

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION RESOLUTION T-14341
Telecommunications Branch Date: February 24, 1991

R E S O L U T I O N

RESOLUTION T-14341. 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. 87, FILED ON JANUARY 24, 1991.

SUMMARY

Los Angeles Cellular Telephone Company (LACTC), by Advice Letter No. 87, filed on January 24, 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 LACTC Cell Site No. 176, located at 30851 Agoura Road, Agoura Hills, 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 the 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. 87 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 LACTC Cell Site No. 176 represents an additional cellular radiotelephone facility not described in D.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 Agoura Hills, the Federal Aviation Administration, and the Federal Communications Commission.

The proposed construction will be located at 30851 Agoura Road, Agoura Hills, California and is known as LACTC Cell Site No. 176. It will consist of 4 antennas to be mounted on the roof of an existing building with related equipment to be housed inside the existing building.

LACTC Cell Site No. 176 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. 87 requesting authority to construct LACTC Cell Site No. 176 appeared in the California Public Utilities Commission's January 28, 1991 Daily Calendar. In addition, copies of LACTC's Advice Letter No. 87 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. 87.

FINDINGS

1. On January 24, 1991, Los Angeles Cellular Telephone Company filed Advice Letter No. 87 requesting Executive authorization to construct LACTC Cell Site No. 176 located at 30851 Agoura Road, Agoura Hills, California.
2. LACTC Cell Site No. 176 represents an additional cellular radiotelephone facility not described in D.84-06-110 granting LACTC 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.

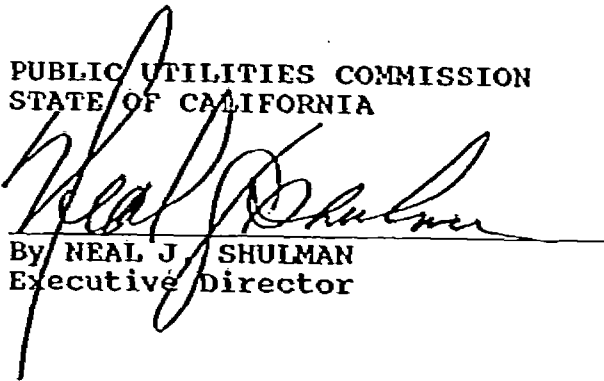
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4. Advice Letter No. 87 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A LACTC officer signed a declaration which states that LACTC has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 87.
6. Advice Letter No. 87 lists the following entities which have jurisdiction over the proposed construction of LACTC Cell Site No. 176: the City of Agoura Hills, the Federal Aviation Administration, and the Federal Communications Commission.
7. No protest to Advice Letter No. 87 have been received.

THEREFORE, IT IS ORDERED that:

- (1) Los Angeles Cellular Telephone Company's Advice Letter No. 87 is hereby approved.
- (2) The effective date of this resolution is February 24, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


By NEAL J. SHULMAN
Executive Director