

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14326
Date: February 28, 1991

R E S O L U T I O N

RESOLUTION T-14326. 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. 100, FILED ON January 31, 1991.

SUMMARY

LOS ANGELES CELLULAR TELEPHONE COMPANY (LACTC), by Advice Letter No. 100, filed on January 31, 1991, 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. 118, located at 3991 MacArthur Boulevard, Newport Beach, California. No protests to this Advice Letter have been received.

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 the decision granting 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. 100 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 Los Angeles Cellular Site No. 118 site represents an additional cellular radiotelephone facility not described in Decision 84-06-110, granting LACTC a certificate of public convenience and necessity.

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LACTC 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 Newport Beach, the Federal Aviation Administration, and the Federal Communications Commission.

The proposed construction will be located at 3991 MacArthur Boulevard, Newport Beach, California and is known as Los Angeles Cellular Site No. 118. It will consist of three directional antennas, approximately 24 inches long, 4 inches wide, and 8 inches in depth. The antennas will be side-mounted on each of three sides of a modern glass and concrete penthouse already existing at the site, such that no antenna will protrude above the penthouse structure or be seen from the street. In addition, the antennas will be painted to fit in with the rooftop surroundings.

Los Angeles Cellular Site No. 118 will become part of LACTC's cellular system serving the Los Angeles Cellular Geographic Service Area.

NOTICE

Public notice that LOS ANGELES CELLULAR TELEPHONE COMPANY filed Advice Letter No. 100 requesting authority to construct Los Angeles Cellular Site No. 118 appeared in the California Public Utilities Commission's February 4, 1991 Daily Calendar. In addition, copies of LACTC's Advice Letter No. 100 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 received to LACTC's Advice Letter No. 100.

FINDINGS

1. On January 31, 1991, LOS ANGELES CELLULAR TELEPHONE COMPANY filed Advice Letter No. 100 requesting Executive authorization to construct the Los Angeles Cellular Site No. 118 cell site located at 3991 MacArthur Boulevard, Newport Beach, California.
2. Los Angeles Cellular Site No. 118 represents an additional cellular radiotelephone facility not described in Decision 84-06-110, granting LACTC a certificate of public convenience and necessity.

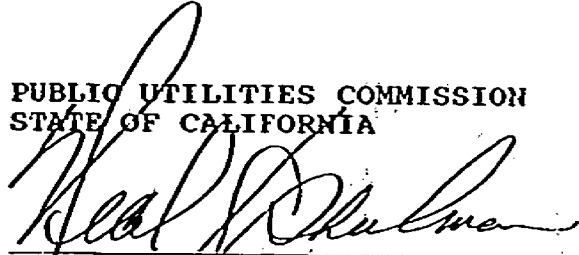
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3. Decision 90-03-080 adopts G.O. 159 which sets forth certain requirements for the filing of advice letters requesting authorization to construct cellular radiotelephone facilities not described in a utility's certificate of public convenience and necessity.
4. Advice Letter No. 100 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. 100.
6. Advice Letter No. 100 lists the following entities which have jurisdiction over the proposed construction of the Los Angeles Cellular Site No. 118 cell site: the City of Newport Beach, the Federal Aviation Administration, and the Federal Communications Commission.
7. No protests have been received to LACTC's Advice Letter No. 100.

THEREFORE, IT IS ORDERED that:

- (1) LOS ANGELES CELLULAR TELEPHONE COMPANY's Advice Letter No. 100 is hereby approved.
- (2) The effective date of this resolution is February 28, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


By NEAL J. SHULMAN
Executive Director