

26418 W. Highway 22  
Barrington, IL 60010  
May 18, 1995

*H P*  
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**JUN - 7 1995**

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

*RM 8577*

Reed Hundt, Chairman  
Federal Communications Commission  
Room 222  
1919 M Street, NW  
Washington, DC 20554

re: Petition RM-8577

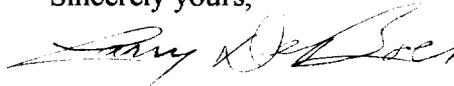
Dear Chairman Hundt:

Please deny Petition RM-8577.

Please do not diminish local input and local regulation over the cellular industry. Local citizens can better decide than government officials far away the pros and cons concerning the location and construction of a new cellular transmission tower in a specific area.

I ask the FCC not to preempt local laws.

Sincerely yours,



Larry DeBoer

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U P P E R  
A R L I N G T O N



O H I O

*1500 McNAMARA*

City of Upper Arlington • 3600 Tremont Road • Upper Arlington, Ohio 43221-1595  
(614) 457-5080 • FAX (614) 457-6620 • TDD (614) 442-3216 • 24 Hour Inf. (614) 442-3210

John R. Allen, President of Council • Yvonne E. Simon, Vice President of Council  
Virginia L. Barney • Lynne C. Brown • Mary Fontana Lorms • William J. Napier • Joanne Notowidigdo  
Richard A. King, City Manager • Sharon H. Pfancuff, City Attorney • Margie C. Halk, Clerk of Council

*RM 85-77*

May 11, 1995

**RECEIVED**

**JUN - 7 1995**

Mr. Reed Hundt, Chairman  
Federal Communications Commission  
1919 M Street, NW  
Washington, DC 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

Dear Mr. Hundt:

On behalf of the Upper Arlington (State of Ohio) City Council, please find enclosed a certified copy of Resolution No. 5-95 (adopted by City Council at their regular meeting of May 8, 1995) - Resolution Enlisting Municipal Support of Preserving Provisions of Municipal Rights-of-Way.

Pursuant to efforts underway in the United States Senate and House of Representatives to develop telecommunications reform legislation, Resolution No. 5-95 communicates that the City of Upper Arlington has a vital interest in preserving its authority to manage the public rights-of-way within the corporate boundaries of the City and should receive compensation for use of rights-of-way by providers of cable and/or telecommunications services.

Your support to preserve these interests will be greatly appreciated.

Sincerely,

Margie Halk  
City Clerk

MH/hah

Enclosure

pc: President of Council John R. Allen  
City Manager Richard A. King  
File

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# RECORD OF RESOLUTIONS

CITY OF UPPER ARLINGTON

STATE OF OHIO

RESOLUTION NO. 5-95

## ENLISTING MUNICIPAL SUPPORT OF PRESERVING PROVISIONS OF MUNICIPAL RIGHTS-OF-WAY

**WHEREAS,** it has come to the attention of this Council that the leadership of both the United States House of Representatives and the Senate have vowed to pass telecommunications legislation by July of 1995; and

**WHEREAS,** the City of Upper Arlington has a vital interest in preserving its right to manage the public rights-of-way within the City and to receive compensation for use of the rights-of-way by providers of cable and/or telecommunications services;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Upper Arlington, Ohio:

**SECTION 1.** That the City of Upper Arlington has a vital interest in preserving its authority to manage the public rights-of-way within the corporate boundaries of the City and to receive compensation from any telecommunications provider which uses the public's rights-of-way to deliver their services.

**SECTION 2.** That it is the City of Upper Arlington's desire that any Federal telecommunications or cable legislation specifically protect and preserve the aforesaid interests of the City.

**SECTION 3.** That the Clerk of Council is directed to deliver a copy of this Resolution to President Bill Clinton, Vice President Al Gore, Chairman of the Federal Communications Commission Reed Hundt, United States Representative Deborah Pryce and Senators John Glenn and Mike DeWine.

**SECTION 4.** That this Resolution shall take effect immediately upon adoption.

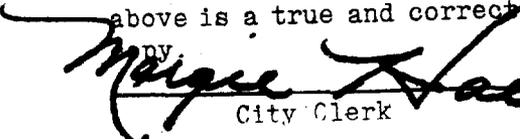
ADOPTED:           MAY - 8 1995          

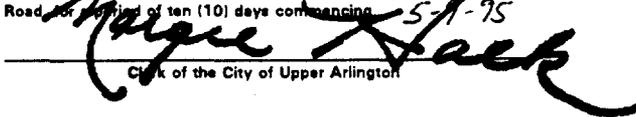
  
\_\_\_\_\_  
President of Council

  
\_\_\_\_\_  
City Clerk

### CERTIFICATE OF POSTING

I, Margie Halk, Clerk of the City of Upper Arlington, Ohio, do hereby certify that publication of the foregoing was made by posting a true copy thereof at the most public place in said corporation, as determined by the Council, the Municipal Building, 3600 Belmont Road, for a period of ten (10) days commencing 5-1-95

I, Margie Halk, Clerk of Upper Arlington, Ohio, do hereby certify that the above is a true and correct copy.  
  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Clerk of the City of Upper Arlington