered under this category when exposure is not employment-related, for example, in the case of a telecommunications tower that exposes persons in a nearby residential area.

Table I and Figure I (below), which are included within the FCC's OET Bulletin 65, summarize the MPE limits for RF emissions. These limits are designed to provide a substantial margin of safety. They vary by frequency to take into account the different types of equipment that may be in operation at a

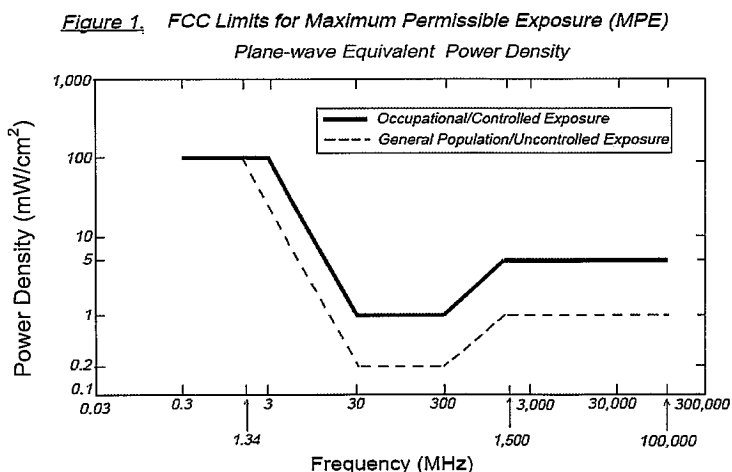
particular facility and are "time-averaged" limits to reflect different durations resulting from controlled and uncontrolled exposures.

The FCC's MPEs are measured in terms of power (mW) over a unit surface area (cm<sup>2</sup>). Known as the power density, the FCC has established an occupational MPE of 5 milliwatts per square centimeter (mW/cm<sup>2</sup>) and an uncontrolled MPE of 1 mW/cm<sup>2</sup> for equipment operating in the 1900 MHz frequency range. For the AT&T equipment operating at 850 MHz, the FCC's occupational MPE is 2.83 mW/cm<sup>2</sup> and an uncontrolled MPE of 0.57 mW/cm<sup>2</sup>. These limits are considered protective of these populations.

Table 1: Limits for Maximum Permissible Exposure (MPE)				
(A) Limits for Occupational/Controlled Exposure				
Frequency Range (MHz)	Electric Field Strength (E) (V/m)	Magnetic Field Strength (H) (A/m)	Power Density (S) (mW/cm <sup>2</sup> )	Averaging Time [E] <sup>2</sup> , [H] <sup>2</sup> , or S (minutes)
0.3-3.0	614	1.63	(100)*	6
3.0-30	1842/f	4.89/f	(900/f <sup>2</sup> )*	6
30-300	61.4	0.163	1.0	6
300-1,500	--	--	f/300	6
1,500-100,000	--	--	5	6
(B) Limits for General Public/Uncontrolled Exposure				
Frequency Range (MHz)	Electric Field Strength (E) (V/m)	Magnetic Field Strength (H) (A/m)	Power Density (S) (mW/cm <sup>2</sup> )	Averaging Time [E] <sup>2</sup> , [H] <sup>2</sup> , or S (minutes)
0.3-1.34	614	1.63	(100)*	30
1.34-30	824/f	2.19/f	(180/f <sup>2</sup> )*	30
30-300	27.5	0.073	0.2	30
300-1,500	--	--	f/1,500	30
1,500-100,000	--	--	1.0	30

f = Frequency in (MHz)

\* Plane-wave equivalent power density



Based on the above, the most restrictive thresholds for exposures of unlimited duration to RF energy for several personal wireless services are summarized below:

<b>Personal Wireless Service</b>	<b>Approximate Frequency</b>	<b>Occupational MPE</b>	<b>Public MPE</b>
Personal Communication (PCS)	1,950 MHz	5.00 mW/cm <sup>2</sup>	1.00 mW/cm <sup>2</sup>
Cellular Telephone	870 MHz	2.90 mW/cm <sup>2</sup>	0.58 mW/cm <sup>2</sup>
Specialized Mobile Radio	855 MHz	2.85 mW/cm <sup>2</sup>	0.57 mW/cm <sup>2</sup>
Most Restrictive Freq. Range	30-300 MHz	1.00 mW/cm <sup>2</sup>	0.20 mW/cm <sup>2</sup>

MPE limits are designed to provide a substantial margin of safety. These limits apply for continuous exposures and are intended to provide a prudent margin of safety for all persons, regardless of age, gender, size, or health.

Personal Communication (PCS) facilities used by AT&T in this area operate within a frequency range of 850-1900 MHz. Facilities typically consist of: 1) electronic transceivers (the radios or cabinets) connected to wired telephone lines; and 2) antennas that send the wireless signals created by the transceivers to be received by individual subscriber units (PCS telephones). Transceivers are typically connected to antennas by coaxial cables.

Because of the short wavelength of PCS services, the antennas require line-of-site paths for good propagation, and are typically installed above ground level. Antennas are constructed to concentrate energy towards the horizon, with as little energy as possible scattered towards the ground or the sky. This design, combined with the low power of PCS facilities, generally results in no possibility for exposure to approach Maximum Permissible Exposure (MPE) levels, with the exception of areas directly in front of the antennas.

### **3.0 AT&T RF EXPOSURE POLICY REQUIREMENTS**

AT&T's RF Exposure Policy guidance, dated March 31, 2009, requires that:

1. All sites must be analyzed for RF exposure compliance;
2. All sites must have that analysis documented; and
3. All sites must have any necessary signage and barriers installed.

Pursuant to this guidance, worst-case predictive modeling was performed for the site. This modeling is described below in Section 4.0. Lastly, based on the modeling and survey data, EBI has produced a Compliance Plan for this site that outlines the recommended signage and barriers. The recommended Compliance Plan for this site is described in Section 5.0.

### **4.0 WORST-CASE PREDICTIVE MODELING**

In accordance with AT&T's RF Exposure policy, EBI performed theoretical modeling using RoofView® software to estimate the worst-case power density at the site ground-level resulting from operation of the antennas. RoofView® is a widely-used predictive modeling program that has been developed by Richard Tell Associates to predict both near field and far field RF power density values for roof-top and tower telecommunications sites produced by vertical collinear antennas that are typically used in the cellular, PCS, paging and other communications services. The models utilize several operational specifications for different types of antennas to produce a plot of spatially-averaged power densities that can be expressed as a percentage of the applicable exposure limit.

For this report, EBI utilized antenna and power data provided by AT&T, and compared the resultant worst-case MPE levels to the FCC's occupational/controlled exposure limits outlined in OET Bulletin 65.

The assumptions used in the modeling are based upon information provided by AT&T, and information gathered from other sources. There are four unknown carriers, who also have antennas on the monopole. Information about these antennas was included in the modeling analysis.

Based on worst-case predictive modeling, there are no modeled areas on any accessible ground-level walking/working surface related to the proposed AT&T antennas that exceed the FCC's occupational or general public exposure limits at this site. At the nearest walking/working surfaces to the AT&T antennas, the maximum power density generated by the AT&T antennas is approximately 1.70 percent of the FCC's general public limit (0.34 percent of the FCC's occupational limit). The composite exposure level from all carriers on this site is approximately 4.80 percent of the FCC's general public limit (0.96 percent of the FCC's occupational limit) at the nearest walking/working surface to each antenna.

There are no modeled areas on the ground that exceed the FCC's limits for general public or occupational exposure in front of the other carrier antennas.

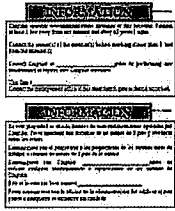

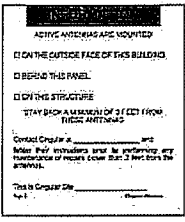
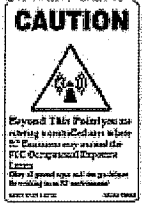


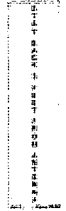
The inputs used in the modeling are summarized in the RoofView® export file presented in Appendix C. A graphical representation of the RoofView® modeling results is presented in Appendix D. It should be noted that RoofView is not suitable for modeling microwave dish antennas; however, these units are designed for point-to-point operations at the elevations of the installed equipment rather than ground level coverage.

## 5.0 RECOMMENDED SIGNAGE/COMPLIANCE PLAN

Signs are the primary means for control of access to areas where RF exposure levels may potentially exceed the MPE. As presented in the AT&T guidance document, the signs must:

- Be posted at a conspicuous point;
- Be posted at the appropriate locations;
- Be readily visible; and
- Make the reader aware of the potential risks prior to entering the affected area.

The table below presents the signs that may be used for AT&T installations.

Informational Signs		Alerting Signs	
	INFO 1		NOTICE
	INFO 2		CAUTION
	INFO 3		WARNING
	INFO 4		

Based upon protocols presented in AT&T's RF Exposure Policy guidance document, dated March 31, 2009, and additional guidance provided by AT&T, the following signage is recommended on the site:

Recommended Signage:

- Green INFO 1 sign posted next to the access gate to the monopole.
- Yellow CAUTION sign posted at the base of the monopole.

No barriers are required for this site. Barriers may consist of rope, chain, fencing, or painted/taped stripes. The signage and any barriers are graphically represented in the Signage Plan presented in Appendix E.

## 6.0 SUMMARY AND CONCLUSIONS

EBI has prepared this Radiofrequency Emissions Compliance Report for the proposed AT&T telecommunications equipment at the site located at 5000 Mac Arthur Blvd in Oakland, California.

EBI has conducted theoretical modeling to estimate the worst-case power density from AT&T antennas and other carriers' antennas to document potential MPE levels at this location and ensure that site control measures are adequate to meet FCC and OSHA requirements, as well as AT&T's corporate RF safety policies. As presented in the preceding sections, based on worst-case predictive modeling, there are no modeled exposures on any accessible ground-level walking/working surface related to proposed equipment in the area that exceed the FCC's occupational and general public exposure limits at this site. As such, the proposed AT&T project is in compliance with FCC rules and regulations.

Signage is recommended at the site as presented in Section 5.0 and Appendix E. Posting of the signage brings the site into compliance with FCC rules and regulations and AT&T's corporate RF safety policies.

## 7.0 LIMITATIONS

This report was prepared for the use of AT&T Mobility, LLC. It was performed in accordance with generally accepted practices of other consultants undertaking similar studies at the same time and in the same locale under like circumstances. The conclusions provided by EBI are based solely on the information provided by the client. The observations in this report are valid on the date of the investigation. Any additional information that becomes available concerning the site should be provided to EBI so that our conclusions may be revised and modified, if necessary. This report has been prepared in accordance with Standard Conditions for Engagement and authorized proposal, both of which are integral parts of this report. No other warranty, expressed or implied, is made.

## **Appendix A**

### **Certifications**

Reviewed and Approved by:

H. Stockinger  
C23625 CA  
expires 12-31-2011

Herbert J. Stockinger, PE  
Senior Engineer

11-26-2010

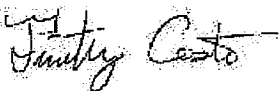
Note that EBI's scope of work is limited to an evaluation of the Radio Frequency – Electromagnetic Energy (RF-EME) field generated by the antennas and broadcast equipment noted in this report. The engineering and design of the building and related structures, as well as the impact of the antennas and broadcast equipment on the structural integrity of the building, are specifically excluded from EBI's scope of work.



## Preparer Certification

I, Timothy Costa, state that:

- I am an employee of EnviroBusiness Inc. (d/b/a EBI Consulting), which provides RF-EME safety and compliance services to the wireless communications industry.
- I have successfully completed RF-EME safety training, and I am aware of the potential hazards from RF-EME and would be classified "occupational" under the FCC regulations.
- I am familiar with the FCC rules and regulations as well as OSHA regulations both in general and as they apply to RF-EME exposure.
- I have been trained in on the procedures outlined in AT&T's RF Exposure Policy guidance (dated 3/31/09) and on RF-EME modeling using RoofView® modeling software.
- I have reviewed the data provided by the client and incorporated it into this Site Compliance Report such that the information contained in this report is true and accurate to the best of my knowledge.



---

## **Appendix B**

### **Antenna Inventory**

Antenna Number	Operator	Antenna Type	TX Freq (MHz)	ERP (Watts)	Gain (dBd)	Model	Azimuth (deg.)	Length (ft)	Horizontal Beamwidth (Deg.)	X	Y	Z
ATT A1	AT&T	Panel	UMTS 850	250	11.85	Kathrein 742-264	330	4.32	68	46	48	95.84
ATT A1	AT&T	Panel	UMTS 1900	250	14.65	Kathrein 742-264	330	4.32	65	46	48	95.84
ATT A2	AT&T	Panel	UMTS 1900	250	14.65	Kathrein 742-264	330	4.32	65	43	46	95.84
ATT A3	AT&T	Panel	GSM 850	500	11.85	Kathrein 742-264	330	4.32	68	40	44	95.84
ATT A3	AT&T	Panel	GSM 1900	500	14.65	Kathrein 742-264	330	4.32	65	40	44	95.84
ATT A4	AT&T	Panel	LTE 700	314	12.35	Kathrein 800-10764K	330	4.6	68	37	42	95.7
ATT A4	AT&T	Panel	LTE 1710	599	15.15	Kathrein 800-10764K	330	4.6	61	37	42	95.7
ATT B1	AT&T	Panel	UMTS 850	250	11.85	Kathrein 742-264	90	4.32	68	48	35	95.84
ATT B1	AT&T	Panel	UMTS 1900	250	14.65	Kathrein 742-264	90	4.32	65	48	35	95.84
ATT B2	AT&T	Panel	UMTS 1900	250	14.65	Kathrein 742-264	90	4.32	65	48	39	95.84
ATT B3	AT&T	Panel	GSM 850	500	11.85	Kathrein 742-264	90	4.32	68	48	43	95.84
ATT B3	AT&T	Panel	GSM 1900	500	14.65	Kathrein 742-264	90	4.32	65	48	43	95.84
ATT B4	AT&T	Panel	LTE 700	314	12.35	Kathrein 800-10764K	90	4.6	68	48	47	95.7

Antenna Number	Antenna Operator	Antenna Type	TX Freq (MHz)	ERP (Watts)	Gain (dBd)	Model	Azimuth (deg.)	Length (ft)	Horizontal Beamwidth (Deg.)	X	Y	Z
ATT B4	AT&T	Panel	LTE 1710	599	15.15	Kathrein 800-10764K	90	4.6	61	48	47	95.7
UNK1 A1	Unknown 1	Panel	850	242	12	Unknown	330	3.5	63	47	48	89.75
UNK1 A2	Unknown 1	Panel	850	242	12	Unknown	330	3.5	63	36	42	89.75
UNK1 B1	Unknown 1	Panel	850	242	12	Unknown	210	3.5	63	35	39	89.75
UNK1 B2	Unknown 1	Panel	850	242	12	Unknown	210	3.5	63	45	35	89.75
UNK1 C1	Unknown 1	Panel	850	242	12	Unknown	90	3.5	63	48	35	89.75
UNK1 C2	Unknown 1	Panel	850	242	12	Unknown	90	3.5	63	48	47	89.75
UNK2 A1	Unknown 2	Panel	850	242	12	Unknown	330	3.5	63	43	44	83.25
UNK2 A2	Unknown 2	Panel	850	242	12	Unknown	330	3.5	63	41	42	83.25
UNK2 B1	Unknown 2	Panel	850	242	12	Unknown	210	3.5	63	41	39	83.25
UNK2 B2	Unknown 2	Panel	850	242	12	Unknown	210	3.5	63	43	38	83.25
UNK2 C1	Unknown 2	Panel	850	242	12	Unknown	90	3.5	63	46	39	83.25
UNK2 C2	Unknown 2	Panel	850	242	12	Unknown	90	3.5	63	46	42	83.25

Antenna Number	Operator	Antenna Type	TX Freq (MHz)	ERP (Watts)	Gain (dBd)	Model	Azimuth (deg.)	Length (ft)	Horizontal Beamwidth (Deg.)	X	Y	Z
UNK3 A1	Unknown 3	Panel	850	242	12	Unknown	330	3.5	63	47	48	74.75
UNK3 A2	Unknown 3	Panel	850	242	12	Unknown	330	3.5	63	36	42	74.75
UNK3 B1	Unknown 3	Panel	850	242	12	Unknown	210	3.5	63	35	39	74.75
UNK3 B2	Unknown 3	Panel	850	242	12	Unknown	210	3.5	63	45	35	74.75
UNK3 C1	Unknown 3	Panel	850	242	12	Unknown	90	3.5	63	48	35	74.75
UNK3 C2	Unknown 3	Panel	850	242	12	Unknown	90	3.5	63	48	47	74.75
UNK4 A1	Unknown 4	Panel	850	242	12	Unknown	330	3.5	63	47	48	65
UNK4 A2	Unknown 4	Panel	850	242	12	Unknown	330	3.5	63	36	42	65
UNK4 B1	Unknown 4	Panel	850	242	12	Unknown	210	3.5	63	35	39	65
UNK4 B2	Unknown 4	Panel	850	242	12	Unknown	210	3.5	63	45	35	65
UNK4 C1	Unknown 4	Panel	850	242	12	Unknown	90	3.5	63	48	35	65
UNK4 C2	Unknown 4	Panel	850	242	12	Unknown	90	3.5	63	48	47	65

I. Note that EBI uses an assumed set of antenna specifications and powers for unknown and other carrier antennas for modeling purposes.

## **Appendix C**

### **Roofview® Export File**

Map, Settings: Antenna, and Symbol Data Table - Exported from workbook -> RoofView 4.15.xls

Done on 11/22/2019 at 2:12:29 PM.

Use this format to prepare other data sets for the RoofView workbook file.

You may use as many rows in this TOP header as you wish.

The critical point are the calls in COLUMN ONE that read "Start...". (eg. StartMapDefinition)

If used, these (4) headers are required to be spelled exactly as one word (eg. StartMapDefinition)

The very first row will be considered the start of that data block.

The first row of the data block can be a header (as shown below), but this is optional.

When building a text file for import, Add the Map Info first, then the Antenna data, followed by the symbol data.

All rows above the first marker line "Start..." will be ignored, no matter how many there are.

This area is for you to use for documentation.

End of help comments.

You can place as much text here as you wish as long as you don't place it below

the Start Map Definition row below the blue line.

You may insert more rows using the Insert menu.

Should you need additional lines to document your project, simply insert additional rows

by highlighting the row number adjacent to the blue line below and then clicking on the Insert menu

and selecting rows.

StartMapDefinition

Roof Max XMap Max YMap Max X Y Offset X Offset mber of Antennas

120 100 150 120 20 20 1 ES81-SD25ES81-SD25200

Standard Data

Standard Method Uplink Scale Factor Low Thr Mid Thr High Thr HI Color Over Color Ap-Ht Mult p-Ht Method

4 2 1 1 100 1 500 4 5000 2 3 1.5 1

Standard Antenna Data

It is advisable to provide an ID (ant 1) for all antennas

(MHz) Freq Power Trans Coax Type Coax Len Mid Color

ID Name 850 26.78 1 100 1 500 4 5000 2 3 1.5 1

ATT A1 UNITS 850 26.78 1 100 1 500 4 5000 2 3 1.5 1

ATT A2 UNITS 1900 14.05 1 100 1 500 4 5000 2 3 1.5 1

ATT A3 UNITS 1900 14.05 1 100 1 500 4 5000 2 3 1.5 1

ATT A4 GSM 850 13.39 4 100 1 500 4 5000 2 3 1.5 1

ATT A5 GSM 1900 7.03 4 100 1 500 4 5000 2 3 1.5 1

ATT A6 LTE 700 30 1 100 1 500 4 5000 2 3 1.5 1

ATT A7 LTE 1710 30 1 100 1 500 4 5000 2 3 1.5 1

ATT B1 UNITS 850 26.78 1 100 1 500 4 5000 2 3 1.5 1

ATT B2 UNITS 1900 14.05 1 100 1 500 4 5000 2 3 1.5 1

ATT B3 GSM 850 13.39 4 100 1 500 4 5000 2 3 1.5 1

ATT B4 GSM 1900 7.03 4 100 1 500 4 5000 2 3 1.5 1

ATT B5 LTE 700 30 1 100 1 500 4 5000 2 3 1.5 1

ATT B6 LTE 1710 30 1 100 1 500 4 5000 2 3 1.5 1

UNK1 A1 Unknown 1 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK1 A2 Unknown 1 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK1 B1 Unknown 1 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK1 B2 Unknown 1 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK1 C1 Unknown 1 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK1 C2 Unknown 1 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK2 A1 Unknown 2 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK2 A2 Unknown 2 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK2 B1 Unknown 2 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK2 B2 Unknown 2 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK2 C1 Unknown 2 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK2 C2 Unknown 2 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK3 A1 Unknown 3 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK3 A2 Unknown 3 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK3 B1 Unknown 3 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK3 B2 Unknown 3 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK3 C1 Unknown 3 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK3 C2 Unknown 3 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK4 A1 Unknown 4 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK4 A2 Unknown 4 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK4 B1 Unknown 4 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK4 B2 Unknown 4 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK4 C1 Unknown 4 850 50 1 100 1 500 4 5000 2 3 1.5 1

UNK4 C2 Unknown 4 850 50 1 100 1 500 4 5000 2 3 1.5 1

Standard Symbols

Map Label notes for this table only)

Sym Map Marks Roof X Roof Y

Sym 5 35 AC Unit mple symbols

Sym 14 3 Roof Access

Sym 45 5 AC Unit

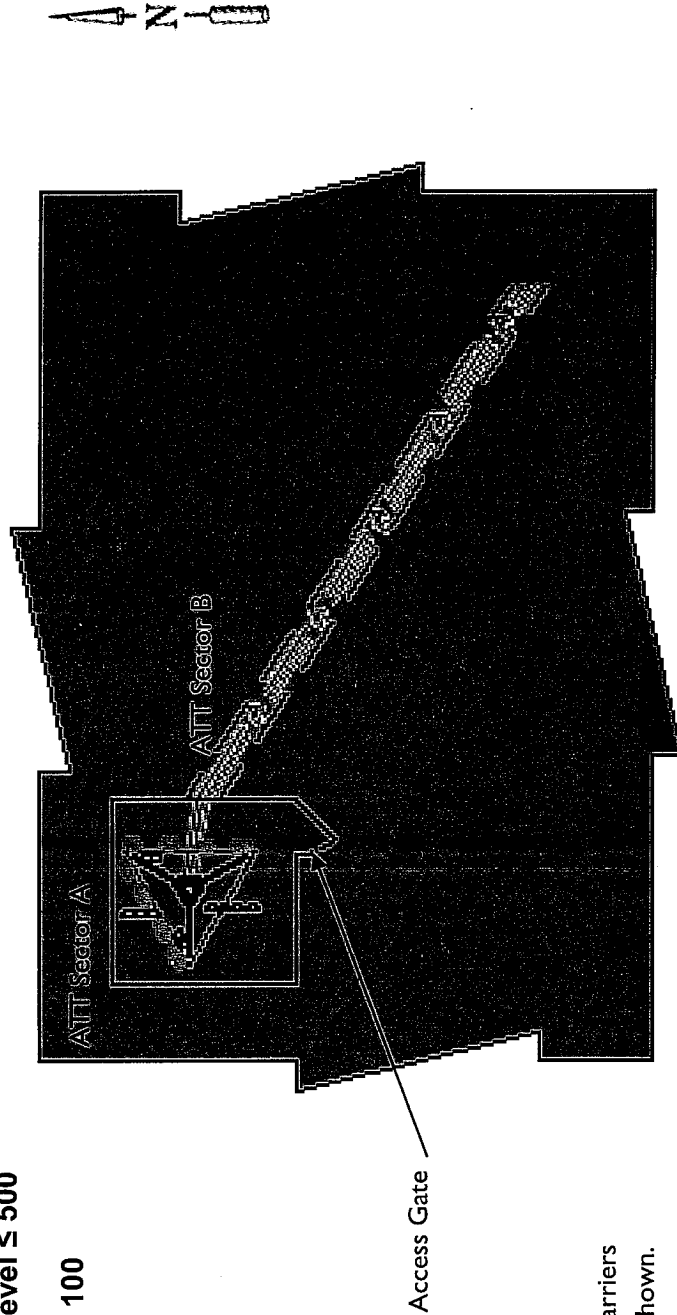
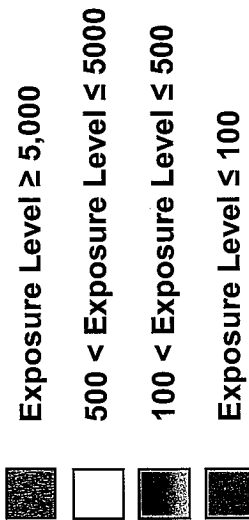
Sym 20 Ladder

## **Appendix D**

### **Roofview ® Graphics**



# % of FCC Public Exposure Limit



For clarity other carriers antennas are not shown.

AT&T Antennas

## Roofview: Composite Exposure Levels

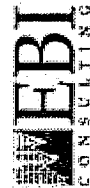
Facility Operator: AT&T Mobility

Site Name: Mills College

AT&T Site Number: CNU0045

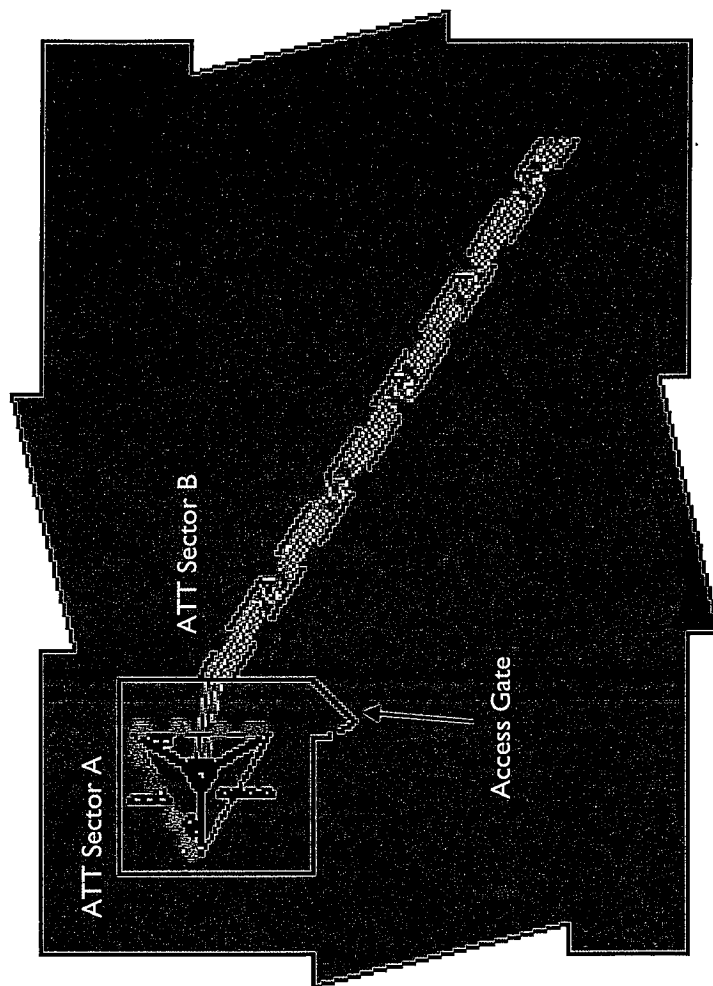
USID Number: 12710

Report Date: 11-23-10



# % of FCC Public Exposure Limit

- Exposure Level >5
- Exposure Level ≤ 5



For clarity other carriers antennas are not shown.

AT&T Antennas

## Roofview: AT&T Exposure Levels

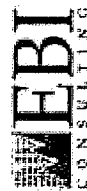
Facility Operator: AT&T Mobility

Site Name: Mills College

AT&T Site Number: GNU0045

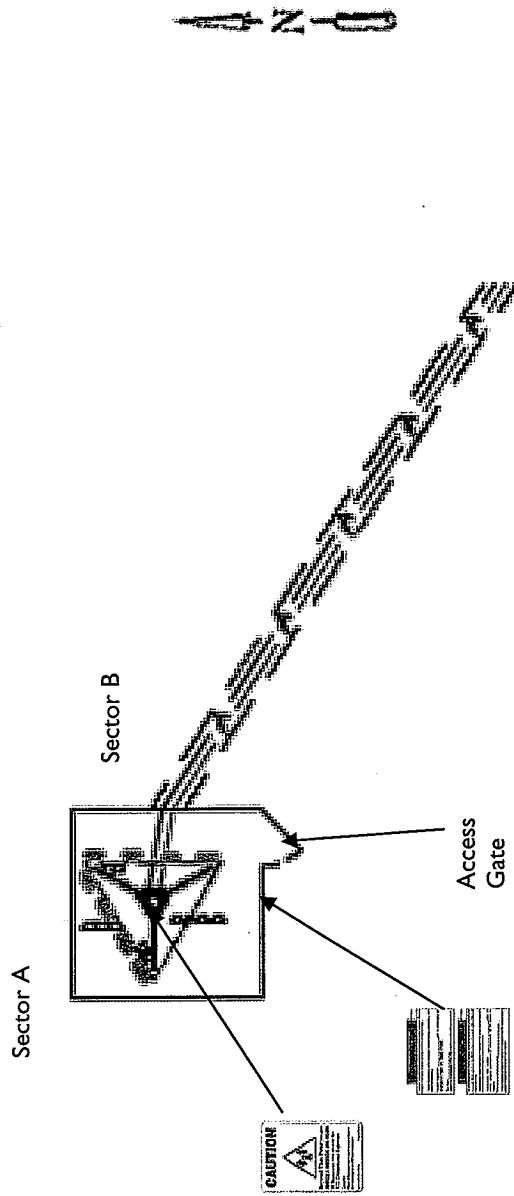
USID Number: 12710

Report Date: 11-23-10



## **Appendix E**

### **Compliance/Signage Plan**



For clarity other carriers antennas are not shown.

Sign Identification Legend	
	Denotes AT&T Informational Sign 1
	Denotes AT&T Informational Sign 2
	Denotes AT&T Informational Sign 3
	Denotes AT&T Informational Sign 4
	Denotes AT&T NOTICE Sign
	Denotes AT&T CAUTION Sign
	Denotes AT&T WARNING Sign

**Compliance/Signage Plan**  
 Facility Operator: AT&T Mobility  
 Site Name: Mills College  
 AT&T Site Number: CNU0045  
 USID Number: 12710  
 Report Date: 11-23-10

## Radio Frequency – Electromagnetic Energy (RF-EME) Compliance Report

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Prepared for:  
AT&T Mobility, LLC  
c/o The Lyle Company  
3140 Gold Camp Drive Suite 30  
Rancho Cordova, CA 95670



USID# 12710  
Site No. CNU0045  
Mills College  
5000 Mac Arthur Blvd  
Oakland, California 94650  
Alameda County  
37.781670; -122.175830 NAD83

EBI Project No. 62101799  
November 23, 2010

 **EBI**  
CONSULTING  
*Creating Value for Your Business*

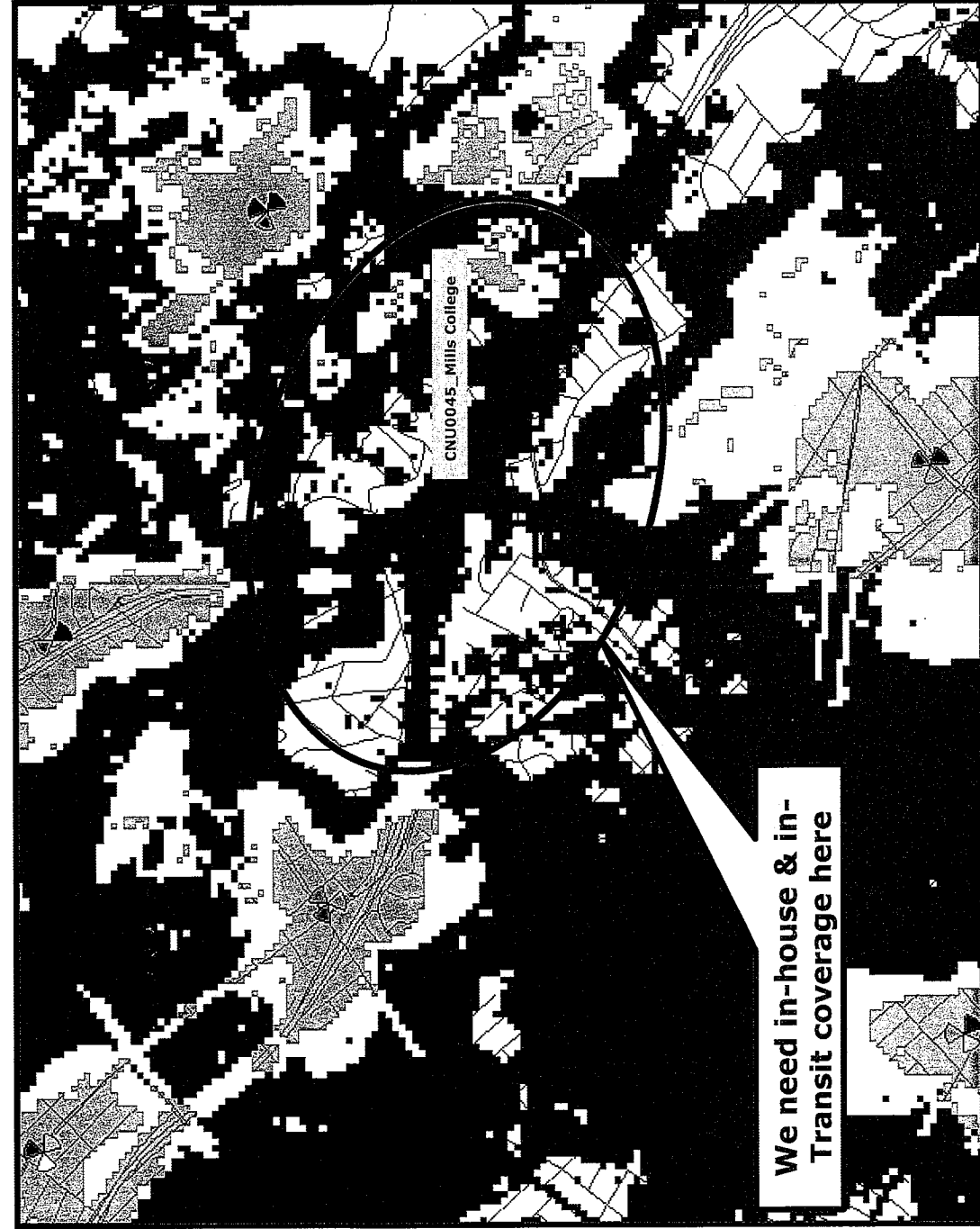
# CNU0045 Permanent Site Propagation Map

February 3<sup>d</sup> 2011

**Site Objective:** To provide LTE Services to the area  
around the proposed site.

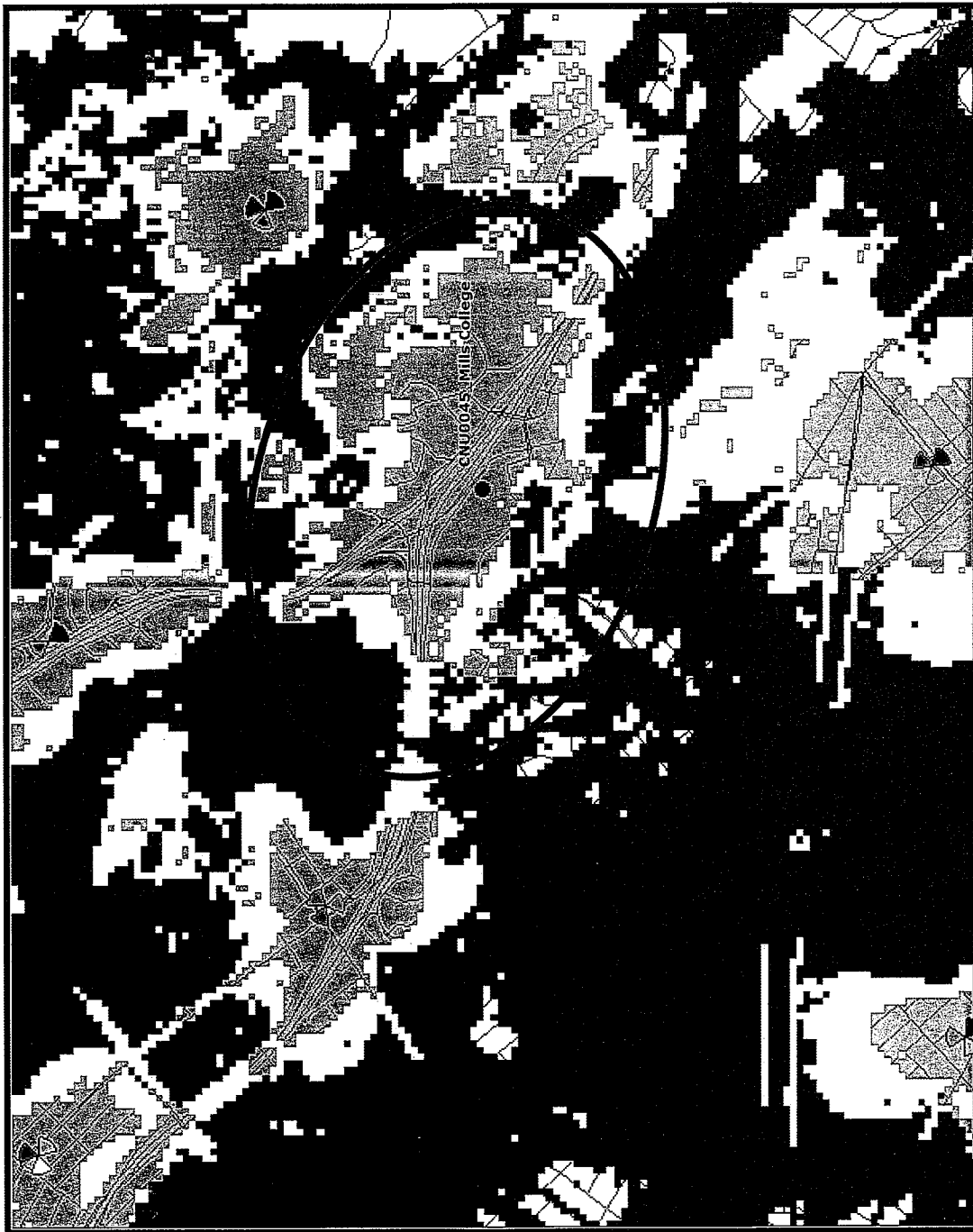
# Coverage Without The Proposed Site - CNU00045

February 3, 2011



# Coverage With Proposed Site - CNU0045 at 98 ft

February 3, 2011



## Legend

Site CNU2112

- In-Building Service
- In-Transit Service
- Outdoor Service
- Proposed site







February 11, 2011

Michael Bradley  
City of Oakland  
250 Frank H Ogawa Plaza, Suite 2114  
Oakland CA 94612

RE: Response to Comments CMDV10-345, 5000 MacArthur Blvd.  
Site Name: Mills College CNU0045

Dear Mr. Bradley

We have received your comment letter in regards to CMDV10-345. The following are written response to your comments:

- Comment #1 Camouflaging – As your letter has indicated Clearwire was conditioned to paint the existing monopole, and all existing antennas, cables and related equipment a muted forest-green. ATT's position is that it's Clearwire's responsibly to meet it's conditions of approval. ATT will and can agree to paint its own antennas (new and proposed) however, the painting of other carriers antennas and the monopole will be the sole responsibility of Clearwire. We will be happy to assist you in contacting Clearwire to inform them that they did not complete their conditions of approval.
- Comment # 2 Site Design Alternatives Analysis – According to Section 17.128.120 Site Design Preferences our proposal falls into category E. Monopoles. As such, a site design alternative is required with written explanation why a building or structure mounted alternative was used. The reason why a building or structure mounted alternative was not used is because there is no existing building or structures other than the monopole being considered that meets the coverage requirements. Please see attached coverage maps with and without project.

If you have any further questions please call me at 916-801-6112.

Sincerely,

John Yu

John Yu  
Lyle Company Authorized Agent for ATT Mobility