

Federal Communications
Commission

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Office of the Secretary

From: C Signorino <responsiblecell@gmail.com>

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To: Michael Ray <Michael.Ray@fcc.gov>

Subject: WIA Petitions for Declaratory Ruling and Rulemaking and CTIA Petition

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WIA Petitions for Declaratory Ruling and Rulemaking and CTIA Petition

Mr. Ray

The City of San Marcos, CA issued an ordinance allowing three or four macro cell towers in the middle of a residential neighborhood just 300 feet from homes with young children. The fear of "FCC preemption" and the cell company lawyers put these towers in our community.

Imagine what this has done to the welfare and psyche of these families. We are 500 feet from the cell tower complex and my wife just completed two years of cancer treatment when she had no genetic markers for cancer. With tobacco and other carcinogens we can control our exposure with cell tower microwave radiation you control our exposure with the FCC mandates and limitations.

These cell towers are belting out tens of thousands of watts of microwave energy into our neighborhood, 24 hours a day 7 days a week, all under the "FCC law". Internationally, most people are protected by limits that are 100 to 1,000 percent lower than what the FCC allows, hence the fear with cell towers just 300 feet from homes.

Residents petitioned the City to stop this cell complex but they claimed federal preemption and caved under pressure of cell company lawyer's bullying and threats. With existing laws, the City is feckless and in fear of the cell companies and the FCC.

San Marcos does not enforce their own cell ordinances, claiming federal preemption, even when it is not. Cell company money, lawsuit threats and deep pockets paralyze City staff, the Planning Commission and City Council. This is a City of 60,000. Smaller cities are even more powerless under the current FCC regs and associated lawsuit threats.

The FCC Communications Act "preserves state and local authority over zoning and land use decisions for personal wireless service facilities, but sets forth specific limitations". After the 2012 Middle Class Tax Relief Act the FCC "limitations" are so expensive, and when coupled with the deep pockets and lawsuit threats States and Communities in actuality have no say on cell tower placement or expansion.

The FCC cell tower law was to help the cell companies establish a national mobile phone network. This was accomplished over 15 years ago with existing laws. This petition by the cell companies provides more limits on our State and Cities. Congress must reverse these overreaching rights they already gave the Cell Companies.

Please help us, no one else will or can.

Responsible Cell,

John Signorino
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