RESOLUTION NO. 12-27

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FAIRFAX IN SUPPORT OF ADOPTION BY THE CALIFORNIA PUBLIC UTILITIES COMMISSION OF COMMUNITY OPT OUT FOR WIRELESS SMART METERS

WHEREAS, under California law, local government has a legal duty to defend and protect the health and welfare of the community; and,

WHEREAS, elected officials take an oath to defend and protect the Constitution of the United States and the State of California; and,

WHEREAS, Pacific Gas and Electric Company has installed its wireless smart meters telecommunications system and related cellular transmission equipment in public rights of way without seeking the advice or consent of local government; and,

WHEREAS, as a result of the deployment of wireless Smart Meters, Pacific Gas and Electric Company will be shedding thousands of meter readers who have provided long years of loyal public safety service to the company and communities they serve; and,

WHEREAS, wireless smart meters are vulnerable to hacking and intrusion and will make our electrical grid more susceptible to terrorist attack and disruption; and,

WHEREAS, wireless Smart Meters do not provide real time data to customers and require massive amounts of electrical power for data collection, storage and retrieval; and,

WHEREAS, wireless smart meters act as data collection devices which make previously private activities inside our homes subject to unauthorized official and criminal surveillance; and,

WHEREAS, an increasing number of peer reviewed scientific studies have identified RF radiation as a health risk; and,

WHEREAS, a significant number of Californians have health concerns about the unregulated exposure to the RF radiation emitted by wireless Smart Meters; and,

WHEREAS, under California Public Utilities Code section 453 b, it is unlawful to levy a fee upon utility customers based upon a health condition; and,

WHEREAS, unless further deployment is stayed until the CPUC completes its Phase 2 hearings on Community Opt Out, PG&E customers will incur unnecessary expense and inconvenience; and,

WHEREAS, Community Opt Out will allow local communities to democratically decide whether to maintain analog meters or to agree to universal deployment of wireless smart meters.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the Fairfax Town Council:
1) Supports Adoption of a Community Opt Out procedure by the California Public Utilities Commission in A.11-03-014 and consolidated cases; and,
2) Opposes the imposition of any fees or charges to customers who elect to opt out as individuals; and

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3) Supports an interim order by the CPUC staying further deployment of Smart Meters until the Phase 2 hearings are final.

The foregoing resolution was adopted at a regular meeting of the Fairfax Town Council of the Town of Fairfax, County of Marin, State of California, at a regular meeting held on the 2nd day of May, 2012, by the following vote:

AYES:
NOES:
ABSENT:

_____
PAM HARTWELL-HERRERO, Mayor

Attest:

_____
Town Clerk