

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION  
Telecommunications Branch

RESOLUTION T-14377  
Date: April 15, 1991

R E S O L U T I O N

RESOLUTION T-14377. LOS ANGELES SMSA LIMITED PARTNERSHIP. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF FIVE NEW CELL SITES IN THE LOS ANGELES METROPOLITAN AREA.

BY ADVICE LETTER NO. 94, FILED ON MARCH 14, 1991.

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SUMMARY

LOS ANGELES SMSA LIMITED PARTNERSHIP (LASLP), by Advice Letter No. 94, filed on March 14, 1991, requests authority under the provisions of General Order 159 (G.O. 159) and Decision No. 90-03-080 (March 28, 1990) to add five new cellular radiotelephone cell sites to its existing cellular system serving the Los Angeles metropolitan area. This Resolution authorizes the construction of five new cell sites, known as the Alhambra, MLK, Newport Freeway, San Clemente, and South Coast Plaza sites, located, respectively at 711 West Valley Blvd., Alhambra; 3756 Santa Rosalia Drive, Los Angeles (MLK); 2214 Newport Blvd, Costa Mesa; 635 Camino de los Mares, Ste. 107, San Clemente; and 3140 Bear Street, Costa Mesa. 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 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. 94 contains all the information required under G.O. 159 to be included in an Advice Letter filing for authority to construct additional cellular facilities.

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The five sites, Alhambra, MLK, Newport Freeway, San Clemente, and South Coast Plaza, represent additional cellular radiotelephone facilities not described in D.87-04-014, granting LASLP a certificate of public convenience and necessity.

LASLP 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): for all sites, Federal Aviation Administration, and the Federal Communications Commission; for respective individual sites, the City of Alhambra, the City of Los Angeles, the City of Costa Mesa, the City of San Clemente, and the City of Costa Mesa.

The proposed construction for the five new cell sites will be located at 711 West Valley Blvd., Alhambra; 3756 Santa Rosalia Drive, Los Angeles (MLK); 2214 Newport Blvd, Costa Mesa (Newport Freeway); 635 Camino de los Mares, Ste. 107, San Clemente; 3140 Bear Street, Costa Mesa and are known as the Alhambra, MLK, Newport Freeway, San Clemente, and South Coast Plaza sites respectively. In each case, the transmitter and receiver facilities will be installed in an existing building and the antennas will be installed on the building roof or side.

The five new cell sites, Alhambra, MLK, Newport Freeway, San Clemente, and South Coast Plaza, will become part of LASLP's cellular system serving the Los Angeles metropolitan area.

#### NOTICE

Public notice that LOS ANGELES SMSA LIMITED PARTNERSHIP filed Advice Letter No. 94 requesting authority to construct five new cell sites, Alhambra, MLK, Newport Freeway, San Clemente, and South Coast Plaza appeared in the California Public Utilities Commission's March 20, 1991 Daily Calendar. In addition, copies of LASLP's Advice Letter No. 94 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.

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PROTESTS

No protests have been filed on LASLP's Advice Letter No. 94.

FINDINGS

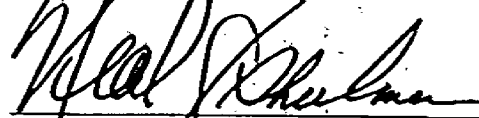
1. On March 14, 1991, LOS ANGELES SMSA LIMITED PARTNERSHIP filed Advice Letter No. 94 requesting Executive authorization to construct five new cell sites, Alhambra, MLK, Newport Freeway, San Clemente, and South Coast Plaza, located respectively at 711 West Valley Blvd., Alhambra; 3756 Santa Rosalia Drive, Los Angeles; 2214 Newport Blvd, Costa Mesa; 635 Camino de los Mares, Ste. 107, San Clemente; 3140 Bear Street, Costa Mesa.
2. The Alhambra, MLK, Newport Freeway, San Clemente, and South Coast Plaza sites represent additional cellular radiotelephone facilities not described in D.87-04-014, granting LASLP 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. 94 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. An LASLP officer signed a declaration which states that LASLP has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 94.
6. Advice Letter No. 94 lists the following entities which have jurisdiction over the proposed construction of the Alhambra, MLK, Newport Freeway, San Clemente, and South Coast Plaza cell sites: for all sites, Federal Aviation Administration, and the Federal Communications Commission; for respective individual sites, the City of Alhambra, the City of Los Angeles, the City of Costa Mesa, the City of San Clemente, and the City of Costa Mesa .
7. No protests to Advice Letter No. 94 have been received.

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THEREFORE, IT IS ORDERED that:

- (1) LOS ANGELES SMSA LIMITED PARTNERSHIP's request for authority to construct five new cell sites, Alhambra, MLK, Newport Freeway, San Clemente, and South Coast Plaza, is granted.
- (2) The effective date of this resolution is April 15, 1991.

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By NEAL J. SHULMAN  
Executive Director