

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14290
Date: January 14, 1991

R E S O L U T I O N

RESOLUTION T-14290, SACRAMENTO CELLULAR TELEPHONE COMPANY, EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A NEW CELL SITE IN THE SACRAMENTO METROPOLITAN STATISTICAL AREA.

BY ADVICE LETTER NO. 40, FILED ON DECEMBER 14, 1990.

SUMMARY

SACRAMENTO CELLULAR TELEPHONE COMPANY (SCTC), by Advice Letter No. 40, filed on December 14, 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 Sacramento Metropolitan Statistical Area. This Resolution authorizes the construction of the new cell site, known as the Haggin Oaks site, located at 2600 North Avenue, Sacramento, 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. 40 contains all the information required under G.O. 159 to be included in an Advice Letter filing for authority to construct additional cellular facilities.

The Haggin Oaks site represents an additional cellular radiotelephone facility not described in D.87-10-037, granting SCTC a certificate of public convenience and necessity.

SCTC 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 Sacramento, the Federal Aviation Administration, and the Federal Communications Commission.

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The proposed construction will be located at 2600 North Avenue, Sacramento, CA and is known as the Haggin Oaks site. It will consist of 12 antennas mounted on a 60-foot monopole and an equipment shelter.

The Haggin Oaks site will become part of SCTC's cellular system serving the Sacramento Metropolitan Statistical Area.

Public notice that SACRAMENTO CELLULAR TELEPHONE COMPANY filed Advice Letter No. 40 requesting authority to construct the Haggin Oaks site appeared in the California Public Utilities Commission's December 19, 1990 Daily Calendar. In addition, copies of SCTC's Advice Letter No. 40 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 SCTC's Advice Letter No. 40.

FINDINGS

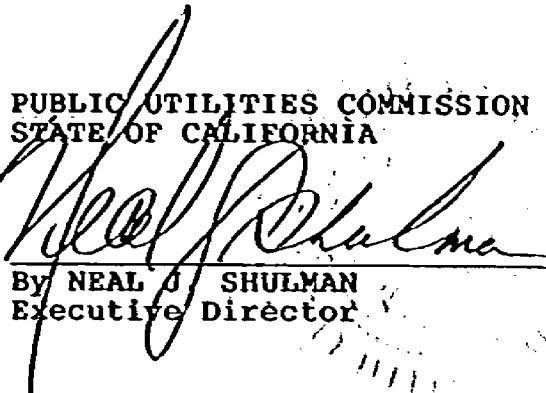
1. On December 14, 1990, SACRAMENTO CELLULAR TELEPHONE COMPANY filed Advice Letter No. 40 requesting Executive authorization to construct the Haggin Oaks cell site located at 2600 North Avenue, Sacramento, CA.
2. The Haggin Oaks site represents an additional cellular radiotelephone facility not described in D.87-10-037, granting SCTC 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. 40 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A SCTC officer signed a declaration which states that SCTC has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 40.
6. Advice Letter No. 40 lists the following entities which have jurisdiction over the proposed construction of the Haggin Oaks cell site: the City of Sacramento, the Federal Aviation Administration, and the Federal Communications Commission.

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THEREFORE, IT IS ORDERED that:

- (1) SACRAMENTO CELLULAR TELEPHONE COMPANY's request for authority to construct the Haggin Oaks cell site is granted.
- (2) The effective date of this resolution is January 14, 1991.

PUBLIC UTILITIES COMMISSION
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By NEAL J. SHULMAN
Executive Director