

2. DRAFT CELLSITES SUBCOMMITTEE PROTOCOL AND CHECKLIST

Set out below for the Council's approval is the draft protocol for dealing with applications to site cellular telephone base stations on Council-owned land.

1. The telecommunication companies will indicate to Council staff the areas of the city that they are experiencing greatest difficulties in securing suitable sites.
2. The Property Unit will identify Council-owned property in these areas and report these findings to the telecommunication companies.
3. When a Council-owned site looks promising to the telecommunication company it will need to make an application for the use of Council land, including evidence of, or reasons for, failure to secure suitable non residential land.
4. The details of the telecommunication companies' plans will then be forwarded to relevant Units for comment. Units can include most units of Council but more often Water Services, Waste Management, Parks, Environmental Services, Environmental Policy and Planning, City Streets, Legal Services, Parking, Service Centres, Libraries, Property and Works. Tenants of Council property will also need to be consulted.
5. All findings will then be reported to the Subcommittee.
6. Reasonable costs incurred in processing applications for use of Council-owned property will be recovered from the telecommunication companies.
7. The Subcommittee will consider whether some form of public hearing to assist it to make a decision as landowner, is appropriate.
8. The protocol will be reviewed after one year.

SUBCOMMITTEE DELIBERATIONS

1. The relevant Community Board may request that a representative join the Subcommittee, with voting rights.
2. The reasons and any evidence for requesting use of Council-owned land will be assessed, bearing in mind that, in terms of Council policy, use of Council land will only be considered in the event of telecommunication companies failing to secure non-residential land.
3. The attached checklist will be followed through.
4. Any conditions on the Council's consent as landowner to use the site will be formulated.
5. Interested parties may apply to address the Subcommittee.
6. A report for information will be forwarded to the Strategy and Resources Committee and the Council.

7. The telecommunication companies will follow the resource consent and Reserves Act process, in the event that the Subcommittee decides in favour of leasing the land.

The Council's attention is drawn to the fact that point 6 above proposes a variation to the original Council resolution which gave the Subcommittee the power to make recommendations to the Council on applications to use Council-owned land for the siting of cellular telephone base stations. Its Subcommittee is recommending the Council delegate to it the power of the Council, as landowner, to make the final decision on such applications.

- Recommendation:**
1. That the protocol be adopted.
 2. That the Council delegate to the Subcommittee the authority of the Council, as landowner, to make the decision on applications to site cellular telephone base stations on Council-owned land.