

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION  
Telecommunications Branch

RESOLUTION T-14639  
Date: October 16, 1991

R E S O L U T I O N

RESOLUTION T-14639. BUTTE COUNTY CELLULAR LICENSE CORPORATION. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE IN THE CHICO CELLULAR GEOGRAPHIC SERVICE AREA.

BY ADVICE LETTER NO. 21, FILED ON SEPTEMBER 16, 1991.

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SUMMARY

BUTTE COUNTY CELLULAR LICENSE CORPORATION (BCCLC), by Advice Letter No. 21, filed on September 16, 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 Chico Cellular Geographic Service Area. This Resolution authorizes the construction of the cell site, known as the Butte County Sheriff Substation site, located at 479 E. Park Ave., Chico 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. 21 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 Butte County Sheriff Substation site represents an additional cellular radiotelephone facility not described in Decision 89-02-070, granting BCCLC a certificate of public convenience and necessity.

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BCCLC 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); Federal Aviation Administration, Federal Communications Commission, and the City of Chico.

The proposed construction will be located at 479 E. Park Ave., Chico CA and is known as the Butte County Sheriff Substation site. It will consist of 2 prefabricated (8' x 20') communication equipment shelters and cellular antennas placed upon an existing 120' foot tower.

The Butte County Sheriff Substation site will become part of BCCLC's cellular system serving the Chico Cellular Geographic Service Area.

#### NOTICE

Public notice that BUTTE COUNTY CELLULAR LICENSE CORPORATION filed Advice Letter No. 21 requesting authority to construct the Butte County Sheriff Substation site appeared in the California Public Utilities Commission's September 18, 1991 Daily Calendar. In addition, copies of BCCLC's Advice Letter No. 21 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 BCCLC's Advice Letter No. 21.

#### FINDINGS

1. On September 16, 1991, BUTTE COUNTY CELLULAR LICENSE CORPORATION filed Advice Letter No. 21 requesting Executive authorization to construct Butte County Sheriff Substation site located at 479 E. Park Ave., Chico CA.
2. The Butte County Sheriff Substation site represents an additional cellular radiotelephone facility not described in Decision 89-02-070, granting BCCLC 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.

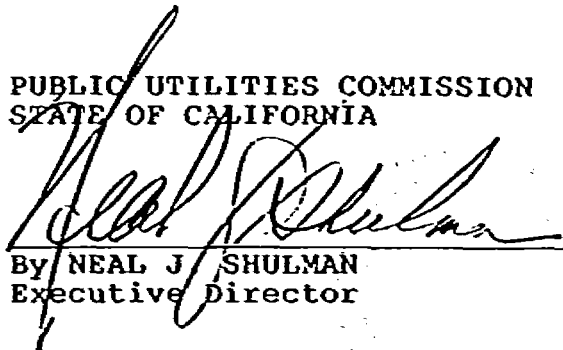
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4. Advice Letter No. 21 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A BCCLC officer signed a declaration which states that BCCLC has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 21.
6. Advice Letter No. 21 lists the following entities which have jurisdiction over the proposed construction of the Butte County Sheriff Substation site: Federal Aviation Administration, Federal Communications Commission, and the City of Chico.
7. No protests to Advice Letter No. 21 have been received.

THEREFORE, IT IS ORDERED that:

- (1) BUTTE COUNTY CELLULAR LICENSE CORPORATION's Advice Letter No. 21 is hereby approved.
- (2) The effective date of this resolution is October 16, 1991.

PUBLIC UTILITIES COMMISSION  
STATE OF CALIFORNIA

  
By NEAL J. SHULMAN  
Executive Director