



PUBLIC WORKS/ENGINEERING
801 Main Street – 2nd Floor
Beaumont, Texas 77701
(409) 880-3725

SMALL CELL PERMIT APPLICATION
Non-Transferable

TYPE OF PERMIT: ☐ NETWORK NODE
☐ SUPPORT POLE
☐ TRANSPORT FACILITY
☐ REPLACEMENT POLE

FOR CITY USE ONLY:

APPLICATION SUBMITTAL: date/time rec'd _____ accepted/rejected _____

DATE OF INITIAL REVIEW: _____ COMPLETENESS DUE: _____

DATE OF FINAL APPROVAL DUE: _____ Completeness date: _____ time: _____

APPLICATION NUMBER: _____ PERMIT NUMBER: _____

NOTE: Permit issued pursuant to this application is conditional. Providers will be charged fees established under Local Government Code Chapter 284. City reserves the right to charge and recoup fees established under Ordinance 19-017 given the pending state and federal court challenges to the lawfulness of Chapter 284 and FCC Order.

Network Provider _____

Mailing Address _____

City, State, Zip Code _____

Phone Number _____ Email _____

Network Nodes: \$500.00 – Covers Up to 5 Network Nodes

(Please list property location(s) below along with zoning district designation)

1. _____
2. _____
3. _____
4. _____
5. _____

Additional Nodes: \$250.00 per Each Additional Network Node

(Please list property location(s) below along with zoning district designation)

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____

Support Poles: \$1,000.00 per Support Pole
(Please list property location(s) below along with zoning district designation)

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____

Contractor Contact Information:

Contractor Name _____

Phone Number _____

Emergency Contact Number _____

METHOD OF INSTALLATION:

___ Bore ___ Open Cut ___ Overhead ___ Poles: ☐ Replacing? ☐ New? ☐ City-Owned Pole

NOTE: ALL EXCAVATIONS IN STREETS OR ALLEYS MUST BE FILLED OR COVERED WITH AN APPROVED APPLICATION AT THE END OF EACH DAY.

COPY OF ADDITIONAL APPROVALS ATTACHED?

___ N/A ___ TxDOT ___ JCDD6 ___ Entergy ___ LNVA ___ Pipelines ___ Other

ELECTRIC NEEDED FOR PROPOSED SCOPE OF WORK?

___ Yes (separate permit required from Building Codes) ___ No

TRAFFIC CONTROL PLAN? Yes, ☐ Attached N/A ☐

**IF APPROVED, LANES MUST BE CLOSED TO TRAFFIC ONLY
BETWEEN 9:00 A.M. AND 4:00 P.M.**

The permit applicant must submit the following information with this application:

1. Applicable construction and engineering set of plans in PDF format on a CD or USB flash drive and six (6) sets of hard copy plans (11" x 17" min) must be attached to application and shall include the following:
 - a. Approval from the owner of the structure granting permission to the wireless service provider to collocate equipment on each existing structure associated with such permit.
 - b. Vicinity map drawn to scale of 1" = 500' or larger showing the locations of existing structure(s) to which small cell facilities shown on each application are proposed to be attached. The map must show strict conformity with all distance and spacing requirements. All locations will be reviewed for potential conflicts with pending City of Beaumont CIP projects and any identified conflicts may require revisions to the proposed small cell facility installation location(s). Identify other small-cell installations within the vicinity.

- c. If proposed installation lies within a right-of-way of another agency (TxDOT, JCDD6, etc...), the applicant must provide evidence of a permit from the appropriate agency at the time of application.
 - d. The type(s) of equipment to be attached and/or installed at each location. The Right-of-Way Ordinance prohibits more than one network node on any one pole.
 - e. The plans shall show an elevation profile indicating the height and dimension of each existing structure.
 - f. The plans shall depict and dimension any and all infrastructure proposed to be installed to support the small cell facility, including but not limited to: any equipment located within the right-of-way, antennas, meters, concealment boxes, grounding equipment, power transfer or cut-off switches, cabinets, vertical cable runs, horizontal fiber runs, and power source locations. Include the cubic feet of antennae, the cubic feet ancillary wireless equipment associated with each facility installation location, and the total cubic feet combined.
 - g. For equipment attached to poles, State of Texas engineer's seal, signature, date may be required.
 - h. For underground transport facilities plans, bore work require profile at all crossings for twelve (12) inches or larger water and sewer lines. As-built drawings of City of Beaumont existing water, sewer, and storm lines can be obtained by contacting City of Beaumont Planning GIS division at (409) 880-3725.
 - i. If applicable, provide Traffic Control Plan (TCP) for review.
 - j. Provide a dated aerial photograph of the overall site depicting the site's relation to major streets and highways and poles. For any application requesting a new pole, "street view" photos are required showing the before and after conditions. NOTE: Google Earth street views are not acceptable.
 - k. An analysis indicating that the proposed facilities will not interfere with city safety communications.
 - l. For transport service, if third-party transport services are used, the applicant must provide documentation that the third-party provider is paying city fees and that the applicant has received written permission to use the specifically addressed transport services.
 - m. For electric permit fees and submittals, please contact City of Beaumont Building Codes Division at (409) 880-3762.
2. Any additional information to confirm that the applicant will comply with the City's Right-of-Way Management Ordinance.
 3. A certificate that the proposed Network Node(s) comply with applicable Federal Communications Commission regulations.
 4. A certificate that the proposed Network Nodes will be placed into active commercial service not later than the 60th day after the date of construction and final testing of each Network Node.
 5. A certificate of insurance confirming that the Owner and Contractor each have at least \$1,000,000.00 of general liability insurance coverage.

**Fees for Wireless Network Facilities installed in
City Right-of-Way:**

Application Fees

\$ 500.00	Per Network Node (maximum 5 nodes)
\$ 250.00	Per Additional Network Node
\$1,000.00	Per Network Node Support Pole

Recurring Annual and Monthly Rental Fees

\$ 250.00	Annual Rental Fee per Network Node
\$ 28.00	Monthly Transport Facility Fee per Node
\$ 20.00	Annual Collocation Rental Fee per Service Pole <i>(if applicable)</i>
\$2,000.00	Annual Rental Fee per Network Node
\$1,000.00	Annual Rental Fee per Node Support Pole

Annual Pole Fee: Per *Ordinance No. 19-017 Sec. 14.03.205(b)*: The public right-of-way rate shall be adjusted annually by an amount equal to half of the annual change in the consumer price index, and such rate shall take effect on or after 60 days allowing notice to all registered owners of network nodes facilities of the new rate. Annual fees will not be pro-rated or delayed; for example, permit holders incurring fees for the first time in August of any particular year will be charged the same annual fee as those incurring fees for the first time in March.

Acknowledgment:

Applicant hereby acknowledges that they have read and will comply:

1. With the City Right-of-Way Management Ordinance (***Ordinance No. 19-017***)

I hereby certify that I have read and examined this application and know the same to be true and correct. All provisions of law and ordinances governing this type of work will be complied with whether or not specified herein. The granting of this permit does not presume to give authority to violate or cancel the provisions of any state law or local ordinance regulating the installation of wireless telecommunication network nodes, node support poles, and transfer facilities.

I agree to update this application within 10 days after the change occurs if any of the information contained herein changes. I agree to contact One Call Systems and/or local public and private utility companies prior to commencement of work. Pursuant to section 14.03.203, I agree to indemnify and forever hold the City of Beaumont harmless against each and every claim, demand or cause of action that may be made or come against it by reason of or in any way arising out of the performing of construction, excavation and/or the closing or blocking of the roadway by the applicant under a permit from the City, if such a permit is granted. I have also read the City of Beaumont's Right-of-Way Management Regulations, as amended, and agree to comply with the requirements therein.

The permit issued pursuant to this application is conditional. There are pending state and federal court challenges to the lawfulness of Local Government Code Chapter 284 and FCC Order 18-133 regulating the use of public rights of way. At the time of application, providers will be charged fees established by Local Government Code Chapter 284. The City of Beaumont hereby reserves the right to charge and provider shall be responsible for the payment of the balance of the fees established by Ordinance 19-017 ad codified as Chapter 14, Article 14.03, Division 4, Right-of-Way Regulations should the challenges prevail. The outcome of the pending challenges will determine the future status of the permit issued.

By signature on this permit, I understand that the Agency that I represent shall be responsible for the actions of its contractors and subcontractors and shall ensure that all contractors and subcontractors comply with the requirements of the City's Right-of-Way Management Ordinance, as amended. I also understand that any violation to the City's Right-of-Way Management Regulations, as amended, shall result in revocation of the permit.

Network Provider:

Signature of Authorized Officer

Date

Typed Name _____

Title _____

Fees Due with Submitted Application			
Fee Description	Quantity	Unit Cost	Total
Network Node Application Fee (5 Max.)		\$ 500.00	
Additional Network Node Fee		\$ 250.00	
Network Node Pole Fee		\$ 1,000.00	
TOTAL PERMIT FEE			

Recurring Annual & Monthly Fees			
Fee Description	Quantity	Unit Cost	Total
Monthly Right-of-Way Transport Facility Fee		\$ 28.00	
Annual Fee per Network Node (<i>Chapter 284</i>)		\$ 250.00	
Annual Fee per Network Node (<i>ORD#19-017</i>)		\$ 2,000.00	
Annual Fee per Network Node Pole (<i>ORD#19-017</i>)		\$ 1,000.00	
Annual Collocation Rental Fee per Service Pole Fee (<i>If Applicable</i>)		\$ 20.00	
TOTAL MONTHLY FEE			
TOTAL ANNUAL FEE			

Contact Public Works: (409) 880-3725
at least 48 hours prior to beginning work.

Please Submit Application and All Required Information To:

CITY OF BEAUMONT
Public Works/Engineering
ATTN: Small Cell
801 Main Street – 2nd Floor
Beaumont, Texas 77701
Office: (409) 880-3725
Email: small.cell@BeaumontTexas.gov