

EXHIBIT 5



BeverlyHills.org

CITY OF BEVERLY HILLS
COMMUNITY DEVELOPMENT DEPARTMENT- PLANNING DIVISION
455 North Rexford Drive
Beverly Hills, CA 90210-4817
(310) 285-1141
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Categorical Exemption

Name of Project AT&T DAS System Installation

Location Various locations throughout city

Type of Business (if commercial) Wireless telecommunications provider

Project Description City-wide upgrades to AT&T wireless antenna system.

Detailed project description is attached.

Applicant's Name City of Beverly Hills Phone 310-285-1000

Applicant's Address 455 N. Rexford Dr.

City Beverly Hills Zip 90210

If different, provide:

Agent's Name _____ Phone _____

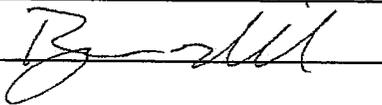
Agent's Address _____

City _____ Zip _____

The undersigned, having received this project for processing, has reviewed it for environmental impact and concluded that the project qualifies for a categorical exemption under the procedures adopted by the City of Beverly Hills and no further environmental assessment is necessary.

Applicable Exemption Class Classes 1, 2, 3, and 4

Comments See attached.

Reviewed by Ryan Gohlich  Date 8/13/2012

Class 1

The Project is eligible for a Class 1 Categorical Exemption because a Class 1 Categorical Exemption is applicable to projects that involve minor alterations to existing facilities. The Project includes modifications to existing public rights-of-way, street lights, and utility poles to accommodate wireless antennas, and also involves connecting the system to the City's existing electrical infrastructure and underground fiber network. The installations occur within the public right-of-way, and do not result in any expansion of the existing right-of-way. Furthermore, the installations do not result in any significant expansion of the City's existing underground fiber network. Therefore, a significant environmental impact will not result from the project.

Class 2

The Project is eligible for a Class 2 Categorical Exemption because a Class 2 Categorical Exemption is applicable to projects that involve the replacement or reconstruction of existing facilities. In addition to utilizing existing street lights and utility poles, the Project will result in the replacement of some of these existing facilities. The replacement facilities will be similar in nature to those that currently exist within the right-of-way, and will be integrated into the City's existing utility systems. Therefore, a significant environmental impact will not result from the project.

Class 3

The Project is eligible for a Class 3 Categorical Exemption because a Class 3 Categorical Exemption is applicable to projects that involve the construction of new, small structures, including utility extensions. The Project includes the installation of new equipment cabinets within the public right-of-way to serve the pole-mounted antennas. The cabinets are similar in size to other utility cabinets located within the public right-of-way, and do not require expansion of the right-of-way in order to be accommodated. These cabinets will tie into the existing utility infrastructure. Therefore, a significant environmental impact will not result from the project.

Class 4

The Project is eligible for a Class 4 Categorical Exemption because a Class 4 Categorical Exemption is applicable to projects that involve minor trenching and backfilling of land when the surface is restored. Installation of the equipment cabinets and underground connections to the existing utility infrastructure will result in the need for trenching and backfilling within the right-of-way. Once completed, the surface will be restored to its original condition. Therefore, a significant environmental impact will not result from the project.