## PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION RESOLUTION T-14256
Telecommunications Branch Date: December 20, 1990

## RESOLUTION

RESOLUTION T-14256. GTE Mobilnet of California Limited Partnership. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A NEW CELL SITE IN THE GTEM'S AUTHORIZED CELLULAR GEOGRAPHIC SERVICE AREA.

BY ADVICE LETTER NO. 55, FILED ON NOVEMBER 30, 1990.

## SUMMARY

GTE Mobilnet of California Limited Partnership (GTEM-CA, Ltd.), by Advice Letter No. 55, filed on November 30, 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 GTEM's authorized Cellular Geographic Service Area. This Resolution authorizes the construction of the new cell site, known as the South San Francisco site, located at 212 Shaw Road, South San Francisco. 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. 55 contains all the information required under G.O. 159 to be included in an Advice Letter filing for authority to construct additional cellular facilities.

GTEM-CA, Ltd. 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

Resolution T-14256 Effective Decemebr 30, 1990

Public Utilities Commission): The City of South San Francisco, the FAA.

The proposed construction will be located at 212 Shaw Road, South San Francisco and is known as the South San Francisco site. It will consist of one 65-foot steel monopole painted light grey, one prefabricated building housing radio equipment, and a six foot chain-link fence.

The South San Francisco site will become part of GTEM-CA, Ltd.'s cellular system serving GTEM's authorized Cellular Geographic Service Area.

Public notice that GTE Mobilnet of California Limited Partnership filed Advice Letter No. 55 requesting authority to construct the South San Francisco site appeared in the California Public Utilities Commission's December 4, 1990 Daily Calendar. In addition, copies of GTEM-CA, Ltd.'s Advice Letter No. 55 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 GTEM-CA, Ltd.'s Advice Letter No. 55.

#### **FINDINGS**

- 1. On November 30, 1990, GTE Kobilnet of California Limited Partnership filed Advice Letter No. 55 requesting Executive authorization to construct the South San Francisco cell site located at 212 Shaw Road, South San Francisco.
- 2. The South San Francisco site represents an additional cellular radiotelephone facility not described in D.84-11-029, granting GTEM-CA, Ltd. 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. 55 conforms to the requirements of Decision 90-03-080 and G.O. 159.

- 5. A GTEM-CA, Ltd. officer signed a declaration which states that GTEM-CA, Ltd. has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 55.
- 6. Advice Letter No. 55 lists the following entities which have jurisdiction over the proposed construction of the South San Francisco cell site: The City of South San Francisco, the FAA.

# IT IS ORDERED that:

- (1) GTE Mobilnet of California Limited Partnership's request for authority to construct the South San Francisco cell site is granted.
- (2) The effective date of this resolution is December 20, 1990.

PUBLIC/UTILITIES COMMISSION STATE/OF CALIFORNIA

By NEAL A. SHULMAN Executive Director

-3-