

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14528
Date: July 22, 1991

R E S O L U T I O N

RESOLUTION T-14528. PACTEL CELLULAR. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF TWO NEW CELL SITES AND THE MODIFICATION OF ONE EXISTING SITE IN THE SAN DIEGO METROPOLITAN AREA.

BY ADVICE LETTER NO. 63, FILED ON JUNE 20, 1991.

SUMMARY

PACTEL CELLULAR (PTC), by Advice Letter No. 63, filed on June 20, 1991, requests authority under the provisions of General Order 159 (G.O. 159) and Decision No. 90-03-080 (March 28, 1990) to add two new cellular radiotelephone cell sites to its existing cellular system serving the San Diego Metropolitan Area and modify one existing site. This Resolution authorizes the construction of the new cell sites, known as the Carmel Valley - Motorola site, located at 9670 Waples Street, San Diego and the Balboa/163 site located at 1399 9th Avenue and also authorizes modification of the existing 30th Place site located at the south side of State Highway 94 at 30th Place.

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. 63 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 three sites, Carmel Valley - Motorola, 30th Place, and Balboa/163, represent additional cellular radiotelephone facilities not described in D.85-04-023, granting PTC a certificate of public convenience and necessity.

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PTC 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 San Diego, the Federal Aviation Administration, the Federal Communications Commission.

The proposed construction for one new cell site will be located at 9670 Waples Street, San Diego and is known as the Carmel Valley - Motorola site. The other new site will be located at 1399 9th Avenue and is known as the Balboa/163 site. The site to be modified is located at the south side of State Highway 94 at 30th Place and is known as the 30th Place site.

The Carmel Valley - Motorola site will consist of a 112 square-foot prefabricated equipment shelter installed within an existing building. A new roof-top enclosure will contain 15 directional antennas. Four whip antennas will be mounted on top of and one microwave dish will be mounted on the side of the enclosure.

The Balboa/163 site will be an 896 square foot communications facility within an existing 15 story building. The equipment will be housed in two existing and one new-built penthouses. Fifteen directional antennas, four omni-whip antennas, and four microwave antennas will be mounted on the rooftop.

The 30th Place site is to be modified by the addition of three directional panel antennas under the radome cover, three externally mounted whip antennas, and a digital microwave antenna on the tower.

The three new cell sites, Carmel Valley - Motorola, 30th Place, and Balboa/163, will be part of PTC's cellular system serving the San Diego Metropolitan Area.

NOTICE

Public notice that PACTEL CELLULAR filed Advice Letter No. 63 requesting authority to construct or modify three cell sites, Carmel Valley - Motorola, 30th Place, and Balboa/163, appeared in the California Public Utilities Commission's June 24, 1991 Daily Calendar. In addition, copies of PTC's Advice Letter No. 63 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 filed on PTC's Advice Letter No. 63.

FINDINGS

1. On June 20, 1991, PACTEL CELLULAR filed Advice Letter No. 63 requesting Executive authorization add two new cellular radiotelephone cell sites known as the Carmel Valley - Motorola site, located at 9670 Waples Street, San Diego and the the Balboa/163 site located at 1399 9th Avenue to its existing cellular system serving the San Diego Metropolitan Area and modify the existing 30th Place site located at the south side of State Highway 94 at 30th Place.
2. The Carmel Valley - Motorola, 30th Place, and Balboa/163 sites represent additional cellular radiotelephone facilities not described in D.85-04-023, granting PTC 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. 63 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A PTC officer signed a declaration which states that PTC has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 63.
6. Advice Letter No. 63 lists the following entities which have jurisdiction over the proposed construction or modification of the Carmel Valley - Motorola, 30th Place, and Balboa/163 cell sites: The City of San Diego, the Federal Aviation Administration, the Federal Communications Commission.
7. No protests to Advice Letter No. 63 have been received.

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THEREFORE, IT IS ORDERED that:

- (1) PACTEL CELLULAR's request for authority to construct the Carmel Valley - Motorola site and Balboa/163 sites and to modify the 30th Place site is granted.
- (2) The effective date of this resolution is July 22, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA



By NEAL J. SHULMAN
Executive Director