

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION RESOLUTION T-14178
Telecommunications Branch Date: October 20, 1990

R E S O L U T I O N

RESOLUTION T-14178. LOS ANGELES CELLULAR TELEPHONE COMPANY, EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A NEW CELL SITE IN THE Los Angeles Cellular Geographic Service Area.

BY ADVICE LETTER NO. 63, FILED ON September 20, 1990.

SUMMARY

LOS ANGELES CELLULAR TELEPHONE COMPANY (LACTC), by Advice Letter No. 63, filed on September 20, 1990, requests authority under the provisions of General Order 159 (G.O. 159) and Decision No. 90-03-080 (March 28, 1990) to add a new cellular radiotelephone cell site to its existing cellular system serving the Los Angeles Cellular Geographic Service Area. This Resolution authorizes the construction of the new cell site, known as Los Angeles Cellular Site No. 189, located at 3450 Sawtelle Boulevard, Los Angeles, CA. 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. 63 contains all the information required under G.O. 159 to be included in an Advice Letter filing for authority to construct additional cellular facilities.

LACTC has obtained permits or approvals from the following governmental entity and asserts that this is the sole governmental entity with jurisdiction over the proposed construction (with the exception of the California Public Utilities Commission): the City and County of Los Angeles.

Resolution T.14178
Effective October 20, 1990

The proposed construction will be located at 3450 Sawtelle Boulevard, Los Angeles, CA and is known as Los Angeles Cellular Site No. 189. It will consist of penthouse mounted antennas

The Los Angeles Cellular Site No. 189 will become part of LACTC's cellular system serving the Los Angeles Cellular Geographic Service Area.

Public notice that LOS ANGELES CELLULAR TELEPHONE COMPANY filed Advice Letter No. 63 requesting authority to construct Los Angeles Cellular Site No. 189 appeared in the California Public Utilities Commission's September 24, 1990 Daily Calendar. In addition, copies of LACTC's Advice Letter No. 63 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 LACTC's Advice Letter No. 63.

FINDINGS

1. On September 20, 1990, LOS ANGELES CELLULAR TELEPHONE COMPANY filed Advice Letter No. 63 requesting Executive authorization to construct Los Angeles Cellular Site No. 189 cell located at 3450 Sawtelle Boulevard, Los Angeles, CA.
2. Los Angeles Cellular Site No. 189 represents an additional cellular radiotelephone facility not described in D.84-06-110, granting LACTC 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 authorization to construct cellular radiotelephone facilities not described in a utility's certificate of public convenience and necessity.
4. Advice Letter No. 63 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A LACTC officer signed a declaration which states that LACTC has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 63.

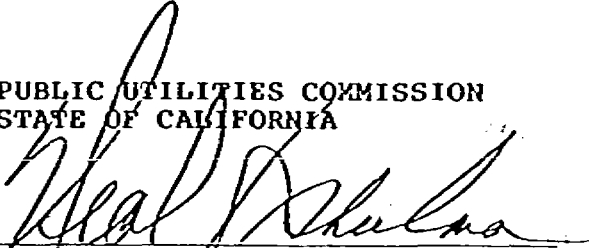
Resolution T.14173
Effective October 20, 1990

6. Advice Letter No. 63 lists the following entity which has jurisdiction over the proposed construction of the Los Angeles Cellular Site No. 189 cell site: the City and County of Los Angeles.
7. Advice Letter No. 63 states that the City and County of Los Angeles is the sole governmental entity with jurisdiction over the proposed construction of Los Angeles Cellular Site No. 189 cell.

THEREFORE, IT IS ORDERED that:

- (1) LOS ANGELES CELLULAR TELEPHONE COMPANY's request for authority to construct Los Angeles Cellular Site No. 189 is granted.
- (2) The effective date of this resolution is October 20, 1990.

PUBLIC UTILITIES COMMISSION
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By NEAL J. SHULMAN
Executive Director