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8 EXTENET SYSTEMS (CALIFORNIA) LLC, A CALIFORNIA
LIMITED LIABILITY COMPANY
9

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **COUNTY OF SAN MATEO -- SOUTHERN BRANCH**
12

13 EXTENET SYSTEMS (CALIFORNIA) LLC, A
CALIFORNIA LIMITED LIABILITY
14 COMPANY

15 Plaintiff

16 vs.

17 CITY OF BURLINGAME, CALIFORNIA, A
18 CALIFORNIA MUNICIPAL CORPORATION

19 Defendant.
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ENDORSED FILED
SAN MATEO COUNTY

SEP 29 2011

Clerk of the Superior Court
By S. Peyrot
DEPUTY CLERK

Case No:

CIV 508756

**DECLARATION OF RICK HIRSCH IN
SUPPORT OF PLAINTIFF'S MOTION
FOR PRELIMINARY INJUNCTION**

Date: October 27, 2011

Time: 8:30 a.m.

Dept: 3

Judge: Beth Labson Freeman

BY FAX

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DECLARATION OF RICK HIRSCH

I, Rick Hirsch, hereby declare and attest as follows:

1. I am an independent contractor for Permit Me, Inc. responsible for obtaining land use permits for telecommunications carriers, including ExteNet Systems (California) LLC (“ExteNet”). I work at 5957 Keith Avenue, Oakland, CA 94618.

2. I make this Declaration in support of ExteNet’s Motion for Preliminary Injunction in the above captioned action. Unless otherwise indicated, I know the following of my own personal knowledge, and if called as a witness in this action, I could and would testify competently to these facts under oath.

3. I have worked in the telecommunications industry since September 2008 and have been an independent contractor with Permit Me, Inc. (“Permit Me”) since that time. Prior to my work with Permit Me, I was a City Planner with the City of Millbrae and worked with Pacific Municipal Consultants prior to that (a company that provides contract planning services for California jurisdictions). For approximately the first 10 years of my career, I worked on behalf of local California governments in a contract current city planner role, in an effort to ensure that development applications complied with all adopted and applicable plans, regulations, and ordinances.

4. I obtained a Bachelor of Arts in Social Sciences Field Major - Urban Studies, from the University of California at Berkeley in May 1993. I attended the University of Wisconsin at Madison for graduate school and obtained a Master of Science Degree in Geography in May 1996 and a Master of Science in City Planning in May 1998.

5. In mid-June 2010, I was asked by Permit Me to manage the permit submittal and review process for ExteNet’s Burlingame Distributed Antenna System (“DAS”) network. As part of that permit submittal and review process, my job is to interface with City of Burlingame (“City”) staff and manage the application submittal and review process on behalf of ExteNet.

6. ExteNet’s DAS system is proposed in an area of the City that is a completely “built out” residential neighborhood from a development standpoint. There are significant existing overhead utility lines and poles in the locations of the proposed DAS nodes.

1 Specifically, primary and secondary power lines, telephone lines, and cable television lines are
2 located in the subject areas. There are also existing equipment cabinets and cable vaults in close
3 proximity to a number of the nodes; however, I do not know their exact locations.

4 7. On Wednesday, June 23, 2010, I attended a meeting with representatives from the
5 City Department of Public Works (“DPW”) along with Patricia Ringo (commonly known as
6 Patti Ringo). The purpose of this meeting was to describe to the relevant City officials what
7 ExteNet was planning to do in the City and familiarize the City with the fundamentals of DAS.
8 The City informed us that they had an “encroachment permit process,” but that they wanted to do
9 some internal research to determine the appropriate entitlement process for ExteNet. The City
10 told ExteNet at this meeting that no discretionary permits would be required and that the City’s
11 Planning Staff would not be reviewing the project. Planning Department Staff confirmed this
12 statement on that same day. The City indicated that they would like ExteNet to submit drawings,
13 photo-simulations of the proposed nodes, and a written statement describing the scope of work.
14 The City also indicated that they would like to see evidence of ExteNet’s membership in the
15 Northern California Joint Pole Association (“JPA”). The City also indicated that they would like
16 to see a detailed drawing of the overall system of micro-trenching proposed by ExteNet that
17 would be needed to run some of the proposed fiber optic cable. Finally, the City indicated that
18 they were unsure of the appropriate fee structure.

19 8. On July 9, 2010, the City asked me to submit a “pre-application package” of
20 materials discussed at our June 23, 2010 to enable Staff to internally discuss the project and
21 familiarize themselves with the fundamentals of DAS generally and ExteNet’s proposal
22 specifically. ExteNet agreed to provide the requested information to the City and I was tasked
23 with the assignment of gathering and submitting this material to the City.

24 9. On August 3, 2010, I sent a pre-application submittal package to the City for their
25 preliminary review. The package consisted of a sample set of drawings, a sample set of photo-
26 simulations, and a map which showed the general locations of all of the proposed nodes in the
27 Burlingame DAS. The City indicated to me that they wanted to review a pre-application
28 submittal package from ExteNet prior to the submittal of formal Encroachment Permit

1 applications.

2 10. Subsequent to the submittal of these materials, I placed multiple phone calls to
3 City Staff inquiring about the status of the City’s review of ExteNet’s pre-application submittal
4 package. On August 23, 2010, City DPW employee Bill Lowrie left me a voice message stating
5 that he was trying to set up a formal meeting with DPW, legal counsel for the City and ExteNet
6 to further discuss project details, permitting and to determine appropriate fees.

7 11. I telephoned Mr. Lowrie multiple times between late August and the end of
8 September asking about the status of the pre-application materials, inquiring as to what submittal
9 materials were needed for formal applications, and to determine the necessary encroachment
10 permit fees. Mr. Lowrie did not respond to numerous voicemails I left for him between late
11 August and late September 2010. Upon discussion with Patti Ringo, ExteNet authorized me to
12 file Encroachment Permit applications with the DPW. On September 28, 2010, I personally
13 submitted formal “Special Encroachment Permit” application packages to DPW to initialize
14 ExteNet’s project with the City. Attached as Exhibit 1 is a true and correct copy of one of the
15 eight Special Encroachment Permit applications (without attachments) that I submitted to the
16 City. Each package contained the following exhibits: (1) DAS network node map, (2) Aerial
17 Fiber Optic Route Map, (3) 5 Sets of Stamped Engineer Signed Drawings, (4) Five reduced sets
18 of the same drawings, (5) Five sets of Stamped, signed structural calculations, (6) California
19 Public Utility Commission Regulatory Documentation and (7) Evidence of JPA membership.
20 Mr. Victor Voong, an associate engineer with the DPW, accepted the eight Encroachment Permit
21 application packages and the application forms were date stamped as received by DPW
22 administrative staff at the counter on September 28, 2010. I also had a blank ExteNet check in
23 my possession at the counter in anticipation of paying the required fees. However, Mr. Voong
24 stated that he could not accept a check from me to pay for the fees at that time, as Staff had not
25 yet determined the appropriate fee amount for the encroachment permits. Mr. Voong stated that
26 he would email or call me when the fees had been determined, however, I did not receive
27 correspondence or a phone call from Mr. Voong in response to ExteNet’s permit applications or
28 the required fees.

1 12. On October 11, 2010, I was contacted by Bill Lowrie and was told that ExteNet
2 would need to obtain a business license. ExteNet filed a business license application, and a
3 license was issued on November 18, 2010.

4 13. On November 18, 2010, Patti Ringo, Robert Jystad (ExteNet’s outside legal
5 counsel) and I met with City officials to discuss ExteNet’s Encroachment Permit applications
6 that had been submitted at the DPW counter on September 28, 2010. This meeting was attended
7 by me, Patti Ringo, Art Morimoto, Robert Jystad and City Attorney Gus Guinan. The City
8 presented ExteNet with a new draft regulatory document entitled, “Permit, Location, Design and
9 Public Notification Requirements Associated with Telecommunications Provider’s Placement of
10 Facilities On Utility Poles Located Within City Right-of-Way” at this meeting. Staff indicated
11 that they wanted ExteNet to follow the new regulatory review process for wireless
12 telecommunications facilities located in the public right-of-way, and solicited our comments and
13 suggestions on the draft policy at that meeting. The City indicated that ExteNet would not be
14 required to submit new or additional permit applications to the City and that the application
15 packages submitted on September 28, 2010 were sufficient for processing under the new draft
16 review process they had created. As part of this process, the City required ExteNet to provide
17 notice to all residents within an approximately 300-foot radius of each proposed node location.
18 On a subsequent date, the exact date of which I cannot recall nor have record of, DPW Staff
19 made a decision to also require some level of Notice be provided to residents within
20 approximately 300 feet of selected guy-wire anchors.

21 14. On November 22, 2010, I e-mailed City Staff, including City Attorney Gus
22 Guinan, and included a draft “public notice” form that could be used in the public notice process
23 contemplated under the City’s new review process.

24 15. Pursuant to the new review process implemented by the City, I was tasked with
25 preparing the required public notice packages for ExteNet’s proposed project. The notice
26 packages were to consist of the following: 1) the Public Notice, 2) a site plan indicating the
27 location of the node, with a vicinity map inset , 3) a color photosimulation showing the before
28 and after conditions, and 4) a separate color photosimulation showing the equipment boxes in

1 close-up detail.

2 16. A process of numerous exhibit revisions and back-and-forth dialogue began on
3 November 22, 2010, when I sent the draft public notice to City Attorney Gus Guinan and other
4 City Staff for their review and comment. Between November 22, 2010 and mid-July 2011, I
5 worked closely with the City on perfecting the required noticing package for each of ExteNet's
6 eight permit applications. During this process, the City asked for numerous revisions to the
7 noticing materials. Upon each request for modifications or edits, I would implement the changes
8 to the materials requested by the City. Each time, City Staff requested additional modifications
9 and edits or expressed dissatisfaction with the resulting exhibits.

10 17. On November 23, 2010, Gus Guinan replied to my November 22, 2010 e-mail
11 stating that the 300-foot address mailing lists for the notices would need to be provided by the
12 City's Planning Department. I therefore contacted Mr. Bill Meeker of the Planning Department
13 to submit this request. Mr. Meeker responded that day with information and fees required to
14 generate the mailing lists and referred me to Department Secretary Connie Rihm. I worked with
15 Ms. Rihm to pay the fees and obtain the mailing lists and corresponding radius maps in early
16 December 2010. Some of the maps required minor adjustments, and the last of the mailing lists
17 and maps were provided between January 13 and January 18, 2011. These mailing lists and
18 corresponding maps were all sent by email to DPW Staff immediately upon receipt from the
19 Planning Department.

20 18. On December 22, 2010, Art Morimoto provided his initial comments to me on the
21 draft public notices as an email attachment. I asked for clarification and more detail on Mr.
22 Morimoto's comments, including what kind of map he wanted ExteNet to provide in conjunction
23 with the public noticing process. The next day, on November 23, 2010, Mr. Morimoto responded
24 to my inquiry, stating that the maps should clearly identify to a resident where the proposed DAS
25 node would be located.

26 19. On January 14, 2011, Mr. Morimoto sent me an e-mail stating that the vicinity
27 maps provided by the City's Planning Department needed to be revised so that they were clearer
28 and suggested that we revise one notice for initial review rather than revise them all at once. On

1 January 15, 2011, I submitted a draft noticing package for one proposed node location at 2536
2 Hayward to the City DPW including the Notice form, the photo-simulation, and the site/vicinity
3 map. On January 19, 2011, Mr. Morimoto responded with comments about that particular node's
4 noticing package. On January 19, 2011, I submitted noticing packages to City Staff via email for
5 all eight (8) proposed nodes in the City. On January 21, 2011, Mr. Morimoto indicated to me that
6 he would have comments "next week."

7 20. During the week of January 24, 2011, I personally submitted revised hard copy
8 draft site/vicinity maps for all eight proposed node locations to the DPW counter for Staff
9 review, comment and approval to ensure that Staff had the latest versions of the maps.

10 21. On January 28, 2011, I telephoned Mr. Morimoto asking for a status update on his
11 review of our submitted maps and other noticing materials. On February 4, 2011, I left Mr.
12 Morimoto a voicemail asking for a status update on the notice packages and for any additional
13 comments to be conveyed. Mr. Morimoto replied to my voicemail with an email on February 4,
14 2011, stating that he had received the drawings. He stated he was unclear if the drawings were
15 meant to be revised drawings that would be sent out with the notices or sketches for Staff review
16 and stated that "nevertheless, we will have comments on these drawings and the photosims to
17 make the proposed facilities more clear to the residents receiving the notices." I responded by
18 email that the submitted draft hard copy maps were intended to be sent out with the notice
19 packages, and asked when he expected to have additional comments, to which no reply was
20 given.

21 22. I left voicemail messages and sent emails to Mr. Morimoto again on February 7
22 and February 8, 2011 requesting notice package status and comments. Mr. Morimoto responded
23 via e-mail on February 8, 2011 stating that "the City has been in contact with PG&E to receive
24 their feedback on your facilities prior to noticing these to the public. We are currently waiting
25 for their response. Additionally we will provide specific comments on each site individually.
26 The current noticing does not have enough information to clearly show a member of the public
27 what is proposed (such as before and after heights and clearly identified visuals of all new
28 facilities). Also, the 'revised' location maps that you provided did not show the appropriate level

1 of professionalism required for a proposal of this significance in the City (hand marked edits on
2 the ‘final’ notice). You should receive additional comments on the first site by the end of the
3 week. In order to address your urgency to move forward, a thorough re-submittal after receiving
4 City comments would be helpful.”

5 23. On February 11, 2011, I again telephoned Mr. Morimoto asking for a status
6 update. The next day, on February 12, 2011, Mr. Morimoto responded via e-mail stating “I do
7 not believe that we will have all comments ready for you by next Wednesday.” Based on the
8 lack of progress, upon authorization from Patti Ringo, I asked for a sit down meeting with
9 representatives of DPW, which took place on February 17, 2011. After that meeting, I
10 memorialized my observations as follows:

- 11 • DPW Staff was continuing to review the Noticing site plan/vicinity map for
12 appearance, and Mr. Morimoto provided more comments.
- 13 • Patti Ringo agreed to have the project architect provide location map exhibit as a
14 polished professional graphic.
- 15 • City Staff expressed that they were not aware that they had 21 calendar days, per
16 their draft “Telecommunications Right-of-Way Guidelines” document, in which
17 to review the application materials and provide consolidated City comments to
18 ExteNet.
- 19 • We asked for, but were not provided with, consolidated official Staff comments.
- 20 • ExteNet representatives at that meeting stated a sense that as of February 17,
21 2011, it appeared that Staff had not yet reviewed the actual node design. It was
22 distressing to the ExteNet team to hear that Staff now had design-related changes
23 at this late date in the process.
- 24 • City legal counsel appeared surprised that DPW Staff had not yet undertaken
25 more of their required responsibilities to date, and assured us that from here on
26 out, things would be done more efficiently and expeditiously.
- 27 • City Staff requested that we submit a \$10,000 check to establish a deposit account
28 for application processing purposes. We submitted a check at that meeting for this

1 amount.

2 24. On March 8, 2011, Mr. Morimoto requested more revisions to the drawings and
3 site/vicinity maps by email. Mr. Morimoto stated, “The photosims look good. We do have the
4 following comments that would apply to all: When the pole length is being increased, also point
5 out the existing pole height (similar to how the pole height is identified). The new equipment on
6 the poles tends to blend into the darker backgrounds. Please distinguish these to make more
7 clear (the new equipment can be made a different color for emphasis or lightly outlined). The
8 arrows fall short in many cases and should extend to the object they are pointing to. There are no
9 comments on the site maps. The City has considered the Encroachment Permit applications as a
10 whole with all parts necessary to implement the mobile system. With the applications we
11 received for the fiber connections, it appeared as though there are additional significant impacts
12 from that work that was not made evident before. We have been informed that there are 40+-
13 anchors/guy wires that will need to be placed for this aspect of the work. We will be visiting
14 these sites to determine if additional noticing will be required (or not) due to the impact of these.
15 We would like to understand the full scope of work for the project before the noticing begins.” I
16 had the architecture firm implement the requested additional notice exhibit revisions and sent
17 these to Mr. Morimoto in an email on March 16, 2011 in which I also requested that we be
18 allowed to proceed with the noticing at that time as we felt we had complied with all of City
19 Staff’s numerous and disjointed requested exhibit changes to date.

20 25. On March 18, 2011 Mr. Morimoto replied to Patti Ringo and me in an email that
21 the City was requesting Patti Ringo to act as the single point of contact for all project related
22 issues. He also stated that the \$10,000 deposit we had submitted to the City for processing was to
23 cover all components of the project.

24 26. On March 22, 2011, I emailed Mr. Morimoto stating that “per your request at our
25 last meeting, on March 17th I had provided to you revised photosims and drawings. The revised
26 drawings reflect your request for us to raise our equipment to 8 feet. It is now done. You had
27 previously stated that the actual Notice and the revised site plans/vicinity maps are approved, so
28 that is done as well. The only items left for your consideration and approval prior to noticing are

1 the two photosims per each node. We have made the changes you requested. Please let me know
2 if the photosims are now acceptable. If they are, I cannot see why we would not be given the
3 green light to conduct the noticing next week. Please let me know if we can move forward with
4 noticing for the 8 antenna/equipment nodes starting next week.”

5 27. On March 25, 2011, Mr. Morimoto replied in an email that, “We would like to
6 deal with one “responsible” person to facilitate all aspects of the project from your end. Your
7 project has been assigned Project No. 82790. Please reference this number on all submittals for
8 your project in the future. This will assist us in tracking your project costs. Currently we are
9 including the following work under your application: Joint pole and City streetlight noticing
10 requirements. Overhead fiber work and anchors. Are there other items of work that we should
11 include in this? As I said before, we are evaluating the necessity for noticing properties for the
12 anchoring required on the overhead fiber work. You definitely will need to provide noticing for
13 some sites. The big storms that hit this week had spread our resources thin which limited our
14 ability to evaluate anchor sites. We currently have received a numbered listing from you of the
15 anchor sites with corresponding addresses. We request that the list be updated with additional
16 information to include the type of anchor, whether an existing anchor is present and a detail
17 drawing of the proposed anchors. Also, it would be helpful to begin creating photosims on the
18 anchor sites that are most impactful. Please do not distribute noticing for the poles until all
19 details for the anchors have been provided and reviewed as they are clearly an integral part of the
20 project.”

21 28. On April 10, 2011, Mr. Morimoto e-mailed Patti Ringo and copied me with
22 extensive additional comments about the anchor noticing and that he would not authorize
23 ExteNet to send out the public notices for the pole nodes until Staff review was completed.

24 29. On April 15, 2011, Art Morimoto emailed Patti Ringo and copied me stating,
25 “After review and approval of the photosims and noticing for the anchors, we should be ready to
26 authorize you to begin noticing.”

27 30. On May 6, 2011, Art Morimoto emailed Patti Ringo and copied me stating, “The
28 photosims that were sent for the anchors were fine except for the brightness of the image. Some

1 were dark and difficult to see. Please adjust accordingly. Regarding the noticing for the anchors,
2 we can limit to the 2-6 adjacent properties. The location map that accompanies the notice can be
3 simplified since we are limiting the noticing. We can set up a call time next week to discuss. I
4 am available Monday or Tuesday afternoon or Wednesday morning. The last issue to address for
5 the antenna locations is regarding bullet two in the e-mail below. This was not addressed in the
6 last photosims we received. Please advise if we are overlooking a submittal that reflected this
7 comment. When we talk next week we can discuss final details to begin the noticing.”

8 31. On May 9, 2011 Mr. Morimoto asked for revisions to the photo-simulations that
9 were prepared (citing concerns about the ‘brightness.’) Each time Mr. Morimoto asked for
10 revisions to the materials, the changes were made and revised exhibits submitted for Staff
11 review. Mr. Morimoto requested numerous separate iterations of each exhibit, and had additional
12 new comments on the exhibits each time new versions were submitted.

13 32. On May 20, 2011, Mr. Morimoto stated in an email that “Photosim 205A showed
14 no change based on comment below. New equipment blends in with the background and does
15 not clearly show the impact of new equipment. Photosim 102 and 134A depict existing and
16 proposed pole heights the same even though elevations stated is different. Which is correct?
17 Otherwise the others photosims look fine.” I asked the architect to make revisions and reconcile
18 based on Mr. Morimoto’s comments.

19 33. On May 21, 2011, I told Mr. Morimoto by email that we were currently working
20 on the requested changes, but noted that the architect had already made the requested change.

21 34. On May 25, 2011, Mr. Morimoto again requested that ExteNet revise the height
22 of its equipment. This change was implemented and on May 31, 2011, final notices packages
23 were sent to City Staff for final review. Again, the City did not offer their comment or give the
24 go ahead to issue the Public Notices.

25 35. On June 10, 2011, I sent Art Morimoto an email with exhibits indicating some
26 design changes to the proposed node at 2540 Valdivia. He responded by email to Patti Ringo of
27 ExteNet asking ExteNet to separate the notices packages into two.

28 36. On June 14, 2011, Patti Ringo responded back to Art Morimoto in an email

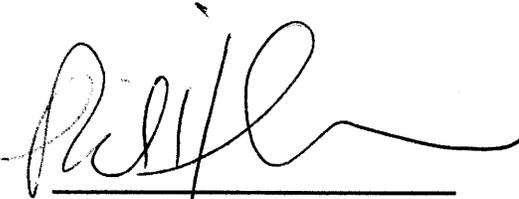
1 stating that “[w]e will have sims and drawings for the meter pedestal shortly. All the other
2 noticing paperwork is ready to go pending your approval.” On June 15, 2011, revised photo-
3 simulations were sent to Mr. Morimoto. Thereafter, Patti Ringo of ExteNet resent the noticing
4 packages to Mr. Morimoto in an attempt to motivate Mr. Morimoto to act. On June 20, 2011, Mr.
5 Morimoto asked ExteNet to provide a public notice for a meter pedestal. I prepared the noticing
6 package for the meter pedestal. With the hope that ExteNet would finally be able to mail out the
7 public notices for the project, I send the mailing list to DPW, but received comments from Art
8 Morimoto on July 8, 2011.

9 37. On July 12, 2011, DPW Staff finally authorized ExteNet to send out Public
10 Notices for the project. In sum, it took almost eight months for the City to approve the public
11 noticing materials for ExteNet’s project notwithstanding the fact that ExteNet implemented all
12 requested revisions in a timely, expeditious manner, and repeatedly urged the City to act in an
13 expeditious manner consistent with the timeframes stated in their own review process.

14 38. The notice packages were mailed by Ace Mailing House in San Francisco on July
15 11, 2011, for delivery to residents on July 12, 2011. The public comment period as prescribed in
16 the notices expired on August 2, 2011 at close of business.

17 39. On August 1, 2011, I attended a meeting with approximately 20 interested
18 residents and Patti Ringo to answer questions about the project and address any resident
19 concerns. No representatives from the City attended this meeting.

20 I declare under penalty of perjury under the laws of the United States of America and the
21 State of California that, to the best of my knowledge, understanding and belief, the foregoing is
22 true and correct and that this Declaration was executed by me on September 29, 2011 in
23 Oakland, California.

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27 Rick Hirsch
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Exhibit List

<u>Exhibit No.</u>	<u>Exhibit</u>	<u>Page</u>
1	True and correct copy of one of the eight special encroachment permit applications	12

Channel Law Group, LLP
207 East Broadway, Suite 201
Long Beach, CA 90802

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Exhibit 1

SPECIAL ENCROACHMENT PERMIT APPLICATION

A.P. No.
Public
right of
way

Address of Proposed Encroachment 2517 Easton Drive

Lot No. — Block No. — Subdivision —

Applicant Extenet Systems Phone 805-404-4202

Address 3030 Warrenville Rd 340 Best Time to Call 8-5
Lisle, IL 60532

Property Owner Joint Pole Association Phone 925-681-0378

Address 1800 Sutter St #830 Best Time to Call 8-5
Concord CA 94520

Describe Encroachment (Attach additional pages & sketch if applicable)

Install distributed antenna system (DAS)
node on an existing PGE pole.

Give Reasons for Request To improve telecommunications/
wireless phone network coverage to this
Burlingame neighborhood.

Date 9-28-10 Signed [Signature]
Property Owner(s)

ATTACH plans or drawings to show the dimensions, locations and heights of the encroachment.
PLEASE CALL (650) 558-7230 FOR INSPECTION.

Below This Line is for City Use Only

Security Bond _____ (\$300 min.) Fee: \$359 Permanent _____ No Council Action _____
(The bond will be returned after construction is finished) \$276 Non-permanent _____ Council Action _____

Additional Right-of-way User Fee: _____ Fee & Bond Paid: _____
In addition, a \$100 penalty fee will be added if work is completed without a permit.

Inspected By: Initials Date
Department By Date Department By Date
 Parks _____ Planning _____
 Water _____ Sewer _____
 Engineering _____ Others _____

Date Council Approved _____ Date sent to City Clerk _____
Record No. _____ Date Record Copy to Owner SEP 28 2010

RECEIVED

SPECIAL ENCROACHMENT PERMIT APPLICATION

A.P. No. public right of way

Address of Proposed Encroachment 1900 Carmelita Avenue

Lot No. - Block No. - Subdivision -

Applicant Extenet Systems Phone 805-404-4202

Address 3030 Warrenville Rd #340 Best Time to Call 8-5 Lisle, IL 60532

Property Owner Joint Pole Association Phone 925-681-0378

Address 1800 Sutter St #830 Best Time to Call 8-5 Concord, CA 94520

Describe Encroachment (Attach additional pages & sketch if applicable)

Install distributed antenna system (DAS) node on an existing P&E pole.

Give Reasons for Request To improve telecommunications/wireless phone network coverage to this Burlingame neighborhood.

Date 9-28-10 Signed [Signature] Property Owner(s)

ATTACH plans or drawings to show the dimensions, locations and heights of the encroachment. PLEASE CALL (650) 558-7230 FOR INSPECTION.

Enter Title Here for City Use Only

Security Bond (\$300 min.) Fee: \$359 Permanent No Council Action \$276 Non-permanent Council Action

Additional Right-of-way User Fee: Fee & Bond Paid: In addition, a \$100 penalty fee will be added if work is completed without a permit.

Inspected By: Department By Date Initials Date Parks, Water, Engineering, Planning, Sewer, Others

Date Council Approved Record No. Date sent to City Clerk Date Record Copy to Owner

RECEIVED SEP 28 2010

REF: EFFECTIVE 7/1/06, CHAPTER 12.10 CITY CODE S:\A Public Works Directory\FORMS\General Office Forms\ENCRSPCL.wpd

Dept. of Public Works City of Burlingame

SPECIAL ENCROACHMENT PERMIT APPLICATION

A.P. No. Public right of way

Address of Proposed Encroachment 2684 Summit Drive

Lot No. - Block No. - Subdivision -

Applicant Extenet Systems Phone 805-404-4202

Address 3030 Warrenville Road Best Time to Call 8-5 Suite 340 Lisle, IL 60532

Property Owner Joint Pole Association Phone 925-681-0378

Address 1800 Sutter St. #830 Best Time to Call 8-5 Concord, CA 94520

Describe Encroachment (Attach additional pages & sketch if applicable)

Install distributed antenna system (DAS) node on existing JPA pole.

Give Reasons for Request To improve telecommunications/wireless phone network coverage to this Burlingame neighborhood.

Date 9-28-10 Signed [Signature] Property Owner(s)

ATTACH plans or drawings to show the dimensions, locations and heights of the encroachment. PLEASE CALL (650) 558-7230 FOR INSPECTION.

Below This Line is for City Use Only

Security Bond (\$300 min.) Fee: \$359 Permanent No Council Action \$276 Non-permanent Council Action

Additional Right-of-way User Fee: Fee & Bond Paid: In addition, a \$100 penalty fee will be added if work is completed without a permit.

Inspected By: Department By Date Initials Date Parks, Water, Engineering, Planning, Sewer, Others

Date Council Approved Date sent to City Clerk Record No. Date Record Copy to Owner

REF: EFFECTIVE 7/1/06, CHAPTER 12.10 CITY CODE S:\A Public Works Directory\FORMS\General Office Forms\ENCRSPCL.wpd

RECEIVED SEP 28 2010 Dept. of Public Works City of Burlingame

SPECIAL ENCROACHMENT PERMIT APPLICATION

A.P. No. public right of way

Address of Proposed Encroachment 2536 Hayward Drive

Lot No. — Block No. — Subdivision —

Applicant Extenet Systems Phone 805-404-4202

Address 3030 Warrenville Rd 340 Best Time to Call 8-5
Lisle, IL 60532

Property Owner Extenet Systems Phone 805-404-4202

Address 3030 Warrenville Rd 340 Best Time to Call 8-5
Lisle, IL 60532

Describe Encroachment (Attach additional pages & sketch if applicable)

Install distributed antenna system (DAS)
node on a new light pole to be dedicated to City.

Give Reasons for Request To improve telecommunications /
wireless phone network coverage to this
Burlingame neighborhood.

Date 9-28-10 Signed [Signature]
Property Owner(s)

ATTACH plans or drawings to show the dimensions, locations and heights of the encroachment.
PLEASE CALL (650) 558-7230 FOR INSPECTION.

Below This Line is for City Use Only

Security Bond _____ (\$300 min.) Fee: \$359 Permanent _____ No Council Action _____
(The bond will be returned after construction is finished) \$276 Non-permanent _____ Council Action _____

Additional Right-of-way User Fee: _____ Fee & Bond Paid: _____
In addition, a \$100 penalty fee will be added if work is completed without a permit.

Inspected By: Initials Date
Department By Date Department By Date
 Parks _____ Planning _____
 Water _____ Sewer _____
 Engineering _____ Others _____

Date Council Approved _____ Date sent to City Clerk _____
Record No. _____ Date Record Copy to Owner _____

RECEIVED

SPECIAL ENCROACHMENT PERMIT APPLICATION

A.P. No. public right of way

Address of Proposed Encroachment 1458 Palm Drive

Lot No. - Block No. - Subdivision -

Applicant Extenet Systems Phone 805-404-4202

Address 3030 Warrenville Rd #340 Best Time to Call 8-5 Lisle, IL 60532

Property Owner Joint Pole Association Phone 925-681-0378

Address 1800 Sutter St #830 Best Time to Call 8-5 Concord, CA 94520

Describe Encroachment (Attach additional pages & sketch if applicable)

Install distributed antenna system (DAS) node at an existing PG & E pole.

Give Reasons for Request To improve telecommunications/wireless phone network coverage to this Burlingame neighborhood.

Date 9-28-10 Signed [Signature] Property Owner(s)

ATTACH plans or drawings to show the dimensions, locations and heights of the encroachment. PLEASE CALL (650) 558-7230 FOR INSPECTION.

Below This Line is for City Use Only

Security Bond (\$300 min.) Fee: \$359 Permanent No Council Action \$276 Non-permanent Council Action

Additional Right-of-way User Fee: Fee & Bond Paid: In addition, a \$100 penalty fee will be added if work is completed without a permit.

Inspected By: Department By Date Initials Date Parks, Water, Engineering, Planning, Sewer, Others

RECEIVED

Date Council Approved Record No. Date sent to City Clerk Date Record Copy to Owner

SPECIAL ENCROACHMENT PERMIT APPLICATION

A.P. No. public right of way

Address of Proposed Encroachment 1824 Barroilhet Avenue

Lot No. - Block No. - Subdivision -

Applicant Extenet Systems Phone 805-404-4202

Address 3030 Warrenville Rd 340 Best Time to Call 8-5 Lisle, IL 60532

Property Owner Joint Pole Association Phone 925-681-0378

Address 1800 Sutter St. #83D Best Time to Call 8-5 Concord, CA 94520

Describe Encroachment (Attach additional pages & sketch if applicable)

Install distributed antenna system (DAS) node at an existing PG&E pole.

Give Reasons for Request To improve telecommunications/wireless phone network coverage to this Burlingame neighborhood.

Date 9-28-10 Signed [Signature] Property Owner(s)

ATTACH plans or drawings to show the dimensions, locations and heights of the encroachment. PLEASE CALL (650) 558-7230 FOR INSPECTION.

Below This Line is for City Use Only

Security Bond (\$300 min.) Fee: \$359 Permanent No Council Action \$276 Non-permanent Council Action

Additional Right-of-way User Fee: Fee & Bond Paid: In addition, a \$100 penalty fee will be added if work is completed without a permit.

Inspected By: Department By Date Initials Date Parks Water Engineering Planning Sewer Others

Date Council Approved Record No. Authorization Date sent to City Clerk Date Record Copy to Owner

RECEIVED

SEP 29 2010

SPECIAL ENCROACHMENT PERMIT APPLICATION

A.P. No. public right of way

Address of Proposed Encroachment 129 Crescent Avenue

Lot No. - Block No. - Subdivision -

Applicant Ex tenet Systems Phone 805-404-4202

Address 3030 Warrenville Rd #340 Best Time to Call 8-5
Lisle, IL 60532

Property Owner Joint Pole Association Phone 925-681-0378

Address 1800 Sutter St #830 Best Time to Call 8-5
Concord, CA 94520

Describe Encroachment (Attach additional pages & sketch if applicable)

Install distributed antenna system (DAS)
node at an existing PGE pole.

Give Reasons for Request To improve telecommunications/
wireless phone network coverage to this
Burlingame neighborhood.

Date 9-28-10 Signed [Signature]
Property Owner(s)

ATTACH plans or drawings to show the dimensions, locations and heights of the encroachment.
PLEASE CALL (650) 558-7230 FOR INSPECTION.

Below This Line is for City Use Only

Security Bond _____ (\$300 min.) Fee: \$359 Permanent _____ No Council Action _____
(The bond will be returned after construction is finished) \$276 Non-permanent _____ Council Action _____

Additional Right-of-way User Fee: _____ Fee & Bond Paid: _____
In addition, a \$100 penalty fee will be added if work is completed without a permit.

Inspected By: Initials Date
Department By Date Department By Date
 Parks Planning
 Water Sewer
 Engineering Others

Date Council Approved _____ Authorization Date sent to City Clerk _____
Record No. _____ Date Record Copy to Owner _____

RECEIVED
SEP 28 2010

SPECIAL ENCROACHMENT PERMIT APPLICATION

A.P. No.

Public right of way

Address of Proposed Encroachment 1457 Drake Avenue

Lot No. Block No. Subdivision

Applicant Exteret Systems Phone 805-404-4202

Address 3030 Warrenville Rd 340 Best Time to Call 8-5

Lisle, IL 60532
Property Owner Joint Pole Association Phone 925-681-0378

Address 1800 Sutter St. #830 Best Time to Call 8-5

Concord, CA 94520
Describe Encroachment (Attach additional pages & sketch if applicable)

Install distributed antenna system (DAS)
node on an existing PG&E pole.

Give Reasons for Request To improve telecommunications /
wireless phone network coverage to this
Burlingame neighborhood.

Date 9-28-10 Signed [Signature]
Property Owner(s)

ATTACH plans or drawings to show the dimensions, locations and heights of the encroachment.
PLEASE CALL (650) 558-7230 FOR INSPECTION.

Enter This Area for City Use Only

Security Bond (\$300 min.) Fee: \$359 Permanent No Council Action
(The bond will be returned after construction is finished) \$276 Non-permanent Council Action

Additional Right-of-way User Fee: Fee & Bond Paid:
In addition, a \$100 penalty fee will be added if work is completed without a permit.

Inspected By: Initials Date
Department By Date Department By Date
 Parks Planning
 Water Sewer
 Engineering Others

RECEIVED

SEP 28 2010

Date Council Approved Date sent to City Clerk
Record No. Date Record Copy to Owner