

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14172
Date: September 29, 1990

R E S O L U T I O N

RESOLUTION T-14172. LOS ANGELES SMSA LIMITED PARTNERSHIP. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF THREE NEW CELL SITES IN THE LOS ANGELES CELLULAR GEOGRAPHIC SERVICE AREA.

BY ADVICE LETTER NO. 75, FILED ON AUGUST 29, 1990.

SUMMARY

Los Angeles SMSA Limited Partnership (LASLP), by Advice Letter No. 75, filed on August 29, 1990, requests authority under the provisions of General Order 159 (G.O. 159) and Decision No. 90-03-080 (March 28, 1990) to add new cellular radiotelephone cell sites to its existing cellular system serving the Los Angeles Cellular Geographic Service Area. This Resolution authorizes the construction of the three new cell sites, known as the Winnetka, South Mountain, and Irvine High sites, located at 21430 Strathern Street, Santa Clara Peak on South Mountain, and Irvine High School respectively. All three sites are in Los Angeles and Ventura counties. No protests to this Advice Letter have been filed.

BACKGROUND

Under G.O. 159 (D.90-03-080), a cellular utility must obtain authorization from the Commission before construction of cellular facilities not described in its application for a certificate of public convenience and necessity. A cellular utility must file an advice letter requesting authorization to construct after it has received all approvals for the proposed construction required by any governmental agencies with jurisdiction over the proposed construction, or which would have jurisdiction absent the Commission's preemption.

DISCUSSION

Advice Letter No. 75 contains all the information required under G.O. 159 to be included in an Advice Letter filing for authority to construct additional cellular facilities. Authority to construct the original facility, a certificate of public convenience and necessity, was granted to LASLP by Decision 87-04-014.

Resolution T-14172
Effective September 29, 1990

LASLP has obtained permits or approvals from the following governmental entities and asserts that these entities comprise all governmental entities that have jurisdiction over the proposed construction (with the exception of the California Public Utilities Commission): the City of Los Angeles, the County of Ventura, the Office of the State Architect, the Federal Aviation Administration, and the Federal Communications Commission.

The proposed construction will be located at 21430 Strathern Street, Santa Clara Peak on South Mountain, and Irvine High School and are known as the Winnetka, South Mountain, and Irvine High sites. Construction at Winnetka will consist of a 1,200 square foot equipment shelter and 35 foot utility pole on an existing building. Construction at South Mountain will consist of a 24' by 18' equipment shelter and 80' lattice tower. And thirdly, construction at Irvine will consist of a 22' by 22' equipment shelter and a 60' monopole tower.

The Winnetka, South Mountain, and Irvine High sites will become part of LASLP's cellular system serving the Los Angeles Cellular Geographic Service Area.

Public notice that LASLP filed Advice Letter No. 75 requesting authority to construct the Winnetka, South Mountain, and Irvine High sites appeared in the California Public Utilities Commission's August 31, 1990 Daily Calendar. In addition, copies of LASLP's Advice Letter No. 75 were mailed in accordance with the Commission's General Order No. 96-A, Section III. G, to competing utilities either privately or publicly owned, adjacent utilities either privately or publicly owned, utilities having requested such notification, and other interested parties having requested such notification.

PROTESTS

No protests have been filed on LASLP's Advice Letter No. 75.

FINDINGS

1. On August 29, 1990, LASLP filed Advice Letter No. 75 requesting Executive authorization to construct the Winnetka, South Mountain, and Irvine High cell sites located at 21430 Strathern Street, Santa Clara Peak on South Mountain, and Irvine High School respectively.
2. The Winnetka, South Mountain, and Irvine High sites represent additional cellular radiotelephone facilities not described in Decision 87-04-014, granting LASLP a certificate of public convenience and necessity.
3. Decision 90-03-080 adopts G.O. 159 which sets forth certain requirements for the filing of advice letters requesting

Resolution T-14172
Effective September 29, 1990

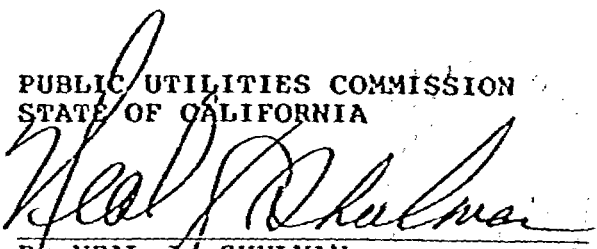
authorization to construct cellular radiotelephone facilities not described in a utility's certificate of public convenience and necessity.

4. Advice Letter No. 75 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A LASLP officer signed a declaration which states that LASLP has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 75.
6. Advice Letter No. 75 lists the following entities which have jurisdiction over the proposed construction of the Winnetka, South Mountain, and Irvine High cell sites: the City of Los Angeles, the County of Ventura, the Office of the State Architect, the Federal Aviation Administration, and the Federal Communications Commission.

THEREFORE, IT IS ORDERED that:

- (1) Los Angeles SMSA Limited Partnership's request for authority to construct the Winnetka, South Mountain, and Irvine High cell sites is granted.
- (2) The effective date of this resolution is September 29, 1990.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


By NEAL J. SHULMAN
Executive Director