

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14682
Date: November 12, 1991

R E S O L U T I O N

RESOLUTION T-14682. PACTEL CELLULAR. EXECUTIVE ORDER
AUTHORIZING THE ADDITION OF A NEW CELL SITE IN THE
SAN DIEGO METROPOLITAN AREA.

BY ADVICE LETTER NO. 74, FILED ON OCTOBER 11, 1991.

SUMMARY

PACTEL CELLULAR (PACTEL), by Advice Letter No. 74, filed on October 11, 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 Metropolitan Area. This Resolution authorizes the construction of the new cell site, known as the San Diego (Shelter Island) site, located at 2907 Shelter Island Drive, San Diego, CA. 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. 74 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 new site, San Diego (Shelter Island), represents an additional cellular radiotelephone facility not described in Decision 85-04-023, granting PACTEL a certificate of public convenience and necessity.

PACTEL has obtained permits or approvals from the following governmental entities and asserts that these entities comprise

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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, City of San Diego.

The proposed construction for the new cell sites will be located at 2907 Shelter Island Drive, San Diego, CA and is known as the San Diego (Shelter Island) site. The site will consist of a 500 square foot cellular communications facility within an existing building. Eight cellular antennas will be mounted on the rooftop and behind existing parapet walls.

The new cell site, San Diego (Shelter Island), will become part of PACTEL's cellular system serving the San Diego Metropolitan Area.

NOTICE

Public notice that PACTEL CELLULAR filed Advice Letter No. 74 requesting authority to construct a new cell site, San Diego (Shelter Island) appeared in the California Public Utilities Commission's October 18, 1991 Daily Calendar. In addition, copies of PACTEL's Advice Letter No. 74 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 PACTEL's Advice Letter No. 74.

FINDINGS

1. On October 11, 1991, PACTEL CELLULAR filed Advice Letter No. 74 requesting Executive authorization to construct a new cell site, San Diego (Shelter Island), located at 2907 Shelter Island Drive, San Diego, CA.
2. The San Diego (Shelter Island) site represents an additional cellular radiotelephone facility not described in Decision 85-04-023, granting PACTEL 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. 74 conforms to the requirements of Decision 90-03-080 and G.O. 159.

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5. A PACTEL officer signed a declaration which states that PACTEL has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 74.
6. Advice Letter No. 74 lists the following entities which have jurisdiction over the proposed construction of the San Diego (Shelter Island) cell site: Federal Aviation Administration, Federal Communications Commission, City of San Diego.
7. No protests to Advice Letter No. 74 have been received.

THEREFORE, IT IS ORDERED that:

- (1) PACTEL CELLULAR's request for authority to construct a new cell site, San Diego (Shelter Island), is granted.
- (2) The effective date of this resolution is November 12, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


By NEAL J. SHULMAN
Executive Director