

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION  
Telecommunications Branch

RESOLUTION T-14302  
Date: March 6, 1991

R E S O L U T I O N

RESOLUTION T-14302. SACRAMENTO CELLULAR TELEPHONE COMPANY. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF TWO NEW CELL SITES IN THE SACRAMENTO METROPOLITAN STATISTICAL AREA.

BY ADVICE LETTER NO. 41, FILED ON JANUARY 15, 1991.

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SUMMARY

SACRAMENTO CELLULAR TELEPHONE COMPANY (SCTC), by Advice Letter No. 41, filed on January 15, 1991, requests authority under the provisions of General Order 159 (G.O. 159) and Decision No. 90-03-080 (March 28, 1990) to add two new cellular radiotelephone cell sites to its existing cellular system serving the Sacramento Metropolitan Statistical Area. This Resolution authorizes the construction of the new cell sites, known as the Oak Park and Alhambra sites, located at 3581 23rd Street (Oak Park) & 3230 "J" Street (Alhambra), 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. 41 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 new Oak Park and Alhambra sites represent additional cellular radiotelephone facilities not described in D.87-10-037, granting SCTC a certificate of public convenience and necessity.

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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): City of Sacramento, FCC.

The proposed construction will be located at 3581 23rd Street (Oak Park) & 3230 "J" Street (Alhambra), Sacramento, CA and are known as the Oak Park and Alhambra sites. The Oak Park site will consist of 12 cellular antennas on an existing 110 foot high water tank, a 12'x28'x10' modular building, radio transmitting and receiving equipment and a DC power plant; the Alhambra site will be similar except that the water tank is 80 feet high.

The Oak Park and Alhambra sites 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. 41 requesting authority to construct the Oak Park and Alhambra sites appeared in the California Public Utilities Commission's January 18, 1991 Daily Calendar. In addition, copies of SCTC's Advice Letter No. 41 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. 41.

#### FINDINGS

1. On January 15, 1991, SACRAMENTO CELLULAR TELEPHONE COMPANY filed Advice Letter No. 41 requesting Executive authorization to construct the Oak Park and Alhambra cell sites located at 3581 23rd Street (Oak Park) & 3230 "J" Street (Alhambra), Sacramento, CA.
2. The Oak Park and Alhambra sites represent additional cellular radiotelephone facilities 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.

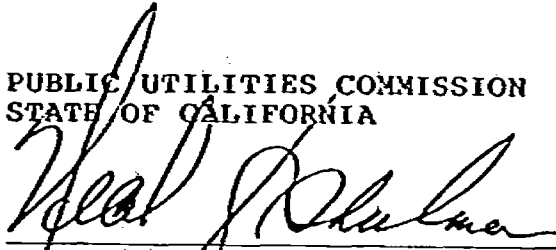
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4. Advice Letter No. 41 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A SCTC officer signed a declaration which states that SCTC has received all necessary permits or approvals from the governmental entity listed in Advice Letter No. 41.
6. Advice Letter No. 41 lists the following entities which have jurisdiction over the proposed construction of the Oak Park and Alhambra cell sites: City of Sacramento, FCC.
7. No protests have been filed on SCTC's Advice Letter No. 41.

THEREFORE, IT IS ORDERED that:

- (1) SACRAMENTO CELLULAR TELEPHONE COMPANY's request for authority to construct the Oak Park and Alhambra cell sites is granted.
- (2) The effective date of this resolution is March 6, 1991.

PUBLIC UTILITIES COMMISSION  
STATE OF CALIFORNIA

  
By NEAL J. SHULMAN  
Executive Director