

Nicole Murati Ferrer
Chairperson

Mark Melo
City Electrician

Terrence James Shea
Superintendent of Streets

CITY OF CAMBRIDGE

POLE AND CONDUIT COMMISSION

831 Massachusetts Avenue, Cambridge, Massachusetts 02139



TOLLING AGREEMENT RELATIVE TO SMALL CELL INSTALLATION PETITION

The following agreement is being made by Petitioner _____ (the "Petitioner") with the City of Cambridge Pole and Conduit Commission (the "Commission"), as to Petition # _____ which was before the Commission for its consideration on _____. The Petitioner and the Commission enter this Tolling Agreement ("Agreement") willingly, voluntarily and pursuant to the Telecommunications Act of 1996, Pub. Law No. 104-104, 110 Stat. 56 (1996), codified in various sections of Title 47 of the Code of Laws of the United States (the "Act"), the Federal Communication Commission's Declaratory Report and Third Report and Order, dated September 26, 2018, M.G.L. c. 166, §22, the Commonwealth of Massachusetts' Special Acts of 1922, Chapter 213, the Cambridge Municipal Code Chapter 15.16, the Commission's Policy Regarding Small Cell Wireless Installations on the Public Way (the "Small Cell Policy"), and other applicable federal, state and local laws, rules regulations, or orders.

The Commission and the Petitioner (collectively hereinafter referred to as "the Parties") hereby mutually agree that the Petition will be continued to the Commission's next available hearing, which shall not be more than sixty (60) days from the date of the execution of this Agreement, and that any deadlines required by federal, state, or local law shall be extended for a period of seventy-five (75) days from the date of execution of this Agreement. The Parties further agree:

- (a) The Agreement is only valid as to the Petition identified above;
- (b) The Agreement may be subsequently amended by the Parties in writing; and
- (c) If any provision of this Agreement is deemed null, void or unenforceable by a court of law of competent jurisdiction over the matter, the remainder of the provisions shall remain in full force and effect.

For the Pole and Conduit Commission

For the Petitioner

Chairperson/Commissioner, Duly Authorized

Name: _____

Title: _____

Dated: _____

Dated: _____