

## Donna Conkling

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**From:** robertbergesq@aol.com  
**Sent:** Saturday, December 11, 2021 7:10 PM  
**To:** Mayor; Attorney's Office; Manager's Department; Clerk's Department  
**Subject:** Scarsdale draft Telecommunications Code

**CAUTION:** External sender.

Dear Mayor Veron, Village Attorney Pozin, and Village Manager Cole, I was delighted to review the revised draft telecommunications code issued last evening in the Agenda packet for the upcoming Village Board meeting. This revised version includes so many of the critical protections Zoe and I have requested, and empowers the Village to exercise its local control over the siting and design of wireless telecommunications facilities while ensuring compliance with federal law. Many kudos for keeping your eyes on the ball.

I do have a suggestion with respect to notice when an application is filed. The 500 foot radius for notice by certified mail really only notifies a small subset of affected residents. Without increasing the mailing burden on applicants significantly, perhaps notice can also be sent to the President of SNAP and the President of the neighborhood association in which the wireless facility is proposed to be located. Having served on SNAP for years and having served as a neighborhood association President for even longer, this is precisely the type of information that they would be pleased to pass on to their members, and providing them with the notice would ensure significantly greater public awareness of a wireless facility application. In my experience, the greatest cause of community strife with respect to wireless applications arises from surprise -- residents who learn at the last moment that a tower or facility is about to be approved -- or worse yet -- has been approved and groundbreaking is set to begin. Additionally, on the Village website, I suggest a tab be created for wireless facilities, and each applicant's notice should be posted there for easy access by the public.

Finally, at the last work session, the Board seemed onboard with having an appeals process that would provide for appeals from Planning Board decisions going to the Board of Trustees so that an aggrieved person need not file an Article 78 for the first level of review. I don't see this appeals process set out in the draft code.

I look forward to the Board meeting this Tuesday. Enjoy your weekend. Best regards, Bob Berg.