



CUPERTINO

City of Cupertino
10300 Torre Avenue
Cupertino, CA 95014
(408) 777-3251
FAX (408) 777-3333

Community Development Department

September 28, 2011

Cortel, LLC
Attn: Alex Morin
1428 Grant Street
Berkeley, CA 94703

SUBJECT: PLANNING COMMISSION ACTION LETTER - U-2011-10, ASA-2011-13, TR-2011-31

This letter confirms the decision of the Planning Commission, given at the meeting of September 27, 2011, approving:

Use Permit application to allow a personal wireless service facility consisting of 12 panel antennas mounted on a 55 foot monoeucalyptus and associated base equipment,

Architectural and Site approval to allow a personal wireless service facility consisting of 12 panel antennas mounted on a 55 foot monoeucalyptus and associated base equipment, and

Tree Removal Permit to allow the removal of three Coastal Redwood (one at 9" and two 6.5" in diameter) trees in conjunction with the installation of a personal wireless service facility located at 23005 Via Esplendor, according to Planning Commission Resolution No.(s) 6657, 6658, and 6659.

Please be aware that if this Permit is not used within a ten-year period, it shall expire on September 27, 2021.

Also, please note that an appeal of this decision can be made within 14 calendar days from the mailing of the notice of the decision. If this happens, you will be notified of a public hearing, which will be scheduled before the City Council.

Sincerely,

Colin Jung
Senior Planner
Planning Department

Enclosures: Resolutions 6657, 6658, 6659

CC: The Forum at Rancho San Antonio, Attn: Gee Colt, 23500 Cristo Rey Dr, Cupertino CA 95014
AT&T, 4430 Rosewood Dr., Bldg 3, Pleasanton CA 94588

CITY OF CUPERTINO
10300 Torre Avenue
Cupertino, California 95014

RESOLUTION NO. 6657

OF THE PLANNING COMMISSION OF THE CITY OF CUPERTINO
APPROVING A USE PERMIT TO ALLOW THE CONSTRUCTION OF A PERSONAL
WIRELESS SERVICE FACILITY, CONSISTING OF TWELVE PANEL ANTENNAS MOUNTED
AT A HEIGHT OF 55 FEET ON A MONOEUCALYPTUS WITH ASSOCIATED BASE
EQUIPMENT IN A COMMON-INTEREST AREA NEAR 23005 VIA ESPLENDOR, FORUM AT
RANCHO SAN ANTONIO

SECTION I: FINDINGS

WHEREAS, the Planning Commission of the City of Cupertino received an application for a Use Permit, as described in Section II. of this Resolution; and

WHEREAS, the necessary public notices have been given in accordance with the Procedural Ordinance of the City of Cupertino, and the Planning Commission has held one or more public hearings on this matter; and

WHEREAS, the applicant has met the burden of proof required to support said application; and has satisfied the following requirements:

- 1) The proposed use, at the proposed location, will not be detrimental or injurious to property or improvements in the vicinity, and will not be detrimental to the public health, safety, general welfare, or convenience;
- 2) The proposed use will be located and conducted in a manner in accord with the Cupertino Comprehensive General Plan, the Wireless Facilities Master Plan, the Wireless Communications Facilities Ordinance and the purpose of this title.
- 3) That the operation of the facility will comply with federal safety standards for radio frequency energy emissions.

NOW, THEREFORE, BE IT RESOLVED:

That after careful consideration of maps, facts, exhibits, testimony and other evidence submitted in this matter, the application for Use Permit is hereby approved, subject to the conditions which are enumerated in this Resolution beginning on Page 2 thereof; and

That the subconclusions upon which the findings and conditions specified in this resolution are based and contained in the public hearing record concerning Application No. U-2011-10 as set forth in the Minutes of the Planning Commission Meeting of September 27, 2011 and are incorporated by reference as though fully set forth herein.

SECTION II: PROJECT DESCRIPTION

Application No.: U-2011-10
Applicant: Alex Morin (for Cortel, LLC & AT&T)
Property Owner: The Roman Catholic Bishop of San Jose
Location: common-interest area near 23005 Via Esplendor

SECTION III: CONDITIONS ADMINISTERED BY THE COMMUNITY DEVELOPMENT DEPT.

1. APPROVED EXHIBITS

Approval is based on the plan set titled: "at&t Your World./I-280 & Crooked Creek/CN4019" prepared by at&t/Ericsson, consisting of nine sheets labeled Z-1 through Z-8 and LS-1 dated January 25, 2011, except as may be amended by conditions in this resolution.

2. CONCURRENT APPROVAL CONDITIONS

The conditions of approval contained in file nos. ASA-2011-13 and TR-2011-31 shall be applicable to this approval.

3. NOTICE OF FEES, DEDICATIONS, RESERVATIONS OR OTHER EXACTIONS

The Conditions of Project Approval set forth herein may include certain fees, dedication requirements, reservation requirements, and other exactions. Pursuant to Government Code Section 66020(d) (1), these Conditions constitute written notice of a statement of the amount of such fees, and a description of the dedications, reservations, and other exactions. You are hereby further notified that the 90-day approval period in which you may protest these fees, dedications, reservations, and other exactions, pursuant to Government Code Section 66020(a), has begun. If you fail to file a protest within this 90-day period complying with all of the requirements of Section 66020, you will be legally barred from later challenging such exactions.

4. EXPIRATION DATE



This use permit shall expire ten (10) years after the effective date of the permit.

The applicant may apply for a renewal of the use permit at which time the Planning Commission may review the state of wireless communication technologies, camouflage techniques and maintenance to determine if the visual impact of the aerial facility can be reduced.

5. TREE POLE APPEARANCE AND MAINTENANCE

The applicant shall use a sufficient number of artificial branches to obscure the appearance of the panel antennas and any associated mounting framework. Panel antennas mounted away from the mast shall be covered with leaf socks to blend with the mottled foliage of the artificial branches. Any antenna mounted close to the mast shall be painted to mimic the tree trunk. The foliage shall have a mottled green/brown coloration.

The building permit shall be reviewed and approved to the satisfaction of the Community Development Director to ensure the above condition is met. The applicant shall perform regular maintenance of the tree pole to maintain its appearance and obscure the panel antennas from public view.

6. COLOCATION OF ANTENNAS

The treepole shall be structurally designed to accommodate the collocation of additional antennas from other wireless carriers. The co-location agreement shall be at market rates with reasonable compensation to the mast owner.

7. ABANDONMENT

If after installation, the aerial is not used for its permitted purpose for a continuous period of 18 months, said aerial and associated facilities shall be removed. The applicant shall bear the entire cost of demolition.

SECTION IV. CONDITIONS ADMINISTERED BY THE PUBLIC WORKS DEPT.

8. GEOTECHNICAL REVIEW

The applicant shall obtain a grading permit from the Public Works Department for any retaining wall four feet or greater in height from the top of the wall to bottom of foundation. Permit review requires third party review of the geotechnical and structural aspects of the project.

9. EROSION CONTROL

At the building permit stage, the applicant shall design erosion control measures for the slope and/or decomposed granite pathway.

PASSED AND ADOPTED this 27th day of September 2011, at a Regular Meeting of the Planning Commission of the City of Cupertino by the following roll call vote:

AYES: COMMISSIONERS: Chair Lee, Vice Chair Miller, Brophy, Sun, Brownley
NOES: COMMISSIONERS: none
ABSTAIN: COMMISSIONERS: none
ABSENT: COMMISSIONERS: none

ATTEST:

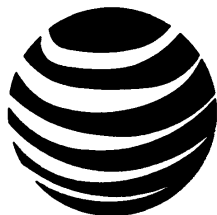
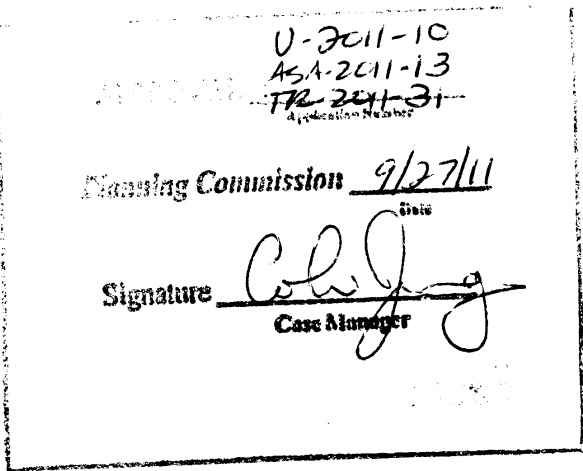
APPROVED:

/s/ Aarti Shrivastava
Aarti Shrivastava
Community Development Director

/s/ Winnie Lee
Winnie Lee, Chair
Planning Commission

DRAWING INDEX

REV. NO.	DWG. NO.	DESCRIPTION
4	Z-1	COVER SHEET
	LS-1	TOPOGRAPHIC SURVEY
3	Z-2	SITE PLAN
4	Z-3	PARTIAL SITE PLAN
4	Z-4	COMPOUND LAYOUT
4	Z-5	SOUTHWEST ELEVATION
1	Z-6	GSM AND UMS EQUIPMENT CABINET DETAILS
1	Z-7	BATTERY BACKUP EQUIPMENT CABINET DETAILS
2	Z-8	RF DETAILS



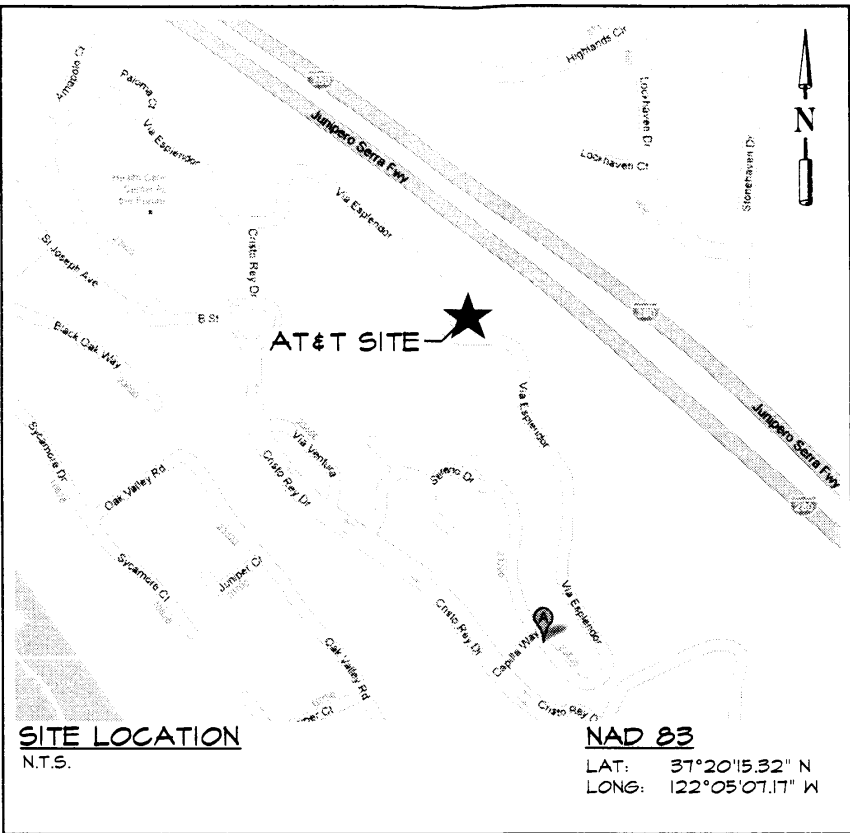
at&t
Your world.

I-280 & CROOKED CREEK

CN4019

DIRECTIONS FROM AT&T'S PLEASANTON OFFICE:

-HEAD EAST ON ROSEWOOD DR
-MAKE A U-TURN 0.5 MI
-TURN RIGHT AT OWENS DR 0.1 MI
-TURN RIGHT AT HACIENDA DR 0.3 MI
-MERGE ONTO I-580 W VIA THE RAMP TO OAKLAND 1.8 MI
-TAKE EXIT 44B TO MERGE ONTO I-680 S TOWARD SAN JOSE 17.4 MI
-TAKE EXIT 12 FOR MISSION BLVD/STATE ROUTE 262 TOWARD I-880 0.2 MI
-KEEP RIGHT AT THE FORK, FOLLOW SIGNS FOR MISSION BLVD W AND MERGE ONTO MISSION BLVD/STATE ROUTE 262 S 1.0 MI
-KEEP LEFT AT THE FORK, FOLLOW SIGNS FOR I-880 S AND MERGE ONTO I-880 S 12.6 MI
-TAKE EXIT 1B TO MERGE ONTO I-280 N TOWARD SAN FRANCISCO 7.4 MI
-TAKE EXIT 13 FOR FOOTHILL EXPY TOWARD GRANT RD 0.2 MI
-KEEP LEFT AT THE FORK, FOLLOW SIGNS FOR FOOTHILL BLVD 184 FT
-TURN LEFT AT FOOTHILL EXPY 0.3 MI
-TAKE THE 1ST RIGHT ONTO CRISTO REY DR 0.8 MI
-AT THE ROUNDABOUT, CONTINUE STRAIGHT TO STAY ON CRISTO REY DR 0.1 MI
-SLIGHT RIGHT TO STAY ON CRISTO REY DR 0.3 MI
-TURN RIGHT AT CAPILLA WAY 138 FT
-TURN RIGHT AT VIA ESPLENDOR
-DESTINATION WILL BE ON THE RIGHT



PROJECT ADDRESS:

23005 VIA ESPLENDOR
CUPERTINO, CA 95014

APN:

342-54-999

DESCRIPTION OF WORK:

THE PROJECT CONSISTS OF THE INSTALLATION OF OUTDOOR CABINETS ON GRADE AND (12) PANEL ANTENNAS ON A 55'-0" MONOEUCALYPTUS

APPLICANT:

AT&T
4430 ROSEWOOD DRIVE, BLDG 3
PLEASANTON, CA 94588

PROPERTY OWNER:

T.B.D.

CODE INFORMATION:

ZONING CLASSIFICATION: T.B.D.
PROPOSED USE: TELECOMMUNICATION FACILITY
BUILDING CODE: 2007 CALIFORNIA BUILDING CODE
ELECTRICAL CODE: 2007 CALIFORNIA ELECTRICAL CODE
OCCUPANCY GROUP: U
CONSTRUCTION TYPE: T.B.D.
PROJECT AREA: T.B.D.
STRUCTURE HEIGHT: 55'-0"± A.G.L. (T.O. ANTENNAS)
65'-0"± A.G.L. (T.O. MONOEUCALYPTUS BRANCHES)

PROJECT ENGINEER:

TRK ENGINEERING LTD.
#201 - 17688 66TH AVE
SURREY, BC V3S 7X1, CANADA
CONTACT: RANDY MARKS
TEL: (604) 574-6432
FAX: (604) 574-6431
TOLL FREE: 1-877-345-4045
EMAIL: rmarks@trkeng.com
WEB: www.trkeng.com

SURVEYOR:

CALVADA SURVEYING, INC.
411 JENKS CLR., SUITE 205
CORONA, CA 92880
PHONE: (951) 280-9960
FAX: (951) 280-9746

CONSTRUCTION MANAGER:

ERICSSON
CONTACT: SILVON GREEN
PHONE: (845) 978-4243
EMAIL: silvon.green@ericsson.com

SITE DEVELOPMENT:

CORTEL LLC
3265 BAKER ST
SAN FRANCISCO, CA 94122
CONTACT: ANDREW PERZIGIAN
PHONE: (415) 517-8764

ZONING CONTACT:

TOWN CONSULTING
100 CLEMENT ST, 3RD FLOOR
SAN FRANCISCO, CA 94118
CONTACT: JACQUELINE SMART
PHONE: (510) 435-9849

JURISDICTION:

SANTA CLARA COUNTY

ACCESSIBILITY:

INSTALLATION IS UNMANNED AND FREQUENTED ONLY BY SERVICE PERSONNEL FOR REPAIR OR MAINTENANCE PURPOSES. INSTALLATION IS NOT FOR HUMAN HABITATION / PUBLIC ACCESS. A.D.A. ACCESSIBILITY IS NOT REQUIRED (2007 CBC, SECTION 1107B).

APPROVAL LIST

TITLE	SIGNATURE	DATE
CONSTRUCTION MANAGER		
SITE ACQUISITION		
ZONING MANAGER		
RF MANAGER		
OWNER		



PROJECT NO: 1059-004

DRAWN BY: D.M.

CHECKED BY: R.M.

CAD FILE: 1059-004Z1

SUBMITTALS

4	JAN 28/11	GENERAL REVISIONS
3	JAN 17/11	GENERAL REVISIONS
2	FEB 15/11	GENERAL REVISIONS
1	FEB 10/11	100% ZDS
0	FEB 04/11	ISSUED FOR ZONING
B	FEB 07/11	REVISED PER ERICSSON
A	JAN 25/11	ISSUED FOR REVIEW

THE INFORMATION CONTAINED IN THIS SET OF DOCUMENTS IS PROPRIETARY BY NATURE. ANY USE OR DISCLOSURE OTHER THAN THAT WHICH RELATES TO THE CLIENT NAMED IS STRICTLY PROHIBITED.

A&E SEAL

SITE

I-280 & CROOKED CREEK
CN4019
23005 VIA ESPLENDOR
CUPERTINO, CA 95014

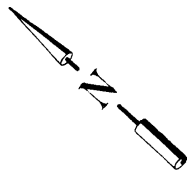
SHEET TITLE

COVER SHEET

SHEET NUMBER

Z-1

SHEET 1 OF 1



NOTES:

1. SITE PLAN INFORMATION WAS OBTAINED FROM A SURVEY PREPARED BY CALVADA SURVEYING, INC., DATED JANUARY 18, 2011.

LEGAL DESCRIPTION:

A PORTION OF THAT CERTAIN 473 ACRE TRACT OF LAND CONVEYED TO THE ROMAN CATHOLIC ARCHBISHOP OF SAN FRANCISCO BY DEED RECORDED MAY 13 1920 IN BOOK 517 PAGE 40 OF DEEDS, SANTA CLARA COUNTY RECORDS



PROJECT NO: 1059-004

DRAWN BY:

CHECKED BY:

CAD FILE: 1059-004Z2

SUBMITTALS

3	JUN 17/11	GENERAL REVISIONS
2	FEB 15/11	GENERAL REVISIONS
1	FEB 10/11	100% ZD'S
0	FEB 04/11	ISSUED FOR ZONING
B	FEB 07/11	REVISED PER ERICSSON
A	JAN 25/11	ISSUED FOR REVIEW

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ASE SEAL

SITE

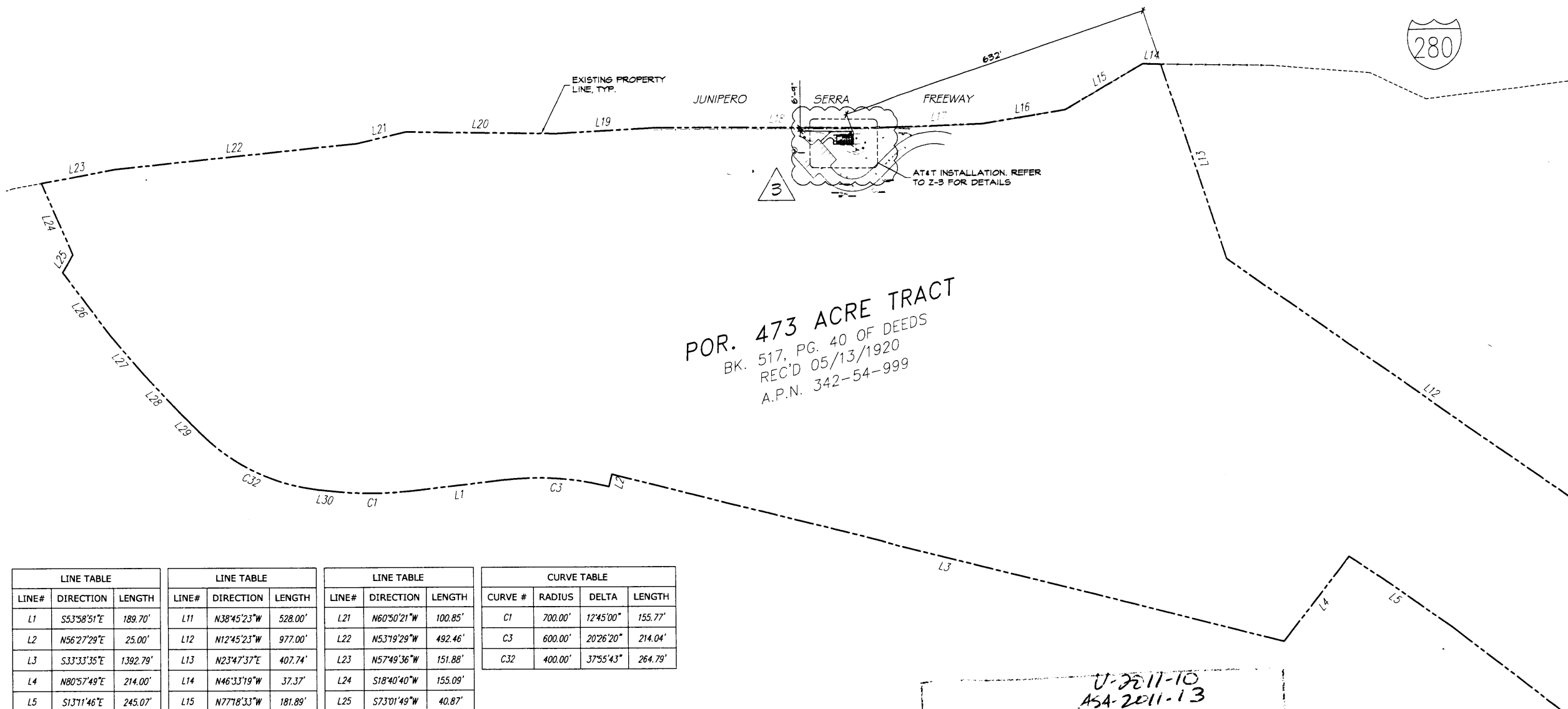
1-280 & CROOKED
CREEK
CN4019
23005 VIA ESPLENDOR
CUPERTINO, CA 95014

SHEET TITLE

SITE PLAN


SHEET NUMBER

Z-2



POR. 473 ACRE TRACT
BK. 517, PG. 40 OF DEEDS
REC'D 05/13/1920
A.P.N. 342-54-999

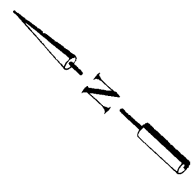
LINE TABLE			LINE TABLE			LINE TABLE			CURVE TABLE			
LINE#	DIRECTION	LENGTH	LINE#	DIRECTION	LENGTH	LINE#	DIRECTION	LENGTH	CURVE #	RADIUS	DELTA	LENGTH
L1	S53°58'51"E	189.70'	L11	N38°45'23"W	528.00'	L21	N60°50'21"W	100.85'	C1	700.00'	12°45'00"	155.77'
L2	N56°27'29"E	25.00'	L12	N12°45'23"W	977.00'	L22	N53°19'29"W	492.46'	C3	600.00'	20°26'20"	214.04'
L3	S33°33'35"E	1392.79'	L13	N23°47'37"E	407.74'	L23	N57°49'36"W	151.88'	C32	400.00'	37°55'43"	264.79'
L4	N80°57'49"E	214.00'	L14	N46°33'19"W	37.37'	L24	S18°40'40"W	155.09'				
L5	S13°11'46"E	245.07'	L15	N77°18'33"W	181.89'	L25	S73°01'49"W	40.87'				
L6	S09°42'20"E	745.80'	L16	N56°35'17"W	166.83'	L26	S04°47'06"W	159.33'				
L7	N74°44'48"E	241.28'	L17	N49°53'18"W	169.97'	L27	S01°12'09"W	100.00'				
L8	S30°29'54"E	196.68'	L18	N47°31'21"W	493.95'	L28	S01°31'51"E	100.00'				
L9	N50°45'50"E	477.94'	L19	N50°34'11"W	200.26'	L29	S03°18'08"E	67.84'				
L10	N83°43'23"W	118.79'	L20	N46°35'22"W	302.17'	L30	S41°13'51"E	31.47'				

 SITE PLAN
1"=240'-0"
0 60' 120' 240'

U-2011-10
A54-2011-13
APPROVAL TR-2011-31
Appointed Number

Planning Commission 9/27/11
Ino

Signature 
Case Manager



JUNIPERO

SERRA

FREEWAY

NOTES:

1. PARTIAL SITE PLAN INFORMATION WAS OBTAINED FROM A SURVEY PREPARED BY CALVADA SURVEYING, INC., DATED JANUARY 18, 2011.
2. CONTRACTOR TO TAKE EXTRA PRECAUTION WHEN TRENCHING IN UTILITIES TO ENSURE EXISTING UNDERGROUND CONDUITS ARE NOT DAMAGED.

4



PROJECT NO: 1059-004

DRAWN BY: D.M.

CHECKED BY: R.M.

CAD FILE: 1059-004Z3

SUBMITTALS

4	JAN 28/11	GENERAL REVISIONS
5	JAN 17/11	GENERAL REVISIONS
2	FEB 15/11	GENERAL REVISIONS
1	FEB 10/11	100% ZD'S
0	FEB 04/11	ISSUED FOR ZONING
B	FEB 07/11	REVISED PER ERICSSON
A	JAN 25/11	ISSUED FOR REVIEW

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A&E SEAL

SITE

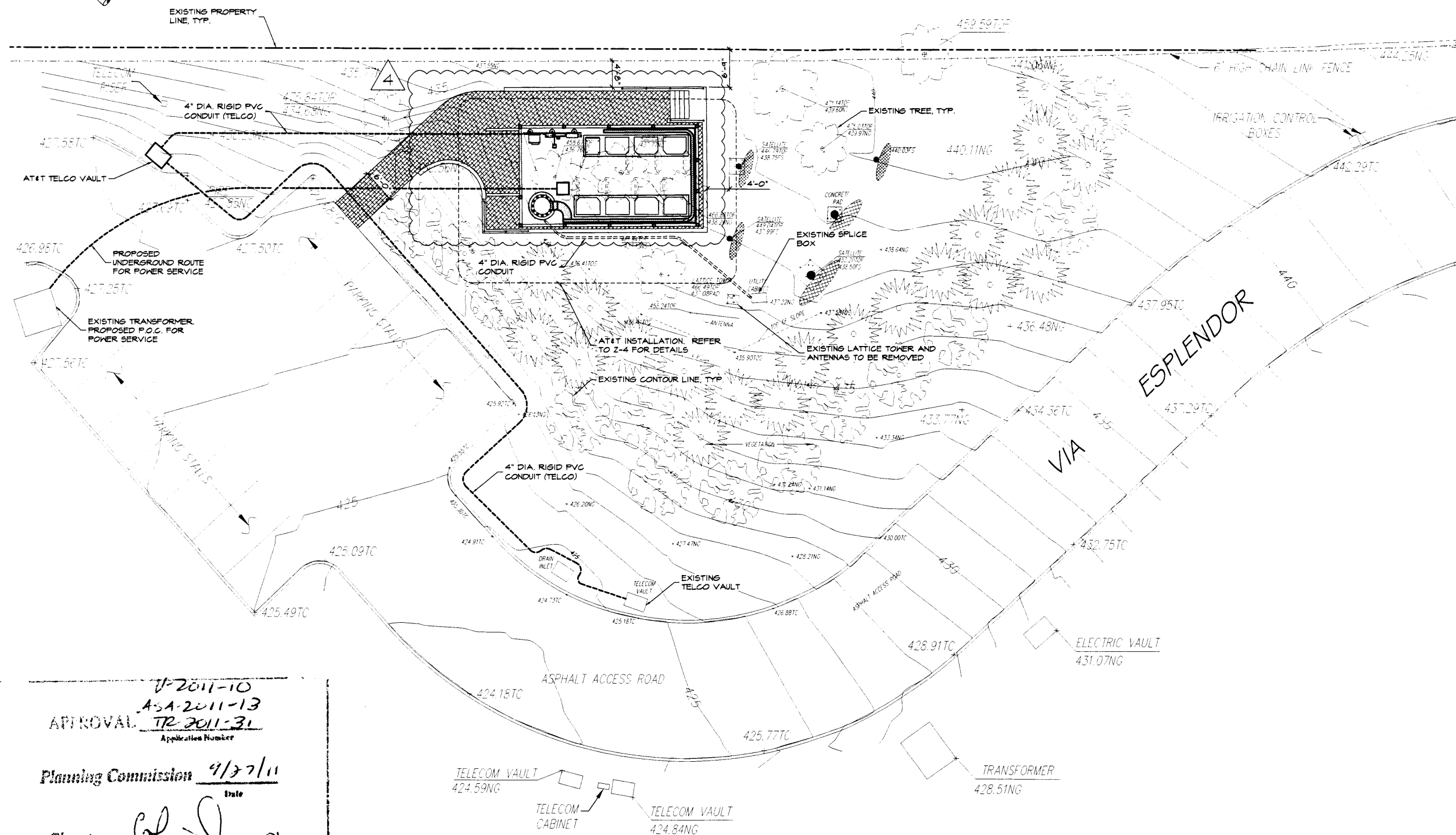
1-280 & CROOKED CREEK
CN4019
23005 VIA ESPLENDOR
CUPERTINO, CA 95014

SHEET TITLE

PARTIAL SITE PLAN

SHEET NUMBER

Z-3



APPROVAL
ASA-2011-13
TR 2011-31
Application Number

Planning Commission 9/27/11
Date

Signature *[Signature]*
Case Manager

PARTIAL SITE PLAN
1"=20'-0"
0 5' 10' 20'

U-20.1-10
ASA-2011-13
APPROVAL TR-2011-31
Application Number

Planning Commission 9/27/11
Date

Signature

Case Manager

NOTES:

1. PARTIAL SITE PLAN INFORMATION WAS OBTAINED FROM A SURVEY PREPARED BY CALVADA SURVEYING, INC., DATED JANUARY 18, 2011.



ERICSSON

PROJECT NO: 1059-004

DRAWN BY: D.M.

CHECKED BY: R.M.

CAD FILE: 1059-004Z4

SUBMITTALS

4	JUN 28/11	GENERAL REVISIONS
3	JUN 17/11	GENERAL REVISIONS
2	FEB 15/11	GENERAL REVISIONS
1	FEB 10/11	100% ZD'S
0	FEB 04/11	ISSUED FOR ZONING
8	FEB 07/11	REVISED PER ERICSSON
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ASR SEAL

SITE

1-280 & CROOKED CREEK
CN4019
23005 VIA ESPLendor
CUPERTINO, CA 95014

SHEET TITLE

COMPOUND LAYOUT

SHEET NUMBER

Z-4

EXISTING PROPERTY LINE

EXISTING CONTOUR LINE, TYP.

GUARDRAIL, TYP.

CONCRETE STAIRS

CONCRETE RETAINING WALL

(2) FUTURE RBS 5106 EQUIPMENT CABINETS

(1) RBS 5106 EQUIPMENT CABINETS (LTE)

AT&T H-FRAME C/W ELECTRICAL EQUIPMENT

RBA12 POWER AND BATTERY CABINET

6'-0" WASHED CRUSHED STONE WALKWAY SLOPED TO PROVIDE POSITIVE DRAINAGE

6'-0" WASHED CRUSHED STONE WALKWAY SLOPED TO PROVIDE POSITIVE DRAINAGE

WASHED CRUSHED STONE COMPOUND SLOPED TO PROVIDE POSITIVE DRAINAGE

4"x6" P.T. TIMBER BETWEEN GATE POSTS TO RETAIN WASHED CRUSHED STONE IN COMPOUND, TYP.

PROVIDE WATER BARS ACROSS THE DECOMPOSED GRANITE PATH FOR POSITIVE DRAINAGE

12' DOUBLE SWING GATE
EXISTING TREE TO BE REMOVED, TYP. OF 3

AT&T PADMOUNT TRANSFORMER

(2) 2" DIA. RIGID PVC CONDUIT ROUTED UP MONOEUCALYPTUS TO RRU'S

(2) RBS 2106 EQUIPMENT CABINETS (SSM)

AT&T 65'-0" HIGH MONOEUCALYPTUS ANTENNAS NOT SHOWN FOR CLARITY. REFER TO Z-5 FOR DETAILS
AT&T 18" CABLE TRAY

AT&T GPS ANTENNA, TYP. OF 2

4" DIA. RIGID PVC CONDUIT

(2) RBS 5106 EQUIPMENT CABINETS (UMTS)

8'-0" HIGH REDWOOD CEDAR FENCE

19'-11"x3'-10" CONCRETE EQUIPMENT PAD

25'-4"

4'-0"

20'-10"x3'-10" CONCRETE EQUIPMENT PAD

SATELLITE

COMPOUND LAYOUT
3/16"=1'-0"

0 1' 2' 4'

T.O. BRANCHES
±65'-0" A.S.L.

T.O. MONOEUCALYPTUS/AT&T PANEL ANTENNA
±55'-0" A.S.L.

AT&T RRJ, TYP. OF 2 PER SECTOR

NEW LL VHF & UHF ANTENNA
±45'-6" A.S.L.

AT&T PANEL ANTENNA, TYP. OF 12.
REFER TO Z-B FOR DETAILS.
AT&T DOUBLE TMA, TYP. OF 3
PER SECTOR
AT&T RAYCAP DC SURGE
SUPPRESSOR

INSTALL NEW LL VHF & UHF
ANTENNAS TO MONOEUCALYPTUS
PER LL REQUIREMENTS

34'-6"

APPROVAL *TR 2011-31*
Application Number

Planning Commission *9/27/11*
Date

Signature *[Signature]*
Case Manager

AT&T 55'-0" HIGH
MONOEUCALYPTUS

(2) 2" DIA. RIGID PVC
CONDUIT ROUTED UP
MONOEUCALYPTUS TO RRJ'S

8'-0" HIGH REDWOOD
CEDAR FENCE

AT&T GPS ANTENNA,
TYP. OF 2

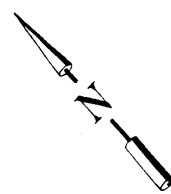
CONCRETE RETAINING WALL

GUARD RAIL, TYP.

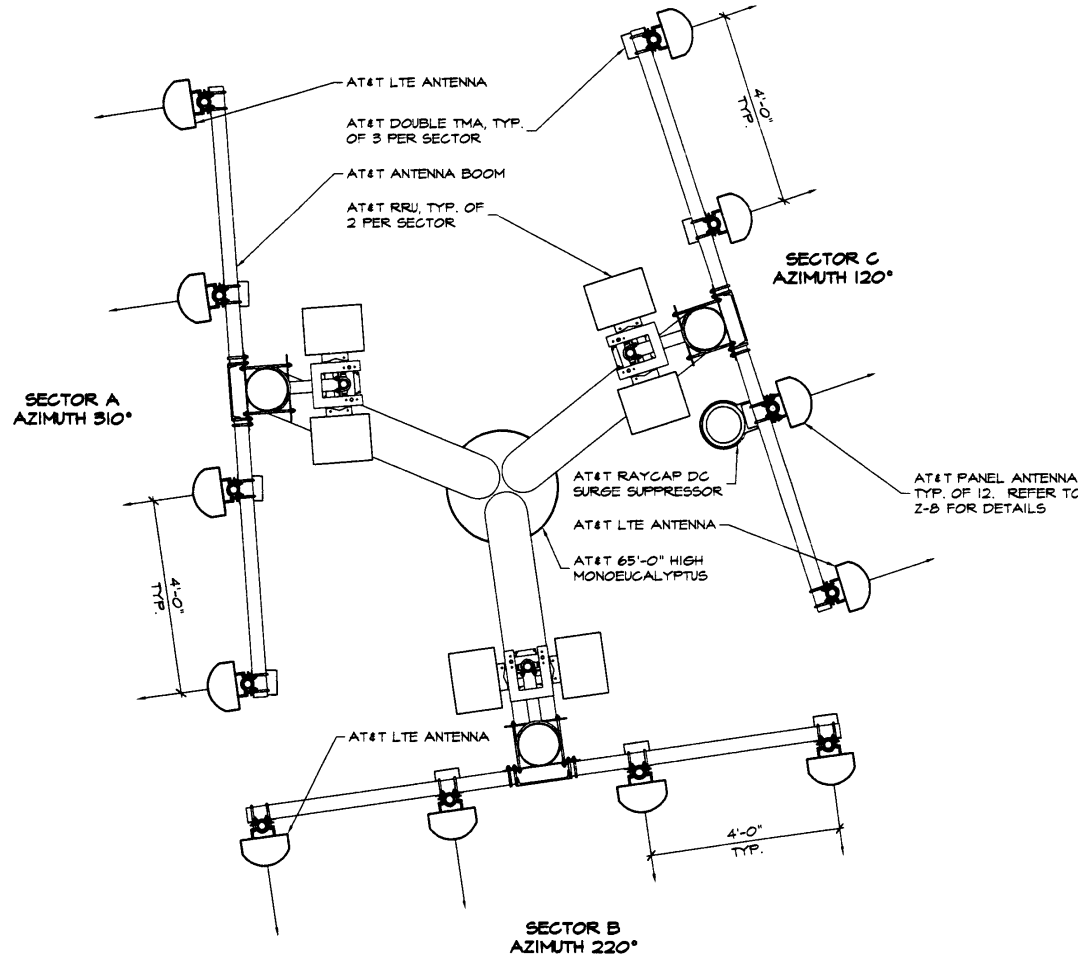
GRADE AT BASE OF MONOEUCALYPTUS
0'-0"

SOUTHWEST ELEVATION
1/8"=1'-0"

0' 1' 2' 4'



4



2 ANTENNA LAYOUT
1/4"=1'-0"

0' 1' 2' 4'

NOTES:

1. ELEVATION IS DIAGRAMMATIC ONLY.



PROJECT NO: 1054-004

DRAWN BY: D.M.

CHECKED BY: R.M.

CAD FILE: 1054-004Z5

SUBMITTALS

4	JAN 28/11	GENERAL REVISIONS
3	JAN 17/11	GENERAL REVISIONS
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A&E SEAL

SITE

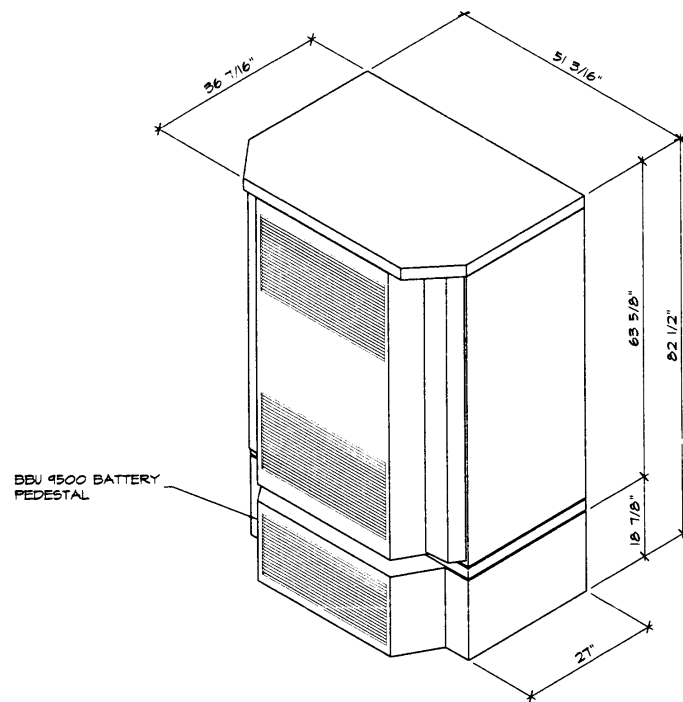
1-280 & CROOKED
CREEK
CN4014
23005 VIA ESPLendor
CUPERTINO, CA 95014

SHEET TITLE

SOUTHWEST ELEVATION

SHEET NUMBER

Z-5

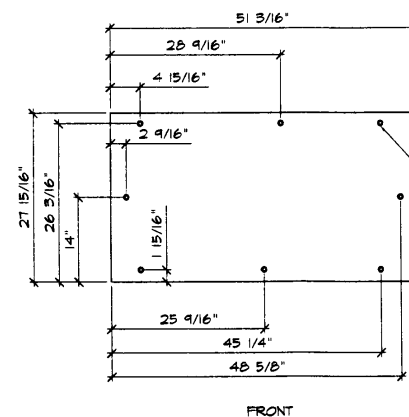


ISOMETRIC VIEW OF ERICSSON RBS 2106/3106 EQUIPMENT CABINET WITH BBU 9500 BATTERY PEDESTAL

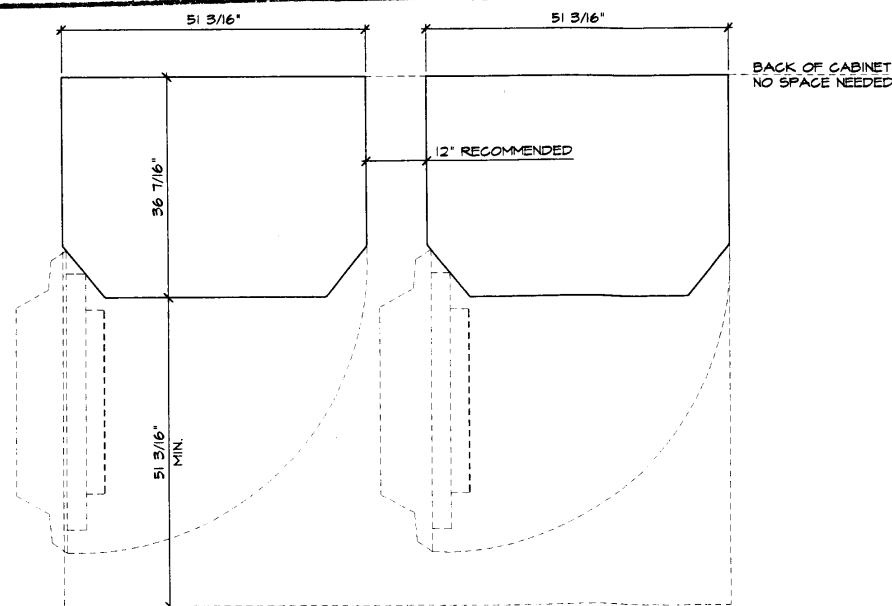
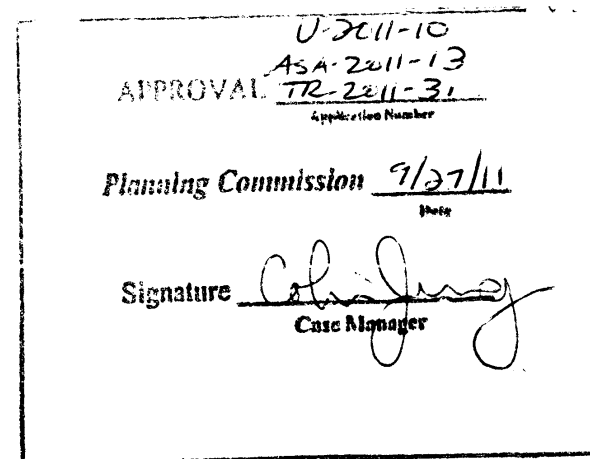
RBS 2106/3106 - CABINET DIMENSIONS (WITHOUT BBU 9500 BATTERY PEDESTAL)	
CABINET	WIDTH x DEPTH x HEIGHT
OUTDOOR RBS 2106/RBS 3106	51 3/16" x 36 7/16" x 63 5/8"
FOOTPRINT	51 3/16" x 27 15/16"

CABINET WEIGHT	
CABINET	FULLY EQUIPPED EXCLUDING BATTERIES
OUTDOOR RBS 2106	1215 lbs
OUTDOOR RBS 3106	1210 lbs

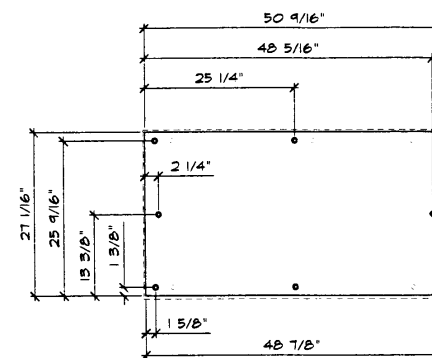
RBS 2106/3106 CABINET CLEARANCES	
DIRECTION	MINIMUM CLEARANCE
CABINET REAR AND WALL	0"
CABINET RIGHT SIDE AND WALL	12"
CABINET LEFT SIDE AND WALL	12"
ABOVE THE CABINET	24"
IN FRONT OF THE CABINET	51 3/16"



BOLT DOWN PATTERN FOR OUTDOOR ERICSSON RBS 2106/3106 EQUIPMENT CABINET



TYPICAL GROWTH CONFIGURATION FOR OUTDOOR ERICSSON RBS 2106/3106 EQUIPMENT CABINETS



BOLT DOWN PATTERN FOR ERICSSON BBU 9500 EQUIPMENT CABINET

BBU 9500 - CABINET DIMENSIONS	
CABINET	WIDTH x DEPTH x HEIGHT
OUTDOOR RBS 3106	50 7/8" x 33 5/16" x 18 7/8"
FOOTPRINT	50 9/16" x 27"

CABINET WEIGHT	
CABINET	FULLY EQUIPPED INCLUDING BATTERIES
MIN. CONFIGURATION	673 lbs
MAX. CONFIGURATION	1355 lbs

BATTERY INFORMATION			
MANUFACTURER	QUANTITY	WEIGHT	ELECTROLYTE
T.B.D.	T.B.D.	T.B.D.	T.B.D.

NOTE: BATTERIES ARE TOTALLY SEALED LEAD ACID BATTERIES



PROJECT NO: 1054-004

DRAWN BY: A.D.

CHECKED BY: R.M.

CAD FILE: 1054-004Z6

SUBMITTALS

1	FEB 10/11	100% ZD'S
2	FEB 04/11	ISSUED FOR ZONING
3	FEB 07/11	REVISED PER ERICSSON
4	JAN 25/11	ISSUED FOR REVIEW

THE INFORMATION CONTAINED IN THIS SET OF DOCUMENTS IS PROPRIETARY BY NATURE. ANY USE OR DISCLOSURE OTHER THAN THAT WHICH RELATES TO THE CLIENT NAMED IS STRICTLY PROHIBITED.

A&E SEAL

SITE

1-280 & CROOKED CREEK
CN4019
23005 VIA ESPLENDOR
CUPERTINO, CA 95014

SHEET TITLE


GSM AND UMTS EQUIPMENT CABINET DETAILS

SHEET NUMBER

Z-6

U-2011-10
HSA-2011-13
APPROVAL 12-2011-31
Application Number

Planning Commission 9/37/11
Date

Signature 
Case Manager

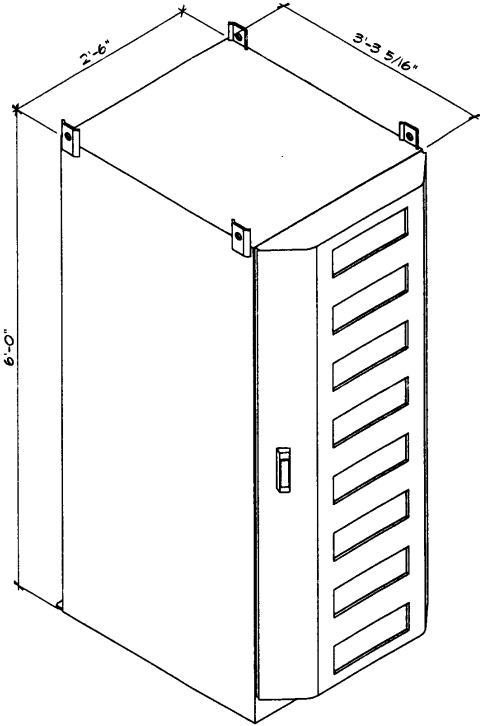
RBA72 - CABINET DIMENSIONS	
CABINET	WIDTH x DEPTH x HEIGHT
RBA72	30" x 34 3/8" x 72"
FOOTPRINT	30" x 34"

CABINET WEIGHT	
CABINET	FULLY EQUIPPED INCLUDING BATTERIES
RBA72	425 lbs

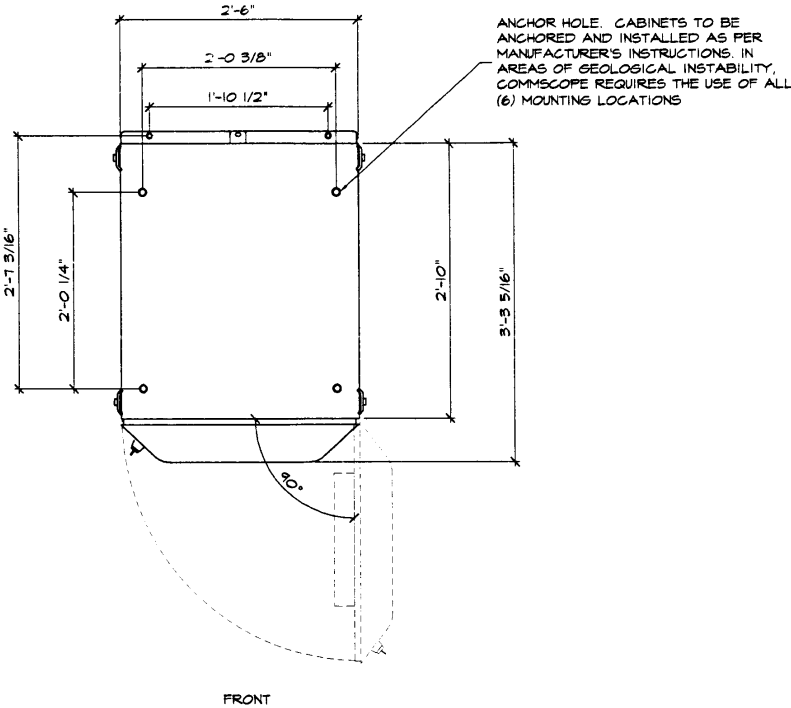
CABINET CLEARANCES	
DIRECTION	MINIMUM CLEARANCE
CABINET REAR AND WALL	T.B.D.
CABINET RIGHT SIDE AND WALL	T.B.D.
CABINET LEFT SIDE AND WALL	T.B.D.
ABOVE THE CABINET	T.B.D.
IN FRONT OF THE CABINET	25"

BATTERY INFORMATION			
MANUFACTURER	QUANTITY	WEIGHT	ELECTROLYTE
MULTIPLE VENDORS	4 - BATTERIES PER SHELF, TYP. OF 3	T.B.D.	T.B.D.

NOTE: BATTERIES ARE TOTALLY SEALED LEAD ACID BATTERIES



ISOMETRIC VIEW OF RBA72
POWER AND BATTERY CABINET



BOLT DOWN PATTERN FOR RBA72 POWER AND BATTERY CABINET



PROJECT NO: 1059-004

DRAWN BY: A.D.

CHECKED BY: R.M.

CAD FILE: 1059-004Z7

SUBMITTALS		
1	FEB 10/11	100% ZD'S
0	FEB 09/11	ISSUED FOR ZONING
B	FEB 07/11	REVISED PER ERICSSON
A	JAN 25/11	ISSUED FOR REVIEW

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A&E SEAL

SITE

1-280 & CROOKED CREEK
CN4019
23005 VIA ESPLENDOR
CUPERTINO, CA 95014

SHEET TITLE

BATTERY BACKUP
EQUIPMENT CABINET
DETAILS

SHEET NUMBER

Z-7

SECTOR	ANTENNA POSITION	ANTENNA TYPE		AZIMUTH (TN)	HEIGHT A.S.L. (APPROX.)	ANTENNA CABLE TYPE	CABLE LENGTH (APPROX.)
A (ALPHA)	A1	ANDREW DBXHN-6565B-R2M	NEW	310°	55'-0"± (TOP)	(2) FIBER CABLE (2) DC CABLE	±10'-0"
	A2	ANDREW DBXHN-6565B-R2M	NEW	310°	55'-0"± (TOP)	(4) 7/8" AVA5	±15'-0"
	A3	ANDREW DBXHN-6565B-R2M	NEW	310°	55'-0"± (TOP)	(4) 7/8" AVA5	±15'-0"
	A4	ANDREW DBXHN-6565B-R2M	NEW	310°	55'-0"± (TOP)	(4) 7/8" AVA5	±15'-0"

SECTOR	ANTENNA POSITION	ANTENNA TYPE		AZIMUTH (TN)	HEIGHT A.S.L. (APPROX.)	ANTENNA CABLE TYPE	CABLE LENGTH (APPROX.)
B (BETA)	B1	ANDREW DBXHN-6565B-R2M	NEW	220°	55'-0"± (TOP)	(2) FIBER CABLE (2) DC CABLE	±10'-0"
	B2	ANDREW DBXHN-6565B-R2M	NEW	220°	55'-0"± (TOP)	(4) 7/8" AVA5	±15'-0"
	B3	ANDREW DBXHN-6565B-R2M	NEW	220°	55'-0"± (TOP)	(4) 7/8" AVA5	±15'-0"
	B4	ANDREW DBXHN-6565B-R2M	NEW	220°	55'-0"± (TOP)	(4) 7/8" AVA5	±15'-0"

SECTOR	ANTENNA POSITION	ANTENNA TYPE		AZIMUTH (TN)	HEIGHT A.S.L. (APPROX.)	ANTENNA CABLE TYPE	CABLE LENGTH (APPROX.)
C (GAMMA)	G1	ANDREW DBXHN-6565B-R2M	NEW	120°	55'-0"± (TOP)	(2) FIBER CABLE (2) DC CABLE	±10'-0"
	G2	ANDREW DBXHN-6565B-R2M	NEW	120°	55'-0"± (TOP)	(4) 7/8" AVA5	±15'-0"
	G3	ANDREW DBXHN-6565B-R2M	NEW	120°	55'-0"± (TOP)	(4) 7/8" AVA5	±15'-0"
	G4	ANDREW DBXHN-6565B-R2M	NEW	120°	55'-0"± (TOP)	(4) 7/8" AVA5	±15'-0"

NOTES:

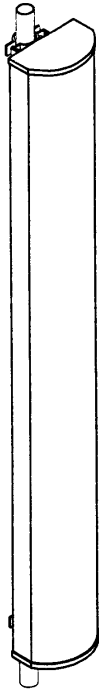
- ALL COAXIAL CABLE CONNECTIONS ARE TO BE WEATHERPROOFED AS PER MANUFACTURER'S RECOMMENDATIONS OR AT&T CONSTRUCTION SPECIFICATIONS (WHICHEVER IS GREATER).
- CONTRACTOR TO PROVIDE DRIP LOOPS IN CABLES AND JUMPERS WHERE NECESSARY.
- ALL COAXIAL CABLES TO BE LABELED AS PER AT&T CONSTRUCTION SPECIFICATIONS.
- COAXIAL CABLES ARE TO BE SUPPORTED AT 3'-0" O/C MAX. CONTRACTOR SHALL PROVIDE SUPPORTS AS REQUIRED.

RF INFORMATION OBTAINED FROM RFDS REV V1.0

U-2011-1C
454-2011-13
APPROVAL 72-2011-31
Application Number

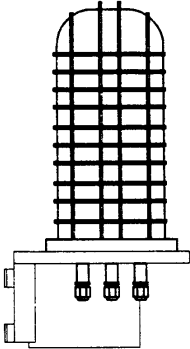
Planning Commission 4/27/11
Date

Signature *John Jung*
Case Manager



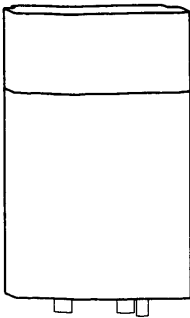
MODEL: DBXHN-6565B-R2M
MANUFACTURER: ANDREW
DOWNTILT BRACKET: DB5083
LENGTH: 12.7"
WIDTH: 11.9"
DEPTH: 7.1"
WEIGHT: 46.3lb

1 ANTENNA SPECIFICATION



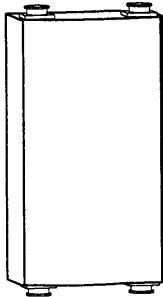
MODEL: DC6-48-60-18-8F
MANUFACTURER: RAYCAP
MOUNTING BRACKET: INCLUDED
LENGTH: 24.0"
WIDTH: 11"
DEPTH: 18.5"
WEIGHT: 32.8 lbs

2 SQUID SPECIFICATION



MODEL: RRUI
MANUFACTURER: ERICSSON
MOUNTING BRACKET: INCLUDED
LENGTH: 23.62"
WIDTH: 15.04"
DEPTH: 11.50"
WEIGHT: 63.43 lbs

3 RRUI SPECIFICATIONS



MODEL: KRY 112 84
MANUFACTURER: ERICSSON
MOUNTING BRACKET: INCLUDED
LENGTH: 11.0"
WIDTH: 6.1"
DEPTH: 3.4"
WEIGHT: 15.4 lbs

4 DOUBLE TMA SPECIFICATIONS



PROJECT NO: 1059-004

DRAWN BY: D.M.

CHECKED BY: R.M.

CAD FILE: 1059-004ZB

SUBMITTALS

2	JUN 17/11	GENERAL REVISIONS
1	FEB 10/11	100% ZD'S
0	FEB 04/11	ISSUED FOR ZONING
B	FEB 07/11	REVISED PER ERICSSON
A	JAN 25/11	ISSUED FOR REVIEW

THE INFORMATION CONTAINED IN THIS SET OF DOCUMENTS IS PROPRIETARY BY NATURE. ANY USE OR DISCLOSURE OTHER THAN THAT WHICH RELATES TO THE CLIENT NAMED IS STRICTLY PROHIBITED.

A&E SEAL

SITE

1-280 & CROOKED CREEK
CN4019
23005 VIA ESPLENDOR
CUPERTINO, CA 95014

SHEET TITLE

RF DETAILS

SHEET NUMBER

Z-8

For additional
Information,
See file

ASA-2011-13
TR-2011-31



OFFICE OF COMMUNITY DEVELOPMENT

CITY HALL

10300 TORRE AVENUE • CUPERTINO, CA 95014-3255

(408) 777-3308 • FAX (408) 777-3333 • planning@cupertino.org

PLANNING COMMISSION STAFF REPORT

Agenda Item No. _____

Agenda Date: September 27, 2011

Application: U-2011-10, ASA-2011-13, TR-2011-31

Applicant: Alex Morin, Cortel LLC (for AT&T)

Location: Common Area near 23005 Via Esplendor

Application Summary:

Use Permit application to allow a personal wireless service facility consisting of 12 panel antennas mounted at a height of 55-feet on a mono-eucalyptus and associated base equipment.

Architectural and Site Approval for a personal wireless service facility consisting of 12 panel antennas mounted at a height of 55-feet on a mono-eucalyptus.

Tree Removal Permit to allow the removal of three Coastal Redwoods (one is 9" in diameter and two, 6.5" in diameter) in conjunction with the installation of a personal wireless service facility.

RECOMMENDATION: Staff recommends that the Planning Commission approve the project per the model resolutions (Attachment 1).

PROJECT DATA:

Height of Panel Antennas:	55 feet
Height of Mono-eucalyptus Canopy:	65 feet
Ordinance Maximum Antenna Height:	55 feet
Distance to Nearest Residence (outside Forum):	422 feet
Required Setback to Nearest Residence outside Forum:	75 feet

BACKGROUND: The applicant, representing AT&T, proposes to construct a personal wireless service facility consisting of 12 panel antenna mounted at a height of 55-feet on a mono-eucalyptus and an associated base equipment enclosure. The proposed facility is located on a small hill overlooking the Forum at Rancho San Antonio, a retirement community to the south and the west; Highway 280 and Los Altos single-family residences are located to the north and east.

The personal wireless service facility would share the hill with five satellite dishes owned by the Forum retirement community. The facility is being proposed at the behest of Forum management and residents who feel the current lack of wireless phone coverage presents a genuine public safety concern for community residents.



● *Proposed AT&T cell tower at the Forum*

DISCUSSION:

Visibility and Screening of Wireless Facility

The project is located on a hill that has been landscaped to screen the existing satellite dishes. Due to the height of the existing vegetation, the lower 21 feet of the mono-eucalyptus and the equipment enclosure will not be visible to the public. The upper part of the mono-eucalyptus will be visible from certain views as depicted in the photosimulations (Attachment 2). There is a row of existing tall eucalyptus trees between the project site and Highway 280 screening the wireless facility from highway motorists and Los Altos residents (Attachment 2). A photograph of an actual mono-eucalyptus is included (Attachment 3).

Radio Frequency (RF) Energy Analysis

A RF report was prepared by EBI Consulting. The report estimated the RF energy exposures at ground level and the second floor of the nearest Forum residence and compared them to the Federal safety standards for RF exposure. The ground level exposure was calculated to be 5.81% of the Federal general public limit. The second floor exposure of the nearest residence (over 100 feet away) is expected to be 0.017% of the Federal general public limit (Attachment 4).

Alternatives Analysis

Staff requested the applicant evaluate five other potential cell sites in the vicinity of the project site (Attachment 5). The candidate sites are:

- 1) 1416 Cristo Rey Drive, an existing California Water Service water tank site;
- 2) Highlands Circle, Los Altos, also an existing California Water Service tank site;
- 3) Maryknoll Seminary, the abutting property to the southeast of the Forum;
- 4) Rancho San Antonio Park; and
- 5) Gate of Heaven Cemetery

The locations of all five sites are depicted on the map. The surroundings have a significant amount of topography which can make radio coverage infeasible when line of sight is not available. Sites 1, 2 & 5 were eliminated from consideration because of this problem. Locations at Maryknoll Seminary (site #3) and Rancho San Antonio Park (site #4) could provide satisfactory coverage for the Forum residents, but the property owners were not interested in such development.

The best site to provide radio coverage for Forum residents is within the Forum property. There are added benefits with the extension of radio coverage to parts of Oak Valley, Rancho San Antonio Park, Highway 280 and portions of Los Altos.

TICC and Public Comments

The project was reviewed by the Technology, Information and Communications Commission (TICC - see Attachment 6). In addition, the City has received numerous comments from the public, supporting the project and better wireless communication coverage. (Attachment 7). The TIC Commissioners' questions about RF energy were addressed in the RF report supplement (Attachment 4). In response to the question about RF interference, the applicant stated the wireless facility is not expected to interfere with the television satellite dishes as both facilities will operate at very different frequency ranges. Both TIC Commissioners support the project.

Tree Removal

Sheet Z-4 of the plan set depicts three Coastal Redwoods that would need to be removed to allow the development of the personal wireless service facility. They are 9", 6.5" and

6.5" in diameter. Replacement trees are not recommended as the surrounding area is heavily landscaped and existing vegetation would need to be removed to plant any trees. An in-lieu tree fee condition has been incorporated in the tree removal permit.

Prepared by: Colin Jung, AICP, Senior Planner

Reviewed by:

Approved by:

/s/ Gary Chao

Gary Chao
City Planner

/s/ Aarti Shrivastava

Aarti Shrivastava
Community Development Director

ATTACHMENTS:

- 1) Draft Resolutions- U-2011-01, ASA-2011-13, TR-2011-31
- 2) Photosimulations of the monoeucalyptus
- 3) Photograph of a monoeucalyptus
- 4) RF Analysis and Supplemental Report prepared by EBI Consulting
- 5) Alternatives Analysis prepared by Cortel LLC
- 6) TICC Comments
- 7) Public Comments
- 8) Plan Set

G:\planning\pdreport\Userreports\2011\U-2011-10\ASA-2011-13\TR-2011-31

TO 80' TALL

TO MONOCALYPTUS/AT&T PANEL ANTENNA

AT&T PNL TYP. OF 2 PER SECTOR

MON. V&P 4 W/ ANTENNA

AT&T PANEL ANTENNA TYP. OF 12
REFER TO 2-8 FOR DETAILS
AT&T DOUBLE THA TYP. OF 8
PER SECTOR
AT&T RAYCAP DG SURGE
SUPPRESSOR
INSTALL NEW LL V&P 4 W/ P
DG ANTENNAS TO MONOCALYPTUS
PER LL REQUIREMENTS

AT&T 80'-0" HIGH
MONOCALYPTUS

(2) 2" DIA. RIBB PVC
CONDUIT ROUTED UP
MONOCALYPTUS TO RAILS

8'-0" HIGH REDWOOD
CEDAR FENCE

AT&T 8PS ANTENNA
TYP. OF 2

CONCRETE RETAINING WALL

GUARD RAIL, TYP.

GRADE AT BASE OF MONOCALYPTUS

SOUTHWEST ELEVATION

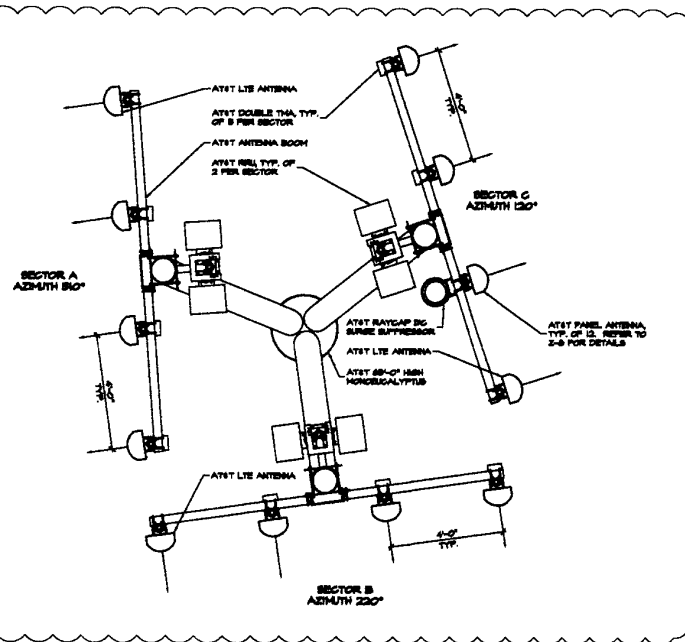
0 1 2 3'



NOTES:

1. ELEVATION IS DIAGRAMATIC ONLY.

4



ANTENNA LAYOUT

0 1 2 3'



PROJECT NO. 1084-004

DRAWN BY: DJL

CHECKED BY: RML

CAD FILE: 1084-004B

SUBMITTALS

1 JAN 2001	ORIGINAL REVISION
2 JAN 199	ORIGINAL REVISION
3 FEB 94	ORIGINAL REVISION
4 FEB 94	REVISION
5 FEB 94	REVISION FOR REVIEW
6 FEB 94	REVISION FOR APPROVAL
7 JAN 95	REVISION FOR REVIEW

THE INFORMATION CONTAINED IN THIS SET OF
DRAWINGS IS FOR INFORMATION ONLY. ANY
USE OR PROBLEMS OTHER THAN THOSE
SPECIFIED BY THE CLIENT SHALL BE SOLELY
THE RESPONSIBILITY OF THE USER.

ARE SEAL

SITE

1-260 & CROOKED
CREEK
CA 94019
25005 VIA ESPLENDOR
CUPERTINO, CA 95014

SHEET TITLE

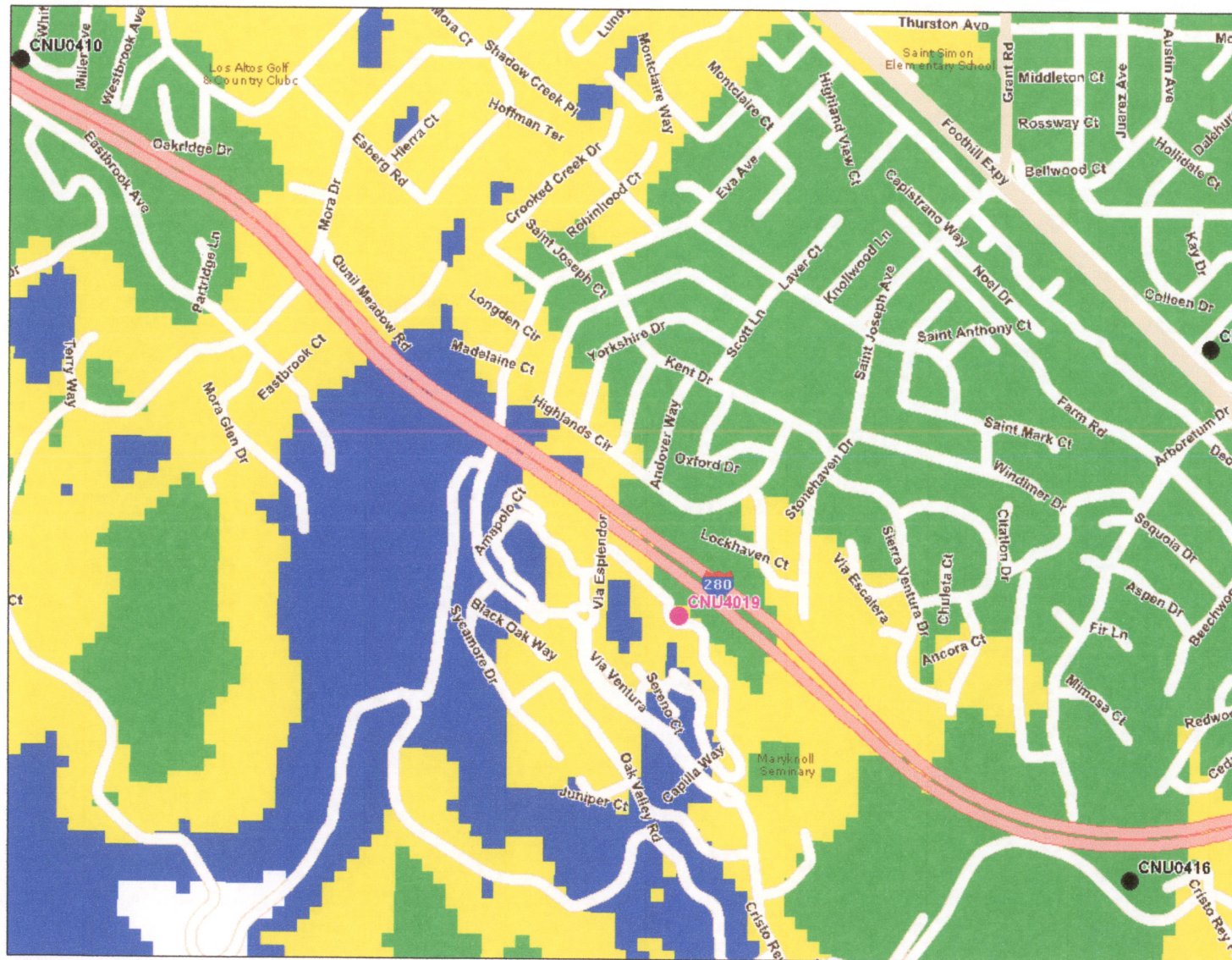
SOUTHWEST ELEVATION

SHEET NUMBER

Z-5

CNU4019 Existing Coverage

March 24, 2011

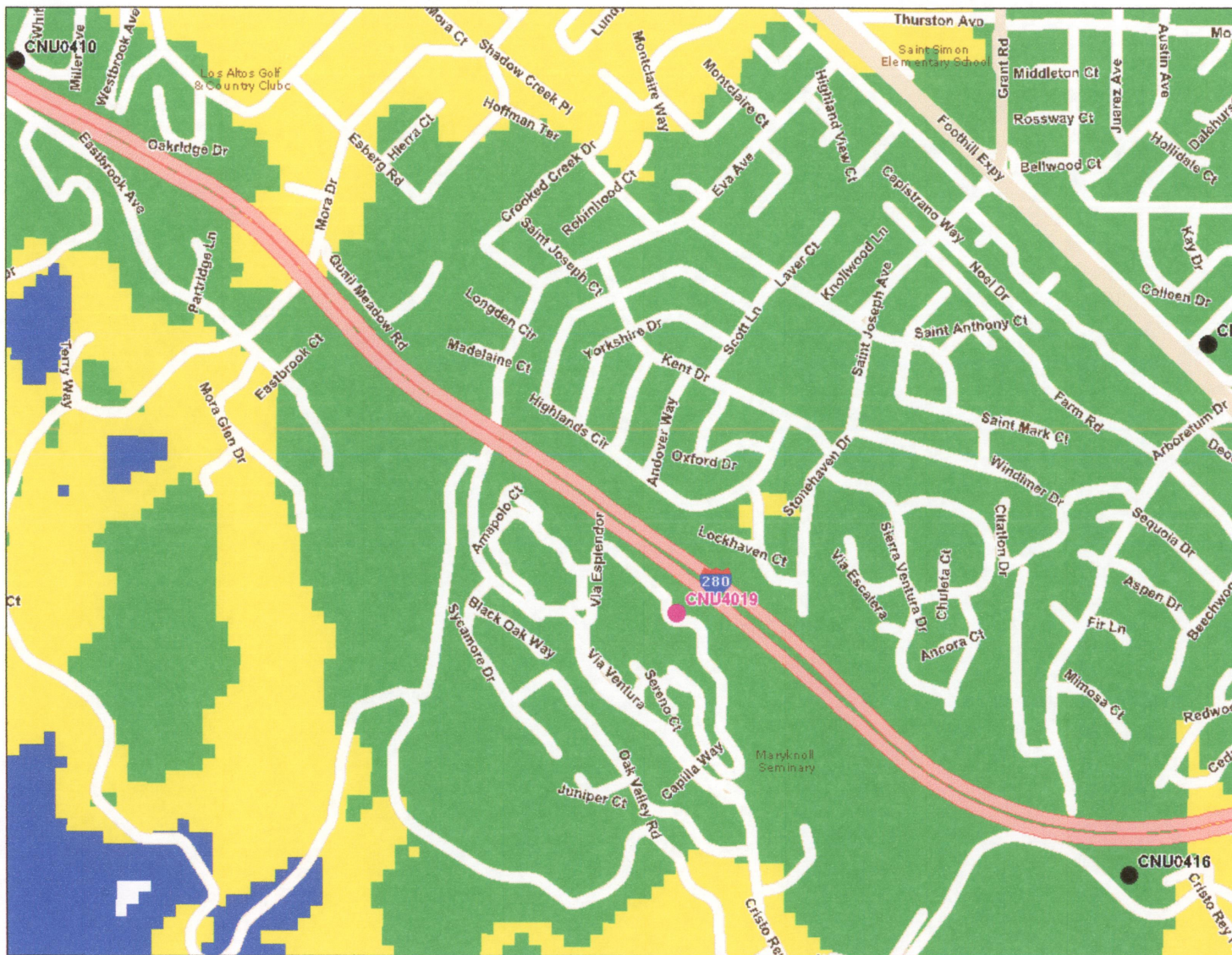


Legend




-  **In-Building Service**
-  **In-Transit Service**
-  **Outdoor Service**
-  **Proposed Site**
-  **Existing Site**

CNU4019 (60 ft RC) Future Coverage

March 24, 2011



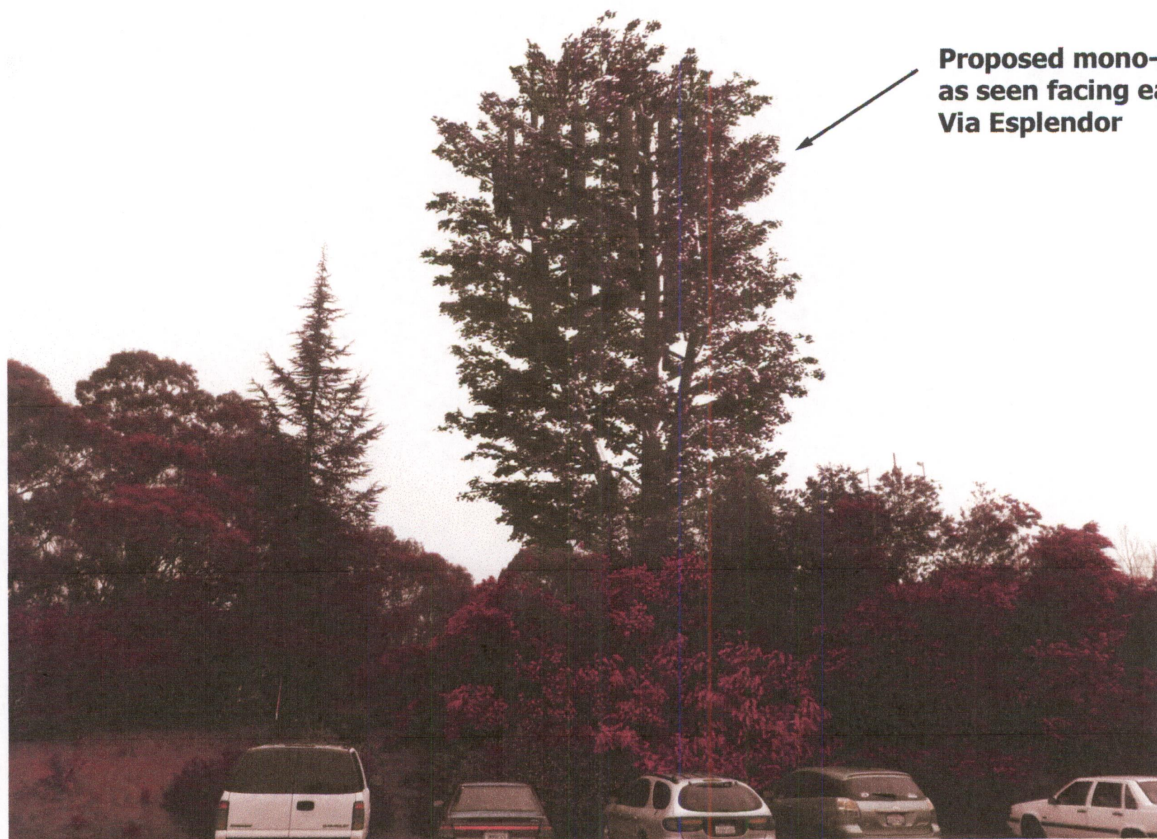
Legend

-  In-Building Service
-  In-Transit Service
-  Outdoor Service
-  Proposed Site
-  Existing Site



EXISTING

PROPOSED // Twelve (12) panel antennas mounted to a proposed 55' Mono-eucalyptus Tree Pole

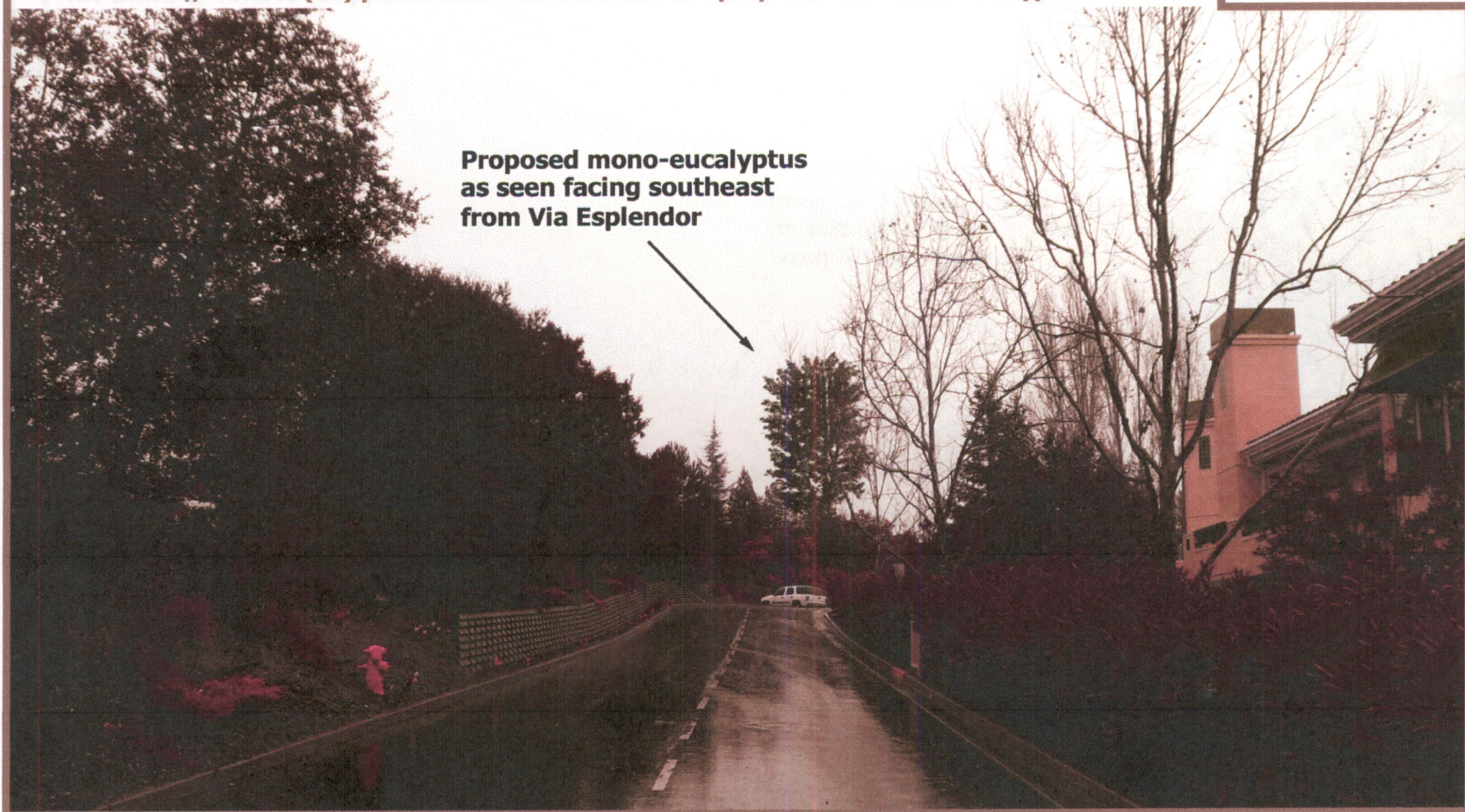


**Proposed mono-eucalyptus
as seen facing east from
Via Esplendor**



EXISTING

PROPOSED // Twelve (12) panel antennas mounted to a proposed 55' Mono-eucalyptus Tree Pole

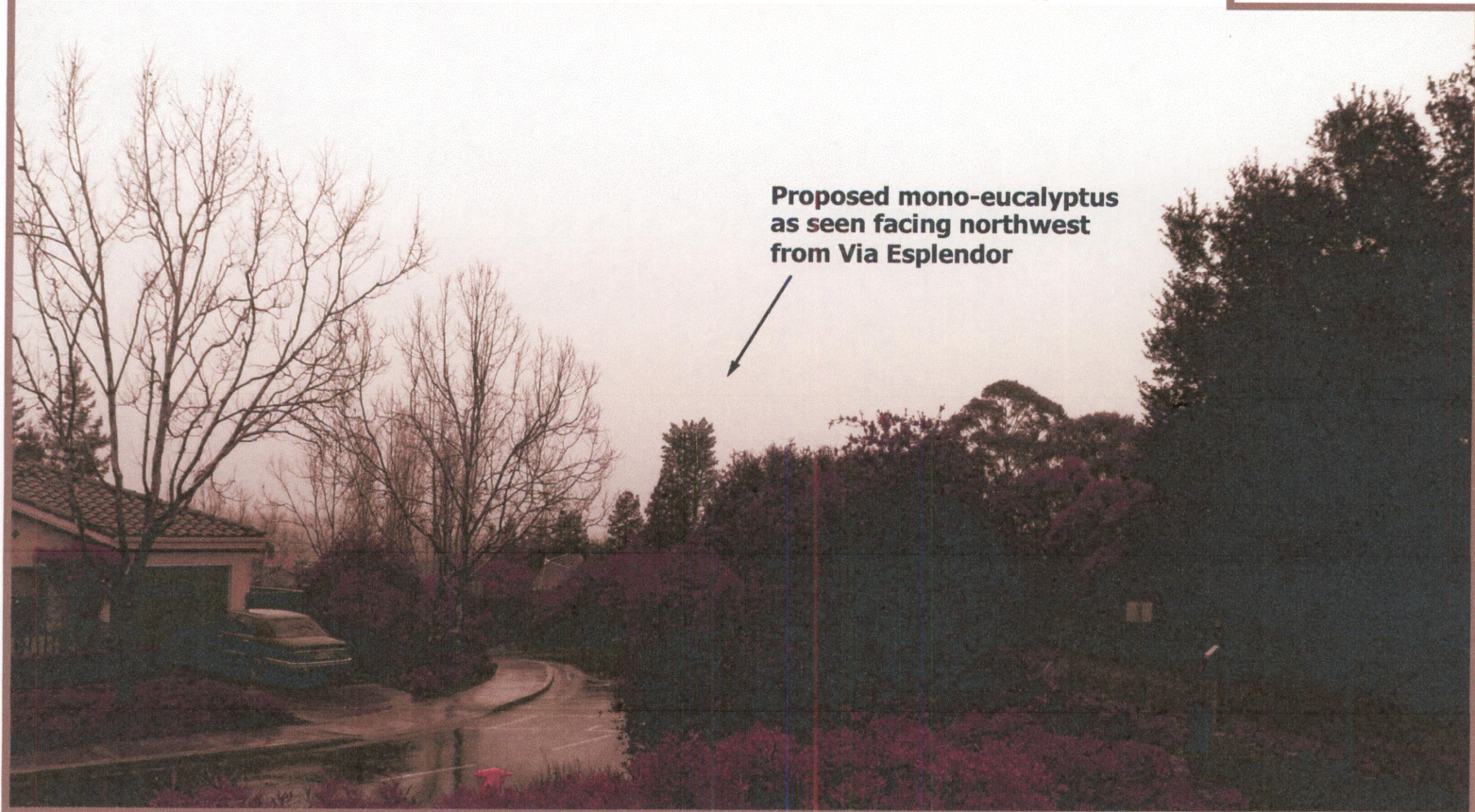


**Proposed mono-eucalyptus
as seen facing southeast
from Via Esplendor**



EXISTING

PROPOSED // Twelve (12) panel antennas mounted to a proposed 55' Mono-eucalyptus Tree Pole

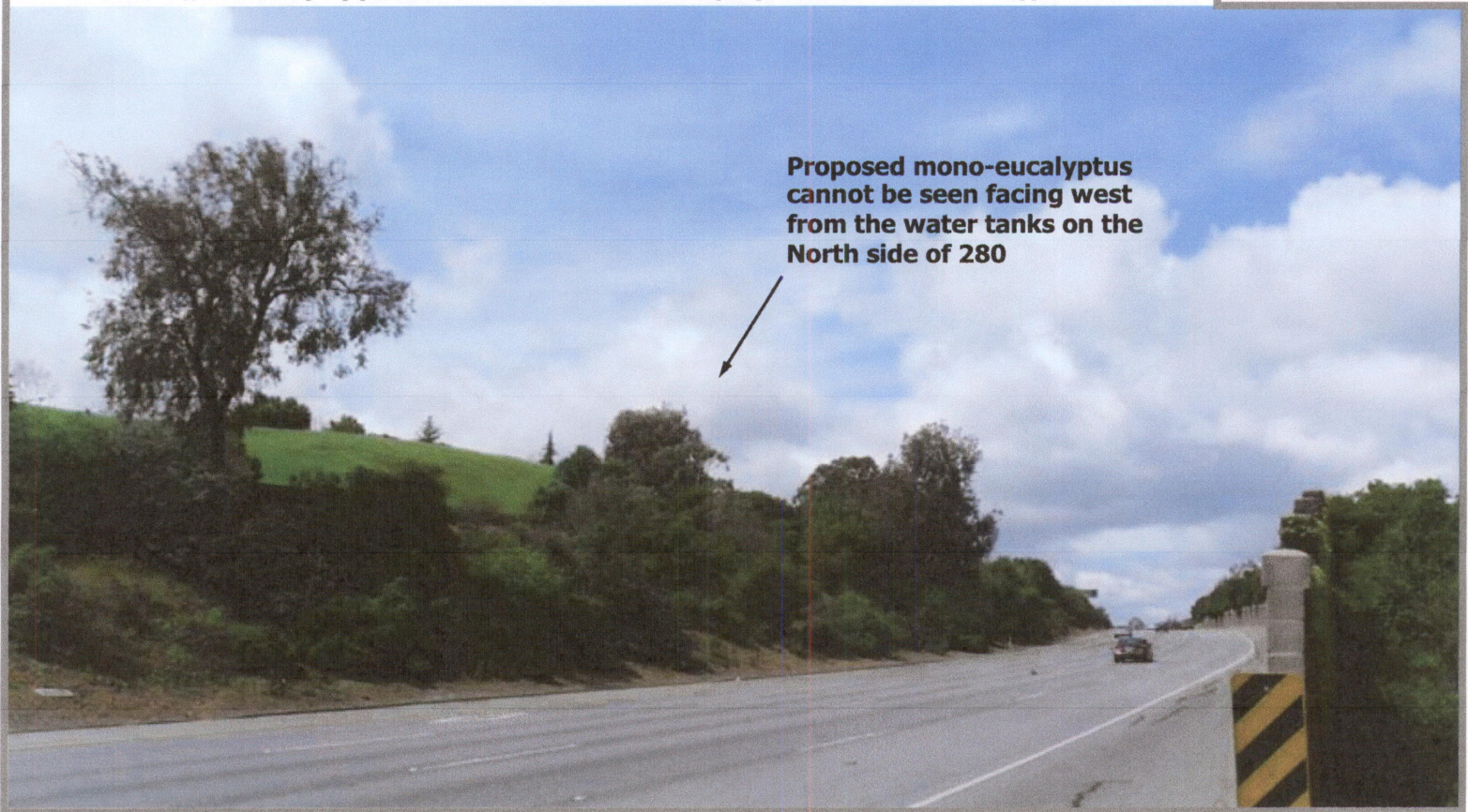


**Proposed mono-eucalyptus
as seen facing northwest
from Via Esplendor**

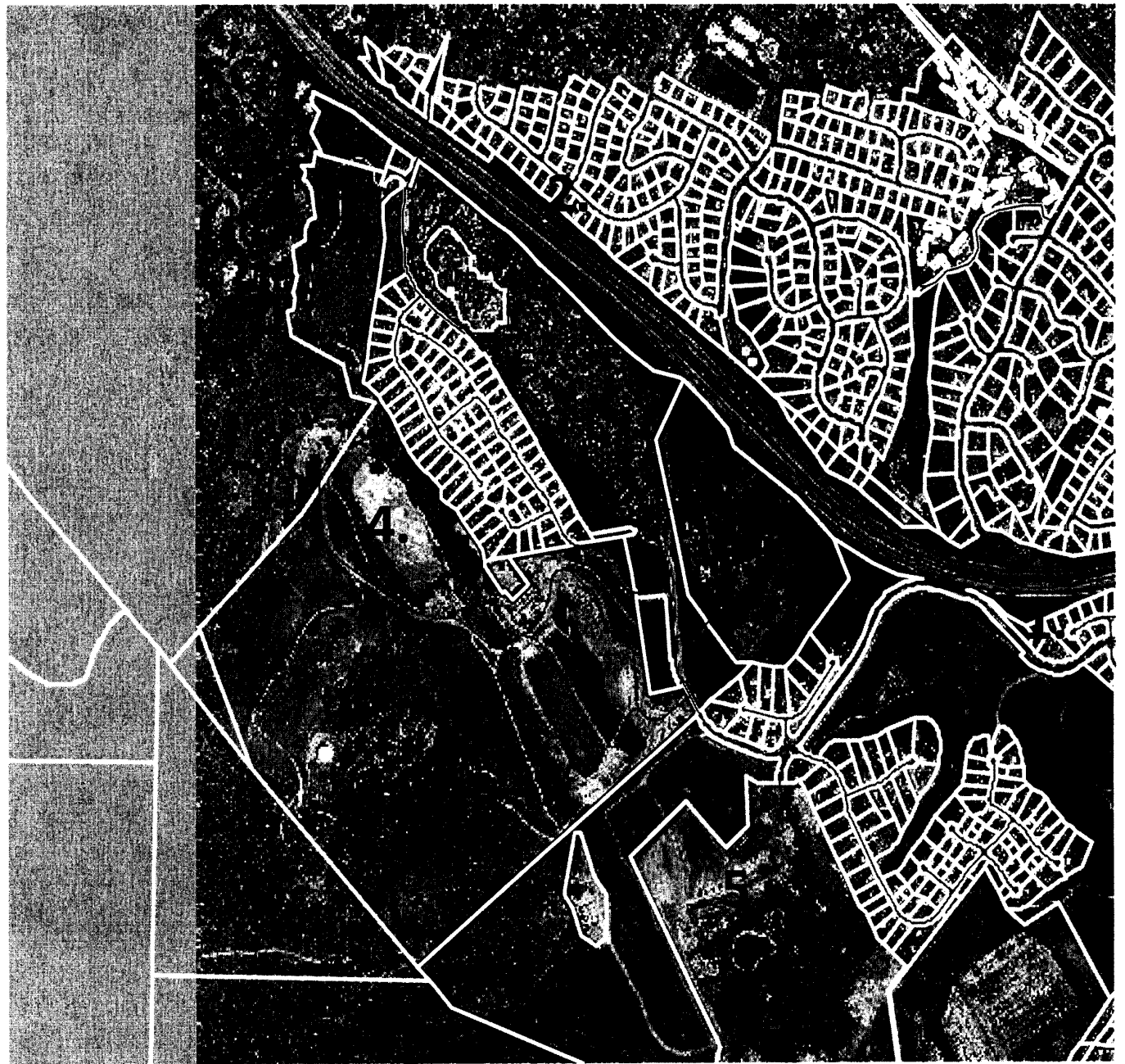


EXISTING

PROPOSED // Twelve (12) panel antennas mounted to a proposed 55' Mono-eucalyptus Tree Pole



Proposed mono-eucalyptus
cannot be seen facing west
from the water tanks on the
North side of 280

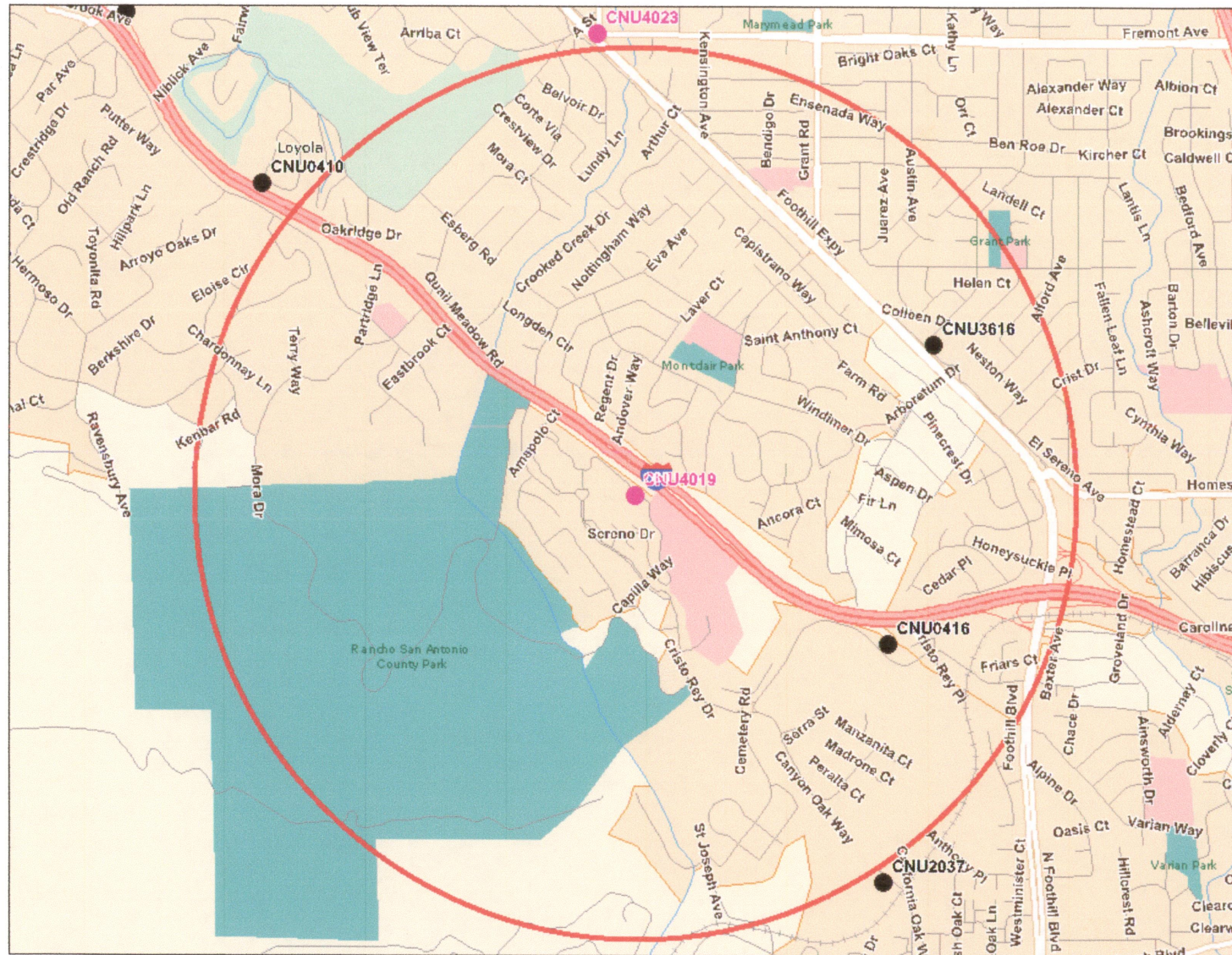


CNU4019 Propagation Maps

March 24th , 2011

Sites Around CNU4019

August 26, 2011



Legend

- Proposed Site
- Existing Site
- 1 Mile Radius around CNU4019

Colin Jung

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Tuesday, September 20, 2011 12:37 PM
To: Colin Jung; Beth Ebben
Cc: Aarti Shrivastava; Gary Chao
Subject: FW: ATT&T cell tower

From: Christina Sparks [mailto:c_m_sparks2004@yahoo.com]
Sent: Tuesday, September 20, 2011 12:37 PM
To: City of Cupertino Planning Dept.
Subject: ATT&T cell tower

I am a resident of The Forum. I am unable to attend the public hearing but am sending that email in support of the new cell tower. Christina M Sparks

From: Alberta Perlberg [mailto:albertaperlberg@gmail.com]
Sent: Monday, September 19, 2011 3:36 PM
To: City of Cupertino Planning Dept.
Subject: Tower installation

I approve of the Tower installation on September 27th

Alberta Perlberg at the Forum

Colin Jung

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Tuesday, September 20, 2011 2:04 PM
To: Clinton Brownley; Marty Miller (hmartymiller@yahoo.com); Paul Brophy; Winnie Lee (winnieleeds@yahoo.com); xiaoguang sun
Cc: Colin Jung; Beth Ebben; Aarti Shrivastava; Gary Chao
Subject: FW: AT&T tower

-----Original Message-----

From: Patricia Tenvold [mailto:pat.tenvold@forumrsa.com]
Sent: Tuesday, September 20, 2011 12:48 PM
To: City of Cupertino Planning Dept.
Subject: AT&T tower

To: Planning Commission,

I would like to go on record as a strong supporter of the tower. I am a resident of The Forum Retirement Community and presently some of us do not have cell phone service available with our existing communication equipment. Many of us walk the surrounding areas and for our safety, it is recommended that we carry our cell phones in case of an emergency, such as a fall. Not only would the tower provide better reception for our everyday cell phone use, but it would be a great addition to the safety and welfare of many of our residents.

Thank you for your consideration,
Patricia Tenvold
23500 Cristo Rey Dr. Unit 204 D
Cupertino, CA 95014

Beth Ebben

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Monday, September 19, 2011 1:39 PM
To: Beth Ebben; Colin Jung
Cc: Aarti Shrivastava; Gary Chao
Subject: FW: AT&T tower

-----Original Message-----

From: scilacci@earthlink.net [<mailto:scilacci@earthlink.net>]
Sent: Saturday, September 17, 2011 4:52 PM
To: City of Cupertino Planning Dept.
Subject: AT&T tower

Installation of the AT&T tower will improve cell phone reception in the area.
William J. Scilacci
23800 Amapolo Court, #1
Cupertino CA 95014

Colin Jung

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Monday, September 19, 2011 1:39 PM
To: Beth Ebben; Colin Jung
Cc: Aarti Shrivastava; Gary Chao
Subject: FW: cell tower

From: Carolyn Ireland [<mailto:care@forumrsa.com>]
Sent: Friday, September 16, 2011 10:31 PM
To: City of Cupertino Planning Dept.
Subject: cell tower

My name is Carolyn A. Ireland and am a resident of almost 20 years of The Forum at Rancho San Antonio. I want to voice my support to the Commission of the installation of an AT&T cell tower on our campus.

Thank you for your attention,

Carolyn A. Ireland
Apt. 327F

Beth Ebben

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Friday, September 16, 2011 9:31 AM
To: Colin Jung; Beth Ebben
Cc: Gary Chao; Aarti Shrivastava
Subject: FW: AT&T Cell Tower

-----Original Message-----

From: Don Boeckling [<mailto:donald.boeckling@forumrsa.com>]
Sent: Friday, September 16, 2011 8:40 AM
To: City of Cupertino Planning Dept.
Subject: AT&T Cell Tower

I support the installation of the AT&T cell tower on the Forum property.

Don Boeckling

Beth Ebben

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Monday, September 19, 2011 1:39 PM
To: Colin Jung; Beth Ebben
Cc: Aarti Shrivastava; Gary Chao
Subject: FW: AT&T Cell Tower

From: Steve Conley [<mailto:SteveConley@bancap.biz>]
Sent: Sunday, September 18, 2011 10:57 AM
To: City of Cupertino Planning Dept.
Cc: Nancy.kao@forumrsa.com; fran.conley@forumrsa.com
Subject: AT&T Cell Tower

Please approve the AT&T request for a new cell tower at the Forum in Cupertino. My wife and I just moved into the Forum and both had AT&T cellular service. She was able to change hers to Verizon, but my service is a corporate number and can't be changed. I still have a company in Long Beach, and the lack of cell phone service is negatively impacting my business. Thank you for your consideration.

Stephen Conley
23500 Cristo Rey Drive 333E
Cupertino, CA 95014

Beth Ebben

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Friday, September 16, 2011 9:31 AM
To: Colin Jung; Beth Ebben
Cc: Aarti Shrivastava; Gary Chao
Subject: FW: AT&T cell tower

From: Margery Yates [<mailto:margery.yates@gmail.com>]
Sent: Friday, September 16, 2011 9:03 AM
To: City of Cupertino Planning Dept.
Subject: AT&T cell tower

It is very important that we have AT&T coverage here at the Forum for our residents. At the present time, it is extremely poor and unreliable. Please approve the installation of a tower for all residents in this area.

Thank you, Margery Yates
23500 Cristo Rey Dr., Unit 218E
Cupertino, Ca. 95014

Beth Ebben

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Monday, September 19, 2011 1:40 PM
To: Beth Ebben; Colin Jung
Cc: Aarti Shrivastava; Gary Chao
Subject: FW: AT&T Cell Tower hearing

From: David Durham [<mailto:ddurham94@yahoo.com>]
Sent: Monday, September 19, 2011 9:48 AM
To: City of Cupertino Planning Dept.
Subject: AT&T Cell Tower hearing

We wish to record our approval of an AT&T cell tower at The Forum. It will be a welcome addition to an existing facility and provide a needed service to the area with little visual impact.

David and Nancy Durham

23500 Cristo Rey Drive, Apt. 210D

Cupertino

Beth Ebben

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Friday, September 16, 2011 4:06 PM
To: Colin Jung; Beth Ebben
Cc: Gary Chao; Aarti Shrivastava
Subject: FW: AT&T tower

-----Original Message-----

From: Carolyn Stewart [<mailto:carolyn.stewart@forumrsa.com>]
Sent: Friday, September 16, 2011 3:37 PM
To: City of Cupertino Planning Dept.
Cc: Carolyn Stewart
Subject: AT&T tower

This is a message in support of the installation of the AT&T cell tower at the Forum at Rancho San Antonio. This tower will allow residents of this retirement community to be able reach emergency personnel as well as friends and family.

Carolyn Stewart, resident

Beth Ebben

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Thursday, September 15, 2011 1:57 PM
To: Colin Jung; Beth Ebben
Cc: Gary Chao; Aarti Shrivastava
Subject: FW: AT&T Cell Tower

-----Original Message-----

From: Hank Brauner [<mailto:henry.brauner@forumrsa.com>]
Sent: Thursday, September 15, 2011 1:41 PM
To: City of Cupertino Planning Dept.
Cc: nancy.kao@forumrsa.com
Subject: AT&T Cell Tower

Unfortunately I cannot be at the September 27th Public Hearing concerning the installation of the AT&T cell tower. I wish to add my vote to approve it's installation. In this day and age clear and understandable communication is an absolute necessity. The installation of the tower will make this possible for a large number of individuals living in the Maryknoll-Rancho San Antonio Park area. It will also make it possible for visitors to the Rancho San Antonio Park to reach help with their Cell phones if a problem occurs during their visit to the Park.

Henry Brauner-23500 Cristo Rey Dr. Cupertino, Ca. 95014

Beth Ebben

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Monday, September 12, 2011 8:41 AM
To: Colin Jung
Cc: Aarti Shrivastava; Gary Chao; Beth Ebben
Subject: FW: Application No. U-2011-10, ASA-2011-13, TR-2011-31

-----Original Message-----

From: George Crosby [<mailto:georgecrosby@mac.com>]
Sent: Sunday, September 11, 2011 8:29 AM
To: City of Cupertino Planning Dept.
Subject: Application No. U-2011-10, ASA-2011-13, TR-2011-31

As a resident of the Forum I strongly recommend the approval of the above applications for the cell tower on The Forum at Rancho San Antonio property.

The tower will be disguised as a tree so it won't be obtrusive. It will finally allow Forum residents to use their AT&T cell phones particularly in the case of health care emergencies. In addition it will eliminate or reduce the cell phone dead reception zones in the area providing better service to a wide area of users. Finally, with proper permitting and licensing, the tower will allow other telecom providers to improve their service area as well.

George Crosby
650-969-1189

Beth Ebben

From: Traci Caton on behalf of City of Cupertino Planning Dept.
Sent: Monday, September 12, 2011 10:07 AM
To: Colin Jung
Cc: Aarti Shrivastava; Beth Ebben; Gary Chao
Subject: FW: Permit for personal wireless service facility

From: Jan Kyne [<mailto:janet.kyne@forumrsa.com>]
Sent: Monday, September 12, 2011 9:48 AM
To: City of Cupertino Planning Dept.
Subject: Permit for personal wireless service facility

Gary,
Although I will not be at the meeting, I want to let you know that I am fully in favor of building this personal wireless facility and removing the trees necessary to build it. Those of us at the Forum and surrounding areas will benefit greatly from such a wireless service.

Janet Kyne
23500 Cristo Rey Dr. #521G
Cupertino, CA 95140

September 16, 2011
City of Cupertino Planning Department
Attn: Colin Jung

RE: Proposed ATT wireless telecommunications facility at Crooked Creek
(Forum Retirement Community)

Colin,

You requested that ATT review a number of alternative site locations as part of the city's review of this project. I have listed each candidate and provided an explanation of why they were not acceptable.

1. 1416 Cristo Rey Drive (CA Water Service Tank Site)---
ATT already has a site at this location. As you can see in the attached coverage maps, the site is not able to provide adequate coverage to the Forum community.
2. CA Water Service Tank Site Highlands Circle, Los Altos---
There are a number of wireless carriers at this site. The ATT RF engineering team determined that this location was not viable due to poor line of sight to the Forum community across the freeway. The site is also located in a residential neighborhood with children's play structures in the adjacent side yards.
3. Maryknoll Seminary---
Although the coverage objective could be met from this property, the Seminary was not interested in leasing space to ATT to construct the site.
4. Rancho San Antonio Park---
Although the coverage objective could be met from this property, ATT could not negotiate a lease contract with the County to build a wireless site on the property.
5. Gate of Heaven Cemetery---
The coverage objective could not be met from this property. The owner was not interested in building a wireless site on the property.

As you know, ATT was approached by the residents of Forum, through you, to seek better coverage and capacity in their community. At the time, ATT was actively seeking to improve their network in the area. In this case, ATT and the Forum community were very fortunate to have found each other. It would be very difficult to cover their community without actually building a site on the property due to topography and lack of interest by the surrounding property owners. Please let me know if you have any additional questions. Thanks,

Alex Morin
Planner

CITY OF CUPERTINO

10300 Torre Avenue, Cupertino, California 95014 (408) 777-3262

To: Planning Commission
Colin Jung, Senior Planner

From: Peter Friedland, Chairman
Technology, Information & Communications Commission

Date: August 19, 2011

Subject: Comments on Referral of U-2011-10, ASA-2011-13, TR-2011-31, AT&T Cell Site at
23005 Via Esplendor

I reviewed the AT&T proposal for the installation of wireless antennas near the Forum retirement community. I know that area and community very well--my father-in-law is an apartment owner in the Forum--and can personally attest to the poor AT&T coverage both in the buildings and in the surrounding area. This is currently both an inconvenience and a potential safety hazard to Forum residents, who may rely on cellular communications in the case of an accident while walking in the area of their homes.

The proposal seems well-planned to blend in with the esthetics of the area and employs the latest in antenna-camouflage methodology. I note some confusion as to whether the plan involves 12 or 24 separate antennas and that should be clarified.

Also, the radiation exposure document does not seem to explicitly provide for exposure test at the nearest residence.

Given the support of the Forum community for the proposal as well as the above-noted need being met, I support the proposed installation.

CITY OF CUPERTINO

10300 Torre Avenue, Cupertino, California 95014 (408) 777-3262

To: Planning Commission
Colin Jung, Senior Planner

From: Rod Livingood, Commissioner
Technology, Information & Communications Commission

Date: August 22, 2011

Subject: Comments on Referral of U-2011-10, ASA-2011-13, TR-2011-31, AT&T Cell Site at
23005 Via Esplendor

You have summarized the only aspects that need to be clarified with the RF report. I do have one comment that is not contained within the report and is applicable. The proposed location is currently used for satellite download dishes. It is unclear the impact this would present on those receiving antennas. The pictures and radio interference patterns do not offer a clear view of the line of site of this monopole and the satellite dishes or the impact interference.

If the line of site issue is addressed (which will be simple), the radio frequency interference needs to be considered and resolved.

DRAWING INDEX

REV. NO.	DWG. NO.	DESCRIPTION
4	Z-1	COVER SHEET
	LS-1	TOPOGRAPHIC SURVEY
5	Z-2	SITE PLAN
4	Z-3	PARTIAL SITE PLAN
4	Z-4	COMPOUND LAYOUT
4	Z-5	SOUTHWEST ELEVATION
1	Z-6	GSM AND UMTS EQUIPMENT CABINET DETAILS
1	Z-7	BATTERY BACKUP EQUIPMENT CABINET DETAILS
2	Z-8	RF DETAILS



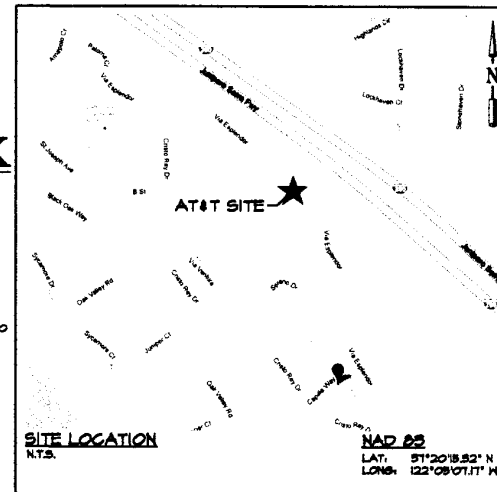
Your world.

I-280 & CROOKED CREEK

CN4019

DIRECTIONS FROM AT&T'S PLEASANTON OFFICE:

-HEAD EAST ON ROSEWOOD DR
-MAKE A U-TURN 0.5 MI
-TURN RIGHT AT OVERS DR 0.1 MI
-TURN RIGHT AT HACIENDA DR 0.5 MI
-MERGE ONTO I-880 W VIA THE RAMP TO OAKLAND 1.8 MI
-TAKE EXIT 448 TO MERGE ONTO I-880 S TOWARD SAN JOSE 17.4 MI
-TAKE EXIT 12 FOR MISSION BLVD/STATE ROUTE 282 TOWARD I-880 0.2 MI
-KEEP RIGHT AT THE FORK, FOLLOW SIGNS FOR MISSION BLVD W AND MERGE ONTO MISSION BLVD/STATE ROUTE 282 S 1.0 MI
-KEEP LEFT AT THE FORK, FOLLOW SIGNS FOR I-880 S AND MERGE ONTO I-880 S 12.8 MI
-TAKE EXIT 18 TO MERGE ONTO I-280 N TOWARD SAN FRANCISCO 7.4 MI
-TAKE EXIT 18 FOR FOOTHILL EXPY TOWARD GRANT RD 0.2 MI
-KEEP LEFT AT THE FORK, FOLLOW SIGNS FOR FOOTHILL BLVD 184 FT
-TURN LEFT AT FOOTHILL EXPY 0.5 MI
-TAKE THE 1ST RIGHT ONTO CRISTO REY DR 0.8 MI
-AT THE ROUNDABOUT, CONTINUE STRAIGHT TO STAY ON CRISTO REY DR 0.1 MI
-SLIGHT RIGHT TO STAY ON CRISTO REY DR 0.5 MI
-SLIGHT RIGHT AT CAPILLA WAY 158 FT
-TURN RIGHT AT VIA ESPLENDOR
-DESTINATION WILL BE ON THE RIGHT



PROJECT ADDRESS:

25008 VIA ESPLENDOR
CUPERTINO, CA 95014

APN:

542-34-499

DESCRIPTION OF WORK:

THE PROJECT CONSISTS OF THE INSTALLATION OF OUTDOOR CABINETS ON GRADE AND (12) PANEL ANTENNAS ON A 95'-0" MONOLICALYPTUS

APPLICANT:

AT&T
4480 ROSEWOOD DRIVE, BLDG 5
PLEASANTON, CA 94888

PROPERTY OWNER:

T.B.D.

CODE INFORMATION:

ZONING CLASSIFICATION:	T.B.D.
PROPOSED USE:	TELECOMMUNICATION FACILITY
BUILDING CODE:	2007 CALIFORNIA BUILDING CODE
ELECTRICAL CODE:	2007 CALIFORNIA ELECTRICAL CODE
OCCUPANCY GROUP:	U
CONSTRUCTION TYPE:	T.B.D.
PROJECT AREA:	T.B.D.
STRUCTURE HEIGHT:	95'-0" A.S.L. (T.O. ANTENNAS) 68'-0" A.S.L. (T.O. MONOLICALYPTUS BRANCHES)

PROJECT ENGINEER:

TRK ENGINEERING LTD.
9201 - 11668 86TH AVE
SURREY, BC V3S 7X0, CANADA
CONTACT: RANDY MARKS
TEL: (804) 914-8452
FAX: (804) 914-8451
TOLL FREE: 1-877-548-4048
EMAIL: marks@trkeng.com
WEB: www.trkeng.com

SURVEYOR:

CALVADA SURVEYING, INC.
41 JENKS CIRCLE, SUITE 208
CORONA, CA 92680
PHONE: (951) 280-4960
FAX: (951) 280-4146

CONSTRUCTION MANAGER:

ERICSSON
CONTACT: SILVON GREEN
PHONE: (848) 478-4248
EMAIL: silvon.green@ericsson.com

SITE DEVELOPMENT:

CORTIL LLC
5285 BAKER ST
SAN FRANCISCO, CA 94132
CONTACT: ANDREW PERZIGIAN
PHONE: (415) 917-8784

ZONING CONTACT:

TOWN CONSULTING
100 CLEMENT ST, 3RD FLOOR
SAN FRANCISCO, CA 94118
CONTACT: JACQUELINE SMART
PHONE: (415) 458-4844

JURISDICTION:

SANTA CLARA COUNTY

ACCESSIBILITY:

INSTALLATION IS UNMANNED AND FREQUENTED ONLY BY SERVICE PERSONNEL FOR REPAIR OR MAINTENANCE PURPOSES. INSTALLATION IS NOT FOR HUMAN HABITATION / PUBLIC ACCESS. A.D.A. ACCESSIBILITY IS NOT REQUIRED (2007 CBC, SECTION 107B).

APPROVAL LIST

TITLE	SIGNATURE	DATE
CONSTRUCTION MANAGER		
SITE ACQUISITION		
ZONING MANAGER		
RF MANAGER		
OWNER		



PROJECT NO: 1094-004

DRAWN BY: BLM

CHECKED BY: BLM

CAD FILE: 1094-004E

SUBMITTALS

4 JAN 2007	ORIGINAL REVIEWED
3 JAN 2007	ORIGINAL REVIEWED
2 FEB 06	ORIGINAL REVIEWED
1 FEB 06	ISSUED FOR PERMIT
0 FEB 06	ISSUED FOR PERMIT
0 FEB 06	ISSUED FOR PERMIT
4 JAN 2007	ISSUED FOR PERMIT

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ARE SEAL



I-280 & CROOKED CREEK
CN4019
25008 VIA ESPLENDOR
CUPERTINO, CA 95014

SHEET FILE

COVER SHEET

SHEET NO. 1

Z-1



NOTES:

1. SITE PLAN INFORMATION HAS OBTAINED FROM A SURVEY PREPARED BY CALYADA SURVEYING, INC., DATED JANUARY 18, 2011.

LEGAL DESCRIPTION:

A PORTION OF THAT CERTAIN 473 ACRE TRACT OF LAND CONVEYED TO THE ROMAN CATHOLIC ARCHBISHOP OF SAN FRANCISCO BY DEED RECORDED MAY 15 1920 IN BOOK 87 PAGE 40 OF DEEDS, SANTA CLARA COUNTY RECORDS.



PROJECT NO: 1094-004

DRAWN BY:

CHECKED BY:

CAD FILE: 1094-00402

SUBMITTALS

1	JUL 15/11	GENERAL REVISIONS
2	FEB 24/11	GENERAL REVISIONS
3	FEB 24/11	REVISIONS
4	FEB 24/11	REVISIONS
5	FEB 24/11	REVISIONS
6	FEB 24/11	REVISIONS
7	FEB 24/11	REVISIONS

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ASR 004

010

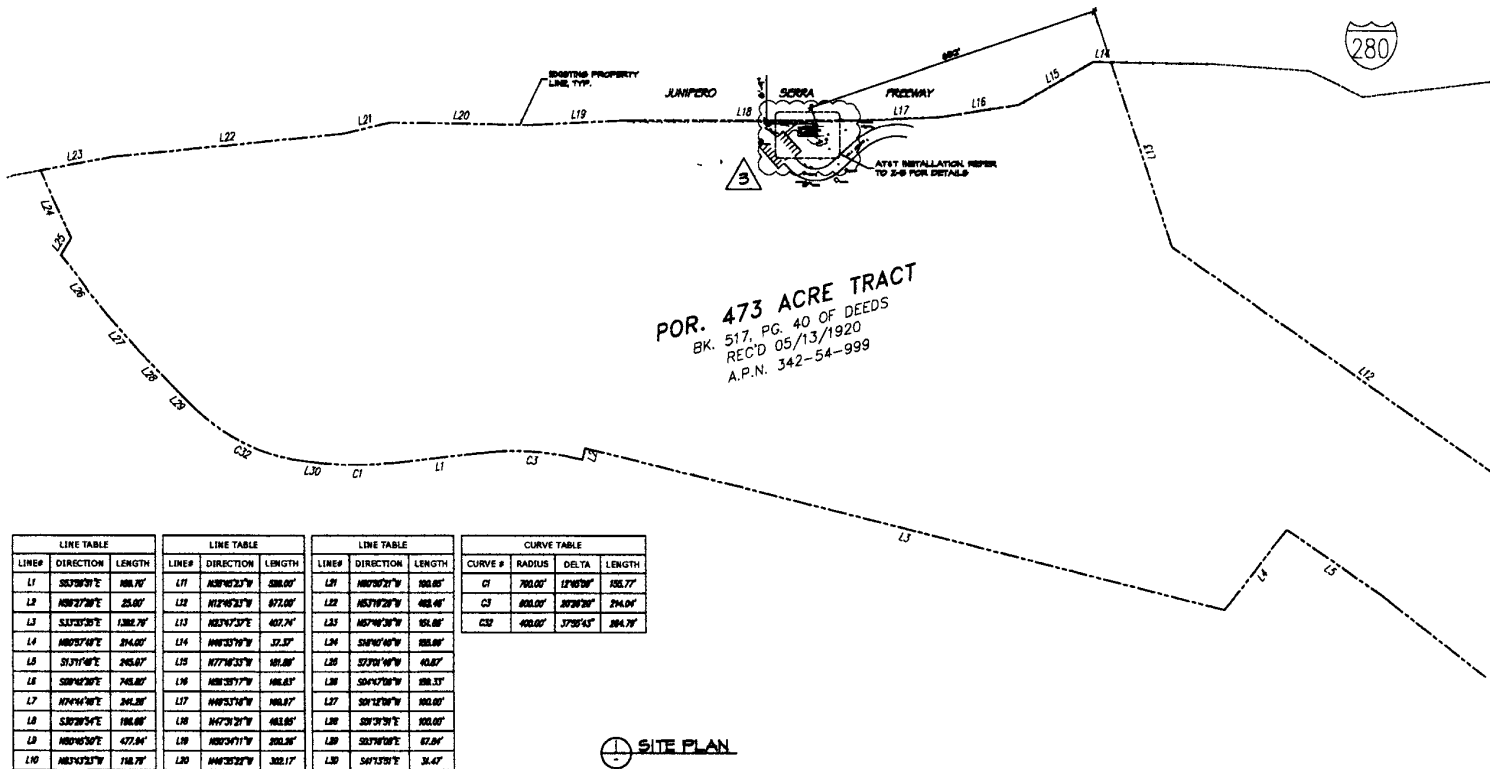
1-280 & CROOKED
CREEK
CHANDLER
25005 VIA ESPLANOR
CUPERTINO, CA 95014

010

SITE PLAN

010

Z-2



LINE TABLE			LINE TABLE			LINE TABLE			CURVE TABLE			
LINE#	DIRECTION	LENGTH	LINE#	DIRECTION	LENGTH	LINE#	DIRECTION	LENGTH	CURVE #	RADIUS	DELTA	LENGTH
L1	S53°39'31"E	100.00'	L11	N39°46'32"W	588.00'	L21	N67°30'21"W	100.00'	C1	700.00'	12°16'30"	100.77'
L2	N08°27'30"E	25.00'	L12	N12°46'32"W	877.00'	L22	N57°46'30"W	400.00'	C2	800.00'	20°28'30"	214.04'
L3	S33°35'30"E	1382.78'	L13	N03°47'30"E	407.74'	L23	N07°46'30"W	100.00'	C3	400.00'	37°35'43"	384.79'
L4	N00°25'40"E	24.00'	L14	N40°33'30"W	32.57'	L24	S24°46'30"W	100.00'				
L5	S13°14'40"E	245.00'	L15	N17°46'30"W	101.00'	L25	S37°30'40"W	400.00'				
L6	S08°46'30"E	745.00'	L16	N08°30'17"W	100.00'	L26	S04°46'30"W	100.00'				
L7	N74°44'30"E	245.00'	L17	N40°33'30"W	100.00'	L27	S01°46'30"W	100.00'				
L8	S30°28'30"E	100.00'	L18	N47°30'21"W	400.00'	L28	S07°30'21"W	100.00'				
L9	N00°46'30"E	477.00'	L19	N07°30'21"W	200.00'	L29	S07°30'21"E	87.00'				
L10	N03°47'30"E	718.79'	L20	N40°33'30"W	300.17'	L30	S47°30'21"E	34.47'				

1 SITE PLAN
0 50' 100' 150' 200' 250' 300' 340'

1. PARTIAL SITE PLAN INFORMATION WAS OBTAINED FROM A SURVEY PREPARED BY GALVADA SURVEYING, INC., DATED JANUARY 19, 2011.



ERICSSON 

PROJECT NO: 1084-004

DRAWN BY: D.M.

CHECKED BY: R.M.

CAD FILE: 1084-00434

SUBMITTALS

4	JAN 20/8	GENERAL REVENUE
5	JAN 7/8	GENERAL REVENUE
2	FEB 24/1	GENERAL REVENUE
1	FEB 14/1	ISSUE 20/8
6	FEB 0/8	ISSUE FOR BROADEN
3	FEB 0/8	REVENUE FOR BROADEN
A	JAN 20/1	ISSUE FOR REVENUE

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AGE TOTAL

OUTER

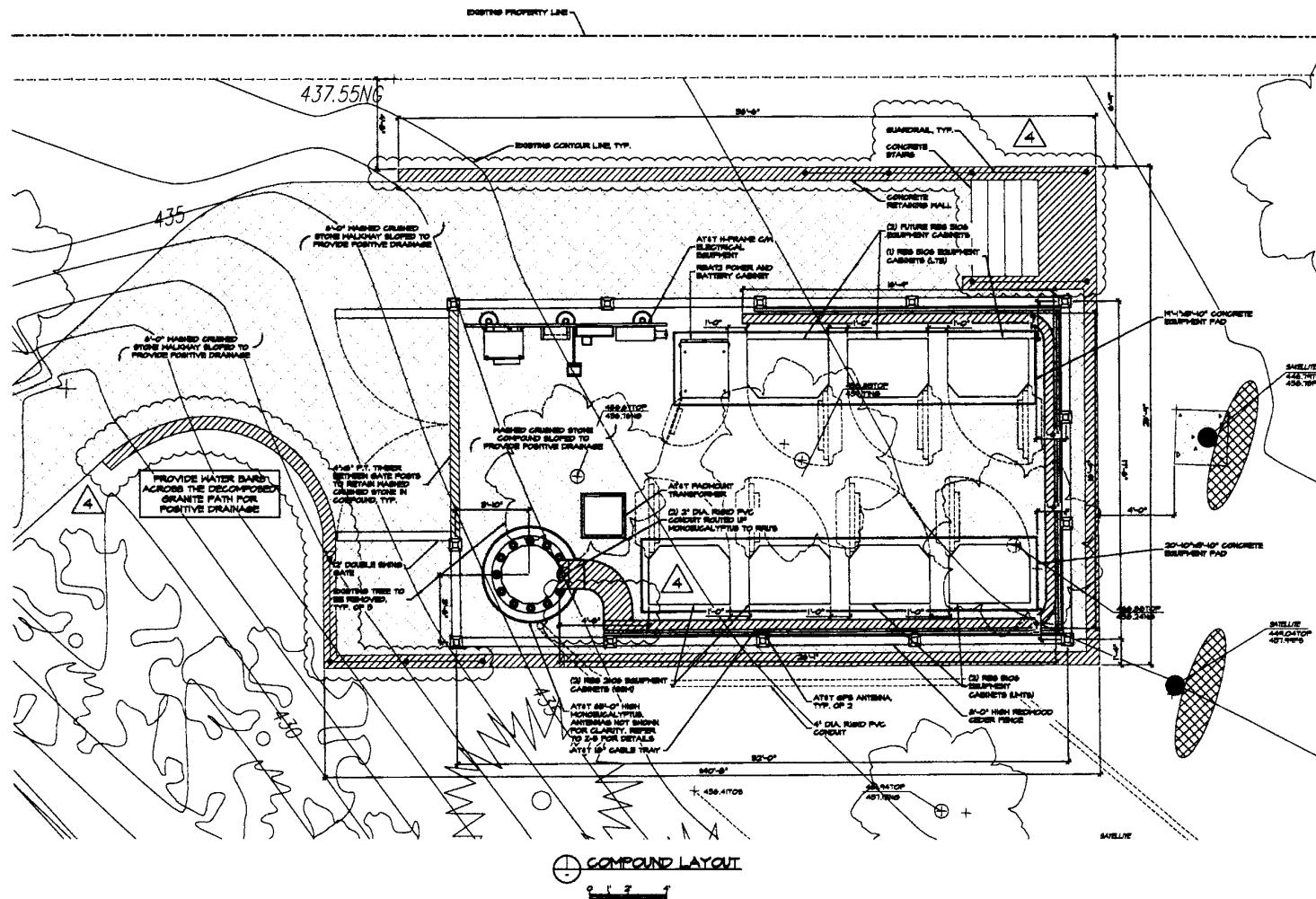
1-280 8 CROOKED
CREEK
CN4019
25005 VIA ESPLOROR
CUPERTINO, CA 95014

CHART TITLE

COMPOUND LAYOUT

CHERRY HILL-NEW

Z-4





ERICSSON

PROJECT NO. 1091-004

DRAWN BY: A.D.

CHECKED BY: R.M.

CAD FILE: 1091-004.DWG

SUBMITTALS

1. FIB 800	1000 800
2. FIB 800	1000 800
3. FIB 800	1000 800
4. FIB 800	1000 800

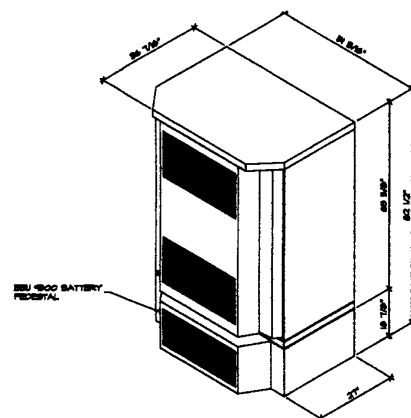
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ARE SEAL

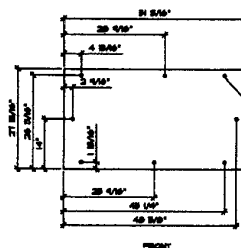
1-280 & CROOKED CREEK
CH4014
25005 VIA ESPERLOR
CUPERTINO, CA 95014

SHEET TITLE
GSM AND UMTS
EQUIPMENT CABINET
DETAILS

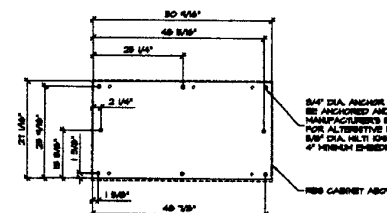
SHEET NUMBER
Z-6



ISOMETRIC VIEW OF ERICSSON RBS 2106/3106 EQUIPMENT CABINET WITH BBU 4500 BATTERY PEDESTAL



BOLT-DOWN PATTERN FOR OUTDOOR ERICSSON RBS 2106/3106 EQUIPMENT CABINET

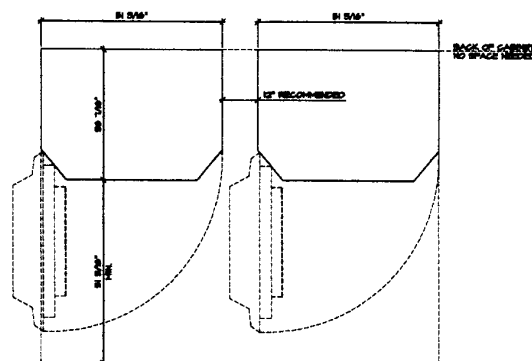


BOLT-DOWN PATTERN FOR ERICSSON BBU 4500 EQUIPMENT CABINET

RBS 2106/3106 - CABINET DIMENSIONS (WITHOUT BBU 4500 BATTERY PEDESTAL)		
CABINET	WIDTH x DEPTH x HEIGHT	
OUTDOOR RBS 2106/RBS 3106	81 5/8" x 50 1/8" x 65 1/2"	
FOOTPRINT	81 5/8" x 27 5/8"	

CABINET HEIGHT		
CABINET	FULLY EQUIPPED EXCLUDING BATTERIES	
OUTDOOR RBS 2106	128 in	
OUTDOOR RBS 3106	130 in	

RBS 2106/3106 CABINET CLEARANCES		
DIRECTION	MINIMUM CLEARANCE	
CABINET REAR AND WALL	0"	
CABINET RIGHT SIDE AND WALL	12"	
CABINET LEFT SIDE AND WALL	12"	
ABOVE THE CABINET	34"	
IN FRONT OF THE CABINET	81 5/8"	



TYPICAL GROWTH CONFIGURATION FOR OUTDOOR ERICSSON RBS 2106/3106 EQUIPMENT CABINETS

BBU 4500 - CABINET DIMENSIONS		
CABINET	WIDTH x DEPTH x HEIGHT	
OUTDOOR RBS 4500	80 1/8" x 50 5/8" x 18 1/8"	
FOOTPRINT	80 4/8" x 27"	

CABINET HEIGHT		
CABINET	FULLY EQUIPPED INCLUDING BATTERIES	
MIN. CONFIGURATION	678 in	
MAX. CONFIGURATION	1000 in	

BATTERY INFORMATION			
MANUFACTURER	QUANTITY	WEIGHT	ELECTROLYTE
T.B.D.	T.B.D.	T.B.D.	T.B.D.

NOTE: BATTERIES ARE TOTALLY SEALED LEAD ACID BATTERIES

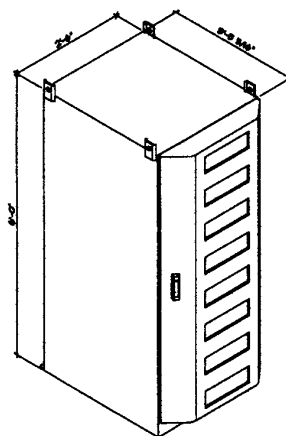
RBAZ2 - CABINET DIMENSIONS	
CABINET	WIDTH x DEPTH x HEIGHT
RBAZ2	30" x 34 5/8" x 72"
FOOTPRINT	30" x 34"

CABINET HEIGHT	
CABINET	FULLY EQUIPPED INCLUDING BATTERIES
RBAZ2	428 3/8

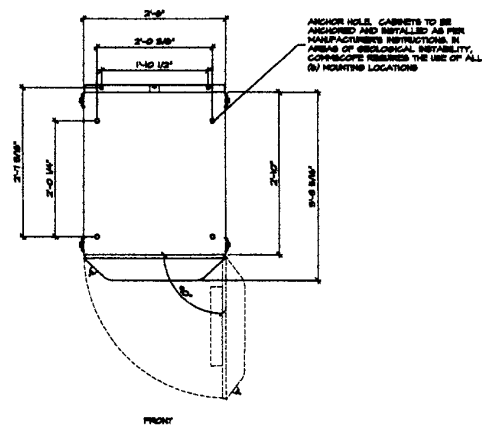
CABINET CLEARANCES	
DIRECTION	MINIMUM CLEARANCE
CABINET REAR AND HALL	T.B.D.
CABINET RIGHT SIDE AND HALL	T.B.D.
CABINET LEFT SIDE AND HALL	T.B.D.
ABOVE THE CABINET	T.B.D.
IN FRONT OF THE CABINET	36"

BATTERY INFORMATION			
MANUFACTURER	QUANTITY	HEIGHT	ELECTROLYTE
MULTIPLE VENDORS	4 - BATTERIES PER SHELF, TYP. OF 8	T.B.D.	T.B.D.

NOTE: BATTERIES ARE TOTALLY SEALED LEAD ACID BATTERIES



ISOMETRIC VIEW OF RBAZ2 POWER AND BATTERY CABINET



BOLT DOWN PATTERN FOR RBAZ2 POWER AND BATTERY CABINET



PROJECT NO. 1084-004

DRAWN BY: AD

CHECKED BY: RLM

GAD FILE: 1084-004SET

SUBMITTALS

1. PER 1084	ISSUE 0010
2. PER 4705	REVISION FOR 108404
3. PER 4705	REVISION FOR 108404
4. PER 4705	REVISION FOR 108404

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A/E/S 004

1-280 & CROOKED CREEK CHANDLER 25005 VIA RADIANT CUPERTINO, CA 95014

BATTERY BACKUP EQUIPMENT CABINET DETAILS

7-7

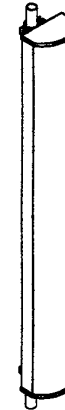
SECTOR	ANTENNA POSITION	ANTENNA TYPE	AZIMUTH (°)	HEIGHT A.B.L. (APPROX.)	ANTENNA CABLE TYPE	CABLE LENGTH (APPROX.)
A (ALPHA)	A1	ANDRSH DB44N-6666B-R2H	NSH	90°	(2) FIBER CABLE (2) DC CABLE	170'-0"
	A2	ANDRSH DB44N-6666B-R2H	NSH	90°	(4) 1/8" AVAS	175'-0"
	A3	ANDRSH DB44N-6666B-R2H	NSH	90°	(4) 1/8" AVAS	175'-0"
	A4	ANDRSH DB44N-6666B-R2H	NSH	90°	(4) 1/8" AVAS	175'-0"

SECTOR	ANTENNA POSITION	ANTENNA TYPE	AZIMUTH (°)	HEIGHT A.B.L. (APPROX.)	ANTENNA CABLE TYPE	CABLE LENGTH (APPROX.)
B (BETA)	B1	ANDRSH DB44N-6666B-R2H	NSH	230°	(2) FIBER CABLE (2) DC CABLE	170'-0"
	B2	ANDRSH DB44N-6666B-R2H	NSH	230°	(4) 1/8" AVAS	175'-0"
	B3	ANDRSH DB44N-6666B-R2H	NSH	230°	(4) 1/8" AVAS	175'-0"
	B4	ANDRSH DB44N-6666B-R2H	NSH	230°	(4) 1/8" AVAS	175'-0"

SECTOR	ANTENNA POSITION	ANTENNA TYPE	AZIMUTH (°)	HEIGHT A.B.L. (APPROX.)	ANTENNA CABLE TYPE	CABLE LENGTH (APPROX.)
C (GAMMA)	C1	ANDRSH DB44N-6666B-R2H	NSH	120°	(2) FIBER CABLE (2) DC CABLE	170'-0"
	C2	ANDRSH DB44N-6666B-R2H	NSH	120°	(4) 1/8" AVAS	175'-0"
	C3	ANDRSH DB44N-6666B-R2H	NSH	120°	(4) 1/8" AVAS	175'-0"
	C4	ANDRSH DB44N-6666B-R2H	NSH	120°	(4) 1/8" AVAS	175'-0"

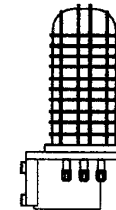
- NOTES:
1. ALL COAXIAL CABLE CONNECTIONS ARE TO BE HEATSEALPROTECTED AS PER MANUFACTURER'S RECOMMENDATIONS OR AT&T CONSTRUCTION SPECIFICATIONS WHICHEVER IS GREATER.
 2. CONTRACTOR TO PROVIDE DRIP LOOPS IN CABLES AND JUNCTIONS WHERE NECESSARY.
 3. ALL COAXIAL CABLES TO BE LABELED AS PER AT&T CONSTRUCTION SPECIFICATIONS.
 4. COAXIAL CABLES ARE TO BE SUPPORTED AT 8'-0" ONS MAX. CONTRACTOR SHALL PROVIDE SUPPORTS AS REQUIRED.

RF INFORMATION OBTAINED FROM RFDS REV V1.0



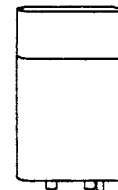
① ANTENNA SPECIFICATION

MODEL: DB44N-6666B-R2H
MANUFACTURER: ANDRSH
MOUNTING BRACKET: DB200B
LENGTH: 13.1'
WIDTH: 5.1'
DEPTH: 1.1'
HEIGHT: 45.95



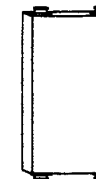
② SQUID SPECIFICATION

MODEL: DB44N-6666B-R2H
MANUFACTURER: ANDRSH
MOUNTING BRACKET: DB200B
LENGTH: 13.1'
WIDTH: 5.1'
DEPTH: 1.1'
HEIGHT: 45.95



③ RRUI SPECIFICATIONS

MODEL: DB44N-6666B-R2H
MANUFACTURER: ANDRSH
MOUNTING BRACKET: DB200B
LENGTH: 13.1'
WIDTH: 5.1'
DEPTH: 1.1'
HEIGHT: 45.95



④ DOUBLE TMA SPECIFICATIONS

MODEL: DB44N-6666B-R2H
MANUFACTURER: ANDRSH
MOUNTING BRACKET: DB200B
LENGTH: 13.1'
WIDTH: 5.1'
DEPTH: 1.1'
HEIGHT: 45.95



PROJECT NO: 1094-004

DRAWN BY: JAM

CHECKED BY: RLM

CAD FILE: 1094-004B

SUBMITTALS

REV	DATE	DESCRIPTION
1	10/18/04	ISSUE 001
2	10/18/04	ISSUE 002
3	10/18/04	ISSUE 003
4	10/18/04	ISSUE 004

THE INFORMATION CONTAINED HEREIN IS THE PROPERTY OF AT&T. IT IS TO BE USED FOR THE PROJECT ONLY AND IS NOT TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM.

ALL BILLS

1-280 & CROOKED CREEK
CHANDLER
2500S VIA ESPLENDOR
CUPERTINO, CA 95014

RF DETAILS

REVISED
Z-8

Radio Frequency – Electromagnetic Energy (RF-EME) Compliance Report (Predictive Modeling)

Prepared for:
AT&T Mobility, LLC
7655-7665 Redwood Blvd.
Novato, CA 94945



USID # 113761
Site No. CN4019
I-280 & Crooked Creek
23005 Via Esplendor
Cupertino, California 95014
Santa Clara County
37.337475; -122.085289 NAD83
Monotree

EBI Project No. 62111310
June 29, 2011



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APPENDICES

Appendix A	Personnel Certifications
Appendix B	Antenna Inventory
Appendix C	RoofView® Export File
Appendix D	RoofView® Graphic
Appendix E	Compliance/Signage Plan

EXECUTIVE SUMMARY

Purpose of Report

EnviroBusiness Inc. (dba EBI Consulting) has been contracted by AT&T Mobility, LLC to conduct radio frequency electromagnetic (RF-EME) modeling for AT&T Site CN4019 located at 23005 Via Esplendor in Cupertino, California to determine RF-EME exposure levels from proposed AT&T wireless communications equipment at this site. As described in greater detail in Section 2.0 of this report, the Federal Communications Commission (FCC) has developed Maximum Permissible Exposure (MPE) Limits for general public exposures and occupational exposures. This report summarizes the results of RF-EME modeling in relation to relevant FCC RF-EME compliance standards for limiting human exposure to RF-EME fields.

This report contains a detailed summary of the RF EME analysis for the site, including the following:

- Antenna Inventory
- Site Plan with antenna locations
- Antenna inventory with relevant parameters for theoretical modeling
- Graphical representation of theoretical MPE fields based on modeling
- Graphical representation of recommended signage and/or barriers

This document addresses the compliance of AT&T's transmitting facilities independently and in relation to all collocated facilities at the site.

Statement of Compliance

A site is considered out of compliance with FCC regulations if there are areas that exceed the FCC exposure limits and there are no RF hazard mitigation measures in place. Any carrier which has an installation that contributes more than 5% of the applicable MPE must participate in mitigating these RF hazards.

As presented in the sections below, based on worst-case predictive modeling, there are no modeled areas on any accessible ground-level walking/working surface related to the proposed antennas that exceed the FCC's occupational or general public exposure limits at this site.

AT&T Recommended Signage/Compliance Plan

AT&T's RF Exposure Policy guidance, dated March 31, 2009, requires that:

1. All sites must be analyzed for RF exposure compliance;
2. All sites must have that analysis documented; and
3. All sites must have any necessary signage and barriers installed.

Site compliance recommendations have been developed based upon protocols presented in AT&T's RF Exposure Policy guidance document, dated March 31, 2009, additional guidance provided by AT&T, EBI's understanding of FCC and OSHA requirements, and common industry practice. Barrier locations have been identified (when required) based on guidance presented in AT&T's RF Exposure Policy guidance document, dated March 31, 2009. The following signage is recommended at this site:

- Green INFO 1 sign posted next to the access gate to the compound.

- Yellow CAUTION sign posted at the base of the monotree.

The signage proposed for installation at this site complies with AT&T's RF Exposure Policy and therefore complies with FCC and OSHA requirements. Barriers are not recommended on this site. More detailed information concerning site compliance recommendations is presented in Section 5.0 and Appendix E of this report.

1.0 SITE DESCRIPTION

This project involves the proposed installation of twelve (12) wireless telecommunication antennas on a monotree in Cupertino, California. There are three Sectors (A, B, and C) proposed at the site, with (four 4) proposed antennas per sector. For modeling purposes, it is assumed that there will be two (2) UMTS antennas in each sector transmitting in the 850 MHz and 1900 MHz frequency ranges, one (1) LTE antenna in each sector transmitting in the 700 MHz and 2100 MHz frequency ranges, and one (1) GSM antenna in each sector transmitting in the 850 MHz and 1900 MHz frequency ranges. The Sector A antennas will be oriented 310° from true north. The Sector B antennas will be oriented 220° from true north. The Sector C antennas will be oriented 120° from true north. The bottoms of the antennas will be approximately 48.88 feet above ground level. Appendix B presents an antenna inventory for the site.

Access to this site is accomplished via a gate in the fence surrounding the monotree. Workers must be elevated to antenna level to access them, so these antennas are not accessible to the general public.

2.0 FEDERAL COMMUNICATIONS COMMISSION (FCC) REQUIREMENTS

The FCC has established Maximum Permissible Exposure (MPE) limits for human exposure to Radiofrequency Electromagnetic (RF-EME) energy fields, based on exposure limits recommended by the National Council on Radiation Protection and Measurements (NCRP) and, over a wide range of frequencies, the exposure limits developed by the Institute of Electrical and Electronics Engineers, Inc. (IEEE) and adopted by the American National Standards Institute (ANSI) to replace the 1982 ANSI guidelines. Limits for localized absorption are based on recommendations of both ANSI/IEEE and NCRP.

The FCC guidelines incorporate two separate tiers of exposure limits that are based upon occupational/controlled exposure limits (for workers) and general public/uncontrolled exposure limits for members of the general public.

Occupational/controlled exposure limits apply to situations in which persons are exposed as a consequence of their employment and in which those persons who are exposed have been made fully aware of the potential for exposure and can exercise control over their exposure. Occupational/controlled exposure limits also apply where exposure is of a transient nature as a result of incidental passage through a location where exposure levels may be above general public/uncontrolled limits (see below), as long as the exposed person has been made fully aware of the potential for exposure and can exercise control over his or her exposure by leaving the area or by some other appropriate means.

General public/uncontrolled exposure limits apply to situations in which the general public may be exposed or in which persons who are exposed as a consequence of their employment may not be made fully aware of the potential for exposure or cannot exercise control over their exposure. Therefore, members of the general public would always be considered under this category when exposure is not employment-related, for example, in the case of a telecommunications tower that exposes persons in a nearby residential area.

Table 1 and Figure 1 (below), which are included within the FCC's OET Bulletin 65, summarize the MPE limits for RF emissions. These limits are designed to provide a substantial margin of safety. They vary by frequency to take into account the different types of equipment that may be in operation at a

particular facility and are "time-averaged" limits to reflect different durations resulting from controlled and uncontrolled exposures.

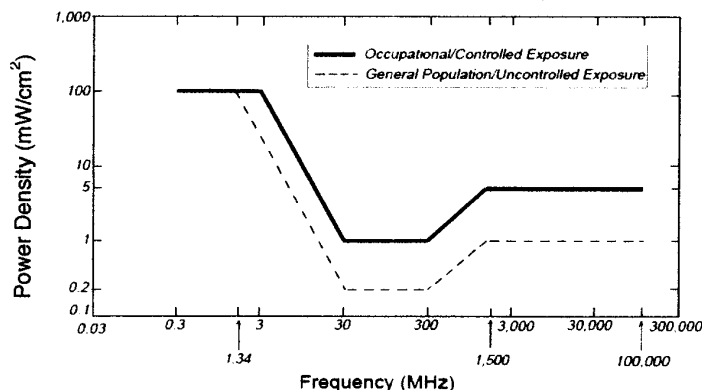
The FCC's MPEs are measured in terms of power (mW) over a unit surface area (cm²). Known as the power density, the FCC has established an occupational MPE of 5 milliwatts per square centimeter (mW/cm²) and an uncontrolled MPE of 1 mW/cm² for equipment operating in the 1900 MHz frequency range. For the AT&T equipment operating at 850 MHz, the FCC's occupational MPE is 2.83 mW/cm² and an uncontrolled MPE of 0.57 mW/cm². For the AT&T equipment operating at 700 MHz, the FCC's occupational MPE is 2.33 mW/cm² and an uncontrolled MPE of 0.47 mW/cm². These limits are considered protective of these populations.

Table 1: Limits for Maximum Permissible Exposure (MPE)				
(A) Limits for Occupational/Controlled Exposure				
Frequency Range (MHz)	Electric Field Strength (E) (V/m)	Magnetic Field Strength (H) (A/m)	Power Density (S) (mW/cm ²)	Averaging Time [E] ² , [H] ² , or S (minutes)
0.3-3.0	614	1.63	(100)*	6
3.0-30	1842/f	4.89/f	(900/f ²)*	6
30-300	61.4	0.163	1.0	6
300-1,500	--	--	f/300	6
1,500-100,000	--	--	5	6
(B) Limits for General Public/Uncontrolled Exposure				
Frequency Range (MHz)	Electric Field Strength (E) (V/m)	Magnetic Field Strength (H) (A/m)	Power Density (S) (mW/cm ²)	Averaging Time [E] ² , [H] ² , or S (minutes)
0.3-1.34	614	1.63	(100)*	30
1.34-30	824/f	2.19/f	(180/f ²)*	30
30-300	27.5	0.073	0.2	30
300-1,500	--	--	f/1,500	30
1,500-100,000	--	--	1.0	30

f = Frequency in (MHz)

* Plane-wave equivalent power density

Figure 1. FCC Limits for Maximum Permissible Exposure (MPE)
Plane-wave Equivalent Power Density



Based on the above, the most restrictive thresholds for exposures of unlimited duration to RF energy for several personal wireless services are summarized below:

Personal Wireless Service	Approximate Frequency	Occupational MPE	Public MPE
Personal Communication (PCS)	1,950 MHz	5.00 mW/cm ²	1.00 mW/cm ²
Cellular Telephone	870 MHz	2.90 mW/cm ²	0.58 mW/cm ²
Specialized Mobile Radio	855 MHz	2.85 mW/cm ²	0.57 mW/cm ²
Most Restrictive Freq. Range	30-300 MHz	1.00 mW/cm ²	0.20 mW/cm ²

MPE limits are designed to provide a substantial margin of safety. These limits apply for continuous exposures and are intended to provide a prudent margin of safety for all persons, regardless of age, gender, size, or health.

Personal Communication (PCS) facilities used by AT&T in this area operate within a frequency range of 700-1900 MHz. Facilities typically consist of: 1) electronic transceivers (the radios or cabinets) connected to wired telephone lines; and 2) antennas that send the wireless signals created by the transceivers to be received by individual subscriber units (PCS telephones). Transceivers are typically connected to antennas by coaxial cables.

Because of the short wavelength of PCS services, the antennas require line-of-site paths for good propagation, and are typically installed above ground level. Antennas are constructed to concentrate energy towards the horizon, with as little energy as possible scattered towards the ground or the sky. This design, combined with the low power of PCS facilities, generally results in no possibility for exposure to approach Maximum Permissible Exposure (MPE) levels, with the exception of areas directly in front of the antennas.

3.0 AT&T RF EXPOSURE POLICY REQUIREMENTS

AT&T's RF Exposure Policy guidance, dated March 31, 2009, requires that:

1. All sites must be analyzed for RF exposure compliance;
2. All sites must have that analysis documented; and
3. All sites must have any necessary signage and barriers installed.

Pursuant to this guidance, worst-case predictive modeling was performed for the site. This modeling is described below in Section 4.0. Lastly, based on the modeling and survey data, EBI has produced a Compliance Plan for this site that outlines the recommended signage and barriers. The recommended Compliance Plan for this site is described in Section 5.0.

4.0 WORST-CASE PREDICTIVE MODELING

In accordance with AT&T's RF Exposure policy, EBI performed theoretical modeling using RoofView® software to estimate the worst-case power density at the site ground-level resulting from operation of the antennas. RoofView® is a widely-used predictive modeling program that has been developed by Richard Tell Associates to predict both near field and far field RF power density values for roof-top and tower telecommunications sites produced by vertical collinear antennas that are typically used in the cellular, PCS, paging and other communications services. The models utilize several operational specifications for different types of antennas to produce a plot of spatially-averaged power densities that can be expressed as a percentage of the applicable exposure limit.

For this report, EBI utilized antenna and power data provided by AT&T, and compared the resultant worst-case MPE levels to the FCC's occupational/controlled exposure limits outlined in OET Bulletin 65. The assumptions used in the modeling are based upon information provided by AT&T, and information gathered from other sources. There are no other wireless carriers with equipment installed at this site. A VHF & UHF antenna will be installed on the monotree for the landlord, and there are five satellite dishes near the monopole. However, these appear to be for receiving signals only, so were not included in the predictive modeling.

Based on worst-case predictive modeling, there are no modeled areas on any accessible ground-level walking/working surface related to the proposed AT&T antennas that exceed the FCC's occupational or general public exposure limits at this site. At the nearest walking/working surfaces to the AT&T antennas, the maximum power density generated by the AT&T antennas is approximately 5.80 percent of the FCC's general public limit (1.16 percent of the FCC's occupational limit).

The inputs used in the modeling are summarized in the RoofView® export file presented in Appendix C. A graphical representation of the RoofView® modeling results is presented in Appendix D. It should be noted that RoofView is not suitable for modeling microwave dish antennas; however, these units are designed for point-to-point operations at the elevations of the installed equipment rather than ground level coverage.

Recommended Signage:

- Green INFO 1 sign posted next to the access gate to the compound.
- Yellow CAUTION sign posted at the base of the monotree.

No barriers are required for this site. Barriers may consist of rope, chain, or fencing. Painted stripes should only be used as a last resort. The signage and any barriers are graphically represented in the Signage Plan presented in Appendix E.

6.0 SUMMARY AND CONCLUSIONS

EBI has prepared this Radiofrequency Emissions Compliance Report for the proposed AT&T telecommunications equipment at the site located at 23005 Via Esplendor in Cupertino, California.

EBI has conducted theoretical modeling to estimate the worst-case power density from AT&T antennas to document potential MPE levels at this location and ensure that site control measures are adequate to meet FCC and OSHA requirements, as well as AT&T's corporate RF safety policies. As presented in the preceding sections, based on worst-case predictive modeling, there are no modeled exposures on any accessible ground-level walking/working surface related to proposed equipment in the area that exceed the FCC's occupational and general public exposure limits at this site. As such, the proposed AT&T project is in compliance with FCC rules and regulations.

Signage is recommended at the site as presented in Section 5.0 and Appendix E. Posting of the signage brings the site into compliance with FCC rules and regulations and AT&T's corporate RF safety policies.

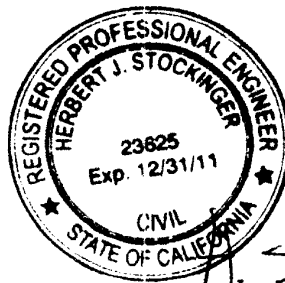
7.0 LIMITATIONS

This report was prepared for the use of AT&T Mobility, LLC. It was performed in accordance with generally accepted practices of other consultants undertaking similar studies at the same time and in the same locale under like circumstances. The conclusions provided by EBI are based solely on the information provided by the client. The observations in this report are valid on the date of the investigation. Any additional information that becomes available concerning the site should be provided to EBI so that our conclusions may be revised and modified, if necessary. This report has been prepared in accordance with Standard Conditions for Engagement and authorized proposal, both of which are integral parts of this report. No other warranty, expressed or implied, is made.

Appendix A

Certifications

Reviewed and Approved by:



A handwritten signature in black ink, appearing to read "H. Stockinger", written over a horizontal line.

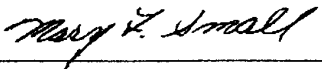
Herbert J. Stockinger, PE
Senior Engineer

Note that EBI's scope of work is limited to an evaluation of the Radio Frequency – Electromagnetic Energy (RF-EME) field generated by the antennas and broadcast equipment noted in this report. The engineering and design of the building and related structures, as well as the impact of the antennas and broadcast equipment on the structural integrity of the building, are specifically excluded from EBI's scope of work.

Preparer Certification

I, Mary Small, state that:

- I am an employee of EnviroBusiness Inc. (d/b/a EBI Consulting), which provides RF-EME safety and compliance services to the wireless communications industry.
- I have successfully completed RF-EME safety training, and I am aware of the potential hazards from RF-EME and would be classified "occupational" under the FCC regulations.
- I am familiar with the FCC rules and regulations as well as OSHA regulations both in general and as they apply to RF-EME exposure.
- I have been trained in on the procedures outlined in AT&T's RF Exposure Policy guidance (dated 3/31/09) and on RF-EME modeling using RoofView® modeling software.
- I have reviewed the data provided by the client and incorporated it into this Site Compliance Report such that the information contained in this report is true and accurate to the best of my knowledge.



Appendix B

Antenna Inventory

Antenna Number	Operator	Antenna Type	TX Freq (MHz)	ERP (Watts)	Gain (dBd)	Model	Azimuth (deg.)	Length (ft)	Horizontal Beamwidth (Deg.)	X	Y	Z
ATT A1	AT&T	Panel	LTE 700	289	13.1	Andrew DBXNH-6565B-R2M	310	6.12	65	20	24	48.88
ATT A1	AT&T	Panel	LTE 2100	514	16.1	Andrew DBXNH-6565B-R2M	310	6.12	65	20	24	48.88
ATT A2	AT&T	Panel	GSM 850	1476	13.9	Andrew DBXNH-6565B-R2M	310	6.12	65	20	20	48.88
ATT A2	AT&T	Panel	GSM 1900	2136	17	Andrew DBXNH-6565B-R2M	310	6.12	65	20	20	48.88
ATT A3	AT&T	Panel	UMTS 850	310	13.9	Andrew DBXNH-6565B-R2M	310	6.12	65	21	16	48.88
ATT A3	AT&T	Panel	UMTS 1900	632	17	Andrew DBXNH-6565B-R2M	310	6.12	65	21	16	48.88
ATT A4	AT&T	Panel	UMTS 850	310	13.9	Andrew DBXNH-6565B-R2M	310	6.12	65	21	12	48.88
ATT A4	AT&T	Panel	UMTS 1900	632	17	Andrew DBXNH-6565B-R2M	310	6.12	65	21	12	48.88
ATT B1	AT&T	Panel	LTE 700	289	13.1	Andrew DBXNH-6565B-R2M	220	6.12	65	22	9	48.88
ATT B1	AT&T	Panel	LTE 2100	514	16.1	Andrew DBXNH-6565B-R2M	220	6.12	65	22	9	48.88
ATT B2	AT&T	Panel	GSM 850	1476	13.9	Andrew DBXNH-6565B-R2M	220	6.12	65	26	10	48.88
ATT B2	AT&T	Panel	GSM 1900	2136	17	Andrew DBXNH-6565B-R2M	220	6.12	65	26	10	48.88
ATT B3	AT&T	Panel	UMTS 850	310	13.9	Andrew DBXNH-6565B-R2M	220	6.12	65	30	10	48.88
ATT B3	AT&T	Panel	UMTS 1900	632	17	Andrew DBXNH-6565B-R2M	220	6.12	65	30	10	48.88
ATT B4	AT&T	Panel	UMTS 850	310	13.9	Andrew DBXNH-6565B-R2M	220	6.12	65	34	11	48.88

Antenna Number	Operator	Antenna Type	TX Freq (MHz)	ERP (Watts)	Gain (dBd)	Model	Azimuth (deg.)	Length (ft)	Horizontal Beamwidth (Deg.)	X	Y	Z
ATT B4	AT&T	Panel	UMTS 1900	632	17	Andrew DBXNH-6565B-R2M	220	6.12	65	34	11	48.88
ATT C1	AT&T	Panel	LTE 700	289	13.1	Andrew DBXNH-6565B-R2M	120	6.12	65	34	14	48.88
ATT C1	AT&T	Panel	LTE 2100	514	16.1	Andrew DBXNH-6565B-R2M	120	6.12	65	34	14	48.88
ATT C2	AT&T	Panel	GSM 850	1476	13.9	Andrew DBXNH-6565B-R2M	120	6.12	65	33	18	48.88
ATT C2	AT&T	Panel	GSM 1900	2136	17	Andrew DBXNH-6565B-R2M	120	6.12	65	33	18	48.88
ATT C3	AT&T	Panel	UMTS 850	310	13.9	Andrew DBXNH-6565B-R2M	120	6.12	65	32	22	48.88
ATT C3	AT&T	Panel	UMTS 1900	632	17	Andrew DBXNH-6565B-R2M	120	6.12	65	32	22	48.88
ATT C4	AT&T	Panel	UMTS 850	310	13.9	Andrew DBXNH-6565B-R2M	120	6.12	65	31	26	48.88
ATT C4	AT&T	Panel	UMTS 1900	632	17	Andrew DBXNH-6565B-R2M	120	6.12	65	31	26	48.88

I. Note there are only 4 AT&T antennas per sector at this site. For clarity, the different frequencies for each antenna are entered on different lines.

Appendix C

Roofview® Export File

Map, Settings, Antenna, and Symbol Data Table .. Exported from workbook -> RoofView 4.15.xt
 Done on 6/29/2011 at 4:04:35 PM.
 Use this format to prepare other data sets for the RoofView workbook file
 You may use as many rows in this TOP header as you wish.
 The critical point are the cells in COLUMN ONE that read 'Start...' (eg. StartMapDefinition)
 If used, these (4) headers are required to be spelled exactly, as one word (eg. StartMapDefinition)
 The very next row will be considered the start of that data block.
 The first row of the data block can be a header (as shown below), but this is optional
 When building a text file for import, Add the Map info first, then the Antenna data, followed by the symbol data
 All rows above the first marker line 'Start...' will be ignored, no matter how many there are
 This area is for you use for documentation.
 End of help comments.

You can place as much text here as you wish as long as you don't place it below
 the Start Map Definition row below the blue line.
 You may insert more rows using the Insert menu.
 Should you need additional lines to document your project, simply insert additional row:
 by highlighting the row number adjacent to the blue line below and then clicking on the Insert menu
 and selecting rows.

Definition													
Roof Max	Roof Max	Map Max	Map Max	Y Offset	X Offset	Number of envelope							
120	100	150	120	20	20	1 \$AE\$81:\$D\$AE\$81:\$D\$Z\$200							
Antenna Data													
Standard	Method	Uptime	Scale	Fact	Low Thr	Low Color	Mid Thr	Mid Color	Hi Thr	Hi Color	Over Color	Ap Ht	Multi Ap Ht Method
4		2	1	1	100	1	500	4	5000	2	3	1.5	1

Antenna Data													
It is advisable to provide an ID (ant 1) for all antennas													
ID	Name	Freq	Trans Power	Trans Count	Coax Len	Coax Type	Other Loss	Input Power	Calc Power	Mfg	Model	(ft) X	(ft) Y
ATT A1	LTE	700	39.8	1	100	7/8 LDF	1.46	23.22112	Andrew	DBXNH-65i		20	24
ATT A1	LTE	2100	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		20	24
ATT A2	GSM	850	31.6	6	100	7/8 LDF	1.46	98.59124	Andrew	DBXNH-65i		20	20
ATT A2	GSM	1900	22.4	6	100	7/8 LDF	1.46	69.88746	Andrew	DBXNH-65i		20	20
ATT A3	UMTS	850	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		21	16
ATT A3	UMTS	1900	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		21	16
ATT A4	UMTS	850	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		21	12
ATT A4	UMTS	1900	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		21	12
ATT B1	LTE	700	39.8	1	100	7/8 LDF	1.46	23.22112	Andrew	DBXNH-65i		22	9
ATT B1	LTE	2100	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		22	9
ATT B2	GSM	850	31.6	6	100	7/8 LDF	1.46	98.59124	Andrew	DBXNH-65i		26	10
ATT B2	GSM	1900	22.4	6	100	7/8 LDF	1.46	69.88746	Andrew	DBXNH-65i		26	10
ATT B3	UMTS	850	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		30	10
ATT B3	UMTS	1900	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		30	10
ATT B4	UMTS	850	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		34	11
ATT B4	UMTS	1900	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		34	11
ATT C1	LTE	700	39.8	1	100	7/8 LDF	1.46	23.22112	Andrew	DBXNH-65i		34	14
ATT C1	LTE	2100	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		34	14
ATT C2	GSM	850	31.6	6	100	7/8 LDF	1.46	98.59124	Andrew	DBXNH-65i		33	18
ATT C2	GSM	1900	22.4	6	100	7/8 LDF	1.46	69.88746	Andrew	DBXNH-65i		33	18
ATT C3	UMTS	850	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		32	22
ATT C3	UMTS	1900	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		32	22
ATT C4	UMTS	850	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		31	26
ATT C4	UMTS	1900	39.8	1	100	7/8 LDF	1.46	20.69584	Andrew	DBXNH-65i		31	26

Symbol Data			
Sym	Map Mark	Roof X	Roof Y
Sym		5	35
Sym		14	5
Sym		45	5
Sym		45	20

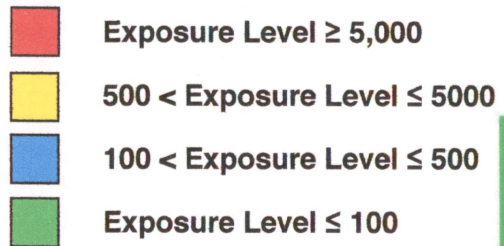
*Note: Antenna azimuths are adjusted for modeling purposes. Actual azimuths for AT&T Sectors A-B-C are 310-220-120.

List Of Areas
 \$AE\$81:\$D\$Z\$200

Appendix D

Roofview ® Graphics

% of FCC Public Exposure Limit

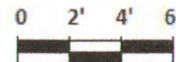


Access Gate

ATT Sector A

ATT Sector C

ATT Sector B



AT&T Antennas

Roofview: Composite Exposure Levels

Facility Operator: AT&T Mobility

Site Name: I-280 & Crooked Creek

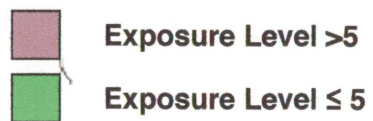
AT&T Site Number: CN4019

USID Number: 113761

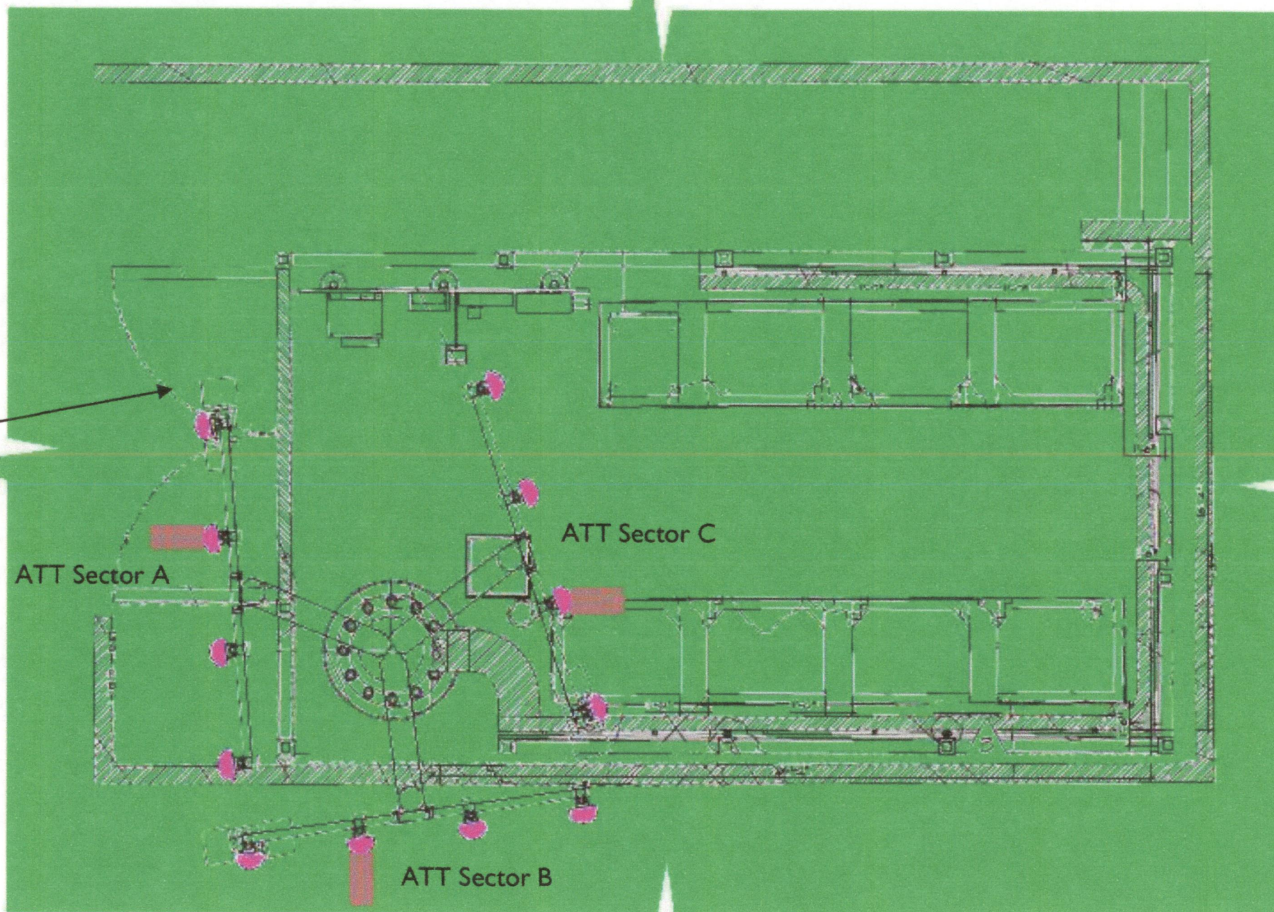
Report Date: 06-29-11



% of FCC Public Exposure Limit



Access Gate



ATT Antennas

Roofview: AT&T Exposure Levels

Facility Operator: AT&T Mobility

Site Name: I-280 & Crooked Creek

AT&T Site Number: CN4019

USID Number: 113761

Report Date: 06-29-11



Appendix E

Compliance/Signage Plan

AT&T Antennas



Access Gate

ATT Sector A

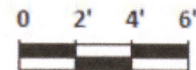
ATT Sector C

ATT Sector B



Sign Identification Legend

	Denotes AT&T Informational Sign 1
	Denotes AT&T Informational Sign 2
	Denotes AT&T Informational Sign 3
	Denotes AT&T Informational Sign 4
	Denotes AT&T NOTICE Sign
	Denotes AT&T CAUTION Sign
	Denotes AT&T WARNING Sign



Compliance/Signage Plan

Facility Operator: AT&T Mobility
Site Name: I-280 & Crooked Creek
AT&T Site Number: CN4019
USID Number: 113761
Report Date: 06-29-11



September 15, 2011

Alex Morin, Planner
Cortel LLC
Alex.Morin@cortel-llc.com

Subject: Supplement to the RF-EME Compliance Report prepared for AT&T Mobility
AT&T Site No. CN4019 (EBI Project Number 62111310)
23005 Via Esplendor, Cupertino, California
Dated June 29, 2011

Dear Mr. Morin,

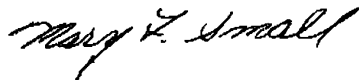
As requested, an additional analysis of this site was conducted to determine the RF energy exposure at the second floor level of the nearest residence. The nearest building was measured from aerial photographs to be approximately 119 feet away from the proposed antennas. To be conservative and to account for possible distortion in the photographs, a distance of 100 feet was used in the predictive modeling, and this distance was measured to be in the direct line of transmission of the Sector C antennas. (All of the antenna sectors are identical; the Sector C antennas were chosen at random.)

The maximum RF level at 100 feet or more from the antennas at ground level was calculated to be 0.010 percent of the FCC's general public limit (0.002 percent of the occupational limit). At 12 feet above ground level, which would be the approximate height of the second floor of a typical building, the maximum RF level of this same area was calculated to be 0.017 percent of the FCC's general public limit (0.003 percent of the FCC's occupational limit). This would be further reduced by the structure itself; assuming the structural material is glass to account for windows, the RF level inside the building at the second floor level would be 0.011 percent of the FCC's general public limit (0.002 percent of the FCC's occupational limit).

Another question was raised about the discrepancy between the project description in Section 1.0 of the report and the Antenna Inventory table in Appendix B. There are twelve antennas as described in Section 1.0. The Antenna Inventory table lists those same twelve antennas by frequency. There are two frequencies per antenna, so there are 24 lines to the table. This is noted in the footnote under the table. I apologize that it was not clear.

If you have any questions about this analysis, please feel free to contact me.

Sincerely,
EBI Consulting



Mary Small
Sr. Project Scientist
EBI Consulting
Direct: 781-418-2346
Mobile: 978-877-2046
msmall@ebiconsulting.com
www.ebiconsulting.com

Colin Jung

From: Colin Jung
Sent: Wednesday, August 17, 2011 6:35 PM
To: 'Alex Morin'
Subject: RE: pre-hearing agenda
Attachments: 20110817183124774.pdf

Here are the comments for your project. I forgot to include a request for an alternatives analysis. We still need it, even though you have a willing property owner and cooperative neighbors.

Several sites that should be included in that analysis:

- 1) 1416(?) Cristo Rey Drive, APN 342-06-072, This is a California Water Service property in the unincorporated area, that has water tanks and two personal wireless service facilities: MetroPCS and AT&T (formerly Cingular Wireless). Apparently this nearby site can't provide coverage to the Forum, so we need an explanation.
- 2) Another California Water Service water tank property on the other side of Highway 280 accessible via Highlands Circle in Los Altos. This property is also developed with a Verizon Wireless personal wireless service facility.
- 3) Maryknoll Seminary owned by the Catholic Church and is the property abutting the Forum to the east.
- 4) Rancho San Antonio County Park, APNs 342-05-062, 342-63-004, owned by Santa Clara County.
- 5) Gate of Heaven Cemetery, APN 342-63-002, owned by the Catholic Church.

I can help with this analysis, just ask.

Colin Jung
City of Cupertino

-----Original Message-----

From: Alex Morin [mailto:alex.morin@cortel-llc.com]
Sent: Friday, August 12, 2011 10:10 AM
To: Colin Jung
Subject: Re: pre-hearing agenda

Hello Colin,

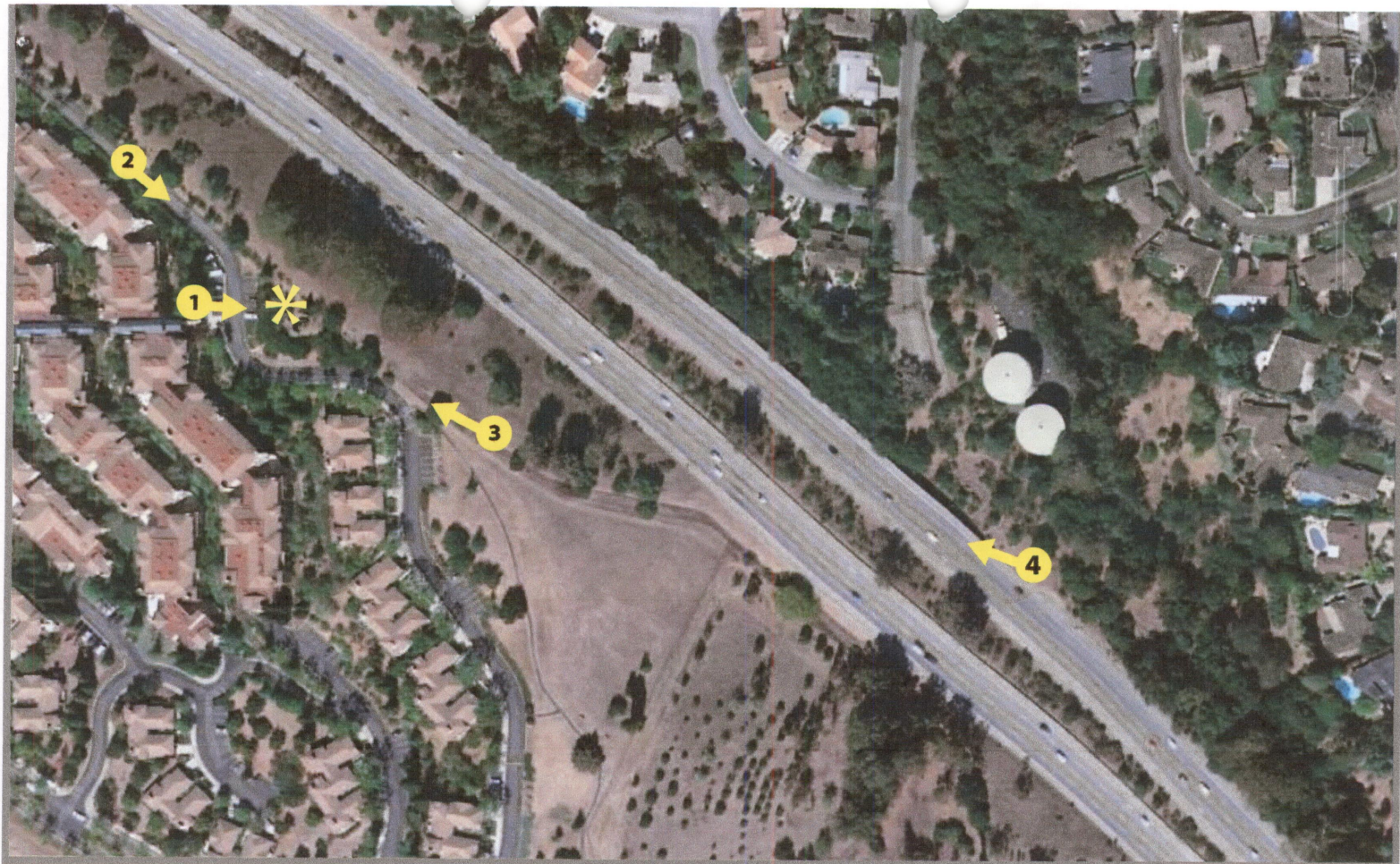
How did the pre-hearing go this week?

Thanks,

Alex

On Aug 9, 2011, at 10:55 AM, Colin Jung <ColinJ@cupertino.org> wrote:

<mime-attachment.html>



VIEWS 1-4



FIRE DEPARTMENT SANTA CLARA COUNTY

14700 Winchester Blvd., Los Gatos, CA 95032-1818
(408) 378-4010 • (408) 378-9342 (fax) • www.sccfd.org



PLAN
REVIEW
No.
BLDG
PERMIT No.

11 2225

DEVELOPMENTAL REVIEW COMMENTS

Proposed installation of a personal wireless antenna service facility.

Comment #1 Review of this developmental proposal is limited to acceptability of site access and water supply as they pertain to fire department operations, and shall not be construed as a substitute for formal plan review to determine compliance with adopted model codes. prior to performing any work the applicant shall make application to, and receive from, the building department all applicable construction permits.

Comment #2: No fire department conditions or requirements. Approved as submitted.

City	PLANS	SPECS	NEW	RMDL	AS	OCCUPANCY	CONST. TYPE	ApplicantName	DATE	PAGE
CUP	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			Trk Engineering	7/29/2011	1 OF 1
SEC/FLOOR	AREA	LOAD	PROJECT DESCRIPTION				PROJECT TYPE OR SYSTEM			
CELL			Commercial Development				Use Permit			
NAME OF PROJECT							LOCATION			
AT&T CELL SITE							23005 Via Esplendor Cupertino			
TABULAR FIRE FLOW					REDUCTION FOR FIRE SPRINKLERS		REQUIRED FIRE FLOW @ 20 PSI		BY	
					<div style="border: 1px solid black; height: 15px; width: 100px;"></div>				Harding, Doug	

Organized as the Santa Clara County Central Fire Protection District

Serving Santa Clara County and the communities of Campbell, Cupertino, Los Altos,
Los Altos Hills, Los Gatos, Monte Sereno, Morgan Hill, and Saratoga



10300 Torre Avenue
408-777-CITY

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Cupertino Planning Commission will hold a public hearing on the matter described below. The public is encouraged to attend and speak. If you are unable to attend, your comments are welcomed at planning@cupertino.org. Emailed comments should be received by 4:00 pm on the day of the meeting.

APPLICATION NO.: U-2011-10, ASA-2011-13, TR-2011-31
APPLICANT: Alex Morin (Cortel, LLC & AT&T)
LOCATION: 23005 Via Esplendor (The Forum at Rancho San Antonio)
APN : 342-54-999

DESCRIPTION: Use Permit application to allow a personal wireless service facility consisting of 12 panel antennas mounted on a 55 foot monoecalyptus and associated base equipment;
Architectural and Site approval to allow a personal wireless service facility consisting of 12 panel antennas mounted on a 55 foot monoecalyptus and associated base equipment;
Tree Removal Permit to allow the removal of 3 Coastal Redwood (one at 9" and two at 6.5" in diameter) trees in conjunction with the installation of a personal wireless service facility

HEARING DATE: September 27, 2011 (meeting begins at 6:45 p.m.)

ADDRESS: Council Chamber, Community Hall, 10350 Torre Avenue

The agenda for this application will be available on the Friday afternoon preceding the meeting on the City's website: www.cupertino.org

NOTE: AGENDA MAY BE SUBJECT TO CHANGE. If you are interested in an item, or have questions, please call the Planning Department at 408-777-3308 prior to the meeting date to verify that the item is still on the agenda. The time this item will be heard during the meeting cannot be predicted as other applications may also be scheduled for discussion at this meeting.

Please note that Planning Commission policy is to allow an applicant and groups to speak for 10 minutes and individuals to speak for 3 minutes. If you challenge the action of the Planning Commission in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Cupertino at, or prior to, the public hearing.

NOTE TO OWNERS OF RECORD: This notice is sent to owners of real property as shown on the last tax assessment roll. Tenants are not necessarily notified.

Gary Chao
City Planner

342 05 030
Francis & Mildred Connelly
925 Highlands Cir
Los Altos, CA 94024

342 05 031
Ross Andersen & Andersen Jorgensen
933 Highlands Cir
Los Altos, CA 94024

342 05 034
David & Suzanne Cabello
892 Saint Joseph Ave
Los Altos, CA 94024

342 05 061
Santa Clara County
298 Garden Hill Dr
Los Gatos, CA 95032

342 11 044
Francis Connelly
925 Highlands Cir
Los Altos, CA 94024

342 11 045
Lorin & M J Maser
917 Highlands Cir
Los Altos, CA 94024

342 11 046
Geraldine Reynolds
909 Highlands Cir
Los Altos, CA 94024

342 11 047
Donna Martin
901 Highlands Cir
Los Altos, CA 94024

342 11 051
Keizo Io
13831 La Paloma Rd
Los Altos, CA 94022

342 11 066
Farzin & Fereshteh Namdaran
911 Yorkshire Dr
Los Altos, CA 94024

342 11 118
Angela Dietz
971 Oxford Dr
Los Altos, CA 94024

342 11 119
Stephen & Kathryn Webb
961 Oxford Dr
Los Altos, CA 94024

342 11 120
Mark Hill
951 Oxford Dr
Los Altos, CA 94024

342 11 146
James M A & Florence Begole
897 Highlands Cir
Los Altos, CA 94024

342 11 147
Gilbert & Cecilia Marosi
895 Highlands Cir
Los Altos, CA 94024

342 11 149
Eric Holstege
900 Regent Dr
Los Altos, CA 94024

342 11 150
Robert & Jessica Wang
914 Regent Dr
Los Altos, CA 94024

342 11 151
Yumin & Veronique Gao
930 Regent Dr
Los Altos, CA 94024

342 11 158
Owen & Florence Pallakoff
931 Regent Dr
Los Altos, CA 94024

342 11 159
Rhonda & John Schulke
PO Box 3123
Los Altos, CA 94024

342 11 160
Raylin S L & Esther Choy
901 Regent Dr
Los Altos, CA 94024

342 11 181
Azar Family
884 Highlands Cir
Los Altos, CA 94024

342 11 182
Preston Family
886 Highlands Cir
Los Altos, CA 94024

342 11 183
William Salocks
900 Andover Way
Los Altos, CA 94024

342 11 184
Ruth Kohler
5869 Crystal Springs Dr NE
Bainbridge Island, WA 98110

342 11 185
Lidia Riffel & Oscar Valverde
24557 University Ave
Loma Linda, CA 92354

342 11 186
Jayant & Anuradha Bhagat
930 Andover Way
Los Altos, CA 94024

342 11 187
Lucy Song & John Chu
944 Andover Way
Los Altos, CA 94024

342 11 188
William & Helga Waterfield Jr.
960 Andover Way
Los Altos, CA 94024

342 11 192
Paul & Kathleen Leo
945 Andover Way
Los Altos, CA 94024

342 11 193
Stephen & Merry Astor
931 Andover Way
Los Altos, CA 94024

342 11 194
Michael & Ho Judy Lam
915 Andover Way
Los Altos, CA 94024

342 11 195
Juan & Caesarine Cordon
901 Andover Way
Los Altos, CA 94024

342 11 196
Om & Hemlata Agrawal
891 Highlands Cir
Los Altos, CA 94024

342 11 197
Rita Gladney
889 Highlands Cir
Los Altos, CA 94024

342 11 198
Abigail Robinson
885 Highlands Cir
Los Altos, CA 94024

342 11 199
Irwin & Mona Maltz
883 Highlands Cir
Los Altos, CA 94024

342 11 200
Justin Reyneri
881 Highlands Cir
Los Altos, CA 94024

342 11 201
Jonathan & Sherri Lee
879 Highlands Cir
Los Altos, CA 94024

342 11 218
California Water Service Co
1720 N 1st St
San Jose, CA 95112

342 52 001
California State of
Junipero Serra Fwy
Cupertino, CA 95014

342 52 007
County of Santa Clara
298 Garden Hill Dr
Los Gatos, CA 95032

342 53 001
Carol Erario
23500 Cristo Rey Dr #102B
Cupertino, CA 95014

342 53 002
Donald Nabseth
23500 Cristo Rey Dr #103B
Cupertino, CA 95014

342 53 005
Alexander Frick
23500 Cristo Rey Dr #108B
Cupertino, CA 95014

342 53 006
Bona Ferrer
23500 Cristo Rey Dr #109B
Cupertino, CA 95014

342 53 007
Ralph Gordon III
23500 Cristo Rey Dr #110B
Cupertino, CA 95014

342 53 008
Clement Cope
23500 Cristo Rey Dr #111B
Cupertino, CA 95014

342 53 009
Leon Hoadley
23500 Cristo Rey Dr #114B
Cupertino, CA 95014

342 53 010
David Heagerty
23500 Cristo Rey Dr #115B
Cupertino, CA 95014

342 53 011
John & Nancy Stroud
23500 Cristo Rey Dr #116B
Cupertino, CA 95014

342 53 012
John Turner
23500 Cristo Rey Dr #117B
Cupertino, CA 95014

342 53 013
Robert Domboski
23500 Cristo Rey Dr #118B
Cupertino, CA 95014

342 53 014
Mildred Ruff
23500 Cristo Rey Dr #119B
Cupertino, CA 95014

342 53 015
Alan Hubbard
23500 Cristo Rey Dr #121B
Cupertino, CA 95014

342 53 016
Bernice Beckwith
23500 Cristo Rey Dr #107C
Cupertino, CA 95014

342 53 017
William Gilwee Jr. & Mary Gilwee
23500 Cristo Rey Dr #108C
Cupertino, CA 95014

342 53 018
Dagna McGovern
23500 Cristo Rey Dr #109C
Cupertino, CA 95014

342 53 020
Wilbur Mattison Jr.
23500 Cristo Rey Dr #111C
Cupertino, CA 95014

342 53 021
Theodore Erler
23500 Cristo Rey Dr #114C
Cupertino, CA 95014

342 53 022
Freida Simmons
23500 Cristo Rey Dr #115C
Cupertino, CA 95014

342 53 023
Helen Sutherland-Bright
23500 Cristo Rey Dr #116C
Cupertino, CA 95014

342 53 024
John Gordon Jr. & Julie Gordon
1459 Arbor Ave
Los Altos, CA 94024

342 53 025
Ruth Zanger
23500 Cristo Rey Dr #118C
Cupertino, CA 95014

342 53 027
Herman Hijmans
23500 Cristo Rey Dr #121C
Cupertino, CA 95014

342 53 028
Jane Eisenstat
23500 Cristo Rey Dr #107D
Cupertino, CA 95014

342 53 029
Mary McCarthy
23500 Cristo Rey Dr #108D
Cupertino, CA 95014

342 53 030
Frank Choy
23500 Cristo Rey Dr #109D
Cupertino, CA 95014

342 53 031
Edith Eisenberg
23500 Cristo Rey Dr #110D
Cupertino, CA 95014

342 53 032
Earl Blakely
23500 Cristo Rey Dr #111D
Cupertino, CA 95014

342 53 033
Daniel McNerney
23500 Cristo Rey Dr #114D
Cupertino, CA 95014

342 53 034
Edith Tousey
23500 Cristo Rey Dr #115D
Cupertino, CA 95014

342 53 035
Eva Milovina
23500 Cristo Rey Dr #116D
Cupertino, CA 95014

342 53 037
Peter & Marion Gallagher
23500 Cristo Rey Dr #201C
Cupertino, CA 95014

342 53 038
Robert Compton
23500 Cristo Rey Dr #202C
Cupertino, CA 95014

342 53 039
Eloise McDaniel
23500 Cristo Rey Dr #203C
Cupertino, CA 95014

342 53 040
Elizabeth Modena
23500 Cristo Rey Dr #204C
Cupertino, CA 95014

342 53 041
Frank Barry III & Bruce Barry
431 Florence St #220
Palo Alto, CA 94301

342 53 043
Sarah Ross
23500 Cristo Rey Dr #209C
Cupertino, CA 95014

342 53 044
A Tapson & Assignee Gloria
23500 Cristo Rey Dr #210C
Cupertino, CA 95014

342 53 045
Betty Eskeldson
23500 Cristo Rey Dr #211C
Cupertino, CA 95014

342 53 046
Frances McDonald
23500 Cristo Rey Dr #212C
Cupertino, CA 95014

342 53 047
Maynard & Geraldine Isheim
23500 Cristo Rey Dr #215C
Cupertino, CA 95014

342 53 048
Gladys Allison
23500 Cristo Rey Dr #218C
Cupertino, CA 95014

342 53 049
Ada Holloway
23500 Cristo Rey Dr #219C
Cupertino, CA 95014

342 53 050
Anita Lear
23500 Cristo Rey Dr #220C
Cupertino, CA 95014

342 53 051
Faye Taylor
23500 Cristo Rey Dr #222C
Cupertino, CA 95014

342 53 052
David Affiant Berger
724 Las Colindas Rd
San Rafael, CA 94903

342 53 053
Helen Knofloch
23500 Cristo Rey Dr #225C
Cupertino, CA 95014

342 53 054
Gordon Newell
23500 Cristo Rey Dr #201D
Cupertino, CA 95014

342 53 055
Harrison Peterson
621 Charmain Cir
Mountain View, CA 94041

342 53 056
Alfred Assignee Cote
23500 Cristo Rey Dr #203D
Cupertino, CA 95014

342 53 057
Patricia Tenvold & Lindsey Harkins
23500 Cristo Rey Dr #204D
Cupertino, CA 95014

342 53 058
Gaspar Castell
23500 Cristo Rey Dr #207D
Cupertino, CA 95014

342 53 059
Evelyn Blaschek
23500 Cristo Rey Dr #208D
Cupertino, CA 95014

342 53 060
Norma Marcus
23500 Cristo Rey Dr #209D
Cupertino, CA 95014

342 53 061
David Durham
23500 Cristo Rey Dr #210D
Cupertino, CA 95014

342 53 062
Rosemary Assignee Catton
23500 Cristo Rey Dr #211D
Cupertino, CA 95014

342 53 064
Barbara Ohliger
23600 Via Esplendor #404
Cupertino, CA 95014

342 53 065
Irving Simmonds
23600 Via Esplendor
Cupertino, CA 95014

342 53 066
George Grossman
975 Baker St
San Francisco, CA 94115

342 53 067
Tina Danzansky
23500 Cristo Rey Dr #220D
Cupertino, CA 95014

342 53 068
Paul Locke
23500 Cristo Rey Dr #222D
Cupertino, CA 95014

342 53 069
Georgia Brogliatti
23500 Cristo Rey Dr #223D
Cupertino, CA 95014

342 53 070
Barbara Ferguson
23500 Cristo Rey Dr #225D
Cupertino, CA 95014

342 53 072
Jean Crowley
23500 Cristo Rey Dr #202E
Cupertino, CA 95014

342 53 073
Florence Mann
1871 Austin Ave
Los Altos, CA 94024

342 53 074
Doris Ruderman
23500 Cristo Rey Dr #204E
Cupertino, CA 95014

342 53 075
Jo Ann Heidi Roizen
311 Stockridge Ave
Atherton, CA 94027

342 53 076
Hanson Siu
23500 Cristo Rey Dr #208E
Cupertino, CA 95014

342 53 077
Doris Sedgwick
23500 Cristo Rey Dr #209E
Cupertino, CA 95014

342 53 078
Cecile Stowe
23500 Cristo Rey Dr #210E
Cupertino, CA 95014

342 53 079
Joan Pao-Hsu
23600 Via Esplendor
Cupertino, CA 95014

342 53 081
Bernard Favaro Sr.
23500 Cristo Rey Dr #215E
Cupertino, CA 95014

342 53 082
Margery Yates
23500 Cristo Rey Dr #218E
Cupertino, CA 95014

342 53 083
Anna Smith
23500 Cristo Rey Dr #219E
Cupertino, CA 95014

342 53 084
Philip Crill
23500 Cristo Rey Dr #220E
Cupertino, CA 95014

342 53 085
Seung Kim & Sophia Oh-Kim
23500 Cristo Rey Dr #222E
Cupertino, CA 95014

342 53 086
Joyce McCaleb
23500 Cristo Rey Dr #301D
Cupertino, CA 95014

342 53 087
Barry Ariko
14740 Farwell Ave
Saratoga, CA 95070

342 53 088
John Dzurko
23500 Cristo Rey Dr #303D
Cupertino, CA 95014

342 53 089
Charles & Mary Merdinger
23500 Cristo Rey Dr #305D
Cupertino, CA 95014

342 53 090
Louis Ramos
23500 Cristo Rey Dr #306D
Cupertino, CA 95014

342 53 091
Mary Gruneisen
23500 Cristo Rey Dr #309D
Cupertino, CA 95014

342 53 092
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342 53 093
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Cupertino, CA 95014

342 53 094
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342 53 095
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342 53 096
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342 53 097
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23500 Cristo Rey Dr #318D
Cupertino, CA 95014

342 53 098
Mary Stearns
23500 Cristo Rey Dr #319D
Cupertino, CA 95014

342 53 099
Laphalene Hawkins
23500 Cristo Rey Dr #320D
Cupertino, CA 95014

342 53 100
Ruth Cahill
23500 Cristo Rey Dr #323D
Cupertino, CA 95014

342 53 101
Florence Soward
23500 Cristo Rey Dr #324D
Cupertino, CA 95014

342 53 102
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342 53 104
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342 53 105
Robert Worcester
23500 Cristo Rey Dr #330D
Cupertino, CA 95014

342 53 106
Vincent Reilly
23500 Cristo Rey Dr #331D
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342 53 107
John Longinotti
23500 Cristo Rey Dr #333D
Cupertino, CA 95014

342 53 108
Norman Hart
23500 Cristo Rey Dr #301E
Cupertino, CA 95014

342 53 110
Lois Maggenti
23500 Cristo Rey Dr #303E
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342 53 111
Eleanor Henderson
23500 Cristo Rey Dr #305E
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342 53 112
Tressie & David Campen
23500 Cristo Rey Dr #306E
Cupertino, CA 95014

342 53 113
Marian Melendy
23500 Cristo Rey Dr #309E
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342 53 114
Lillian Tsui
23500 Cristo Rey Dr #310E
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342 53 115
Robin Chen
23500 Cristo Rey Dr #312E
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342 53 116
Oliver McComas Jr.
23500 Cristo Rey Dr #315E
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342 53 117
Anita Engelman & Travis Engleman
23500 Cristo Rey Dr #316E
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342 53 118
Stanley Grymes
23500 Cristo Rey Dr #317E
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342 53 119
Loretta McCavitt
23500 Cristo Rey Dr #318E
Cupertino, CA 95014

342 53 120
Marjorie Sheldon
23500 Cristo Rey Dr #319E
Cupertino, CA 95014

342 53 121
Henry & Evelyn Brauner
23500 Cristo Rey Dr #320E
Cupertino, CA 95014

342 53 122
Lillian Otoole
23500 Cristo Rey Dr #323E
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342 53 123
Charles Mostyn
23500 Cristo Rey Dr #324E
Cupertino, CA 95014

342 53 124
Ethel Worcester
23500 Cristo Rey Dr #325E
Cupertino, CA 95014

342 53 125
Harry & Mildred Kalish
23500 Cristo Rey Dr #326E
Cupertino, CA 95014

342 53 126
Charles Noreen
23500 Cristo Rey Dr #327E
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342 53 127
Virginia Solveson
23500 Cristo Rey Dr #330E
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342 53 128
Albert Clancy
23500 Cristo Rey Dr #331E
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342 53 129
Wendell & Ruth Brown
23500 Cristo Rey Dr #333E
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342 53 130
James Kelly
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342 53 131
Marcelline Freeman
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342 53 132
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342 53 133
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342 53 134
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342 53 135
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342 53 136
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342 53 137
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342 53 138
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342 53 139
Vivienne Saunders
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342 53 140
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342 53 157
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342 53 158
Agnes Koch
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342 53 159
Caroline Garrett
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342 53 160
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342 53 162
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342 53 164
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342 53 165
Ruth Savage
23500 Cristo Rey Dr #419E
Cupertino, CA 95014

342 53 166
Harold & Kyong Lischner
23500 Cristo Rey Dr #420E
Cupertino, CA 95014

342 53 167
Ian & June Andrew
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342 53 168
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342 53 171
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342 53 172
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342 53 173
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342 53 174
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342 53 175
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342 53 179
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342 53 180
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342 53 181
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342 53 182
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342 53 183
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342 53 184
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342 53 185
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342 53 188
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342 53 191
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342 53 195
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342 53 198
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342 53 203
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342 53 206
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342 53 211
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342 53 214
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342 53 217
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342 53 204
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342 53 208
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342 53 212
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342 53 215
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342 53 218
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342 53 187
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342 53 190
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342 53 194
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342 53 213
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342 53 216
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342 53 226
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342 53 232
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342 53 233
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342 53 234
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342 53 235
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342 53 236
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342 53 237
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342 53 238
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23500 Cristo Rey Dr #522G
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342 53 239
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342 53 240
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342 53 241
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342 53 242
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23500 Cristo Rey Dr #501H
Cupertino, CA 95014

342 53 243
Helen Martin
23500 Cristo Rey Dr #502H
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342 53 244
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23500 Cristo Rey Dr #503H
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342 53 245
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342 53 246
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342 53 247
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342 53 253
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342 53 254
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342 53 255
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342 53 256
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342 54 001
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Cupertino, CA 95014

342 54 002
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342 54 003
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23800 Amapolo Ct #V003
Cupertino, CA 95014

342 54 004
Kirk McGuire
23800 Amapolo Ct #V004
Cupertino, CA 95014

342 54 005
James Macdonald & Carol Howard
23800 Amapolo Ct #V005
Cupertino, CA 95014

342 54 006
Phyllis Assignee Murphy
23800 Amapolo Ct #V006
Cupertino, CA 95014

342 54 007
G Gerald Fitzgerald
23800 Amapolo Ct #V007
Cupertino, CA 95014

342 54 008
Suzanne Keith
23800 Amapolo Ct #V008
Cupertino, CA 95014

342 54 010
George & Mary Reid
23700 Paloma Ct #V010
Cupertino, CA 95014

342 54 011
Roland Sundstrom
23700 Paloma Ct #11
Cupertino, CA 95014

342 54 013
Elwood & Joan Pierce
23700 Paloma Ct #V013
Cupertino, CA 95014

342 54 014
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342 54 015
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342 54 016
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342 55 001
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23400 Via Ventura #16V
Cupertino, CA 95014

342 55 002
Robert Moore
23400 Via Ventura #17V
Cupertino, CA 95014

342 55 003
Frank Verducci
23400 Via Ventura #18V
Cupertino, CA 95014

342 55 005
Paul & Dorothy Brinkman
23400 Via Ventura #20V
Cupertino, CA 95014

342 55 006
Ralph Cheek
23400 Via Ventura #21V
Cupertino, CA 95014

342 55 007
Henry Lessing
23400 Via Ventura #22V
Cupertino, CA 95014

342 55 008
John Mortarotti
23400 Via Ventura #23V
Cupertino, CA 95014

342 55 009
Ralph Assignee Gesell
23400 Via Ventura #V-24
Cupertino, CA 95014

342 55 010
E G Koestner
23350 Sereno Ct #25
Cupertino, CA 95014

342 55 011
Miller Jensen Jr. & Elizabeth T Jensen
23350 Sereno Ct #V026
Cupertino, CA 95014

342 55 012
Shirley Leisses
23350 Sereno Ct #V027
Cupertino, CA 95014

342 55 013
Louis Martini
23350 Sereno Ct #V028
Cupertino, CA 95014

342 55 014
G Melvin Stevens
23350 Sereno Ct #V029
Cupertino, CA 95014

342 55 015
James & Marla Debroekert
23350 Sereno Ct #V030
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342 55 016
Bernerd Meseth
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342 55 017
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342 55 018
Alan Winterbotham
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342 55 042
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23300 Via Esplendor #V057
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342 55 043
Helga Walker
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342 55 044
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23300 Via Esplendor #V059
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342 56 001
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23595 Oak Valley Rd
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342 56 002
Umesh & Manjula Mahajan
23605 Oak Valley Rd
Cupertino, CA 95014

342 56 004
Christopher & Heidi Finan
23625 Oak Valley Rd
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342 56 006
Benedict Cooper & Veronica Zhang
23645 Oak Valley Rd
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342 56 007
Gordon Kurpanek
23655 Oak Valley Rd
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342 56 008
Urmil & Mayuri Desai
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342 56 009
Eugene & Sharon Stottrup
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342 56 010
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342 56 013
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342 56 014
Denis & Erica Baylor
23676 Black Oak Way
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342 56 015
Anh & Thuy Nguyen
23666 Black Oak Way
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342 56 016
Modi Family
23656 Black Oak Way
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342 56 017
Shekhar & Nivedita Bapat
23646 Black Oak Way
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342 56 019
Charles & Heidi Carson Jr.
23647 Black Oak Way
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342 56 023
Ammar Fuad Maraqa & Angela Yijun S
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342 56 024
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342 56 025
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342 56 026
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342 56 027
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342 56 028
William & Patty Tamblyn
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342 56 029
Robert & Cynthia Miller
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342 56 030
Robert Gottlieb
10998 Sycamore Dr
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342 56 031
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Cupertino, CA 95014

342 56 032
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10978 Sycamore Dr
Cupertino, CA 95014

342 56 033
Tom Wing Sang Kwan & Teresa Cheng
10968 Sycamore Dr
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342 56 034
Robert & Melissa Neumann
10958 Sycamore Dr
Cupertino, CA 95014

342 56 035
Gary & Theresa Ettinger
10948 Sycamore Dr
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342 56 036
Farro & Haleh Agdassi
10938 Sycamore Dr
Cupertino, CA 95014

342 56 037
Roy & Andrea Hong
10928 Sycamore Dr
Cupertino, CA 95014

342 56 038
Ian & Della Flint
10918 Sycamore Dr
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342 56 039
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342 56 040
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342 56 041
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342 57 018
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342 57 019
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23594 Oak Valley Rd
Cupertino, CA 95014

342 57 020
Joon Kyung Kwag
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Cupertino, CA 95014

342 57 021
William Yee
23614 Oak Valley Rd
Cupertino, CA 95014

342 57 022
Michael & Florica Enescu
23616 Oak Valley Rd
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342 57 023
Manish & Changotra Manu Dhamija
23644 Oak Valley Rd
Cupertino, CA 95014

342 57 024
Wei Bai & Yi Shao
5920 Liska Ln
San Jose, CA 95119

342 57 025
William & Karen Barrett
23654 Oak Valley Rd
Cupertino, CA 95014

342 57 026
Vijay & Mary Israni
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Cupertino, CA 95014

342 57 027
Ali & Sedigheh Sadrzadeh
10859 Sycamore Ct
Cupertino, CA 95014

342 57 037
Rochelle Drenan
10888 Sycamore Ct
Cupertino, CA 95014

342 57 039
Kenneth & Janice Tisovec
23585 Oak Valley Rd
Cupertino, CA 95014

342 57 040
Donald & Karen Watters
23575 Oak Valley Rd
Cupertino, CA 95014



COMMUNITY DEVELOPMENT DEPARTMENT

CITY HALL

10300 TORRE AVENUE • CUPERTINO, CA 95014-3255

TELEPHONE: (408) 777-3308 • FAX: (408) 777-3333

AFFIDAVIT OF MAILING

Notice of Public Hearing for the City of Cupertino

Beth Ebben, Administrative Clerk, declares as follows:

- That she is a citizen of the United States, over the age of 18 years, that at all times herein mentioned was an employee / agent of the City of Cupertino.
- That on 9-9-11 she deposited in the United States Post Office, California, a Notice of Public Hearing, a copy of which is attached hereto.
- That said mailing list has been provided by the Planning Department and lists the owners of property who are entitled to Notice of Hearing.
- That on said day, there was a regular communication by United States mail between Cupertino, California and the addresses shown on the attached mailing list.

I declare under penalty of perjury that the foregoing is true and correct.

Date: 9-9-11

By: /s/ Beth Ebben

Cupertino City Hall
10300 Torre Avenue
Cupertino, CA 95014
(408) 777-3308

Radius: 1000'

.20 of a mile

LETTER OF AUTHORIZATION

TO: WHOM IT MAY CONCERN

RE: APPLICATION FOR ZONING/USE/BUILDING PERMIT AND APPROVALS

The Roman Catholic Bishop of San Jose, a corporation sole of the below-described property, does hereby appoint New Cingular Wireless, PCS, LLC, a Delaware Limited Liability Company, and its employees, agents and contractors, as agent for the purpose of consummating any application and obtaining any and all governmental permits and approvals to construct, maintain and operate mobile/wireless communications facilities on the below-described property. The undersigned understands that the application may be denied, modified or approved with conditions and that such conditions or modifications must be complied with prior to issuance of permits or approvals.

Address: 2355 Cristo Rey Drive, Cupertino, CA 95410

Assessor's Parcel Number/Property Description:

Signature of Property Owner:

By: Francis V. Cilia
Name: Rev. Msgr. Francis V. Cilia
Attorney-In-Fact

Date: 9/2/2011

89243808

ROMAN CATHOLIC BISHOP OF THE SAN
JOSE A CORPORATION SOLE
~~7600 Y ST JOSEPH AVE~~
LOS ALTOS CA 94022

Date of This Notice

If you inquire about
your account, please refer to this
number or attach a
copy of this notice

05-05-81

Employer Identification Number

94-2734503

575 B 045555555W
55555555

NOTICE OF NEW EMPLOYER IDENTIFICATION NUMBER ASSIGNED

Thank you for your application for an employer identification number. The number above has been assigned to you. We will use it to identify your business tax returns and any other related documents, even if you have no employees.

Please keep this number in your permanent records. Use the number and your name, exactly as shown above, on all Federal tax forms that require this information, and refer to the number in all tax payments and in tax-related correspondence or documents. You may wish to make a record of the number for reference in case this notice is lost or destroyed.

Note that the assignment of this number does not grant tax-exempt status to nonprofit organizations. For details on how to apply for this exemption, see IRS Publication 557, How to Apply for and Retain Exempt Status for Your Organization, available at any IRS office.

We appreciate your cooperation.



Fees:	19.00
Taxes	
Copies	
AMT PAID	19.00

RECORDING REQUESTED BY:

Alliance Title Company
#11297718-001 GA

WHEN RECORDED MAIL TO:

John M. Ottoboni, Esq.
Ferrari Ottoboni, LLP
333 W. Santa Clara St., Suite 700
San Jose, CA 95113

BRENDA DAVIS
SANTA CLARA COUNTY RECORDER
Recorded at the request of
Financial Title Company

RDE # 003
9/21/2005
2:01 PM

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS that **THE ROMAN CATHOLIC BISHOP OF SAN JOSE**, a corporation sole (the "Bishop"), does hereby make, constitute and appoint **FRANCIS V. CILIA** its true and lawful attorney in fact, for it and in its name and for its use and benefit, to ask, demand, sue for, recover, collect and receive all moneys, debts, dues, accounts, legacies, bequests, interests, dividends, annuities and/or demands of whatsoever kind or character, as are now or shall hereafter become due or payable or belonging to it, and have, use and take all lawful means in its name, for the recovery thereof, to compromise and/or agree for the same and to execute and deliver receipts, acquittances, or other discharges for the same; to bargain, contract, agree for, purchase, receive and take lands, and accept possession thereof, and any deeds and assurances therefor, to lease, incur any obligations of any sort, rent, bargain, sell, release, convey, mortgage or hypothecate lands or tenements upon such terms and conditions, and under such covenants as said attorney in fact shall deem proper, to bargain and agree for, buy, sell, mortgage, hypothecate, and in any lawful manner whatsoever deal in and with goods, wares, merchandise and/or property of any kind, whether in possession or in action, to make, do and transact any kind of business of whatsoever nature or kind which said corporation sole might lawfully make, do or transact, and for it and in its name, and as its act and deed, to sign, seal, execute, deliver and acknowledge such deeds, leases, assignments, agreements, mortgages, hypothecations, bills, bonds, notes, receipts, evidences of debt releases, satisfactions of mortgages, or other instruments of any kind or nature which may be necessary or proper in incurring any obligations of any type with respect to the Bishop.

HEREBY granting to said attorney in fact full power and authority to do and perform any lawful act or thing whatsoever which may be requisite or necessary to be done in connection with the aforementioned actions including, without limitation, any actions to be taken in connection with the issuance by the Bishop of The Roman Catholic Bishop of San Jose Taxable Variable Rate Demand Refunding Bonds, Series 2005, as fully to all intents and purposes as said corporation sole might or could lawfully do, by its Incumbent as if he were personally present, hereby ratifying and confirming all that said attorney in fact may do or cause to be done by virtue of these presents.

The agency hereby created shall not be terminated by a vacancy in the Incumbency of said corporation sole, or affected by the death of the Incumbent of said corporation sole or by any vacancy in the Incumbency thereof however caused.

Any third party including, without limitation, Allied Irish Banks, p.l.c.; Stern & Youngberg, LLC; and Wells Fargo Bank National Association may rely on this appointment conclusively, as if such documents or instruments were delivered by, or actions taken by, the Bishop personally present.

IN WITNESS WHEREOF, said corporation sole executes this Power of Attorney by its duly constituted Incumbent this 15 day of September, 2005.

THE ROMAN CATHOLIC BISHOP
of San Jose, a corporation sole

By:
Its:

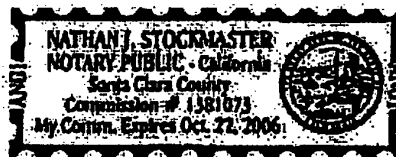

Patrick J. McGrath

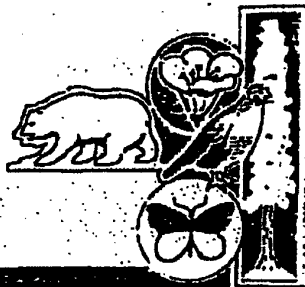
STATE OF CALIFORNIA)
) ss
COUNTY OF SANTA CLARA)

On September 15, 2005, before me, Nathan J. Stockmaster,
a Notary Public, personally appeared Patrick J. McBrath, personally known
to me (or proved to me on the basis of satisfactory evidence) to be the person whose
name is subscribed to the within instrument and acknowledged to me that he executed the
same in his authorized capacity, and that by his signature on the instrument the person, or
the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Nathan J. Stockmaster
NOTARY PUBLIC





State of California

OFFICE OF THE SECRETARY OF STATE

I, *MARCH FONG EU*, Secretary of State of the State of California, hereby certify:

That the annexed transcript has been compared with the record on file in this office, of which it purports to be a copy, and that same is full, true and correct.

IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California this

MAR 20 1981



March Fong Eu

Secretary of State

ENDORSED
FILED

In the office of the Secretary of State
of the State of California

MAR 20 1981

MARCH FONG ELL, Secretary of State

By ELL HOLDEN
Deputy

ARTICLES OF INCORPORATION

OF

THE ROMAN CATHOLIC BISHOP OF SAN JOSE

A CORPORATION SOLE

KNOW ALL MEN BY THESE PRESENTS, that I, PIERRE
DuMAINE, Bishop of the Diocese of San Jose, of the Roman
Catholic Church, do hereby for the purpose of administering
and managing the affairs, properties and temporalities
of said church in said Diocese, incorporate as a corporation
sole, pursuant to and in accordance with the laws of the
State of California and do hereby certify and state as
follows:

FIRST: The name of the said corpora-
tion sole is, and shall be "THE ROMAN CATHOLIC BISHOP OF
SAN JOSE."


SECOND: The County in the State of
California in which the principal office of the said
corporation sole is to be located for the transaction of
its business is Santa Clara County.

THIRD: The manner in which a vacancy
occurring in the office of Bishop of said Diocese of San
Jose is required to be filled, in accordance with the
laws, rules and regulations of said Roman Catholic
Church, is by appointment by the Pope of Rome, who is
the head of said church.

FOURTH: The territory comprising the
Diocese of San Jose, is the County of Santa Clara, in
the State of California.

FIFTH: I, said PIERRE DuMAINE, Bishop of said Diocese of San Jose as aforesaid, am duly authorized by the rules, regulations, laws and discipline of said Roman Catholic Church to organize said corporation sole.

IN WITNESS WHEREOF, I execute these Articles of Incorporation at San Jose, California, this 18th day of March, 1981.


BISHOP OF THE ROMAN CATHOLIC
DIOCESE OF SAN JOSE, CALIFORNIA

I, PIERRE DuMAINE, declare:

That I am the Roman Catholic Bishop of the Diocese of San Jose;

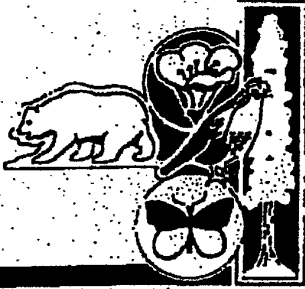
That I have been duly authorized by the rules, regulations, laws and discipline of the Roman Catholic Church to organize the foregoing corporation;

That I have read and signed the foregoing Articles of Incorporation and know of my knowledge that they comply with the said rules, regulations, laws and disciplines of the Roman Catholic Church and that they are true and correct.

Executed on March 18th, 1981, at San Jose, Santa Clara County, California.

I declare under penalty of perjury that the foregoing is true and correct.


PIERRE DuMAINE



State of California

OFFICE OF THE SECRETARY OF STATE

I, *MARCH FONG EU*, Secretary of State of the State of California, hereby certify:

That the annexed transcript has been compared with the record on file in this office, of which it purports to be a copy, and that same is full, true and correct.

IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California this

SEP 24 1971



March Fong Eu

Secretary of State

**ENDORSED
FILED**

In the office of the Secretary of State
of the State of California

SEP 24 1981

STATEMENT OF AMENDMENT OF MARCH FONG EU, Secretary of State
ARTICLES OF INCORPORATION by JAMES E. HARRIS
Deputy

OF

THE ROMAN CATHOLIC BISHOP OF SAN JOSE,
A (California) Corporation Sole

KNOW ALL MEN BY THESE PRESENTS, that I, PIERRE
DuMAINE, Bishop of the Roman Catholic Diocese of San
Jose, in the State of California, and Incumbent of The

Roman Catholic Bishop of San Jose, a (California) corpora-
tion sole, do hereby certify and declare as follows:

FIRST: The Roman Catholic Bishop of
San Jose, a corporation sole, was duly organized as such
by the authority of and in accordance with the laws of
the State of California, on March 20, 1981, for the
purpose of administering and managing the affairs,
property and temporalities of the Roman Catholic Church
in said Diocese of San Jose, and has ever since continued
to be and to act as a corporation sole for such purpose.

SECOND: I am, and continuously since
March 20, 1981, have been, the Bishop of the Roman
Catholic Diocese of San Jose, in the State of California,
and am, and continuously since that date have been, the
Incumbent of The Roman Catholic Bishop of San Jose, a
corporation sole, duly organized and existing under and
by virtue of the laws of the State of California.

THIRD: The Articles of Incorporation
of said corporation sole filed on March 20, 1981, with

the Secretary of State of the State of California, is amended to add paragraph SIXTH and SEVENTH, to read as follows:

SIXTH: (a) This corporation is organized and operated exclusively for religious purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code.

(b) Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code or (b) by a corporation contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code.

(c) No substantial part of the activities of this corporation shall consist of carrying on propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate or intervene in any political campaign (including the publishing or distribution of statements) on behalf of any candidate for public office.

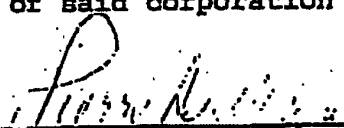
SEVENTH: The property of this corporation is irrevocably dedicated for religious purposes and no part of the net income or assets of this corporation shall ever inure to the benefit of any private person. Upon the dissolution or winding up of the corporation, its assets remaining after payment, or provision for payment, of all debts and liabilities of this corporation shall be transferred to the religious corporation governed by the Roman Catholic Church, or to trustees in its behalf which has established its tax exempt status under Section 501(c)(3) of the Internal Revenue Code.

This corporation does not contemplate pecuniary gain or profit to any individual and is organized for nonprofit purposes.

FOURTH: The aforesaid amendment of the Articles of Incorporation of said corporation sole has been duly authorized by the religious organization governed by said corporation sole, to wit: The Roman Catholic Diocese of San Jose.

IN WITNESS WHEREOF, I, the undersigned, PIERRE DuMAINE as Incumbent of said corporation sole, do hereby

execute this statement of amendment of the Articles of
Incorporation of said corporation sole at San Jose,
California, this 23rd day of September, 1981, and do
hereby affix hereto the seal of said corporation sole.



PIERRE DuMAINE
Incumbent of The Roman
Catholic Bishop of San
Jose, a (California)
corporation sole

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

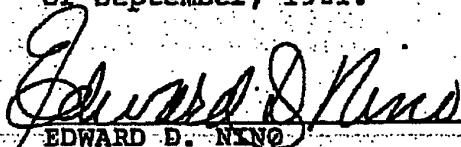
I, PIERRE DuMAINE, being first duly sworn,
depose as follows:

I am the Bishop of the Roman Catholic Diocese
of San Jose, in the State of California, and am the
Incumbent of The Roman Catholic Bishop of San Jose, a
(California) corporation sole. I have read the foregoing
statement of amendment of the Articles of Incorporation
of said corporation sole, and know the contents thereof.
The same is true of my own knowledge.



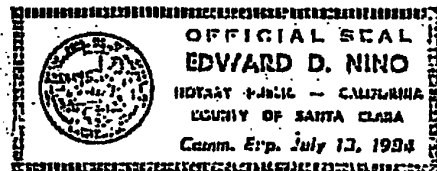
PIERRE DuMAINE

Subscribed and sworn to
before me this 23rd day
of September, 1981.



EDWARD D. NINO

Notary Public in and for the
State of California



CITY OF CUPERTINO
10300 Torre Avenue, Cupertino, California 95014 (408) 777-3308
COMMUNITY DEVELOPMENT DEPARTMENT

TO: Pre-Hearing Review Committee Members:
Building Department - Larry Squarcia
Sanitary District - Cupertino Sanitary
Fire Department - Fred Amadkani
Public Works - Chad Mosley
Public Works - Cheri Donnelly
City Attorney's Office -

FROM: Community Development Department

DATE: July 27, 2011

SUBJ: Pre-hearing Review Meeting of Wednesday, August 10, 2011.
2:30 p.m. in Conference Room C.

1. Application No.: U-2011-10, ASA-2011-13, TR-2011-31
Applicant: Alex Morin (Cortel, LLC & AT&T)
Location: 23005 Cristo Rey Drive (The Forum at Rancho San Antonio)

Use Permit application to allow a personal wireless service facility consisting of 12 panel antennas mounted on a 55 foot monoeucalyptus and associated base equipment;
Architectural and Site approval to allow a personal wireless service facility consisting of 12 panel antennas mounted on a 55 foot monoeucalyptus and associated base equipment;
Tree Removal Permit to allow the removal and replacement of 3 trees in conjunction with the installation of a personal wireless service facility

Case Manager: Colin Jung
Environmental Recommendation: Exempt

If you are unable to attend this meeting, please forward your comments by Tuesday, August 9, 2011.

MY COMMENTS REMAIN MUCH THE
SAME AS COMMENTS PROVIDED TO
COLIN VIA EMAIL ON 2/24/11
(SEE ATTACHED.)

Chad Mosley

From: Chad Mosley
Sent: Thursday, February 24, 2011 5:20 PM
To: Colin Jung
Subject: AT&T Cell Tower at Crooked Creek

Colin,
Comments from my review of the preliminary plans are listed below:

- 1) Drainage concerns are minimal for this site. However, I do want to see some efforts implemented to stop erosion of the slope and/or decomposed granite path. One such improvement could be water bars across the decomposed granite path and/or some controlled and vegetated flow path for drainage to runoff toward.
- 2) The retaining walls for the enclosure area appear as though they could be as high as 8' at the East corner of the enclosure. Any wall over 4' in height from top of wall to bottom of foundation requires a grading permit from the Public Works Department and third party reviews of the geotechnical and structural aspects of the project. Structural plans and calculations are required for the wall, and a geotechnical report will also be required. The third party reviews require a total of \$4,000.00 in review fee deposits.
- 3) It appears that an easement may also be needed for the proposed facilities, though I will need a copy of the Grant Deed and Title Report to verify.
- 4) The plans should also show proposed and existing service facilities in the area. Approximate locations will be acceptable.

Should you or the applicant have further questions or concerns, please feel free to contact me directly.

Sincerely,
Chad Mosley, PE
City of Cupertino
Public Works Department
(408) 777-7604

DISTRICT MANAGER-ENGINEER
MARK THOMAS & COMPANY, INC.
RICHARD K. TANAKA

DISTRICT COUNSEL
ATKINSON • FARASYN, LLP.
HAROLD S. TOPPEL



20833 STEVENS CREEK BOULEVARD, SUITE 104
CUPERTINO, CALIFORNIA 95014-2154
(408) 253-7071 PHONE • (408) 253-5173 FAX

www.cupertinosanitarydistrict.com

BOARD OF DIRECTORS
WILLIAM A. BOSWORTH
JOHN M. GATTO
STEVE C. ANDREWS
WENDELL H. KERR, JR.
CHRISTOPHER C. LEE

July 28, 2011

File: CSD – MOP0
Planning Department-Cupertino

Colin Jung
Community Development Department - Planning
City of Cupertino
10300 Torre Avenue
Cupertino, CA 95014-3255

Subject: Use Permit to allow a personal wireless device service facility consisting of 12 panel antennas mounted on a 55' tall monoeucalyptus and associated base equipment; Architectural and Site approval to allow a personal wireless service facility consisting of 12 panel antennas mounted on a 55 foot monoeucalyptus and associated base equipment; Tree Removal Permit to allow the removal and replacement of 3 trees in conjunction with the installation of a personal wireless service facility

Name: Alex Morin (Cortel, LLC & AT&T)

Address: 23005 Via Esplendor (The Forum at Rancho San Antonio)

APN: 342-54-999

Planning Application No: U-2011-10, ASA-2011-13, TR-2011-31

Dear Mr. Jung:

Cupertino Sanitary District has reviewed the application and has no comments or requirements at this time.

Please feel free to contact Nichol Bowersox at (408) 253-7071 if you have any questions or concerns.

Yours very truly,

MARK THOMAS & COMPANY, INC.
District Manager-Engineer

for Richard K. Tanaka

S:\WORDS\CUSD\LETTERS\PLANNING\DEPART\LETTERS\2011\LETTERS U-2011-10 ASA-2011-13 TR-2011-31 Alex Morin Cortel LLC ATT 23005
cristo Rey Dr 07-28-2011.doc

SUPPLYING SANITARY SEWERAGE SERVICES FOR: CITY OF CUPERTINO, PORTIONS OF THE CITIES OF SARATOGA, SUNNYVALE, LOS ALTOS AND
SURROUNDING UNINCORPORATED AREAS



OFFICE OF COMMUNITY DEVELOPMENT

CITY HALL

10300 TORRE AVENUE • CUPERTINO, CA 95014-3255

(408) 777-3308 • FAX (408) 777-3333 • planning@cupertino.org

August 17, 2011

Mr. Alex Morin
Cortel, LLC
1428 Grant Street
Berkeley, CA 94703

Re: Type of Permit: Use Permit, Architectural & Site Approval, Tree Removal
File Number: U-2011-10, ASA-2011-13, TR-2011-31
Address: 23005 Via Esplendor

Dear Alex:

Thank you for your applications for the AT&T personal wireless service facility consisting of 12 panel antennas mounted on a 55-foot tall monoecalyptus and associated base equipment located in a common area near 23005 Via Esplendor and requiring the removal of three Coastal Redwood trees (9", 6.5" and 6.5" in diameter) that are part of an approved landscaped plan. After reviewing the application, Planning Department staff has determined that your application is incomplete.

Please find below a list of comments and/or items that you will need to address and/or provide prior to your application being deemed complete. Please note that these are initial comments. The Planning Division may ask for additional information or revisions once you respond to these initial comments for clarification purposes. Your timely response to these comments will help expedite your project's review.

Planning Department Comments

Please provide the following information if the box(es) is checked:

- ☐ Application Form
- ☒ Application Fees. Please submit a fee in the amount of \$83.00 for tree removal (3rd tree).
- ☐ Site Plan, including all information as required per the Site Plan Content Requirements sheet.
- ☐ Materials Board
- ☐ Vicinity Map
- ☐ Elevations
- ☐ Floor Plans
- ☐ Exhibit Copies (11" x 17" / full size plan sets)
- ☐ CD Rom copy of plans
- ☐ Landscape Plan
- ☐ Grading Plan
- ☐ Sign Exhibits
- ☐ Cross Sections

- ☐ Perspectives/Color Renderings/Computer Rendered Drawings
- ☐ Legal Description
- ☐ Project Description
- ☐ Justification Description

Please also review the following comments that may require additional information or revisions:

1. Provide Existing and Proposed Coverage Maps
2. Identify any additional AT&T cell sites proposed over the next year within a one-mile radius of the subject proposal.
3. Provide written supplement to your radio frequency (RF) energy study that answers the following two questions:
 - a) What is the calculated RF energy exposure (in comparison to federal standards) at the nearest residence measured at the actual or potential second floor level?
 - b) Please reconcile the discrepancy between the project description (12 antennas) and the antenna inventory/Roofview export file (24 antennas).
4. The Roman Catholic Church owns the property and Rancho San Antonio Retirement Housing Corporation is the lessee. I need to see written authorization (power-of-attorney) that the Housing Corporation can act on behalf of the church and consent to the land improvements.

Comments from Other City Departments & Service Agencies

1. Public Works Department
2. Cupertino Sanitary District
3. Santa Clara County Fire Department

If you have any questions or would like to schedule a meeting appointment, please contact me at (408) 777-3257 or by e-mail at colinj@Cupertino.org

Sincerely,



Colin Jung, AICP
Senior Planner
Planning Department
City of Cupertino



CUPERTINO

PUBLIC WORKS CONFIRMATION FORM

Community Development Department

10300 Torre Avenue
Cupertino, CA 95014

(408) 777-3308 / Fax (408) 777-3333
planning@cupertino.org
http://www.cupertino.org/planning

A Public Works pre-application conference is required **prior to submittal** on all applications. The purpose of this pre-application is to identify preliminary Public Works issues, which may adversely affect this application. Please submit this form and a copy of the site plan to Public Works Department for review. Public Works Department can be reached at (408) 777-3354.

Project Address: 25005 Via Esplanada Email Address: alex.morin@cupertino.org

Applicant Name: ATT - Alex Morin Phone No: 530.219.8703

For Public Works Department Use Only

Addition: X Single Family Dwelling _____ Flood Zone: _____

Requirements:

Dedicate Right-of-way (road): _____

Easement (streetlight): _____

Offsite improvements required (circled): sidewalk, curb and gutter, curb ramp, driveway, pavement, street light, street tree

Registered civil engineer required to design grading plans or improvement plans

Clearly show all utility lines from the house/project site to the street (electric, electric panel, gas, water, sewer). Indicate as new (N) or existing (E)

Underground all overhead utility service to new house or new electric panel

Show onsite drainage on site plan with direction and slope percentage

Include relevant City Standard notes and Details on plans

Encroachment permit or Development Agreement

Streamside Permit

Soils letter/report

✓ Submit preliminary title report and Quitclaim underground water rights

Comments _____

x Gee Elvira
Signature

Title

6/29/11
Date

Sheet **11** of 11



CUPERTINO

PRE-APPLICATION FORM

Community Development Department

10300 Torre Avenue

Cupertino, CA 95014

(408) 777-3308 / Fax (408) 777-3333

planning@cupertino.org

<http://www.cupertino.org/planning>

PLEASE NOTE:

A pre-application conference is required prior to submittal on all applications. The purpose of the pre-application conference is to determine if the application is ready for submittal.

Please call your project manager to schedule a time for the review of your application materials. We suggest you allow enough time prior to the application deadline to prepare additional information or make changes in case any are needed.

Please bring this form to the pre-application meeting for a signature.

Include this form in your application submittal.

Application Request: New ATT wireless facility. 65ft mono-Eucalyptus tree pole w/12 antennas & 7 cabinets in a shelter.

Comments: _____

Signed (planner)

Have been in contact with Colin Tang.
Colin Tang Date 6/30/11
Colin Tang

As a part of the application review process, City of Cupertino employees may visit your site in order to take photographs, slides and/or videotape. These materials may be shown at a city meeting.

Sheet **1** of 11

From: Colin Jung (ColinJ@cupertino.org)
To: alex.morin@cortel-llc.com;
Date: Mon, February 28, 2011 4:30:35 PM
Cc:
Subject: RE: AT&T Cell Tower at Crooked Creek - Public Works Comments

Alex:

I reread our regulations; I won't need your photosims to figure out the entitlement processing. It is as follows:

Minor Use Permit	\$6,604.00
Planning Commission Arch. & Site Approval	\$6,604.00
Tree Removal (first tree)	\$ 160.00
Tree Removal (each additional tree)	\$ 81.00 each
Env. Review (Cat. Exemption)	\$ 220.00
County Filing Fees	\$ 150.00
<u>Legal Noticing Deposit</u>	<u>\$ 400.00</u>
TOTAL	

Make check payable to City of Cupertino.

Colin Jung
City of Cupertino

From: Alex Morin [mailto:alex.morin@cortel-llc.com]
Sent: Friday, February 25, 2011 10:22 AM
To: Colin Jung
Subject: Re: AT&T Cell Tower at Crooked Creek - Public Works Comments

Thanks Colin. I will incorporate all of these comments as well as yours into our proposal.

Alex Morin
Planner
Cortel LLC
ph. 530.219.8903
fx. 415.520.0263

From: Colin Jung <ColinJ@cupertino.org>
To: "alex.morin@cortel-llc.com" <alex.morin@cortel-llc.com>
Sent: Thu, February 24, 2011 5:43:02 PM
Subject: FW: AT&T Cell Tower at Crooked Creek - Public Works Comments

Alex:

FYI

Colin Jung

City of Cupertino

From: Chad Mosley
Sent: Thursday, February 24, 2011 5:20 PM
To: Colin Jung
Subject: AT&T Cell Tower at Crooked Creek

Colin,

Comments from my review of the preliminary plans are listed below:

- 1) Drainage concerns are minimal for this site. However, I do want to see some efforts implemented to stop erosion of the slope and/or decomposed granite path. One such improvement could be water bars across the decomposed granite path and/or some controlled and vegetated flow path for drainage to runoff toward.
- 2) The retaining walls for the enclosure area appear as though they could be as high as 8' at the East corner of the enclosure. Any wall over 4' in height from top of wall to bottom of foundation requires a grading permit from the Public Works Department and third party reviews of the geotechnical and structural aspects of the project. Structural plans and calculations are required for the wall, and a geotechnical report will also be required. The third party reviews require a total of \$4,000.00 in review fee deposits.
- 3) It appears that an easement may also be needed for the proposed facilities, though I will need a copy of the Grant Deed and Title Report to verify.
- 4) The plans should also show proposed and existing service facilities in the area. Approximate locations will be acceptable.

Should you or the applicant have further questions or concerns, please feel free to contact me directly.

Sincerely,
Chad Mosley, PE
City of Cupertino
Public Works Department
(408) 777-7604

LETTER OF AUTHORIZATION

TO: WHOM IT MAY CONCERN

RE: APPLICATION FOR ZONING/USE/BUILDING PERMIT AND APPROVALS

The Forum @ Rancho San Antonio of the below-described property, does hereby appoint New Cingular Wireless, PCS, LLC, a Delaware Limited Liability Company, and its employees, agents and contractors, as agent for the purpose of consummating any application and obtaining any and all governmental permits and approvals to construct, maintain and operate mobile/wireless communications facilities on the below-described property. The undersigned understands that the application may be denied, modified or approved with conditions and that such conditions or modifications must be complied with prior to issuance of permits or approvals.

The Forum @ Rancho San Antonio
Address: 23500 Cristo Rey Dr.
Cupertino, Ca 95014
Assessor's Parcel Number/Property Description:

Signature of Property ^{CONTROLLER:} Owner:-

By: Richard W. Mahler

Name:

Date: 2/10/11



First American Title Company

**6683 Owens Drive
Pleasanton, CA 94588**

Escrow Officer: Jules Snipes
Phone: (925)738-4050
Fax No.: (866)648-7806
E-Mail: jsnipes@firstam.com

E-Mail Loan Documents to: Please contact the Escrow Officer for email address for sending loan documents.
Property: No Site Address
Cupertino, CA

PRELIMINARY REPORT

In response to the above referenced application for a policy of title insurance, this company hereby reports that it is prepared to issue, or cause to be issued, as of the date hereof, a Policy or Policies of Title Insurance describing the land and the estate or interest therein hereinafter set forth, insuring against loss which may be sustained by reason of any defect, lien or encumbrance not shown or referred to as an Exception below or not excluded from coverage pursuant to the printed Schedules, Conditions and Stipulations of said Policy forms.

The printed Exceptions and Exclusions from the coverage and Limitations on Covered Risks of said policy or policies are set forth in Exhibit A attached. *The policy to be issued may contain an arbitration clause. When the Amount of Insurance is less than that set forth in the arbitration clause, all arbitrable matters shall be arbitrated at the option of either the Company or the Insured as the exclusive remedy of the parties.* Limitations on Covered Risks applicable to the CLTA and ALTA Homeowner's Policies of Title Insurance which establish a Deductible Amount and a Maximum Dollar Limit of Liability for certain coverages are also set forth in Exhibit A. Copies of the policy forms should be read. They are available from the office which issued this report.

Please read the exceptions shown or referred to below and the exceptions and exclusions set forth in Exhibit A of this report carefully. The exceptions and exclusions are meant to provide you with notice of matters which are not covered under the terms of the title insurance policy and should be carefully considered.

It is important to note that this preliminary report is not a written representation as to the condition of title and may not list all liens, defects, and encumbrances affecting title to the land.

This report (and any supplements or amendments hereto) is issued solely for the purpose of facilitating the issuance of a policy of title insurance and no liability is assumed hereby. If it is desired that liability be assumed prior to the issuance of a policy of title insurance, a Binder or Commitment should be requested.

Dated as of February 10, 2011 at 7:30 A.M.

The form of Policy of title insurance contemplated by this report is:

To Be Determined

A specific request should be made if another form or additional coverage is desired.

Title to said estate or interest at the date hereof is vested in:

The Roman Catholic Bishop of San Jose, a (California) corporation sole

The estate or interest in the land hereinafter described or referred to covered by this Report is:

A fee as to Parcel(s) Two, an easement as to Parcel(s) One.

The Land referred to herein is described as follows:

(See attached Legal Description)

At the date hereof exceptions to coverage in addition to the printed Exceptions and Exclusions in said policy form would be as follows:

1. General and special taxes and assessments for the fiscal year 2011-2012, a lien not yet due or payable.
2. General and special taxes and assessments for the fiscal year 2010-2011.

First Installment:	\$154,365.44, PAID
Penalty:	\$0.00
Second Installment:	\$154,365.44, DUE
Penalty:	\$0.00
Tax Rate Area:	13-008
A. P. No.:	342-54-016

Affects: The land and other property.

3. Assessment liens, if applicable, collected with the general and special taxes, including but not limited to those disclosed by the reflection of the following on the tax roll:

Community Facilities District County Library.

4. The lien of supplemental taxes, if any, assessed pursuant to Chapter 3.5 commencing with Section 75 of the California Revenue and Taxation Code.

5. An easement for water pipelines and incidental purposes, recorded October 26, 1868 as Book C of Miscellaneous at Page 241 .
In Favor of: S H and T F Grant
Affects: Refer to said document for full particulars

The location of the easement cannot be determined from record information.

6. A lease dated October 01, 1987, executed by Roman Catholic Bishop of San Jose, a corporation sole as lessor and Forum Lifecare, Inc., an Indian corporation as lessee, recorded December 11, 1987 as Document No. 9536539 in Book K387, Page 1708 of Official Records.

Affects: The land and other property.

Document(s) declaring modifications thereof recorded October 12, 1989 as Document No. 10285837 in Book L127, Page 1727 of Official Records.

Document(s) declaring modifications thereof recorded December 15, 1989 as Document No. 10360135 in Book L198, Page 191 of Official Records.

The lessee's interest under the lease has been assigned to Rancho San Antonio Retirement Housing Corporation, a nonprofit corporation by assignment recorded December 29 1989 as Document No. 10375527 in Book L214, Page 1233 of Official Records.

Defects, liens, encumbrances or other matters affecting the leasehold estate, whether or not shown by the public records.

7. An easement for water lines, electrical circuits and incidental purposes, recorded May 23, 1990 as Document No. 10533461 in Book L364, Page 1789 of Official Records.
In Favor of: City of Cupertino, a municipal corporation
Affects: Refer to said document for full particulars

8. An easement for emergency access and incidental purposes, recorded May 23, 1990 as Document No. 10533465 in Book L364, Page 2014 of Official Records.
In Favor of: City of Cupertino, a municipal corporation
Affects: Refer to said document for full particulars

9. A lease dated February 23, 2006, executed by The Roman Catholic Bishop of San Jose, a corporation sole as lessor and Rancho San Antonio Retirement Housing Corporation, a nonprofit corporation as lessee, recorded March 06, 2006 as Document No. 18832013 of Official Records.

Affects: The land and other property.

Defects, liens, encumbrances or other matters affecting the leasehold estate, whether or not shown by the public records.

10. The terms and provisions contained in the document entitled "Notice of Statutory Limitation on Transfer" recorded March 06, 2006 as Document No. 18832014 of Official Records.

11. Any easements and/or servitudes affecting easement parcel(s) One herein described.
12. Rights of parties in possession.

Prior to the issuance of any policy of title insurance, the Company will require:

13. With respect to The Roman Catholic Bishop of San Jose, a California corporation sole:
 - a. A certificate of good standing of recent date issued by the Secretary of State of the corporation's state of domicile.
 - b. A certified copy of a resolution of the Board of Directors authorizing the contemplated transaction and designating which corporate officers shall have the power to execute on behalf of the corporation.
 - c. Other requirements which the Company may impose following its review of the material required herein and other information which the Company may require.
14. Full copies of all leases affecting the land be recorded in the public records.

INFORMATIONAL NOTES

Note: The policy to be issued may contain an arbitration clause. When the Amount of Insurance is less than the certain dollar amount set forth in any applicable arbitration clause, all arbitrable matters shall be arbitrated at the option of either the Company or the Insured as the exclusive remedy of the parties. If you desire to review the terms of the policy, including any arbitration clause that may be included, contact the office that issued this Commitment or Report to obtain a sample of the policy jacket for the policy that is to be issued in connection with your transaction.

1. The property covered by this report is vacant land.
2. According to the public records, there has been no conveyance of the land within a period of twenty-four months prior to the date of this report, except as follows:

None

3. We find no open deeds of trust. Escrow please confirm before closing.

The map attached, if any, may or may not be a survey of the land depicted hereon. First American expressly disclaims any liability for loss or damage which may result from reliance on this map except to the extent coverage for such loss or damage is expressly provided by the terms and provisions of the title insurance policy, if any, to which this map is attached.

LEGAL DESCRIPTION

Real property in the City of Cupertino, County of Santa Clara, State of California, described as follows:

PARCEL ONE:

AN EASEMENT FOR ACCESS PURPOSES OVER THE FOLLOWING DESCRIBED PROPERTY:

A STRIP OF LAND 12.00 FEET WIDE LYING WITHIN A PORTION OF THAT CERTAIN 473 ACRE TRACT OF LAND CONVEYED TO THE ROMAN CATHOLIC ARCHBISHOP OF SAN FRANCISCO BY DEED RECORDED MAY 13, 1920 IN BOOK 517 PAGE 40 OF DEEDS, SANTA CLARA COUNTY RECORDS, LYING 6.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

BEGINNING AT THE WESTERLY CORNER OF LOT 4 OF TRACT NO.9054, FILED IN BOOK 705, PAGES 13 THROUGH 22 OF MAPS, RECORDS OF SAID COUNTY, THENCE S50°45'50"W, 15.14 FEET TO THE POINT OF BEGINNING; THENCE N20°33'36"W, 322.78 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 434.50 FEET' THENCE NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 14°50'42" AND AN ARC DISTANCE OF 112.58 FEET; THENCE N 05° 42' 54" W, 500.77 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHWESTERLY AND HAVING A RADIUS OF 243.50 FEET; THENCE NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 29°17'52" AND AN ARC DISTANCE OF 124.51 FEET; THENCE N35°00'46"W, 146.00 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHWESTERLY AND HAVING A RADIUS OF 92.00 FEET; THENCE NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 69°09'32" AND AN ARC DISTANCE OF 111.05 FEET TO THE BEGINNING OF A REVERSE CURVE CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 53.00 FEET; THENCE NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 47°19'04" AND AN ARC DISTANCE OF 43.77 FEET; THENCE N56°51'14"W, 45.34 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 881.29 FEET; THENCE NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 7°00'03" AND AN ARC DISTANCE OF 107.68 FEET TO THE BEGINNING OF A COMPOUND CURVE CONCAVE EASTERLY AND HAVING A RADIUS OF 31.50 FEET; THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 87°40'09" AND AN ARC DISTANCE OF 48.20 FEET; THENCE N43°08'13"E, 71.80 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHERLY AND HAVING A RADIUS OF 31.50 FEET; THENCE EASTERLY ALONG SAID CURVE, THROUGH AN ANGLE OF 94°42'42" AND ARC DISTANCE OF 52.07 FEET; THENCE S42°09'04"E, 141.19 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHWESTERLY AND HAVING A RADIUS OF 71.00 FEET; THENCE NORTHEASTERLY AND NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 171°57'19" AND AN ARC DISTANCE OF 213.08 FEET' THENCE N34°06'23"W, 210.00 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 112.50 FEET; THENCE NORTHWESTERLY AND NORTHEASTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 46°46'07" AND AN ARC DISTANCE OF 91.83 FEET; THENCE N12°39'43"E, 53.09 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHWESTERLY AND HAVING A RADIUS OF 147.50 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 10°39'36" AND ARC DISTANCE OF 27.44 FEET; THENCE N02°00'07"E, 112.45 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHWESTERLY AND HAVING A RADIUS OF 147.00 FEET; THENCE NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 40°35'20" AND AN ARC DISTANCE OF 104.14 FEET; N38°35'13"W, 148.99 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 112.50 FEET; THENCE NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 35°11'49" AND AN ARC DISTANCE OF 69.11 FEET; THENCE N03°23'24" W, 73.97 FEET TO THE BEGINNING OF A

TANGENT CURVE CONCAVE SOUTHWESTERLY AND HAVING A RADIUS OF 121.00 FEET; THENCE NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 86°34'30" AND AN ARC DISTANCE OF 182.83 FEET; THENCE N89°57'54"W, 60.81 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 54.00 FEET; THENCE NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 90°04'39" AND AN ARC DISTANCE OF 84.90 FEET; THENCE N00°06'44"E, 59.54 FEET; THENCE S89°53'16"E, 39.62 FEET; THENCE S47°52'16"E, 20.80 FEET TO A POINT HEREINAFTER REFERRED TO AS PONT "A" AND THE END OF SAID STRIP.

PARCEL TWO:

BEGINNING AT POINT "A" AS DESCRIBED ABOVE; THENCE N42°07'44"E, 6.00 FEET THENCE S47°52'16"E, 32.00 FEET; THENCE S42°07'44"W, 17.50 FEET; THENCE N47°52'16"W, 32.00 FEET; THENCE N42°07'44"E, 11.50 FEET TO THE POINT OF BEGINNING.

APN: 342-54-016 (portion of)

WIRING INSTRUCTIONS

PAYABLE TO: FIRST AMERICAN TITLE COMPANY
BANK: First American Trust, FSB
ADDRESS: 5 First American Way, Santa Ana, CA 92707
ACCOUNT NO: 3024740000
ROUTING NUMBER: 122241255

PLEASE REFERENCE THE FOLLOWING:

CUSTOMER NAME: CN 4019 HOSPITAL
FILE NUMBER: 0131-617913ala (js)
ATTENTION: JULES SNIPES

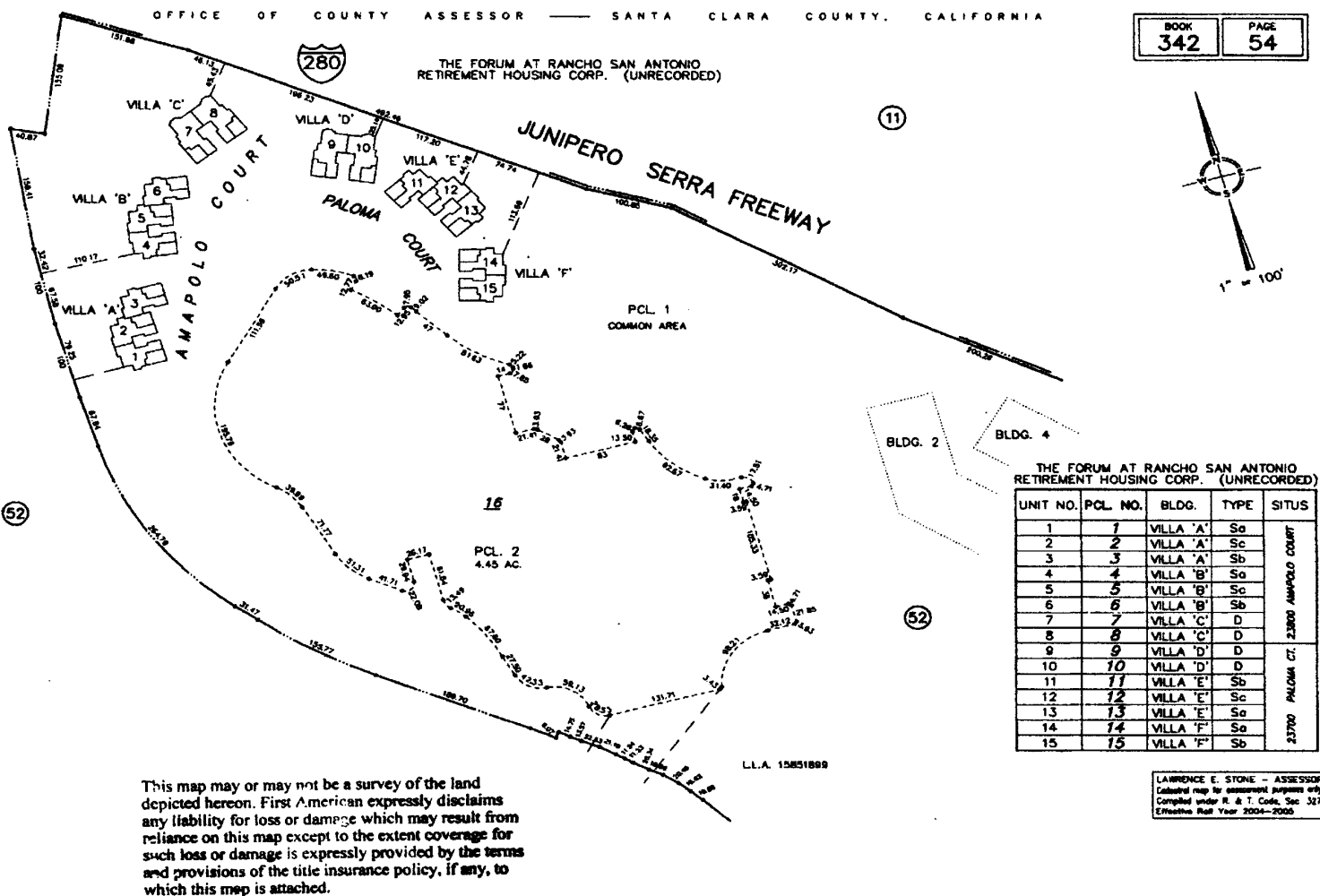
PLEASE USE THE ABOVE INFORMATION WHEN WIRING FUNDS TO FIRST AMERICAN TITLE COMPANY. FUNDS MUST BE WIRED FROM A U.S. BANK. PLEASE NOTIFY JULES SNIPES AT (925)738-4050 OR jsnipes@firstam.com WHEN YOU HAVE TRANSMITTED YOUR WIRE. FAX NUMBER: (866)648-7806

FIRST AMERICAN TRUST CONTACT INFO: Banking Services 1-877-600-9473

**ALL WIRES WILL BE RETURNED IF THE FILE NUMBER
AND/OR NAME(S) ARE NOT INCLUDED**

Description: Santa Clara, CA Assessor Map 342.54 Page: 1 of 1
Order: csh Comment:

NOTICE



Section 12413.1 of the California Insurance Code, effective January 1, 1990, requires that any title insurance company, underwritten title company, or controlled escrow company handling funds in an escrow or sub-escrow capacity, wait a specified number of days after depositing funds, before recording any documents in connection with the transaction or disbursing funds. This statute allows for funds deposited by wire transfer to be disbursed the same day as deposit. In the case of cashier's checks or certified checks, funds may be disbursed the next day after deposit. In order to avoid unnecessary delays of three to seven days, or more, please use wire transfer, cashier's checks, or certified checks whenever possible.

If you have any questions about the effect of this new law, please contact your local First American Office for more details.

EXHIBIT A
LIST OF PRINTED EXCEPTIONS AND EXCLUSIONS (BY POLICY TYPE)

1. CALIFORNIA LAND TITLE ASSOCIATION STANDARD COVERAGE POLICY - 1990
SCHEDULE B

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notice of such proceedings, whether or not shown by the records of such agency or by the public records.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of the land or which may be asserted by persons in possession thereof.
3. Easements, liens or encumbrances, or claims thereof, which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.

EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

1. (a) Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances, or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use, or enjoyment of the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the effect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
 (b) Any governmental police power not excluded by (a) above, except to the extent that a notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
2. Rights of eminent domain unless notice of the exercise thereof has been recorded in the public records at Date of Policy, but not excluding from coverage any taking which has occurred prior to Date of Policy which would be binding on the rights of a purchaser for value without knowledge.
3. Defects, liens, encumbrances, adverse claims or other matters:
 - (a) whether or not recorded in the public records at Date of Policy, but created, suffered, assumed or agreed to by the insured claimant;
 - (b) not known to the Company, not recorded in the public records at Date of Policy, but known to the insured claimant and not disclosed in writing to the Company by the insured claimant prior to the date the insured claimant became an insured under this policy;
 - (c) resulting in no loss or damage to the insured claimant;
 - (d) attaching or created subsequent to Date of Policy; or
 - (e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the insured mortgage or for the estate or interest insured by this policy.
4. Unenforceability of the lien of the insured mortgage because of the inability or failure of the insured at Date of Policy, or the inability or failure of any subsequent owner of the indebtedness, to comply with applicable "doing business" laws of the state in which the land is situated.
5. Invalidity or unenforceability of the lien of the insured mortgage, or claim thereof, which arises out of the transaction evidenced by the insured mortgage and is based upon usury or any consumer credit protection or truth in lending law.
6. Any claim, which arises out of the transaction vesting in the insured the estate or interest insured by their policy or the transaction creating the interest of the insured lender, by reason of the operation of federal bankruptcy, state insolvency or similar creditors' rights laws.

2. AMERICAN LAND TITLE ASSOCIATION OWNER'S POLICY FORM B - 1970
SCHEDULE OF EXCLUSIONS FROM COVERAGE

1. Any law, ordinance or governmental regulation (including but not limited to building and zoning ordinances) restricting or regulating or prohibiting the occupancy, use or enjoyment of the land, or regulating the character, dimensions or location of any improvement now or hereafter erected on the land, or prohibiting a separation in ownership or a reduction in the dimensions or area of the land, or the effect of any violation of any such law, ordinance or governmental regulation.
2. Rights of eminent domain or governmental rights of police power unless notice of the exercise of such rights appears in the public records at Date of Policy.
3. Defects, liens, encumbrances, adverse claims, or other matters (a) created, suffered, assumed or agreed to by the insured claimant; (b) not known to the Company and not shown by the public records but known to the insured claimant either at Date of Policy or at the date such claimant acquired an estate or interest insured by this policy and not disclosed in writing by the insured claimant to the Company prior to the date such insured claimant became an insured hereunder; (c) resulting in no loss or damage to the insured claimant; (d) attaching or created subsequent to Date of Policy; or (e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the estate or interest insured by this policy.

**3. AMERICAN LAND TITLE ASSOCIATION OWNER'S POLICY FORM B - 1970
WITH REGIONAL EXCEPTIONS**

When the American Land Title Association policy is used as a Standard Coverage Policy and not as an Extended Coverage Policy the exclusions set forth in paragraph 2 above are used and the following exceptions to coverage appear in the policy.

SCHEDULE B

This policy does not insure against loss or damage by reason of the matters shown in parts one and two following:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by public records.
5. Unpatented mining claims; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.
6. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.

**4. AMERICAN LAND TITLE ASSOCIATION LOAN POLICY - 1970
WITH A.L.T.A. ENDORSEMENT FORM 1 COVERAGE
SCHEDULE OF EXCLUSIONS FROM COVERAGE**

1. Any law, ordinance or governmental regulation (including but not limited to building and zoning ordinances) restricting or regulating or prohibiting the occupancy, use or enjoyment of the land, or regulating the character, dimensions or location of any improvement now or hereafter erected on the land, or prohibiting a separation in ownership or a reduction in the dimensions or area of the land, or the effect of any violation of any such law ordinance or governmental regulation.
2. Rights of eminent domain or governmental rights of police power unless notice of the exercise of such rights appears in the public records at Date of Policy.
3. Defects, liens, encumbrances, adverse claims, or other matters (a) created, suffered, assumed or agreed to by the insured claimant, (b) not known to the Company and not shown by the public records but known to the insured claimant either at Date of Policy or at the date such claimant acquired an estate or interest insured by this policy or acquired the insured mortgage and not disclosed in writing by the insured claimant to the Company prior to the date such insured claimant became an insured hereunder, (c) resulting in no loss or damage to the insured claimant; (d) attaching or created subsequent to Date of Policy (except to the extent insurance is afforded herein as to any statutory lien for labor or material or to the extent insurance is afforded herein as to assessments for street improvements under construction or completed at Date of Policy).
4. Unenforceability of the lien of the insured mortgage because of failure of the insured at Date of Policy or of any subsequent owner of the indebtedness to comply with applicable "doing business" laws of the state in which the land is situated.

**5. AMERICAN LAND TITLE ASSOCIATION LOAN POLICY - 1970
WITH REGIONAL EXCEPTIONS**

When the American Land Title Association Lenders Policy is used as a Standard Coverage Policy and not as an Extended Coverage Policy, the exclusions set forth in paragraph 4 above are used and the following exceptions to coverage appear in the policy.

SCHEDULE B

This policy does not insure against loss or damage by reason of the matters shown in parts one and two following:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by public records.
5. Unpatented mining claims; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

**6. AMERICAN LAND TITLE ASSOCIATION LOAN POLICY - 1992
WITH A.L.T.A. ENDORSEMENT FORM 1 COVERAGE
EXCLUSIONS FROM COVERAGE**

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

1. (a) Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances, or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use, or enjoyment of the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the effect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy; (b) Any governmental police power not excluded by (a) above, except to the extent that a notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
2. Rights of eminent domain unless notice of the exercise thereof has been recorded in the public records at Date of Policy, but not excluding from coverage any taking which has occurred prior to Date of Policy which would be binding on the rights of a purchaser for value without knowledge.
3. Defects, liens, encumbrances, adverse claims, or other matters:
 - (a) whether or not recorded in the public records at Date of Policy, but created, suffered, assumed or agreed to by the insured claimant;
 - (b) not known to the Company, not recorded in the public records at Date of Policy, but known to the insured claimant and not disclosed in writing to the Company by the insured claimant prior to the date the insured claimant became an insured under this policy;
 - (c) resulting in no loss or damage to the insured claimant;
 - (d) attaching or created subsequent to Date of Policy (except to the extent that this policy insures the priority of the lien of the insured mortgage over any statutory lien for services, labor or material or the extent insurance is afforded herein as to assessments for street improvements under construction or completed at date of policy); or
 - (e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the insured mortgage.
4. Unenforceability of the lien of the insured mortgage because of the inability or failure of the insured at Date of Policy, or the inability or failure of any subsequent owner of the indebtedness, to comply with the applicable "doing business" laws of the state in which the land is situated.
5. Invalidity or unenforceability of the lien of the insured mortgage, or claim thereof, which arises out of the transaction evidenced by the insured mortgage and is based upon usury or any consumer credit protection or truth in lending law.
6. Any statutory lien for services, labor or materials (or the claim of priority of any statutory lien for services, labor or materials over the lien of the insured mortgage) arising from an improvement or work related to the land which is contracted for and commenced subsequent to Date of Policy and is not financed in whole or in part by proceeds of the indebtedness secured by the insured mortgage which at Date of Policy the insured has advanced or is obligated to advance.
7. Any claim, which arises out of the transaction creating the interest of the mortgagee insured by this policy, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that is based on:
 - (i) the transaction creating the interest of the insured mortgagee being deemed a fraudulent conveyance or fraudulent transfer; or
 - (ii) the subordination of the interest of the insured mortgagee as a result of the application of the doctrine of equitable subordination; or
 - (iii) the transaction creating the interest of the insured mortgagee being deemed a preferential transfer except where the preferential transfer results from the failure:
 - (a) to timely record the instrument of transfer; or
 - (b) of such recordation to impart notice to a purchaser for value or a judgment or lien creditor.

7. AMERICAN LAND TITLE ASSOCIATION LOAN POLICY - 1992 WITH REGIONAL EXCEPTIONS

When the American Land Title Association policy is used as a Standard Coverage Policy and not as an Extended Coverage Policy the exclusions set forth in paragraph 6 above are used and the following exceptions to coverage appear in the policy.

SCHEDULE B

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by public records.
5. Unpatented mining claims; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

8. AMERICAN LAND TITLE ASSOCIATION OWNER'S POLICY - 1992 EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

1. (a) Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances, or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use, or enjoyment of the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the effect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance

resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.

(b) Any governmental police power not excluded by (a) above, except to the extent that a notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.

2. Rights of eminent domain unless notice of the exercise thereof has been recorded in the public records at Date of Policy, but not excluding from coverage any taking which has occurred prior to Date of Policy which would be binding on the rights of a purchaser for value without knowledge.
3. Defects, liens, encumbrances, adverse claims, or other matters:
 - (a) created, suffered, assumed or agreed to by the insured claimant;
 - (b) not known to the Company, not recorded in the public records at Date of Policy, but known to the insured claimant and not disclosed in writing to the Company by the insured claimant prior to the date the insured claimant became an insured under this policy;
 - (c) resulting in no loss or damage to the insured claimant;
 - (d) attaching or created subsequent to Date of Policy; or
 - (e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the estate or interest insured by this policy.
4. Any claim, which arises out of the transaction vesting in the insured the estate or interest insured by this policy, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that is based on:
 - (i) the transaction creating the estate or interest insured by this policy being deemed a fraudulent conveyance or fraudulent transfer; or
 - (ii) the transaction creating the estate or interest insured by this policy being deemed a preferential transfer except where the preferential transfer results from the failure:
 - (a) to timely record the instrument of transfer; or
 - (b) of such recordation to impart notice to a purchaser for value or a judgment or lien creditor.

9. AMERICAN LAND TITLE ASSOCIATION OWNER'S POLICY - 1992 WITH REGIONAL EXCEPTIONS

When the American Land Title Association policy is used as a Standard Coverage Policy and not as an Extended Coverage Policy the exclusions set forth in paragraph 8 above are used and the following exceptions to coverage appear in the policy.

SCHEDULE B

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by public records.
5. Unpatented mining claims; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

10. AMERICAN LAND TITLE ASSOCIATION RESIDENTIAL TITLE INSURANCE POLICY - 1987 EXCLUSIONS

In addition to the Exceptions in Schedule B, you are not insured against loss, costs, attorneys' fees and expenses resulting from:

1. Governmental police power, and the existence or violation of any law or government regulation. This includes building and zoning ordinances and also laws and regulations concerning:

* land use

* land division

* improvements on the land

* environmental protection

This exclusion does not apply to violations or the enforcement of these matters which appear in the public records at Policy Date.

This exclusion does not limit the zoning coverage described in items 12 and 13 of Covered Title Risks.

2. The right to take the land by condemning it, unless:
 - * a notice of exercising the right appears in the public records on the Policy Date
 - * the taking happened prior to the Policy Date and is binding on you if you bought the land without knowing of the taking.
3. Title Risks:
 - * that are created, allowed, or agreed to by you
 - * that are known to you, but not to us, on the Policy Date - unless they appeared in the public records
 - * that result in no loss to you
 - * that first affect your title after the Policy Date - this does not limit the labor and material lien coverage in Item 8 of Covered Title Risks
4. Failure to pay value for your title.
5. Lack of a right:
 - * to any land outside the area specifically described and referred to in Item 3 of Schedule A, or
 - * in streets, alleys, or waterways that touch your land

This exclusion does not limit the access coverage in Item 5 of Covered Title Risks.

11. EAGLE PROTECTION OWNER'S POLICY**CLTA HOMEOWNER'S POLICY OF TITLE INSURANCE - 2008
ALTA HOMEOWNER'S POLICY OF TITLE INSURANCE - 2008**

Covered Risks 16 (Subdivision Law Violation). 18 (Building Permit). 19 (Zoning) and 21 (Encroachment of boundary walls or fences) are subject to Deductible Amounts and Maximum Dollar Limits of Liability

EXCLUSIONS

In addition to the Exceptions in Schedule B, You are not insured against loss, costs, attorneys' fees, and expenses resulting from:

1. Governmental police power, and the existence or violation of those portions of any law or government regulation concerning:
 - a. building
 - b. zoning
 - c. land use
 - d. improvements on the land
 - e. land division
 - f. environmental protection
 This Exclusion does not limit the coverage described in Covered Risk 8.a., 14, 15, 16, 18, 19, 20, 23 or 27.
2. The failure of Your existing structures, or any part of them, to be constructed in accordance with applicable building codes. This Exclusion does not limit the coverage described in Covered Risk 14 or 15.
3. The right to take the Land by condemning it. This Exclusion does not limit the coverage described in Covered Risk 17.
4. Risks:
 - a. that are created, allowed, or agreed to by You, whether or not they are recorded in the Public Records;
 - b. that are Known to You at the Policy Date, but not to Us, unless they are recorded in the Public Records at the policy Date;
 - c. that result in no loss to You; or
 - d. that first occur after the Policy Date - this does not limit the coverage described in Covered Risk 7, 8.e., 25, 26, 27 or 28.
5. Failure to pay value for Your Title.
6. Lack of a right:
 - a. to any land outside the area specifically described and referred to in paragraph 3 of Schedule A; and
 - b. in streets, alleys, or waterways that touch the Land.
 This Exclusion does not limit the coverage described in Covered Risk 11 or 21

LIMITATIONS ON COVERED RISKS

Your insurance for the following Covered Risks is limited on the Owner's Coverage Statement as follows: Covered Risk 16, 18, 19 and 21, Your Deductible Amount and Our Maximum Dollar Limit of Liability shown in Schedule A. The deductible amounts and maximum dollar limits shown on Schedule A are as follows:

<u>Your Deductible Amount</u>	<u>Our Maximum Dollar Limit of Liability</u>
Covered Risk 16: 1% of Policy Amount or \$5,000.00 (whichever is less)	\$10,000.00
Covered Risk 18: 1% of Policy Amount or \$5,000.00 (whichever is less)	\$25,000.00
Covered Risk 19: 1% of Policy Amount or \$5,000.00 (whichever is less)	\$25,000.00
Covered Risk 21: 1% of Policy Amount or \$2,500.00 (whichever is less)	\$5,000.00

12. THIRD GENERATION EAGLE LOAN POLICY AMERICAN LAND TITLE ASSOCIATION EXPANDED COVERAGE RESIDENTIAL LOAN POLICY (1/01/08)**EXCLUSIONS FROM COVERAGE**

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

1. (a) Any law, ordinance, permit, or governmental regulation (including those relating to building and zoning) restricting, regulating, prohibiting, or relating to (i) the occupancy, use, or enjoyment of the Land; (ii) the character, dimensions, or location of any improvement erected on the Land; (iii) the subdivision of land; or (iv) environmental protection; or the effect of any violation of these laws, ordinances, or governmental regulations. This Exclusion 1(a) does not modify or limit the coverage provided under Covered Risk 5, 6, 13(c), 13(d), 14 or 16.
(b) Any governmental police power. This Exclusion 1(b) does not modify or limit the coverage provided under Covered Risk 5, 6, 13(c), 13(d), 14 or 16.
2. Rights of eminent domain. This Exclusion does not modify or limit the coverage provided under Covered Risk 7 or 8.
3. Defects, liens, encumbrances, adverse claims, or other matters
 - (a) created, suffered, assumed or agreed to by the Insured Claimant;
 - (b) not Known to the Company, not recorded in the Public Records at Date of Policy, but Known to the Insured Claimant and not disclosed in writing to the Company by the Insured Claimant prior to the date the Insured Claimant became an Insured under this policy;

- (c) resulting in no loss or damage to the Insured Claimant;
 - (d) attaching or created subsequent to Date of Policy (however, this does not modify or limit the coverage provided under Covered Risk 11, 16, 17, 18, 19, 20, 21, 22, 23, 24, 27 or 28); or
 - (e) resulting in loss or damage which would not have been sustained if the Insured Claimant had paid value for the Insured Mortgage.
4. Unenforceability of the lien of the Insured Mortgage because of the inability or failure of an Insured to comply with applicable doing business laws of the state where the Land is situated.
 5. Invalidity or unenforceability in whole or in part of the lien of the Insured Mortgage that arises out of the transaction evidenced by the Insured Mortgage and is based upon usury, or any consumer credit protection or truth-in-lending law. This Exclusion does not modify or limit the coverage provided in Covered Risk 26.
 6. Any claim of invalidity, unenforceability or lack of priority of the lien of the Insured Mortgage as to Advances or modifications made after the Insured has Knowledge that the vestee shown in Schedule A is no longer the owner of the estate or interest covered by this policy. This Exclusion does not modify or limit the coverage provided in Covered Risk 11.
 7. Any lien on the Title for real estate taxes or assessments imposed by governmental authority and created or attaching subsequent to Date of Policy. This Exclusion does not modify or limit the coverage provided in Covered Risk 11(b) or 25.
 8. The failure of the residential structure, or any portion of it, to have been constructed before, on or after Date of Policy in accordance with applicable building codes. This Exclusion does not modify or limit the coverage provided in Covered Risk 5 or 6.

13. AMERICAN LAND TITLE ASSOCIATION LOAN POLICY - 2006

EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy, and the Company will not pay loss or damage, costs, attorneys' fees, or expenses that arise by reason of:

1. (a) Any law, ordinance, permit, or governmental regulation (including those relating to building and zoning) restricting, regulating, prohibiting, or relating to
 - (i) the occupancy, use, or enjoyment of the Land;
 - (ii) the character, dimensions, or location of any improvement erected on the Land;
 - (iii) the subdivision of land; or
 - (iv) environmental protection;
 or the effect of any violation of these laws, ordinances, or governmental regulations. This Exclusion 1(a) does not modify or limit the coverage provided under Covered Risk 5.
- (b) Any governmental police power. This Exclusion 1(b) does not modify or limit the coverage provided under Covered Risk 6.
2. Rights of eminent domain. This Exclusion does not modify or limit the coverage provided under Covered Risk 7 or 8.
3. Defects, liens, encumbrances, adverse claims, or other matters
 - (a) created, suffered, assumed, or agreed to by the Insured Claimant;
 - (b) not Known to the Company, not recorded in the Public Records at Date of Policy, but Known to the Insured Claimant and not disclosed in writing to the Company by the Insured Claimant prior to the date the Insured Claimant became an Insured under this policy;
 - (c) resulting in no loss or damage to the Insured Claimant;
 - (d) attaching or created subsequent to Date of Policy (however, this does not modify or limit the coverage provided under Covered Risk 11, 13, or 14); or
 - (e) resulting in loss or damage that would not have been sustained if the Insured Claimant had paid value for the Insured Mortgage.
4. Unenforceability of the lien of the Insured Mortgage because of the inability or failure of an Insured to comply with applicable doing-business laws of the state where the Land is situated.
5. Invalidity or unenforceability in whole or in part of the lien of the Insured Mortgage that arises out of the transaction evidenced by the Insured Mortgage and is based upon usury or any consumer credit protection or truth-in-lending law.
6. Any claim, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that the transaction creating the lien of the Insured Mortgage, is
 - (a) a fraudulent conveyance or fraudulent transfer, or
 - (b) a preferential transfer for any reason not stated in Covered Risk 13(b) of this policy.
7. Any lien on the Title for real estate taxes or assessments imposed by governmental authority and created or attaching between Date of Policy and the date of recording of the Insured Mortgage in the Public Records. This Exclusion does not modify or limit the coverage provided under Covered Risk 11(b).

14. AMERICAN LAND TITLE ASSOCIATION LOAN POLICY - 2006

WITH REGIONAL EXCEPTIONS

When the American Land Title Association policy is used as a Standard Coverage Policy and not as an Extended Coverage Policy the exclusions set forth in paragraph 13 above are used and the following exceptions to coverage appear in the policy.

SCHEDULE B

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

1. (a) Taxes or assessments that are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the Public Records; (b) proceedings by a public agency that may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the Public Records.
2. Any facts, rights, interests, or claims that are not shown by the Public Records but that could be ascertained by an inspection of the Land or that may be asserted by persons in possession of the Land.
3. Easements, liens or encumbrances, or claims thereof, not shown by the Public Records.
4. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land and not shown by the Public Records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the Public Records.

15. AMERICAN LAND TITLE ASSOCIATION OWNER'S POLICY - 2006 EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

1. (a) Any law, ordinance, permit, or governmental regulation (including those relating to building and zoning) restricting, regulating, prohibiting, or relating to
 - (i) the occupancy, use, or enjoyment of the Land;
 - (ii) the character, dimensions, or location of any improvement erected on the Land;
 - (iii) the subdivision of land; or
 - (iv) environmental protection; or the effect of any violation of these laws, ordinances, or governmental regulations. This Exclusion 1(a) does not modify or limit the coverage provided under Covered Risk 5.
 (b) Any governmental police power. This Exclusion 1(b) does not modify or limit the coverage provided under Covered Risk 6.
2. Rights of eminent domain. This Exclusion does not modify or limit the coverage provided under Covered Risk 7 or 8.
3. Defects, liens, encumbrances, adverse claims, or other matters
 - (a) created, suffered, assumed, or agreed to by the Insured Claimant;
 - (b) not Known to the Company, not recorded in the Public Records at Date of Policy, but Known to the Insured Claimant and not disclosed in writing to the Company by the Insured Claimant prior to the date the Insured Claimant became an Insured under this policy;
 - (c) resulting in no loss or damage to the Insured Claimant;
 - (d) attaching or created subsequent to Date of Policy (however, this does not modify or limit the coverage provided under Covered Risks 9 and 10); or
 - (e) resulting in loss or damage that would not have been sustained if the Insured Claimant had paid value for the Title.
4. Any claim, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that the transaction vesting the Title as shown in Schedule A, is
 - (a) a fraudulent conveyance or fraudulent transfer; or
 - (b) a preferential transfer for any reason not stated in Covered Risk 9 of this policy.
5. Any lien on the Title for real estate taxes or assessments imposed by governmental authority and created or attaching between Date of Policy and the date of recording of the deed or other instrument of transfer in the Public Records that vests Title as shown in Schedule A.

16. AMERICAN LAND TITLE ASSOCIATION OWNER'S POLICY - 2006 WITH REGIONAL EXCEPTIONS

When the American Land Title Association policy is used as a Standard Coverage Policy and not as an Extended Coverage Policy the exclusions set forth in paragraph 15 above are used and the following exceptions to coverage appear in the policy.

SCHEDULE B

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

1. (a) Taxes or assessments that are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the Public Records; (b) proceedings by a public agency that may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the Public Records.
2. Any facts, rights, interests, or claims that are not shown by the Public Records but that could be ascertained by an inspection of the Land or that may be asserted by persons in possession of the Land.
3. Easements, liens or encumbrances, or claims thereof, not shown by the Public Records.
4. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land and not shown by the Public Records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the Public Records.



AT&T
2600 Camino Ramon
4W850L
San Ramon, CA 94583

1/2/2019

VIA EMAIL

Ms. Anna Hom
CONSUMER PROTECTION & SAFETY DIVISION
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

RE: AT&T Mobility Site - 10147301 - CCL04019 - CN4019 - ²³⁰⁰⁵~~23600~~ VIA ESPLENDOR,
CUPERTINO, California 95014

This is to provide the Commission with notice to the provisions of General Order No. 159A of the Public Utilities Commission of the State of California ("CPUC") that:

(a) AT&T Mobility has obtained all site land use approval(s) for the modification of the project listed above described in Attachment A.

A copy of this notification letter is also being provided to the appropriate local governmental agency for its information. Should there be any questions regarding this project, or if you disagree with any information contained herein, please contact me at ellenmagnie@caldwellcompliance.com or 925-918-5182.

Sincerely,

Ellen Magnie

Attachment

cc: City Planning Director
City Clerk
City Manager

City of Cupertino
10300 Torre Avenue, California 95014

U-2011-10/ASA-2011-13



ATTACHMENT A

- 1-9 Project Location:** Modification
- Site Identification Number: CCL04019
- Project Number: 3701A0E9CS
- Site Name: CN4019
- Site Address: 23600 VIA ESPLENDOR, CUPERTINO, California
95014
- County: SANTA CLARA
- Assessor's Parcel Number: 342-54-016
- Latitude: 37-20-15.3
- Longitude: 122-05-07.2
- 10-14 Project Description:**
- Number of Antennae to be installed: 9 antennas total approved at
55 in height
- Tower Design: OTHER (monoeucalyptus)
- Tower Appearance: OTHER (monoeucalyptus)
- Tower Height:
- A) Structure Height 65
- B) Top of antenna Height 55
- Building Size(s): N/A
- 15 Business addresses of all Governmental Agencies (from permit)**
- City of Cupertino
10300 Torre Avenue, California 95014
- 16 Land Use Approval:** Replace (E) antenas (9). Replace (E) (6) RRU's add (15) (N) RRUs
- 17 If Land Use approval was *not* required:** N/A

CN4016



CUPERTINO

APPLICATION FORM

Community Development Department

10300 Torre Avenue

Cupertino, CA 95014

(408) 777-3308 / Fax (408) 777-3333

planning@cupertino.org

http://www.cupertino.org/planning

Property Owner	Phone (w)	Phone (h)
<input checked="" type="checkbox"/> The Forum at Rancho San Antonio		
Street Address	Fax	Cell
20 23500 Cristo Rey Drive		
City, State, Zip Code	E-Mail	
Cupertino, CA		
Project Contact Person	Phone (w)	Phone (h)
<input checked="" type="checkbox"/> Alex Morin	530.219.8903	
Street Address	Fax	Cell
1428 Grant St.		
City, State, Zip Code	E-Mail	
Berkeley, CA 94703	alex.morin@cortel-llc.com	
Project Address	APN (s)	
23005 Via Esplendor	342-54-999	
Brief Project Description	(fax tree)	
Construction of a new ATT mono-Eucalyptus and associated equipment cabinets. Mono-eucalyptus will be 55ft & include 12 antennas.		

I certify that the foregoing statements are true and correct to the best of my knowledge. I understand that a misrepresentation of any submitted data may invalidate an approval by the Director of Community Development, Design Review Committee, Planning Commission or City Council of this application. I understand that the application may be withdrawn if my authorized representative or I is not present at the scheduled meeting(s) unless a written request for postponement has been presented to the applicable review body. I have discussed this application with the Public Works staff and I understand the public improvement requirements associated with this proposal.

☒

Applicant's Signature

Date

I declare under penalty of perjury that I am the owner of said property or have Power of Attorney (attach copy) from said property owner and that I consent to the above-described application and I authorize City staff to visit the site in order to take photographs, slides and/or videotape that may be shown at a city meeting.

☒

Property Owner's Signature

Print Property Owner's Name

Date

Staff use only:

Application accepted by CJ on 6/30/11Application type: Use/Development Permit, ASA, Tree Removal

For Amendments or Modifications, list the original permit: _____

Sheet 2 of 11



Community Development Department

Project Application Summary

File: **U-2011-10**

Use Permit

Environmental: Exempt

APN(s)

342-54-999

Project Name: Alex Morin (Cortel, LLC & AT&T)

Manager: Colin Jung

Notice Type: 1000 ft

Location:

23005 Via Esplendor (The Forum @ Rancho San Antonio)

Description:

Use Permit application to allow a personal wireless service facility consisting of 12 panel antennas mounted on a 55 foot monoecalyptus and associated base equipment

<i>Filed</i>	<i>Pre-hrg</i>	<i>ERC</i>	<i>Legal</i>	<i>DRC</i>	<i>PC</i>	<i>CC</i>
6/30/2011	8/10/2011		8/24/2011		9/13/2011	

Consent? ☐

Contacts

<i>Name</i>	<i>Type</i>	<i>Address</i>	<i>Phone, Fax, e-mail</i>
Alex Morin	Contact	Cortel, LLC 1428 Grant St Berkeley, Ca. 94703	530-219-8903 alex.morin@cortel-llc.com
Gee Colt	Owner	The Forum at Rancho San Antonio 23500 Cristo Rey Dr Cupertino, Ca. 95014	
AT&T	Applicant	4430 Rosewood Dr, Bldg #3 Pleasanton, Ca. 94588	