

ORDINANCE NO. 1812

AN ORDINANCE AMENDING CHAPTER 50 ARTICLE IV OF THE MUNSTER MUNICIPAL CODE ESTABLISHING PROCEDURES AND STANDARDS FOR SMALL CELL/5G NETWORKS AND FACILITIES

WHEREAS, the Indiana General Assembly has established regulations for the granting of permits to wireless service providers, which are codified in Ind. Code §8-1-32.3 (the “Act”);

WHEREAS, with respect to the construction, placement, or use of a small cell facility and the associated supporting structure, the Act allows the permit authority to establish reasonable procedures and regulations and to prohibit the placement of a new utility pole or a new wireless support structure in a right-of-way within an area that is designated strictly for underground or buried utilities, if certain requirements of the Act are met;

WHEREAS, it is in the best interests of the Town of Munster to regulate small cell infrastructure within the public right-of-way to ensure the health, safety, general welfare, comfort, and convenience of the Town and its residents, in accordance with Ind. Code §8-1-32.3; now, therefore, be it

ORDAINED by the Town Council of the Town of Munster, Lake County, Indiana that the Munster Municipal Code be amended as follows:

1. That Chapter 50 Article IV Small Cell Networks and Facilities, attached hereto as Exhibit “A” to this Ordinance, be and the same is hereby adopted.
2. That this Ordinance shall be in full force and effect after passage and publication in accordance with the law.

ORDAINED and **ADOPTED** this _____ day of _____, 2020 by a vote of _____ in favor and _____ opposed.

**TOWN COUNCIL OF THE TOWN OF
MUNSTER, LAKE COUNTY, INDIANA**

**Lee Ann Mellon
Council President**

ATTEST:

**Wendy Mis
Clerk-Treasurer**