

Whereas #8: How is “likely to be minimal” defined? Is there an existing definition all parties involved in the NPA agree upon that should be referenced here?

Stipulation IV.A.4: Is there a definition for ‘substantial evidence’ that is agreed upon by all parties? If not, do we (SHPO) run the risk of ever submitting our findings that an antenna or collocate would be an adverse effect and have the FCC or another party come back to us and say we have not provided enough information to make our argument for adverse effect?

Stipulation V, VI and VII: Who/how are the decisions being made regarding location within or in relation to district, the visibility of antenna, and the eligibility of property or district?

Stipulation V.A.4: Same note as above.

Stipulation VII. A.1.c: Is there an agreed upon definition for stealth techniques?

Stipulation VII.B: Does the phrase “utility structure...in active use” mean that the pole will not be replaced as part of the scope of work?

Stipulation VII.C.2: Does the phrase “other relevant factors” include whether the traffic light/light pole will be replaced and if so, the design of the replacement? (or do the stipulations/exclusions only apply to those structures that are existing and will not be replaced as part of the scope of work?)

“The amendment sets forth a process under which such collocations may qualify for the exclusion, which includes providing the SHPO with an opportunity to concur with the applicant’s determination that the structure is not a contributing element....or not eligible for listing in the National Register of Historic Places.”

General Comments:

Not clear if the volumetric limits/specified size of the antennas and other equipment to be excluded are provided for in all stipulations. Are these previously agreed upon limits?

Definitions for many aspects should be noted or referenced if in another document ('small,' 'minimally visible,' 'imaginary enclosure' (seems pedantic) etc. as noted above)

Seems overly complicated – recommend keeping the 45 year threshold for review and simply excluding those that are on existing or replacement utility poles that don’t add XX amount of feet to the pole.

- 'Excluded' sounds like PTC process which is just as much work and does not streamline
- Utility poles should be delineated as 'existing/replacement (with less than # ft added to pole)' and 'new' - the first being excluded, the latter not.
- 'Existing/replacement' utility poles could include light poles, traffic poles, etc - all poles