

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION  
Telecommunications Branch

RESOLUTION T-14764  
Date: December 27, 1991

R E S O L U T I O N

RESOLUTION T-14764. CAGAL CELLULAR COMMUNICATIONS COMPANY. EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE IN THE SANTA ROSA CELLULAR GEOGRAPHIC SERVICE AREA.

BY ADVICE LETTER NO. 32, FILED ON NOVEMBER 27, 1991.

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SUMMARY

CAGAL CELLULAR COMMUNICATIONS COMPANY (CAGAL), by Advice Letter No. 32, filed on November 27, 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 Santa Rosa Cellular Geographic Service Area. This Resolution authorizes the construction of the cell site, known as the South Petaluma site, located at 10300 South Redwood Highway (Highway 101), Petaluma, 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. 32 contains all the information required under G.O. 159 to be included in an Advice Letter filing for authority to construct additional cellular facilities. A supplementary letter dated November 27, 1991 contains permits, a corrected address for the site, and, since the site is located within the adjacent nonwireline CGSA of Bay Area Cellular Telephone Company (BACTC), BACTC has provided a letter of consent to allow Cagal to construct its proposed site and Cagal has agreed to configure the antennas at the site to serve only Cagal's service area.

Resolution Number T-14764  
Effective Date December 27, 1991  
CAGAL/A.L. No. 32/GLH

The South Petaluma site represents an additional cellular radiotelephone facility not described in Decision 88-12-086, granting CAGAL a certificate of public convenience and necessity.

CAGAL 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): Federal Communications Commission, Federal Aviation Administration, County of Marin.

The proposed construction will be located at 10300 South Redwood Highway (Highway 101), Petaluma, CA and is known as the South Petaluma site. It will consist of two eleven-foot wood poles, each carrying four panel antennas and a twelve-foot wood pole carrying a six-foot diameter microwave dish. A 12' x 28' modular building will house cellular radiotelephone equipment.

The South Petaluma site will become part of CAGAL's cellular system serving the Santa Rosa Cellular Geographic Service Area.

#### NOTICE

Public notice that CAGAL CELLULAR COMMUNICATIONS COMPANY filed Advice Letter No. 32 requesting authority to construct the South Petaluma site appeared in the California Public Utilities Commission's December 4, 1991 Daily Calendar. In addition, copies of CAGAL's Advice Letter No. 32 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 CAGAL's Advice Letter No. 32.

#### FINDINGS

1. On November 27, 1991, CAGAL CELLULAR COMMUNICATIONS COMPANY filed Advice Letter No. 32 requesting Executive authorization to construct South Petaluma site located at 10300 South Redwood Highway (Highway 101), Petaluma, CA.
2. The South Petaluma site represents an additional cellular radiotelephone facility not described in Decision 88-12-086, granting CAGAL 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

Resolution Number T-14764  
Effective Date December 27, 1991  
CAGAL/A.L. No. 32/GLH

authorization to construct cellular radiotelephone facilities not described in a utility's certificate of public convenience and necessity.

4. Advice Letter No. 32 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A CAGAL officer signed a declaration which states that CAGAL has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 32.
6. Advice Letter No. 32 lists the following entities which have jurisdiction over the proposed construction of the South Petaluma site: Federal Communications Commission, Federal Aviation Administration, County of Marin.
7. No protests to Advice Letter No. 32 have been received.

THEREFORE, IT IS ORDERED that:

- (1) CAGAL CELLULAR COMMUNICATIONS COMPANY's Advice Letter No. 32 is hereby approved.
- (2) The effective date of this resolution is December 27, 1991.

PUBLIC UTILITIES COMMISSION  
STATE OF CALIFORNIA

*Neal J. Shulman*  
By NEAL J. SHULMAN  
Executive Director