

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14729
Date: December 6, 1991

R E S O L U T I O N

RESOLUTION T-14729. BAY AREA CELLULAR TELEPHONE COMPANY. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE IN THE SAN FRANCISCO/OAKLAND/SAN JOSE CELLULAR GEOGRAPHIC SERVICE AREA.

BY ADVICE LETTER No. 118, FILED ON NOVEMBER 6, 1991.

SUMMARY

BAY AREA CELLULAR TELEPHONE COMPANY (BACTC), by Advice Letter No. 118, filed on November 6, 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 San Francisco/Oakland/San Jose Cellular Geographic Service Area. This Resolution authorizes the construction of the cell site, known as the Pleasanton site, located at 3986 Santos Ranch Road, Pleasanton, California 94588. 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. 118 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 Pleasanton site represents an additional cellular radiotelephone facility not described in Decision 86-05-010, granting BACTC a certificate of public convenience and necessity.

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BACTC 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 Alameda.

The proposed construction will be located at 3986 Santos Ranch Road, Pleasanton, California 94588 and is known as the Pleasanton site. It will consist of a 220 square foot wooden custom built shelter along with six cellular antennas mounted on eight-foot high poles. The poles will be spaced at three-foot intervals approximately 90 feet north of the shelter. Power will be supplied to the shelter from an existing Pacific Gas and Electric Company power pole through approximately 200 feet of underground cable and 100 feet of overhead cable.

The Pleasanton site will become part of BACTC's cellular system serving the San Francisco/Oakland/San Jose Cellular Geographic Service Area.

NOTICE

Public notice that BAY AREA CELLULAR TELEPHONE COMPANY filed Advice Letter No. 118 requesting authority to construct the Pleasanton site appeared in the California Public Utilities Commission's November 12, 1991 Daily Calendar. In addition, copies of BACTC's Advice Letter No. 118 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 BACTC's Advice Letter No. 118.

FINDINGS

1. On November 6, 1991, BAY AREA CELLULAR TELEPHONE COMPANY filed Advice Letter No. 118 requesting Executive authorization to construct Pleasanton site located at 3986 Santos Ranch Road, Pleasanton, California 94588.
2. The Pleasanton site represents an additional cellular radiotelephone facility not described in Decision 86-05-010, granting BACTC a certificate of public convenience and necessity.

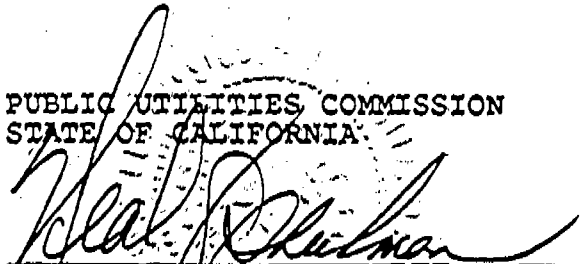
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3. Decision 90-03-080 adopts G.O. 159 which sets forth certain requirements for the filing of advice letters requesting authorization to construct cellular radiotelephone facilities not described in a utility's certificate of public convenience and necessity.
4. Advice Letter No. 118 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A BACTC officer signed a declaration which states that BACTC has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 118.
6. Advice Letter No. 118 lists the following entities which have jurisdiction over the proposed construction of the Pleasanton site: the Federal Aviation Administration, the Federal Communications Commission, and the County of Alameda.
7. No protests to Advice Letter No. 118 have been received.

THEREFORE, IT IS ORDERED that:

- (1) BAY AREA CELLULAR TELEPHONE COMPANY'S Advice Letter No. 118 is hereby approved.
- (2) The effective date of this resolution is December 6, 1991.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


By NEAL J. SHULMAN
Executive Director