Stoughton Wisconsin

2439 County Hwy A, Stoughton, WI 53589 Phone: (608) 873-6677

APPLICATION FOR PERMIT TO PLACE WIRELESS TELECOMMUNICATIONS FACILITIES IN PUBLIC RIGHT-OF-WAY

I. APPLICANT INFORMATION

Applicant _____ Date of Application _____

Applicant Address _____

Contact Name _____ Contact Title _____

Phone Number _____ Email _____

Is Applicant is a wireless infrastructure provider? ☐ YES ☐ NO

If yes, also provide name and contact information for wireless service provider that will be using the facility:

Wireless Service Provider Name _____

Address _____ Contact Person, Title _____

Phone Number _____ Email _____

II. LOCAL REPRESENTATIVE INFORMATION

Name _____ Relation to Applicant _____

Address _____

Phone Number _____ Email Address _____

III. SHOT CLOCKS

Identify which of the below Shot Clocks applies to this application to place small wireless facilities ("SWF") or other facilities in the right-of-way.

Identify Applicable Shot Clock(s)	Deadline (calendar days)	Type of Application	Federal or State Authority
☐	60 days	Application to collocate **SWF** on an existing structure (including non-telecommunications structures)	47 CFR § 1.6003(c)(1)(i)
☐	90 days	Application for **SWF** involving construction of a new structure	47 CFR § 1.6003(c)(1)(iii)
☐	90 days	Application to collocate **non-SWF** facility on an existing structure	47 CFR § 1.6003(c)(1)(ii)
☐	150 days	Application for a **non-SWF** facility involving construction of a new structure	47 CFR § 1.6003(c)(1)(iv)
☐	60 days	**Eligible Facilities Request** to add, remove, or replace equipment on an existing tower or base station that doesn't substantially change the physical dimensions of the tower or base station	47 CFR § 1.6100(c)(2)
☐	60 days	Applications to place a **wireless telecommunications facility**	Wis. Stat. § 182.017(9)

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IV. SCHEDULE

A. Wireless telecommunications facility placement 1:

Start Date _____ Completion Date _____

Site plan is attached, describing: the site; placement location; technical specifications for each element of facility; all structures and facilities at site before and after installation or modification; and the owners of preexisting structures and facilities. ☐ YES ☐ NO

Distance from proposed placement to nearest residential dwelling unit: _____

360-degree before and after photo simulation of site is attached to application. ☐ YES ☐ NO

B. Placement 2 (if necessary):

Start Date _____ Completion Date _____

Site plan is attached, describing: the site; placement location; technical specifications for each element of facility; all structures and facilities at site before and after installation or modification; and the owners of preexisting structures and facilities. ☐ YES ☐ NO

Distance from proposed placement to nearest residential dwelling unit: _____

360-degree before and after photo simulation of site is attached to application. ☐ YES ☐ NO

C. Placement 3 (if necessary):

Start Date _____ Completion Date _____

Site plan is attached, describing: the site; placement location; technical specifications for each element of facility; all structures and facilities at site before and after installation or modification; and the owners of preexisting structures and facilities. ☐ YES ☐ NO

Distance from proposed placement to nearest residential dwelling unit: _____

360-degree before and after photo simulation of site is attached to application. ☐ YES ☐ NO

D. Placement 4 (if necessary):

Start Date _____ Completion Date _____

Site plan is attached, describing: the site; placement location; technical specifications for each element of facility; all structures and facilities at site before and after installation or modification; and the owners of preexisting structures and facilities. ☐ YES ☐ NO

Distance from proposed placement to nearest residential dwelling unit: _____

360-degree before and after photo simulation of site is attached to application. ☐ YES ☐ NO

E. Placement 5 (if necessary):

Start Date _____ Completion Date _____

Site plan is attached, describing: the site; placement location; technical specifications for each element of facility; all structures and facilities at site before and after installation or modification; and the owners of preexisting structures and facilities. ☐ YES ☐ NO

Distance from proposed placement to nearest residential dwelling unit: _____

360-degree before and after photo simulation of site is attached to application. ☐ YES ☐ NO

F. Additional Placements: attach additional pages as necessary

V. NOTICE TO PROPERTY OWNERS

Property owners within 300 feet of proposed facility(ies):

NAME	DISTANCE TO FACILITY	DATE PROVIDED NOTICE OF APPLICATION

Attach additional information if necessary.

An example of the notice sent to property owners is attached to this application, and includes: the proposed location of the facility; a description and scale image of the proposed facility; and an email address and phone number for a representative of the applicant who will be available to answer questions about the proposed project. ☐ YES ☐ NO

VI. FCC LICENSE

A copy of the FCC license for the facility is attached ☐ YES ☐ NO

A sworn written statement from the applicant is attached, attesting that the facility will comply with current FCC regulations. ☐ YES ☐ NO

VII. OTHER PERMITS

Does this application establish a deadline for any other permit that may be required for the wireless telecommunications facility(ies)? ☐ YES ☐ NO

If yes, complete copies of applications for every required permit are attached, with all engineering completed and fees paid. ☐ YES ☐ NO

VIII. ENGINEER CERTIFICATION

A certification by a registered and qualified engineer is attached, asserting that the installation can be supported by and does not exceed the tolerances of the structure on which it will be mounted and that all elements of the wireless telecommunications facility comply with applicable safety standards.

☐ YES ☐ NO

IX. APPLICATION FEE

Fewer than 5 facilities ☐ YES ☐ NO If yes, fee is $500

Greater than 5 facilities ☐ YES ☐ NO If yes, fee is as calculated below:

Number of facilities ____ X $100 per facility = $_____

The applicable fee has been provided with this application. ☐ YES ☐ NO

X. EFFECTIVE PROHIBITION

Does applicant assert that denial of the application would prohibit or effectively prohibit the provision of service in violation of federal law, or otherwise violate applicable law? ☐ YES ☐ NO

If yes, all evidence on which the applicant relies in support of that claim is attached. ☐ YES ☐ NO

XI. ELIGIBLE FACILITIES REQUEST

Is application an eligible facilities request under 47 C.F.R. § 1.6100(b)(3)? ☐ YES ☐ NO

If yes, information sufficient to show that the application qualifies as an eligible facilities request is attached, including: evidence that the application relates to an existing tower or base station that has been approved by the City; and before and after 360-degree photo simulations, with detailed specifications demonstrating that the modification does not substantially change the physical dimensions of the existing approved tower or base station. ☐ YES ☐ NO

XII. STANDARDS

The Applicant affirms that all wireless telecommunications facilities installed pursuant to this application will comply with the general permit standards contained in Code Section 63-7(d), including but not limited to the following:

☐ Applicant shall undertake all reasonable efforts to avoid undue adverse impacts to adjacent properties and/or uses that may arise from the construction, operation, maintenance, modification, or removal of the facility.
☐ The wireless communications facility and any associated structures shall be maintained in a neat and clean manner and in accordance with all approved plans and conditions of approval.
☐ All graffiti on facilities shall be removed at the sole expense of the permit holder within 48 hours after notification from the City.
☐ The permit holder shall promptly notify the City whenever a facility has not been in use for a continuous period of 60 days or longer and must comply with Section 63-11.

XIII. CERTIFICATION

In consideration of being permitted to install such facility(ies), Applicant certifies that:

☐ Applicant will comply with all applicable Federal, State, and local laws, regulations, and other rules.

☐ Applicant will comply with the terms of this permit, including any additional permit conditions.

☐ Applicant will at all times maintain with the City accurate contact information for the permit holder and all wireless service providers making use of the facility, which shall include a phone number, mailing address, and email address for at least one natural person.

☐ Applicant shall retain full and complete copies of all permits and other regulatory approvals issued in connection with the facility, which includes without limitation all conditions of approval, approved plans, resolutions, and other documentation associated with the permit or regulatory approval. In the event the City cannot locate any such full and complete permits or other regulatory approvals in its official records, and the permit holder fails to retain full and complete records in the permit holder's files, any ambiguities or uncertainties that would be resolved through an examination of the missing documents will be conclusively resolved against the permit holder.

☐ An authorized representative of the applicant has signed this application, affirming that applicant will comply with Section 63-7(d).

☐ The City may support, repair, disable, or remove any elements of the facilities in emergencies or when the facility threatens imminent harm to persons or property.

☐ Applicant expressly agrees to indemnify and hold harmless the City against any and all liability and loss from personal injury or property damage resulting from or arising out of, in whole or in part, the use or occupancy of right-of-way by the permit holder or its employees, agents, or contractors arising out of the rights and privileges granted under this chapter.

☐ Applicant will provide a certificate of insurance demonstrating compliance with the insurance requirements described in Attachment A to this application, and will include the City as an additional insured on such policies of insurance.

☐ Applicant at all times will place and maintain the proper signage as outlined in the Manual on Traffic Control Devices (MUTCD).

☐ Applicant has immediate plans to use the proposed facility, or a contract with a wireless service provider that has immediate plans to use the facility.

XIV. APPLICANT ACKNOWLEDGEMENT & SIGNATURE

THE ACCEPTANCE OF THIS PERMIT BY THE PERMITTEE CONSTITUTES AN ACKNOWLEDGMENT AND ACCEPTANCE OF THE TERMS AND CONDITIONS IN THIS PERMIT APPLICATION.

A copy of any permit issued shall be made available at all times by the Permittee at the indicated site(s) and shall be available for inspection by the Department of Public Works or Stoughton Utilities upon request.

Print Name and Title of Applicant: _____ Date: _____

Signature of Applicant Representative: _____

List of Additional Permit Conditions: _____

Return the form to:

City of Stoughton
Public Works Dept.
2439 County Road A
Stoughton, WI 53589

Attachment A

To be modified by City Staff

Wireless telecommunications facilities in public right-of-way insurance requirements

General Liability Coverage:

- Commercial General Liability
  - $1,000,000 General aggregate
  - $1,000,000 products-completed operations aggregate
  - $1,000,000 Personal injury and advertising injury
  - $1,000,000 each occurrence limit

Note: Insurance shall be written on an occurrence basis. Claims made form of coverage is **NOT ACCEPTABLE**

Insurance must include:

- Premises and Operations Liability
- Blanket Contractual Liability including coverage for joint negligence of the City of Stoughton, its officer, council members, agents, employees authorized volunteers and the named insured
- Personal Injury
- Explosion, collapse, and underground coverage
- Products/Completed Operations
- The general aggregate must apply separately to the project/location

Business Auto

- Limits $250,000 each person/$500,000 each accident for bodily injury and $100,000 for property damage

Or

- $500,000 combined single limit for bodily injury and property damage each accident
- Must cover liability for any auto including owned, non-owned, and hired automobile liability

Workers Compensation (WC) & Employers Liability

- Must cover for statutory WC and Employers liability limit of:
  - $100,000 Each accident
  - $500,000 Disease policy limit
  - $100,000 Disease each employee

Umbrella

- Limits $5,000,000 each occurrence/5,000,000 aggregate
- $10,000 Self-insured retention
- Must be no less broad than underlying coverages

Note: Insurance shall be written on an occurrence basis. Claims made form of coverage is **NOT ACCEPTABLE**

Builders Risk/ Installation Floater

- The City of Stoughton will not assume responsibility for loss, including loss of use, for damage to property, materials, tools, equipment, or items of a similar nature.

Stoughton Wisconsin

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PERMIT TO PLACE WIRELESS TELECOMMUNICATIONS FACILITIES IN PUBLIC RIGHT-OF-WAY

To be completed by City Staff

Applicant: _____ Permit number: _____

Type of facility:

___ Small wireless facility ___ Support Structure

___ Tower ___ Base Station

___ Other Wireless Telecommunications Facility (Specify) _____

The application would:

- ☐ **Maintain the integrity and character of the neighborhoods and corridors in which the facilities are located;**
- ☐ **Be subject to periodic review to minimize the intrusion on the right-of-way;**
- ☐ **Not inconvenience the public, interfere with the primary uses of the right-of-way, or hinder the ability of the City or other government entities to improve, modify, relocate, abandon, or vacate the right-of-way or any portion thereof, or to cause the improvement, modification, relocation, vacation, or abandonment of facilities in the right-of-way;**
- ☐ **Meet all aesthetic standard contained in Code Section 63-7(c)(2);**
- ☐ **Not interfere with pedestrian or vehicle traffic;**
- ☐ **Comply with the Americans with Disabilities Act of 1990;**

The application does:

- ☐ **Provide proof of insurance as provided in Section 63-7(d)(14);**
- ☐ **Indemnify the City as provided in Section 63-7(d)(5); and**
- ☐ **Include payment of the permit application review fee indicated below.**

____ Fewer than 5 facilities $500

____ Greater than 5 facilities

Number of facilities ____ X $100 per facility = $_____

Permit Authorization Signatures:

Director of Public Works: _____ Date: _____

Director of Stoughton Utilities: _____ Date: _____

This permit is not valid until signed by the Director of Public Works and the Director of Stoughton Utilities. A copy of this permit shall be made available at all times by the Permittee at the indicated facilities location and shall be available for inspection by the department of Public Works or Stoughton Utilities upon request. No work within the right-of-way may commence until the application has been properly reviewed, the permit has been signed by the Director of Public Works and the Director of Stoughton Utilities, and all fees have been paid in full.