

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14681
Date: October 23, 1991

R E S O L U T I O N

RESOLUTION T-14681. LOS ANGELES SMSA LIMITED PARTNERSHIP. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF THREE (3) NEW CELL SITES IN THE LOS ANGELES CELLULAR GEOGRAPHIC SERVICE AREA.

BY ADVICE LETTER NO. 116, FILED ON SEPTEMBER 23, 1991.

SUMMARY

LOS ANGELES SMSA LIMITED PARTNERSHIP (LASLP), by Advice Letter No. 116, filed on September 23, 1991, requests authority under the provisions of General Order 159 (G.O. 159) and Decision No. 90-03-080 (March 28, 1990) to add three (3) new cellular radiotelephone cell sites to its existing cellular system serving the Los Angeles Cellular Geographic Service Area. This Resolution authorizes the construction of three (3) new cell sites, known as the Yerba Buena, Yellow Hill, and Deer Creek sites, located at existing telephone poles along the Pacific Coast Highway between Point Mugu and Yellow Hill Road. These respective cell sites will be connected to an existing telephone system located at 4600 Laguna Road, Oxnard, California. No protests to this Advice Letter have been filed.

BACKGROUND

Under G.O. 159 (Decision 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. 116 contains all the information required under G.O. 159 to be included in an Advice Letter filing for authority to construct additional cellular facilities.

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The three (3) new sites, Yerba Buena, Yellow Hill, and Deer Creek, represent additional cellular radiotelephone facilities not described in Decision 84-04-014, granting LASLP a certificate of public convenience and necessity.

LASLP 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 Ventura.

The proposed construction for the three (3) new cell sites will be located at existing telephone poles along the Pacific Coast Highway between Point Mugu and Yellow Hill Road. These respective cell sites will be connected to an existing telephone system located at 4600 Laguna Road, Oxnard, California. Each of the sites will consist of two antennas and an equipment container attached to an existing 60 foot wood utility pole. The two antennas will be operated in conjunction with an existing facility (know as the Camarillo Facility) at Laguna Road. The Camarillo Facility was the subject of Advice Letter Number 9.

The three (3) new cell sites, Yerba Buena, Yellow Hill, and Deer Creek, will become part of LASLP's cellular system serving the Los Angeles Cellular Geographic Service Area.

NOTICE

Public notice that LOS ANGELES SMSA LIMITED PARTNERSHIP filed Advice Letter No. 116 requesting authority to construct three (3) new cell sites, Yerba Buena, Yellow Hill, and Deer Creek appeared in the California Public Utilities Commission's September 27, 1991 Daily Calendar. In addition, copies of LASLP's Advice Letter No. 116 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 filed on LASLP's Advice Letter No. 116.

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FINDINGS

1. On September 23, 1991, LOS ANGELES SMSA LIMITED PARTNERSHIP filed Advice Letter No. 116 requesting Executive authorization to construct three (3) new cell sites located at existing telephone poles along the Pacific Coast Highway between Point Mugu and Yellow Hill Road. These respective cell sites will be connected to an existing telephone system located at 4600 Laguna Road, Oxnard, California.
2. The Yerba Buena, Yellow Hill, and Deer Creek sites represent additional cellular radiotelephone facilities not described in Decision 84-04-014, granting LASLP 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.
4. Advice Letter No. 116 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A LASLP officer signed a declaration which states that LASLP has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 116.
6. Advice Letter No. 116 lists the following entities which have jurisdiction over the proposed construction of the Yerba Buena, Yellow Hill, and Deer Creek cell sites: the Federal Aviation Administration, the Federal Communications Commission, and the County of Ventura.
7. No protests to Advice Letter No. 116 have been received.

THEREFORE, IT IS ORDERED that:

- (1) LOS ANGELES SMSA LIMITED PARTNERSHIP's request for authority to construct three (3) new cell sites, Yerba Buena, Yellow Hill, and Deer Creek, is granted.
- (2) The effective date of this resolution is October 23, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


By NEAL J. SHULMAN
Executive Director