

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14592
Date: September 9, 1991

R E S O L U T I O N

RESOLUTION T-14592. STOCKTON CELLULAR TELEPHONE COMPANY. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE IN THE STOCKTON METROPOLITAN STATISTICAL AREA.

BY ADVICE LETTER NO. 44, FILED ON August 9, 1991.

SUMMARY

STOCKTON CELLULAR TELEPHONE COMPANY (SCTC), by Advice Letter No. 44, filed on August 9, 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 cellular radiotelephone cell site to its existing cellular system serving the Stockton Metropolitan Statistical Area. This Resolution authorizes the construction of the cell site, known as the Oakdale site, located at 444 W. Gregor Street, Oakdale, 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. 44 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 Oakdale site represents an additional cellular radiotelephone facility not described in Decision 87-06-019, granting SCTC a certificate of public convenience and necessity.

SCTC has obtained permits or approvals from the following governmental entities and asserts that these entities comprise all governmental entities that have jurisdiction over the

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proposed construction (with the exception of the California Public Utilities Commission); the Federal Aviation Administration, the Federal Communications Commission, and the City of Oakdale.

The proposed construction will be located at 444 W. Gregor Street, Oakdale, California and is known as the Oakdale site. It will consist of one emergency generator, twelve cellular antennas, one microwave dish, one DC power plant, radio transmitting/receiving equipment, a 150 foot self-supporting lattice tower equipped with Federal Aviation Administration lighting, and a 12' wide by 28' long by 10' high concrete and steel modular building.

The Oakdale site will become part of SCTC's cellular system serving the Stockton Metropolitan Statistical Area.

NOTICE

Public notice that STOCKTON CELLULAR TELEPHONE COMPANY filed Advice Letter No. 44 requesting authority to construct the Oakdale site appeared in the California Public Utilities Commission's August 14, 1991 Daily Calendar. In addition, copies of SCTC's Advice Letter No. 44 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 SCTC's Advice Letter No. 44.

FINDINGS

1. On August 9, 1991, STOCKTON CELLULAR TELEPHONE COMPANY filed Advice Letter No. 44 requesting Executive authorization to construct Oakdale site located at 444 W. Gregor Street, Oakdale, California.
2. The Oakdale site represents an additional cellular radiotelephone facility not described in Decision 87-06-019, granting SCTC 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. 44 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A SCTC officer signed a declaration which states that SCTC has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 44.
6. Advice Letter No. 44 lists the following entities which have jurisdiction over the proposed construction of the Oakdale site: the Federal Aviation Administration, the Federal Communications Commission, and the City of Oakdale.
7. No protests to Advice Letter No. 44 have been received.

THEREFORE, IT IS ORDERED that:

- (1) STOCKTON CELLULAR TELEPHONE COMPANY's Advice Letter No. 44 is hereby approved.
- (2) The effective date of this resolution is September 9, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


By NEAL J. SHULMAN
Executive Director