

**TOWN OF CLIFTON
NOTICE OF INTENT - PROPOSED NEW OR INCREASED FEES**

Pursuant to A.R.S. § 9-499.15, the Town of Clifton, Arizona (“Clifton”) hereby gives notice that it may adopt a resolution to impose a new or increased tax or fee on businesses.

APPLICATION FEES AND ANNUAL RATES FOR WIRELESS FACILITIES IN TOWN RIGHT-OF-WAY

Facility Type	Application Fees	Annual Rates
New/Replacement poles NOT subject to zoning review	\$750	\$50 use of right-of-way and \$50 use of Town-owned pole
New/replacement poles subject to zoning review	\$1,000	\$200 use of right-of-way
Colocation on existing Support structure	\$100 per facility (up to 5) \$50 per additional facility (above 5, Up to 25)	\$50 use of right-of-way and \$50 use of Town-owned pole

The proposed application fees and annual rates for wireless facilities in the Town’s right-of-way are intended to recoup costs associated with managing the public right-of-way. While the total costs associated with the processing and permitting are greater than the proposed fees and rates, A.R.S. Section 9-951 et seq. sets a maximum for the amount for fees.

APPLICATION FEES AND ANNUAL RATES FOR MICROCELL EQUIPMENT MOUNTED ON STRANDS

Facility Type	Application Fees	Annual Fee
Microcell equipment	\$750	\$50 use of right-of-way

REPORT SUPPORTING NEW FEES

A.R.S. Section 9-951 allows wireless providers to install, operate and maintain small wireless facilities in the Town’s right-of-way. The Town may charge application fees and annual fees for the use of right-of-way, for the construction, installation, maintenance, modification, operation or replacement of a support structure in the right-of-way or for the collocation of a small wireless facility on a Town owned utility pole.

Application Fees

New/replacement poles that are not subject to zoning review: The total cost of reviewing and permitting a small wireless facility is estimated to be \$800.00; however, State law caps the allowable application fee at \$750.00.

New/replacement poles subject to zoning review: If zoning review is required, an Administrative Use Permit is required. The current costs for these applications are \$1,200.00. Additionally, the Building/Engineering Permit Review Fee is based on the valuation of the project and for this type of project would be approximately \$350.00; however, State law caps the allowable fee at

\$1,000.00. There is no recommended fee for monopoles in the right-of-way, since Zoning Code Section 4.32 prohibits monopoles in the right-of-way.

Collocation on existing support structures: The total cost of reviewing and permitting a small wireless facility to collocate on an existing support structure is \$250.00; however, State law caps the application fee at \$50.00. If there are no proposed changes to the existing support structure, the applications may be submitted in batches of up to 25 facilities. The total cost of reviewing and permitting these batches is estimated to be \$6,250.00; however, State law caps the application fee at for up to 5 facilities at \$100 per facility and an additional \$50 per facility over 5.

Microcell equipment: The total cost of reviewing and permitting microcell equipment on strands is estimated to be \$800.00; therefore, the application and permitting fee is \$800.00.

Annual Rates

State law authorizes the Town to collect annual rates for the use of right- of-way for the purposes of installing wireless facilities.

- For the category of new/replacement poles that are not subject to zoning review, the annual rate for use of the right-of way is \$50.00 and the annual rate for attaching to a Town-owned utility pole is \$50.00 – both set by state law.
- For new/replacement poles that are subject to zoning review, the annual rate is \$200.00 and is based on the calculation of direct and actual costs of managing the right-of-way, as allowed by state law.
- For collocation on support structures that don't require any modification, the annual rates are allowed to be charged and cannot exceed an amount equal to \$50.00 multiplied by the number of small wireless facilities within the jurisdiction located in the right-of-way and \$50.00 multiplied by the number of small wireless facilities collocated on Town-owned poles.
- For microcell equipment using Town poles of the Town, the annual rate is \$50.00.

The Clifton Town Council will consider this matter at its regular Town Council meeting to be held at the Clifton Town Council Chambers, located at 510 N. Coronado Blvd., Clifton, Arizona 85533, on March 8, 2018 at 7:00pm. Following such consideration, the Town Council may approve, disapprove or modify said ordinance/resolution.

Information about the proposed fee is available at the Town Clerk's office during normal office hours, Monday through Thursday, 7:00 AM-5:00 PM, and on Clifton's website at <https://www.cliftonaz.gov>.

DATE POSTED ON CLIFTON WEBSITE: December 7, 2017