



Legislation Text

File #: 18-0993, **Version:** 1

Recommendation to authorize the Department of Development Services to process a refund in the amount of \$30,474 to Md7, agent for Verizon Wireless, due to the withdrawal of Administrative Review applications for seven wireless telecommunication sites throughout the City. (Citywide)

On July 17, 2018, the City Council approved a refund of \$13,004 for the withdrawal of seven Administrative Review applications for proposed Verizon Wireless telecommunication facilities in the public right-of-way. This withdrawal resulted from the City Council's May 1, 2018 action that approved transferring the regulation of wireless telecommunication facilities in the public right-of-way from the Department of Development Services to the Department of Public Works. The July 17 refund request was prepared consistent with Long Beach Municipal Code (LBMC) Section 21.21.701, which authorizes fees to be refunded at a pro-rated amount. Following the City Council's approval of the refund, further discussions with Md7/Verizon Wireless (Applicant) have occurred. The amount of the refund has been revised from \$13,004 to \$30,474 to reflect the duration between the submittal of the applications to Development Services and the transfer of the program to Public Works.

In accordance with LBMC Section 3.48.040, refunds exceeding \$10,000 must be approved by the City Attorney and City Council. Approval to process this refund is requested on behalf of the Applicant.

This matter was reviewed by Assistant City Attorney Michael J. Mais on October 15, 2018, and by Budget Analysis Officer Julissa José-Murray on October 18, 2018.

City Council action is requested on November 13, 2018, to expedite processing of the refund.

The amount of \$30,474 will be refunded from the Development Services Fund (EF 337) in the Development Services Department (DV). There is no local job impact associated with this recommendation.

Approve recommendation.

LINDA F. TATUM, FAICP
DIRECTOR OF DEVELOPMENT SERVICES

APPROVED:

PATRICK H. WEST
CITY MANAGER