

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14561
Date: August 19, 1991

R E S O L U T I O N

RESOLUTION T-14561. SACRAMENTO-VALLEY LIMITED PARTNERSHIP. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE IN THE SACRAMENTO METROPOLITAN STATISTICAL AREA.

BY ADVICE LETTER NO. 61, FILED ON July 18, 1991.

SUMMARY

SACRAMENTO-VALLEY LIMITED PARTNERSHIP (SVLP), by Advice Letter No. 61, filed on July 18, 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 Sacramento Metropolitan Statistical Area. This Resolution authorizes the construction of one cell site, known as the Nelson cell site, located 9/10 of a mile west of Midway on Nelson Road in Butte County, California. 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. 61 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 Nelson site represents an additional cellular radiotelephone facility not described in Decision 85-05-041, granting SVLP a certificate of public convenience and necessity.

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SVLP 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 Butte.

The proposed construction will be located 9/10 of a mile west of Midway on Nelson Road in Butte County, California, and is known as the Nelson site. SVLP will install five (5) omni-directional whip antennas on a pre-existing 195 foot self-supporting lattice tower. SVLP will store its cellular radio equipment in a pre-existing 12 foot by 28 foot communications shelter.

The Nelson site will become part of SVLP's cellular system serving the Sacramento Metropolitan Statistical Area.

NOTICE

Public notice that SACRAMENTO-VALLEY LIMITED PARTNERSHIP filed Advice Letter No. 61 requesting authority to construct the Nelson site appeared in the California Public Utilities Commission's July 22, 1991 Daily Calendar. In addition, copies of SVLP's Advice Letter No. 61 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 SVLP's Advice Letter No. 61.

FINDINGS

1. On July 18, 1991, SACRAMENTO-VALLEY LIMITED PARTNERSHIP filed Advice Letter No. 61 requesting Executive authorization to construct the Nelson cell site located 9/10 of a mile west of Midway on Nelson Road in Butte County, California.
2. The Nelson site represents an additional cellular radiotelephone facility not described in Decision 85-05-041, granting SVLP 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.

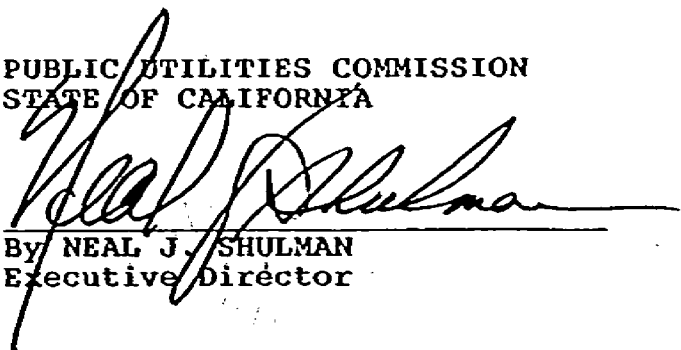
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4. Advice Letter No. 61 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A SVLP officer signed a declaration which states that SVLP has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 61.
6. Advice Letter No. 61 lists the following entities which have jurisdiction over the proposed construction of the Nelson cell site: the Federal Aviation Administration, the Federal Communications Commission, and the County of Butte.
7. No protests to Advice Letter No. 61 have been received.

THEREFORE, IT IS ORDERED that:

- (1) SACRAMENTO-VALLEY LIMITED PARTNERSHIP's Advice Letter No. 61 is hereby approved.
- (2) The effective date of this resolution is August 19, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


By NEAL J. SHULMAN
Executive Director