

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14530
Date: July 8, 1991

R E S O L U T I O N

RESOLUTION T-14530. CALIFORNIA 9 CELLULAR CORPORATION.
EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE
IN THE Mendocino Cellular Geographic Service Area.

BY ADVICE LETTER NO. 4, FILED ON June 7, 1991.

SUMMARY

CALIFORNIA 9 CELLULAR CORPORATION (CA-9), by Advice Letter No. 4, filed on June 7, 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 Mendocino Cellular Geographic Service Area. This Resolution authorizes the construction of the cell site, known as the CA-9 Mendocino CGSA RSA 344 site, located at an existing radio station site located at the north end of Pearl Drive, 2 miles southeast of Lucerne, CA. 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. 4 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 CA-9 Mendocino CGSA RSA 344 site represents an additional cellular radiotelephone facility not described in Decision 90-08-024, granting CA-9 a certificate of public convenience and necessity.

Resolution T-14530
Effective July 8, 1991
CA-9/A.L. No. 4/WSM

CA-9 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 Federal Aviation Administration, the Federal Communications Commission, and the County of Lake.

The proposed construction will be located at an existing radio station site located at the north end of Pearl Drive, 2 miles southeast of Lucerne, CA and is known as the CA-9 Mendocino CGSA RSA 344 site. This cellular facility will be a cell site enhancer. It will consist of equipment installed inside a presently existing communications shelter and a wooden self-supporting 60 foot telephone pole to be used as the antenna support structure. The antenna is a Decibel Products DB-810 omnidirectional mounted at the top of the telephone pole.

The CA-9 Mendocino CGSA RSA 344 site will become part of CA-9's cellular system serving the Mendocino Cellular Geographic Service Area.

NOTICE

Public notice that CALIFORNIA 9 CELLULAR CORPORATION filed Advice Letter No. 4 requesting authority to construct the CA-9 Mendocino CGSA RSA 344 site appeared in the California Public Utilities Commission's June 12, 1991 Daily Calendar. In addition, copies of CA-9's Advice Letter No. 4 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 CA-9's Advice Letter No. 4.

FINDINGS

1. On June 7, 1991, CALIFORNIA 9 CELLULAR CORPORATION filed Advice Letter No. 4 requesting Executive authorization to construct the CA-9 Mendocino CGSA RSA 344 cell site located at an existing radio station site located at the north end of Pearl Drive, 2 miles southeast of Lucerne, CA.
2. The CA-9 Mendocino CGSA RSA 344 site represents an additional cellular radiotelephone facility not described in Decision 90-08-024, granting CA-9 a certificate of public convenience and necessity.

Resolution T-14530
Effective July 8, 1991
CA-9/A.L. No. 4/WSM

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. 4 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A CA-9 officer signed a declaration which states that CA-9 has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 4.
6. Advice Letter No. 4 lists the following entities which have jurisdiction over the proposed construction of the CA-9 Mendocino CGSA RSA 344 cell site: the Federal Aviation Administration, the Federal Communications Commission, and the County of Lake.
7. No protests to Advice Letter No. 4 have been received.

THEREFORE, IT IS ORDERED that:

- (1) CALIFORNIA 9 CELLULAR CORPORATION's Advice Letter No. 4 is hereby approved.
- (2) The effective date of this resolution is July 8, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


By NEAL J. SHULMAN
Executive Director