

**Amateur Radio Legal Defense and Assistance Committee
(ARLDAC)
Report to the ARRL Board of Directors
January 2021**

The committee reviewed a couple of requests for assistance since the last report to the Board.

The Committee agreed to help partially fund an effort to get a curative amendment to the local zoning ordinance that complies with state law in PA. Committee agreed to contribute \$1,000 to the first stage of filing curative amendment and stated in letter to attorney handling the matter that we were confident we might contribute some additional funding to the second stage should the local municipality turned down the curative amendment. The curative amendment will apply to the Upper St. Clair Township, PA and if successful, can likely be used in a number of other nearby townships as an example of reasonable accommodation per PRB-1 and PA state law. K3RF is working with the attorney Mike Lazoroff K3AIR, a Volunteer Counsel. Bob Famiglio is working with K3AIR and will followup with him on the progress of this matter.

Committee also briefly discussed an easement issue that was referred to the committee by Dan Henderson and the committee needed more information to assist the ham. Dan was asked to obtain more information from the amateur. No additional information was submitted by the time of the committee Zoom meeting or at any time for that matter.

In November, the committee reviewed a request for assistance from Michael Mueller WN9ANF who resides in Las Vegas, NV. Based upon advice from another ham, WN9ANF erected a Rohn 45 tower with a 40 meter two element antenna on his property without any permit or approval from the city of Las Vegas. He was contacted by the city explaining that a special use permit was required to erect an antenna because there is an ordinance that no antenna structure over 15 feet is allowed. There was a meeting arranged with the city officials prior to a hearing on the matter and the city offered a compromise to the situation which would involve replacing the current tower with a crank-up tower. It is not clear if Mueller actually refused that offer but the city indicated it would not allow the current tower to remain in place. After reviewing the matter, the committee felt it was not a case the committee would become involved in other than to advise Mueller that he should ask for a postponement of the upcoming hearing to work on a compromise and then accept the city's offer of a crank-up tower.

Respectfully submitted,

Rod Stafford W6ROD – ARLDAC Chair

Committee Members: 1st VP Raisbeck, Vice Director Tharp, Dan Henderson Regulatory Information Mgr., ARRL Counsel Siddall. Also participating in the committee work is Director Hopengarten and Vice Director Famiglio