

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14421
Date: May 30, 1991

R E S O L U T I O N

RESOLUTION T-14421. NAPA CELLULAR TELEPHONE COMPANY.
EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE
IN THE NAPA-FAIRFIELD-VALLEJO CELLULAR GEOGRAPHIC
SERVICE AREA.

BY ADVICE LETTER NO. 34, FILED ON APRIL 30, 1991.

SUMMARY

NAPA CELLULAR TELEPHONE COMPANY (NAPA CELLULAR), by Advice Letter No. 34, filed on April 30, 1991, requests authority under the provisions of General Order 159 (G.O. 159) and Decision No. D. 90-03-080 (March 28, 1990) to add a new cellular radiotelephone cell site to its existing cellular system serving the Napa-Fairfield-Vallejo Cellular Geographic Service Area. This Resolution authorizes the construction of the cell site, known as the Benicia site, located at 1471 Park Road, Benicia, CA 94510. 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. 34 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 Benicia site represents an additional cellular radiotelephone facility not described in D.88-02-034, granting NAPA CELLULAR a certificate of public convenience and necessity.

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NAPA CELLULAR 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); Federal Communications Commission, City of Benicia.

The proposed construction will be located at 1471 Park Road, Benicia, CA 94510 and is known as the Benicia site. It will consist of a 60' monopole with 12 panel antennas and a 12' x 28' x 10' concrete and metal equipment shelter containing a DC power plant and radio equipment.

The Benicia site will become part of NAPA CELLULAR's cellular system serving the Napa-Fairfield-Vallejo Cellular Geographic Service Area.

NOTICE

Public notice that NAPA CELLULAR TELEPHONE COMPANY filed Advice Letter No. 34 requesting authority to construct the Benicia site appeared in the California Public Utilities Commission's May 3, 1991 Daily Calendar. In addition, copies of NAPA CELLULAR's Advice Letter No. 34 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 NAPA CELLULAR's Advice Letter No. 34.

FINDINGS

1. On April 30, 1991, NAPA CELLULAR TELEPHONE COMPANY filed Advice Letter No. 34 requesting Executive authorization to construct the Benicia cell site located at 1471 Park Road, Benicia, CA 94510.
2. The Benicia site represents an additional cellular radiotelephone facility not described in D.88-02-034, granting NAPA CELLULAR 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.

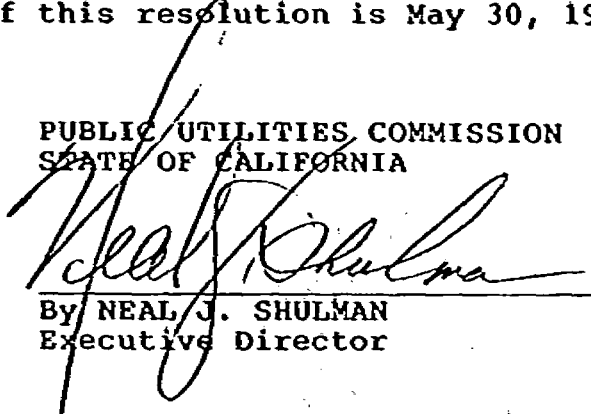
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4. Advice Letter No. 34 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A NAPA CELLULAR officer signed a declaration which states that NAPA CELLULAR has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 34.
6. Advice Letter No. 34 lists the following entities which have jurisdiction over the proposed construction of the Benicia cell site: Federal Communications Commission, City of Benicia.
7. No protests to Advice Letter No. 34 have been received.

THEREFORE, IT IS ORDERED that:

- (1) NAPA CELLULAR TELEPHONE COMPANY's Advice Letter No. 34 is hereby approved.
- (2) The effective date of this resolution is May 30, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


By NEAL J. SHULMAN
Executive Director