

# FCC Ruling Update and Town Timeline

Status updates and answers to frequently asked questions about the legal aspects of the FCC's order

## What is the current status of the FCC's small cell order?

- On Dec. 10, the FCC denied a request to stay the order pending the appeals process.
- In denying the stay, FCC commissioners suggested that local governments will have an additional 90 days to implement their own aesthetic standards. However, it is unclear what will happen if standards are not in place by January 14, 2019.
- As a result, Hillsborough and many other local governments are working to update their wireless policies before the new rules go into effect.

## Why is community input so important?

- Collecting input and feedback from community members is an important part of this process, as it helps to document resident preferences related to wireless aesthetics.
- Even though the Town already has wireless standards as part of its municipal code, policy updates are needed to respond to the FCC's small cell order.
- Stay up to date by visiting the Town Wireless Facilities Updates page at [hillsborough.net/482/Wireless](http://hillsborough.net/482/Wireless)

## How are cities and towns responding?

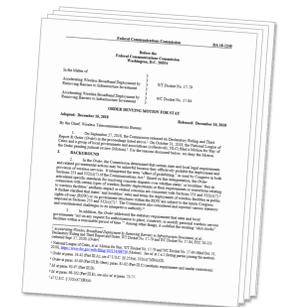
- Many appeals have been filed by local governments and industry. Hillsborough is part of a coalition of 50+ localities suing the FCC. Other cities include Los Angeles, Las Vegas, Portland and San Jose.
- All appeals will be consolidated in the 10th Circuit (or possibly 9th Circuit) U.S. Court of Appeals
- The FCC's order has also been criticized by organizations representing local government, including the U.S. Conference

of Mayors and the National League of Cities.

- These organizations have characterized the new rules as an unreasonable restriction on rights of local communities.

## To Learn More...

- Read a copy of the FCC's Dec. 10 order denying the stay request by visiting [tinyurl.com/fccstay18](http://tinyurl.com/fccstay18)
- To read the FCC's original small cell order from September, visit [tinyurl.com/fccss18](http://tinyurl.com/fccss18)



## How is Hillsborough responding?

### Wireless Updates Timeline

- **NOV 7** – Wireless Communications Advisory Committee (WCAC) conducts initial review of FCC order
- **NOV 13** – City Council receives informational update from Telecom Law Firm
- **NOV 20** – WCAC and CCAC conduct Joint review with support from Telecom Law Firm
- **NOV 28** – Community Meeting #1 to share updates, identify ideas, questions, concerns



and guiding principles

- **DEC 13** – Community Meeting #2 to gather feedback on range of aesthetic and design options
- **JAN 3** – WCAC reviews community input and updated wireless policies
- **JAN 14** – City council considers approving updated wireless policies
- **SPRING 2019** – Additional community meetings to continue improving Town wireless policies