

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION  
Telecommunications Branch

RESOLUTION T-14683  
Date: November 12, 1991

R E S O L U T I O N

RESOLUTION T-14683. CONTEL CELLULAR OF CALIFORNIA, INC.. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE IN THE RURAL SERVICE AREA NUMBER 10.

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

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SUMMARY

CONTEL CELLULAR OF CALIFORNIA, INC. (CONTEL), by Advice Letter No. 11, 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 cellular radiotelephone cell site to its existing cellular system serving the Rural Service Area Number 10. This Resolution authorizes the construction of the cell site, known as the Donner Ski Ranch site, located at 19500 Donner Pass Road, Donner Ski Ranch. 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. 11 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 Donner Ski Ranch site represents an additional cellular radiotelephone facility not described in Decision 90-08-026, granting CONTEL a certificate of public convenience and necessity.

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CONTEL 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 Communications Commission and Nevada County.

The proposed construction will be located at 19500 Donner Pass Road, Donner Ski Ranch and is known as the Donner Ski Ranch site. It will consist of 8 directional antennas mounted on an existing 100 foot lattice tower and the associated radio equipment placed within an existing shelter.

The Donner Ski Ranch site will become part of CONTEL's cellular system serving the Rural Service Area Number 10.

#### NOTICE

Public notice that CONTEL CELLULAR OF CALIFORNIA, INC. filed Advice Letter No. 11 requesting authority to construct the Donner Ski Ranch site appeared in the California Public Utilities Commission's October 18, 1991 Daily Calendar. In addition, copies of CONTEL's Advice Letter No. 11 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 CONTEL's Advice Letter No. 11.

#### FINDINGS

1. On October 11, 1991, CONTEL CELLULAR OF CALIFORNIA, INC. filed Advice Letter No. 11 requesting Executive authorization to construct Donner Ski Ranch site located at 19500 Donner Pass Road, Donner Ski Ranch.
2. The Donner Ski Ranch site represents an additional cellular radiotelephone facility not described in Decision 90-08-026, granting CONTEL 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.

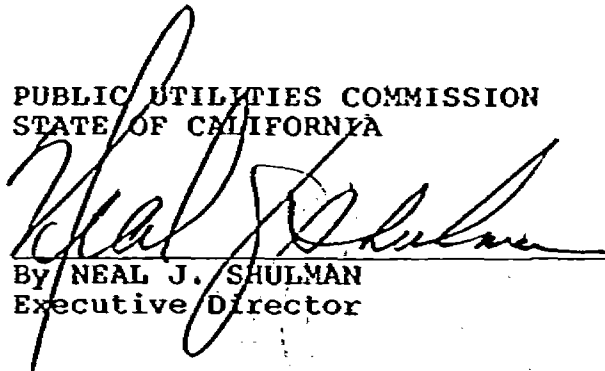
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4. Advice Letter No. 11 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A CONTEL officer signed a declaration which states that CONTEL has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 11.
6. Advice Letter No. 11 lists the following entities which have jurisdiction over the proposed construction of the Donner Ski Ranch site: the Federal Communications Commission and Nevada County.
7. No protests to Advice Letter No. 11 have been received.

THEREFORE, IT IS ORDERED that:

- (1) CONTEL CELLULAR OF CALIFORNIA, INC.'s Advice Letter No. 11 is hereby approved.
- (2) The effective date of this resolution is November 12, 1991.

PUBLIC UTILITIES COMMISSION  
STATE OF CALIFORNIA

  
By NEAL J. SHULMAN  
Executive Director