

**City of Federal Way
Franchise Application**
For Location of Telecommunications
Facilities Within City Right-of-Way

IMPORTANT: THIS APPLICATION CAN NOT BE SUBMITTED UNLESS ACCOMPANIED BY A FRANCHISE APPLICATION FEE DEPOSIT OF \$5,000 CONSISTENT WITH FWRC 4.22.040. THIS DEPOSIT IS TO COVER ACTUAL ADMINISTRATIVE EXPENSES INCURRED BY THE CITY (INCLUDING STAFF AND ATTORNEY/CONSULTANT RELATED TIME) ASSOCIATED WITH THE REVIEW OF THIS FRANCHISE APPLICATION AND ASSOCIATED FRANCHISE NEGOTIATIONS. THIS IS ONLY AN INITIAL DEPOSIT AND ADDITIONAL FEES MAY APPLY IF ADDITIONAL STAFF AND ATTORNEY/CONSULTANT RELATED TIME IS NECESSARY.

Applicants may attach additional pages to further explain and supplement the answers below. If you have any questions related to filling out this Franchise Application Form please contact the Right-of-Way Permit Desk at:
rowpermits@cityoffederalway.com or (253) 835-2725.

General Information		
Name of Applicant: ExteNet Systems LLC, a limited liability company		
Address: 3030 Warrenville Road		
City: Lisle State: IL	Zip Code: 60532	Telephone: 801-910-7949 Email: rfenton@extenetsystems.com
Has the Applicant obtained a City business license? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
PLEASE NOTE: All telecommunication carriers and service providers engaged in the business of transmitting, supplying, or furnishing telecommunications service of any kind originating or terminating in the City of Federal Way shall apply and obtain a Business Registration from the City pursuant to Chapter 12.05 FWRC.		
Name of Person Filing this Application: Rachel Fenton Title: External Relations Manager, Pacific Northwest Company: ExteNet Systems LLC, a limited liability company		
Address: 2000 Crow Canyon Road, Suite 210		
City: San Ramon State: CA	Zip Code: 94583	Telephone: 801-910-7949 Email: rfenton@extenetsystems.com
Are you serving as agent for the above named applicant? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, please attach proof of agency.		

Property and Facility Information
<p>Is this an application for:</p> <p>(i) New franchise? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>(ii) Renewal/amending an existing franchise? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If Yes, provide the current franchise ordinance number.</p> <p>(iii) Transfer of a franchise? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If Yes, identify who currently holds the franchise:</p>
<p>If you are renewing/amending an existing franchise, has your franchise otherwise expired? Yes <input type="checkbox"/> No <input type="checkbox"/> If not, what is the expiration date of your current franchise? Not Applicable</p>
<p>Describe the telecommunications services that will be offered over the telecommunications facilities. ExteNet Systems provides the physical infrastructure for wireless carriers to provide wireless service for their customers through small cell technology. ExteNet's proposal would consist of attaching small cell antennas and related equipment to existing, replacement or new infrastructure within the right of way. Typical installations are on existing wood utility poles or streetlight poles, a new pole may also be proposed as a part of the overall deployment.</p>
<p>Please answer the following questions.</p>

Are you proposing to install facilities for personal wireless services? Yes ☒ No ☐

Are you proposing to install small cell facilities in the right-of-way (as that term is defined in RCW 80.36.375)? Yes ☒ No ☐

Are you proposing to install wireline facilities? Yes ☒ No ☐

Are you proposing to install only one facility in the right-of-way? Yes ☐ No ☒

Are you proposing to operate cable service or other video programming service? Yes ☐ No ☒

Are you proposing to install a wireless communications tower in the right-of-way? Yes ☐ No ☒

Are you proposing to install new poles in the right-of-way? Yes ☒ No ☐

Are you proposing to install replacement poles in the right-of-way? Yes ☒ No ☐

If you are proposing to install replacement poles in the right-of-way, will these poles be over 60 feet?
Yes ☐ No ☒

Are you proposing to install ground equipment in the right-of-way? Yes ☐ No ☒

Are you proposing to install facilities in environmentally critical areas, as defined in Chapter 19.145 FWRC? Yes ☐ No ☒

If Yes, have you contacted the City of Federal Way Community Development Department regarding the installation? Yes ☐ No ☐ Not Applicable

Are you proposing to install facilities in shoreline management areas, as defined in Chapter 15.05 FWRC? Yes ☐ No ☒

If Yes, have you applied for a Substantial Development Permit, a Conditional Use Permit, a Variance, and/or Shoreline Exemptions? Yes ☐ No ☐ Not Applicable

If Yes, please provide the application number(s):

Describe the telecommunications facilities and/or other equipment (including personal wireless services and wireless communications facilities) proposed to be located within the right-of-way. Please provide a photo simulation of the proposed facilities, which shall include a description of any interconnection and electrical requirements.

Small cell wireless facilities installed on existing wood utility poles, streetlight or new poles will include antennas and ancillary equipment on the pole. No proposed ground mounted equipment. Fiber will be the source of backhaul for each small cell and will be installed accordingly, either overhead or underground, depending on each site's location. Power delivery is typically dictated by Puget Sound Energy, either overhead or underground. Puget Sound Energy does not require a metered service for the small cell installations so no meter will be needed. Photosim attached.

<p>Describe the transmission medium that will be used to provide telecommunications. Wireless network antennas and backhaul in the form of fiber.</p>
<p>Describe the areas of the City that are anticipated to be served. What is the expected build-out schedule for these areas? If the City is already built out, describe if there are any expected construction projects. ExteNet does not yet know exact build out locations for proposed small cells. This is going to be determined when working with the wireless carriers and while understanding how fiber needs to be delivered to each small cell. In general, ExteNet will be proposing to work entirely within the City of Redmond's boundaries. Site specific plans will be permitted through the city as required. Build out schedule is anticipated to be 3-4 years.</p>
<p>What alternate routes and/or locations for the proposed facilities have been evaluated? Explain why this site is the best alternative. While exploring proposed locations for small cells with the wireless carriers, ExteNet will always evaluate site location and determine which proposed site is the best based on city code, design guidelines, power and fiber proximity, vegetation, and surrounding land use.</p>
<p>Describe your site access policies. Site access will be required for installation of the small cell facilities and then only after that for occasional maintenance. Approved Traffic Control Permit/Street Closure Permits and associated traffic control plans would be utilized.</p>
<p>Are any proposed facility locations within a Bonneville Power Administration Easement? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If Yes, you must apply for and receive a permit from the Bonneville Power Administration and provide the permit to the City.</p>
<p>Do you have an existing pole attachment or lease agreement with owners of poles in the right-of-way? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Puget Sound Energy, CenturyLink, Seattle City Light Have you commenced coordination with pole owners regarding usage of their facilities and their requirements for leases/pole attachments? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Is the applicant requesting to locate on City-owned poles (note: if applicant requests usage of a City-owned pole it will need to enter into a separate lease agreement with the City)? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p>
<p>Is electrical power to your facilities needed? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> If electrical power is needed, please describe how the facilities will receive electrical power. Power delivery is typically dictated by Puget Sound Energy, either overhead or underground. Puget Sound Energy does not require a metered service for the small cell installations so no meter will be needed.</p>

Have you commenced coordination with the local electrical utility about their requirements to provide electrical power to your facilities? Yes ☒ No ☐

Is backhaul infrastructure to your facilities needed? Yes ☒ No ☐

Is the backhaul infrastructure provided by a third party? Yes ☐ No ☒

If backhaul is needed, please describe how the facilities will receive backhaul.

ExteNet will be providing their own backhaul in the form of underground or overhead fiber.

Have you commenced coordination with backhaul providers regarding their requirements to provide backhaul services to your facility? Yes ☐ No ☒

If the facilities are using microwave technologies for backhaul, are there existing macro facilities within the City (or neighboring jurisdictions) to support this technology? Not Applicable

Please describe if your facilities will need any additional interconnection with existing telecommunications facilities or carriers.

ExteNet will run fiber back to a wireless carrier's fiber hub, the locations of each vary. The location of where the carrier's fiber hub is, dictates the fiber route from the small cell back to the hub.

This would be the only interconnection between ExteNet and the wireless carriers. Fiber routes typically feed off a fiber backbone and have smaller fiber runs feeding off said fiber backbone.

Indicate what licenses, certificates, and authorizations are required from the Federal Communications Commission, the Washington Utilities and Transportation Commission and any other federal or state agency with jurisdiction over the proposed activities. Have all such licenses, certificates and authorizations been obtained? Please attach your registration with the Washington Utilities and Transportation Commission.

ExteNet is authorized as Competitive License Exchange Carrier and authorized to provide telecommunications services facilities within the public rights-of-way. Attached please find the Washington Utilities and Transportation Commission registration. ExteNet is proposing new facilities in the right of way and will comply with all Federal Communications Commission, Federal, City and State regulations. WA Tax ID: 602 673 973

Describe in detail the services that you expect to provide within the City, including whether the provision of services will be to commercial and/or residential customers.

ExteNet Systems provides the physical infrastructure for wireless carriers to provide wireless service for their customers through small cell technology. ExteNets' proposal would consist of attaching small cell antennas and related equipment to existing, replacement or new infrastructure within the right of way. Typical installations are on existing wood utility poles or streetlight poles, a new pole may also be proposed as a part of the overall deployment.

Provide a summary of all utility taxes the proposed activities, facilities, and other equipment will be subject to. In doing so, provide an estimate of income/revenues that can be used to calculate estimated future utility taxes. Should the applicant believe it is not subject to any utility taxes, provide the basis for such belief.

In accordance with WAC 480-120-303, ExteNet Systems, Inc., must submit to the commission an annual report form and pay regulatory fees.

Explain whether the Internet Tax Freedom Act does or does not apply to the services being provided.

The Internet Tax Freedom Act does not apply to wireless network services. Federal and local taxes are applied through alternative tax laws.

Provide a list of all cities or towns in which the applicant holds a franchise.

County of Asotin, Des Moines, Ellensburg, Kennewick, Newcastle, Gig Harbor.

The City of Federal Way reserves the right to ask additional questions on a case by case basis.

Certification

I certify that the information and any attachment herewith submitted are true and correct to the best of my knowledge and that I have the authority to file this application and act on behalf of the above named telecommunications provider or carrier.

Signature

Rachel Fenton

Please Print Name

Rachel Fenton, 4/23/2020

Date

Submit to:

Public Works
Right-of-Way Permit Technician
City of Federal Way
33325 8th Avenue S
Federal Way, WA 98003-6325

Received By:

Signature

Please Print Name

Date

SUBMIT WITH THIS COMPLETED APPLICATION FORM:

- 1) A map of the area to be covered by the franchise including specific locations of initial build-out and, if known, proposed future build-out locations. Identify which facilities will be underground, ground based and aerial.
- 2) The location proposed for new ducts, conduits, or poles, and evidence that there is sufficient capacity within the public rights-of-way for the proposed telecommunications facilities. *Note: Applicants seeking to install new poles must follow the procedures outlined in the Federal Way Revised Code. Applicant should not presume that requests to install new poles will be approved.*
- 3) Evidence of registration in the one-number locator service, as described in Chapter 19.122 RCW.
- 4) Evidence of registration with the National Joint Utilities Notification System.
- 5) Financial statements prepared in accordance with generally accepted accounting principles demonstrating the applicant's financial ability to construct, operate, maintain, relocate and remove the facilities.
- 6) An 11"x17" set of preliminary engineering plans, specifications, and a map with sufficient detail to identify the following items:
 - a. The location and route requested for the applicant's proposed telecommunications facilities;
 - b. The location of applicant's overhead and underground public utility, telecommunication, cable, water, sewer drainage and other lines and equipment in the public ways along the proposed route.
 - c. The specific trees, structures, improvements, facilities, lines and equipment and obstructions, if any, that applicant proposes to temporarily or permanently remove or relocate;
 - d. All associated equipment ground or aerial (any back haul) required to operate system.
- 7) A preliminary construction schedule and anticipated completion date.
- 8) Complete submittals of any other necessary environmental or construction permits including, but not limited to, shorelines, SEPA, etc.
- 9) Description of any zoning or land use permits that have been applied for or obtained from the City, as applicable.
- 10) Copies of any other permits or approvals required by this form, and other federal, state, and local regulations.
- 11) A check for \$5,000.

NOTE:

Approval of the franchise agreement does not imply any approval for construction. All associated land use approvals and required right-of-way use permits must be obtained from the City of Federal Way prior to any construction. All proposed telecommunications facilities must meet all applicable zoning and land use codes as required.

City of Federal Way
Right of Way Permit Technician
33325 8th Avenue S
Federal Way, WA 98003-6325

April 23, 2020

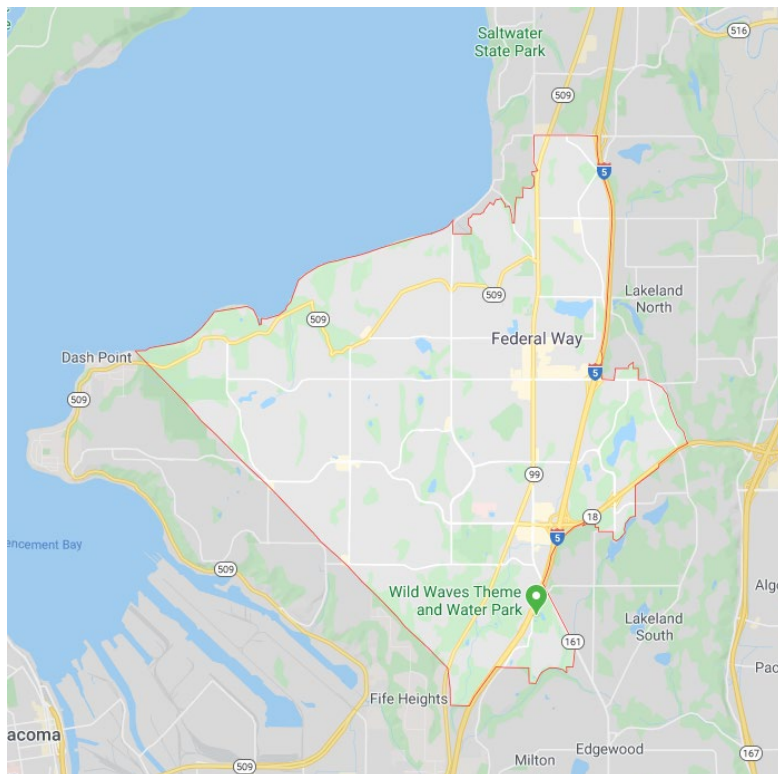
RE: ExteNet Systems, LLC, Franchise Application

To Whom It May Concern:

Enclosed please find ExteNet's response to the request for additional information to be submitted with the Franchise Application.

- 1) A map of the area to be covered by the franchise including specific locations of initial build-out and, if known, proposed future build-out locations. Identify which facilities will be underground, ground based and aerial.**

ExteNet does not yet know exact build out locations for proposed small cells. This is going to be determined when working with the wireless carriers and while understanding how fiber needs to be delivered to each small cell. In general, ExteNet will be proposing to work entirely within the City of Federal Way's boundaries. Site specific plans will be permitted through the city as required.



- 2) The location proposed for new ducts, conduits, or poles, and evidence that there is sufficient capacity within the public rights-of-way for the proposed telecommunications facilities. **Note: Applicants seeking to install new poles must follow the procedures outlined in the Federal Way Revised Code. Applicant should not presume that requests to install new poles will be approved.**

ExteNet does not yet know exact build out locations for proposed small cells. This is going to be determined when working with the wireless carriers and while understanding how fiber needs to be delivered to each small cell. In general, ExteNet will be proposing to work entirely within the City of Federal Way's boundaries. Site specific plans will be permitted through the city as required.

- 3) Evidence of registration in the one-number locator service, as described in Chapter 19.122 RCW.

Washington One Call Registration Confirmation



nwtic@occinc.com
To Rachel Fenton

i You forwarded this message on 4/9/2020 12:43 PM.
We removed extra line breaks from this message.

Reply Reply All Forward ...

Thu 4/9/2020 12:42 PM

Thank you for registering for the Washington One Call ITIC program.

Your account is now active and you will be able to process your tickets online.

Link to ITIC: <https://wa.itic.occinc.com>

Login: rfenton@extenetsystems.com

Password: vbTvK3K6g7HX6p!

Click on 'Submit a Locate Request' to get started processing tickets.

Click on 'Edit Account' to change your password or other information.

If you have any questions please contact the ITIC department at wa@occinc.com or 800-424-5555.

Thank you for your interest in ITIC!

Washington One Call ITIC Dept

- 4) Evidence of registration with the National Joint Utilities Notification System.

See below, registration request for Washington. NJUNS is confirming ExteNets Washington member code.



SUCCESS

Your request has been sent. NJUNS will review it and you will be notified via email once it has been processed.

Do not click the back button from this page as you may submit a second registration request.

- 5) Financial statements prepared in accordance with generally accepted accounting principles demonstrating the applicant's financial ability to construct, operate, maintain, relocate and remove the facilities.**

Please see attached. The Financial Statement for ExteNet Systems, Inc. ("ExteNet") contains proprietary and competitively sensitive business information ("Confidential Business Information") about ExteNet's finances that is maintained as confidential by ExteNet. ExteNet and its owners and affiliates are privately held companies doing business in the highly competitive telecommunications industry. The Confidential Business Information required by the City's Franchise Application is strictly maintained as confidential by ExteNet, is not publicly available, and if made publicly available could cause substantial harm to ExteNet, its owners, affiliates, lenders and investors. Access to such confidential information would provide an advantage to ExteNet's competitors. Accordingly, it is important that the Confidential Business Information submitted pursuant to ExteNet's application be protected from disclosure and held in the strictest confidentiality. ExteNet requests that the information be used only for the purpose of determining ExteNet's ability to hold and fulfill the responsibilities and obligations of the franchise.

- 6) An 11"x17" set of preliminary engineering plans, specifications, and a map with sufficient detail to identify the following items:**
- a. The location and route requested for the applicant's proposed telecommunications facilities;**
 - b. The location of applicant's overhead and underground public utility, telecommunication, cable, water, sewer drainage and other lines and equipment in the public ways along the proposed route.**
 - c. The specific trees, structures, improvements, facilities, lines and equipment and obstructions, if any, that applicant proposes to temporarily or permanently remove or relocate;**
 - d. All associated equipment ground or aerial (any back haul) required to operate system.**

ExteNet does not yet know the specific site location for each of its planned small cells. Once this is determined, ExteNet is able to then provide this set of detailed information. Specific site plans will be permitted through the city as required.

- 7) A preliminary construction schedule and anticipated completion date.**

Not applicable at this time, ExteNet will provide a construction schedule at a later date, once site locations have been determined.

- 8) Complete submittals of any other necessary environmental or construction permits including, but not limited to, shorelines, SEPA, etc.**

ExteNet does not yet know the specific site location for each of its planned small cells. Once this is determined, ExteNet is able to then provide this set of detailed information. Specific site plans will be permitted through the city as required and such necessary environmental and or construction permits will be submitted.



9) Description of any zoning or land use permits that have been applied for or obtained from the City, as applicable.

ExteNet Systems does not currently have any zoning or land use permits that been applied for or obtained from the City.

10) Copies of any other permits or approvals required by this form, and other federal, state, and local regulations.

Applicant is proposing new facilities in the right of way and will comply with this and all City and State regulations.

11) A check for \$5,000.

A check for \$5000 should have already been received from ExteNet Systems, LLC.

Please do not hesitate to contact me should you have additional questions. We look forward to working with the City of Federal Way.

Sincerely,

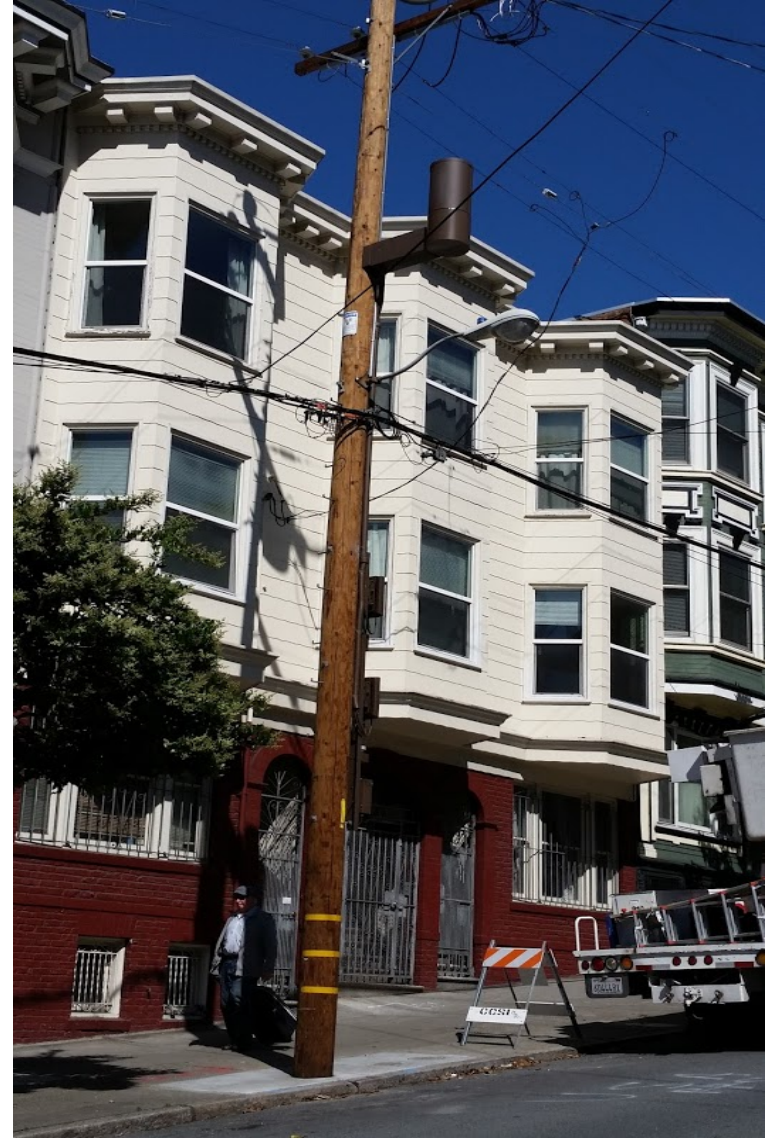
Rachel Fenton

External Relations Manager, Pacific Northwest

ExteNets Systems

801.910.7949

rfenton@extenetsystems.com





SERVICE DATE

JUN 17 2009

STATE OF WASHINGTON
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION
1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250
(360) 664-1160 • TTY (360) 586-8203

June 11, 2009

Ross W. Manire, President and CEO
ExteNet Systems, Inc.
3030 Warrenton Road, Suite 340
Lisle, Illinois 60532

Dear Mr. Manire:

Effective July 2, 2009, the Utilities and Transportation Commission grants ExteNet Systems, Inc., registration in Docket UT-090850 as a competitive telecommunications company. Enclosed is a certificate providing evidence that ExteNet Systems, Inc., is authorized to provide telecommunication services in the state of Washington. As a registered telecommunications company, ExteNet Systems, Inc., must comply with the statutes and rules governing telecommunications companies including RCW Title 80, WAC 480-80, WAC 480-120, and WAC 480-121. WAC 480-121-063 identifies regulatory requirements that are waived for competitively classified telecommunication companies.

In accordance with WAC 480-120-303, ExteNet Systems, Inc., must submit to the commission an annual report form and pay regulatory fees no later than May 1 of each year.

Sincerely,

DAVID W. DANNER
Executive Director and Secretary

NOTICE TO PARTIES: This is an order delegated to the Secretary for decision. In addition to serving you a copy of the decision, the Commission will post on its Internet Web site for at least 14 days a listing of all matters delegated to the Secretary for decision. You may seek Commission review of this decision. You must file a request for Commission review of this order no later than fourteen (14) days after the date the decision is posted on the Commission's Web site. The Commission will schedule your request for review for consideration at a regularly scheduled open meeting. The Commission will notify you of the time and place of the open meeting at which the Commission will review the order.

The Commission will grant a late-filed request for review only on a showing of good cause, including a satisfactory explanation of why the person did not timely file the request. A form for late-filed requests is available on the Commission's Web site.

This notice and review process is pursuant to the provisions of RCW 80.01.030 and WAC 480-07-904(1)(k).

WASHINGTON

UTC

UTILITIES AND TRANSPORTATION
COMMISSION

REGISTRATION
OF

ExteNet Systems, Inc.

AS A COMPETITIVE
TELECOMMUNICATIONS COMPANY

Docket Number

UT-090850

July 2, 2009

Effective Date



DAVID W. DANNER

Executive Director and Secretary

CERTIFICATE IS NOT TRANSFERABLE