

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14640
Date: October 17, 1991

R E S O L U T I O N

RESOLUTION T-14640. SACRAMENTO VALLEY LIMITED PARTNERSHIP. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE IN THE SACRAMENTO VALLEY METROPOLITAN AREA.

BY ADVICE LETTER NO. 65, FILED ON SEPTEMBER 17, 1991.

SUMMARY

SACRAMENTO VALLEY LIMITED PARTNERSHIP (SVLP), by Advice Letter No. 65, filed on September 17, 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 Sacramento Valley Metropolitan Area. This Resolution authorizes the construction of the cell site, known as the Waterloo site, located at 7065 E. Foppiano, Stockton 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. 65 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 Waterloo 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 San Joaquin.

The proposed construction will be located at 7065 E. Foppiano, Stockton CA and is known as the Waterloo site. It will consist of a 12' by 28' prefabricated communications shelter, a 120' monopole, a microwave antenna, and 4 cellular antennas.

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

NOTICE

Public notice that SACRAMENTO VALLEY LIMITED PARTNERSHIP filed Advice Letter No. 65 requesting authority to construct the Waterloo site appeared in the California Public Utilities Commission's September 23, 1991 Daily Calendar. In addition, copies of SVLP's Advice Letter No. 65 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. 65.

FINDINGS

1. On September 17, 1991, SACRAMENTO VALLEY LIMITED PARTNERSHIP filed Advice Letter No. 65 requesting Executive authorization to construct Waterloo site located at 7065 E. Foppiano, Stockton CA.
2. The Waterloo 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. 65 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. 65.
6. Advice Letter No. 65 lists the following entities which have jurisdiction over the proposed construction of the Waterloo site: the Federal Aviation Administration, the Federal Communications Commission, and the County of San Joaquin.
7. No protests to Advice Letter No. 65 have been received.

THEREFORE, IT IS ORDERED that:

- (1) SACRAMENTO VALLEY LIMITED PARTNERSHIP's Advice Letter No. 65 is hereby approved.
- (2) The effective date of this resolution is October 17, 1991.

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By NEAL J. SHULMAN
Executive Director