

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14398
Date: April 26, 1991

R E S O L U T I O N

RESOLUTION T-14398.. REDDING CELLULAR PARTNERSHIP.
EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE
IN THE REDDING METROPOLITAN STATISTICAL AREA.

BY ADVICE LETTER NO. 10, FILED ON NOVEMBER 20, 1990,
MODIFIED APRIL 9, 1991.

SUMMARY

REDDING CELLULAR PARTNERSHIP (RCP), by Advice Letter No. 10, filed on November 20, 1990 and modified April 9, 1991, requests authority under the provisions of General Order 159 (G.O. 159) and Decision No. 90-03-080 (March 28, 1990) to extend its cellular service area to the Tehama Rural Service Area, encompassing portions of Colusa, Glenn and Tehama Counties. RCP requests authority to add a cellular radiotelephone cell site to its cellular system to serve the Tehama Rural Service Area. This Resolution authorizes the construction of the cell site, known as the Sites site, located 1.5 miles south of the intersection of Huffmaster Road & Maxwell-Sites Road in Colusa County. No protests to this Advice Letter have been received.

BACKGROUND

Under G.O. 159 (D.90-03-080), a cellular company may extend its provision of service into a territory contiguous to its line or system and which is not served by a public utility of like character. G.O. 159 also provides that 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.

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DISCUSSION

Advice Letter No. 10 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 Sites site represents an additional cellular radiotelephone facility not described in D.89-03-056, granting RCP a certificate of public convenience and necessity. The Sites site is in a territory contiguous to RCP's existing service area.

RCP 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 County of Placer, the Federal Aviation Administration, and the Federal Communications Commission.

The proposed construction will be located 1.5 miles south of the intersection of Huffmaster Road & Maxwell-Sites Road in Colusa County and is known as the Sites site. It will consist of 12 antennas and 4 microwave dishes mounted to a 60-foot tower and an equipment shelter.

The Sites site will become part of RCP's cellular system to serve the Tehama Rural Service Area.

NOTICE

Public notice that REDDING CELLULAR PARTNERSHIP filed Advice Letter No. 10 requesting authority to construct the Sites site appeared in the California Public Utilities Commission's November 28, 1990 Daily Calendar. In addition, copies of RCP's Advice Letter No. 10 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 received to RCP's Advice Letter No. 10.

FINDINGS

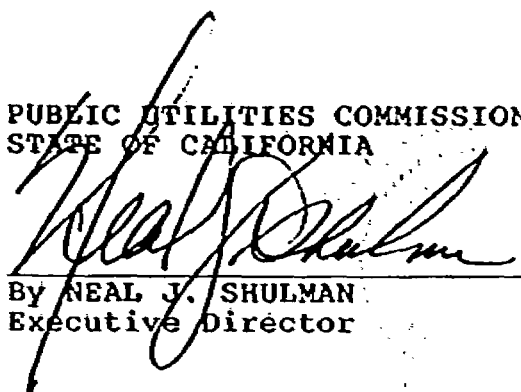
1. On November 20, 1990, REDDING CELLULAR PARTNERSHIP filed Advice Letter No. 10 requesting Executive authorization to extend the cellular service of RCP to the Tehama Rural Service Area and to construct the Sites cell site located 1.5 miles south of the intersection of Huffmaster Road & Maxwell-Sites Road in Colusa County. RCP modified its request on April 9, 1991.
2. The Sites site represents an additional cellular radiotelephone facility not described in 89-03-056, granting RCP a certificate of public convenience and necessity.
3. Decision 90-03-080 adopts G.O. 159 authorizes a telephone corporation to extend provision of service into a territory contiguous to its line or system and 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. 10 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A RCP officer signed a declaration which states that RCP has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 10.
6. Advice Letter No. 10 lists the following entities which have jurisdiction over the proposed construction of the Sites cell site: the County of Placer, the Federal Aviation Administration, and the Federal Communications Commission.
7. No protests to Advice Letter No. 10 have been received.

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THEREFORE, IT IS ORDERED that:

- (1) REDDING CELLULAR PARTNERSHIP is authorized to extend its provision of service into the Tehama Rural Service Area and its request to construct the Sites cell site is granted.
- (2) The effective date of this resolution is April 26, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA



By NEAL J. SHULMAN
Executive Director