

APR 27 1988

Decision SS 04 037 APR 27 1988**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 Paging Network of San Francisco,)
 Inc. (U-2044-C), a Delaware corpora-)
 tion, for a certificate to construct)
 additional radiotelephone utility)
 facilities serving Merced, Fresno,)
 and Salinas, California as may be)
 required by Section 1001, et seq.)
 of the California Public Utilities)
 Code.)

Application 86-10-008
 (Filed October 1, 1986)

OPINION MODIFYING DECISION 87-01-012

Paging Network of San Francisco, Inc. (applicant) requests that Ordering Paragraph 1 of Decision (D.) 87-01-012 be modified to reflect a change in location of its Fresno base station facility from 2220 Tulare Street to 2014 Tulare Street. The coordinate of the new location is Latitude 36° 44' 05" North, Longitude 119° 47' 24" West, and the frequency is 931.6875 Megahertz (MHz). The remaining two sites identified in Ordering Paragraph 1 have been constructed and are operational.

Copies of the petition were served on the city within the proposed service area and on entities with which applicant's proposed service is likely to compete, as listed in Exhibit B to the application.

Applicant represents that it has been unable to construct a base station facility at the 2220 Tulare Street site because of problems in negotiating a lease with the transmitter site owner. Therefore, it has applied for a new construction permit from the Federal Communications Commission (FCC), a copy of which is attached to the petition as Exhibit A.

Applicant expects a permit to be issued by the FCC in early March. Upon issuance, applicant proposes to provide a copy of the FCC permit or notice of its grant to the Commission. Subsequently, by letter of March 4, 1988, applicant supplemented the application with a copy of its FCC permit.

Similar to the 2220 Tulare Street site, the proposed transmitting antenna is to be attached to an existing antenna structure. Therefore, it can be seen that the grant of this petition will not have a significant impact on the environment.

Since no protests to the petition have been received and this petition only requests that applicant be authorized to construct and operate its Fresno base station facility two blocks from its currently authorized site, D.87-10-008 should be modified, as requested.

Findings of Fact

1. Applicant has been unable to construct a base station facility at 2220 Tulare Street, Fresno because of problems in negotiating a lease with the transmitter site owner.
2. Applicant requests that D.87-01-012 be modified to allow applicant to construct and operate a base station facility at 2014 Tulare Street.
3. Applicant has an FCC permit to operate a base station facility at 2014 Tulare Street.
4. It can be seen with certainty that the requested modification will not have a significant effect on the environment.
5. No protests to the petition have been received.

Conclusion of Law

The petition for modification of Decision 87-01-012 should be granted.

ORDER

IT IS ORDERED that:

1. Ordering Paragraph 1 of Decision 87-01-012 shall be amended to read as follows:

1.b. 2014 Tulare Street, Fresno.
(Lat. 36° 44' 05" N, Long. 119° 47' 24" W)

2. Applicant shall file appropriate revisions to its tariffs and engineering service area map, currently on file with the Commission, to reflect the relocation of its Fresno base station facility.

3. The authority granted in this order will expire if not exercised within 12 months after the effective date of this order. This order is effective today.

Dated APR 27 1988, at San Francisco, California.

STANLEY W. HULETT
President
DONALD VIAL
FREDERICK R. DUDA
G. MITCHELL WILK
JOHN B. OHANIAN
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Victor Weiss, Executive Director