

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14227
Date: November 17, 1990

R E S O L U T I O N

RESOLUTION T-14227. FRESNO CELLULAR TELEPHONE COMPANY. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF EQUIPMENT TO AN EXISTING SITE IN THE FRESNO METROPOLITAN STATISTICAL AREA.

BY ADVICE LETTER NO. 17, FILED ON OCTOBER 17, 1990.

SUMMARY

FRESNO CELLULAR TELEPHONE COMPANY (FCTC), by Advice Letter No. 17, filed on October 17, 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 equipment to its existing cellular system serving the Fresno Metropolitan Statistical Area. This Resolution authorizes the construction of the new equipment, an antenna on top of the Customer Convenience Center site, located at 6684 Blackstone Avenue, Fresno, 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. 17 contains all the information required under G.O. 159 to be included in an Advice Letter filing for authority to construct additional cellular facilities.

FCTC 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 Fresno, the Federal Aviation Administration, and the Federal Communications Commission.

The proposed construction will be located at 6684 Blackstone Avenue, Fresno, CA and will be an antenna on top of the Customer Convenience Center site. It will consist of a 5-foot antenna on

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top of the roof of the existing Customer Convenience Center building.

The addition of the antenna on top of the Customer Convenience Center building will become part of FCI's cellular system serving the Fresno Metropolitan Statistical Area.

Public notice that FRESNO CELLULAR TELEPHONE COMPANY filed Advice Letter No. 17 requesting authority to construct the additional antenna to the top of the Customer Convenience Center building appeared in the California Public Utilities Commission's October 19, 1990 Daily Calendar. In addition, copies of FCTC's Advice Letter No. 17 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 FCTC's Advice Letter No. 17.

FINDINGS

1. On October 17, 1990, FRESNO CELLULAR TELEPHONE COMPANY filed Advice Letter No. 17 requesting Executive authorization to construct the antenna on top of the Customer Convenience Center building located at 6684 Blackstone Avenue, Fresno, CA.
2. The addition of the antenna at the top of the Customer Convenience Center building represents the addition of cellular radiotelephone equipment not described in Decision 87-10-036, granting FCTC 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. 17 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A FCTC officer signed a declaration which states that FCTC has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 17.
6. Advice Letter No. 17 lists the following entities which have jurisdiction over the proposed construction of the antenna on top of the Customer Convenience Center building:

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the City of Fresno, the Aviation Administration, and the
Federal Communications Commission.

THEREFORE, IT IS ORDERED that:

- (1) FRESNO CELLULAR TELEPHONE COMPANY's request for authority to construct the antenna on top of the Customer Convenience Center building is granted.
- (2) The effective date of this resolution is November 17, 1990.

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Neal J. Shulman/WF
By NEAL J. SHULMAN
Executive Director