

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14589
Date: September 6, 1991

R E S O L U T I O N

RESOLUTION T-14589, US WEST CELLULAR OF CALIFORNIA, INC.. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE IN THE SAN DIEGO CELLULAR GEOGRAPHIC SERVICE AREA.

BY ADVICE LETTER NO. 53, FILED ON August 6, 1991.

SUMMARY

US WEST CELLULAR OF CALIFORNIA, INC. (US WEST), by Advice Letter No. 53, filed on August 6, 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 San Diego Cellular Geographic Service Area. This Resolution authorizes the construction of the cell site, known as the Miramar Road site, located at 7084 Miramar Road, San Diego, California 92121. 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. 53 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 Miramar Road site represents an additional cellular radiotelephone facility not described in Decision 85-12-023, which granted a certificate of public convenience and necessity to Gencom, Incorporated. This certificate of public convenience and necessity was later acquired by US WEST.

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US WEST 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, and the Federal Communications Commission.

The proposed construction will be located at 7084 Miramar Road, San Diego, California 92121, and is known as the Miramar Road cell site. The antennas will be mounted on the roof of a four story building. This configuration will support twelve panel antennas, up to six omnidirectional antennas, and up to two link antennas. Electronic equipment installed in this facility will be used to provide Domestic Public Cellular Radio Telephone Service (DPCRTS) as authorized by the Federal Communications Commission (FCC). This will include cellular radio equipment, DC power systems and batteries, computer control equipment, microwave radio equipment, digital multiplex equipment, and other ancillary equipment necessary to support this use.

The Miramar Road site will become part of US WEST's cellular system serving the San Diego Cellular Geographic Service Area.

NOTICE

Public notice that US WEST CELLULAR OF CALIFORNIA, INC. filed Advice Letter No. 53 requesting authority to construct the Miramar Road site appeared in the California Public Utilities Commission's August 9, 1991 Daily Calendar. In addition, copies of US WEST's Advice Letter No. 53 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 US WEST's Advice Letter No. 53.

FINDINGS

1. On August 6, 1991, US WEST CELLULAR OF CALIFORNIA, INC. filed Advice Letter No. 53 requesting Executive authorization to construct the Miramar Road cell site located at 7084 Miramar Road, San Diego, California 92121.
2. The Miramar Road site represents an additional cellular radiotelephone facility not described in Decision 85-12-023, which granted a certificate of public convenience and necessity to Gencom, Incorporated. This certificate of

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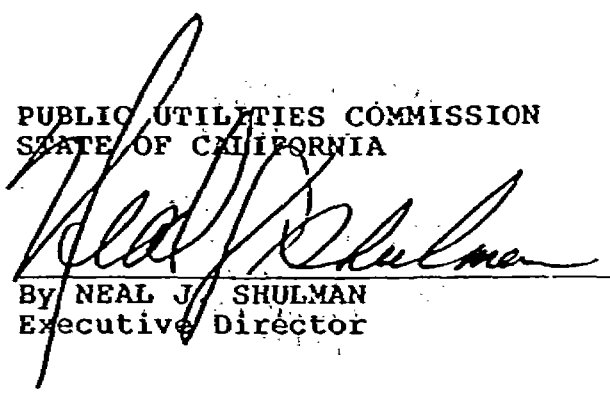
public convenience and necessity was later acquired by US WEST.

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. 53 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A US WEST officer signed a declaration which states that US WEST has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 53.
6. Advice Letter No. 53 lists the following entities which have jurisdiction over the proposed construction of the Miramar Road cell site: the City of San Diego, the Federal Aviation Administration, and the Federal Communications Commission.
7. No protests to Advice Letter No. 53 have been received.

THEREFORE, IT IS ORDERED that:

- (1) US WEST CELLULAR OF CALIFORNIA, INC.'s Advice Letter No. 53 is hereby approved.
- (2) The effective date of this resolution is September 6, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


By NEAL J. SHULMAN
Executive Director