

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14771
Date: January 6, 1992

R E S O L U T I O N

RESOLUTION T-14771. FRESNO MSA LIMITED PARTNERSHIP.
EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE
IN THE BAKERSFIELD METROPOLITAN SERVICE AREA.

BY ADVICE LETTER NO. 41, FILED ON DECEMBER 6, 1991.

SUMMARY

FRESNO MSA LIMITED PARTNERSHIP (FMLP), by Advice Letter No. 41, filed on December 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 Bakersfield Metropolitan Service Area. This Resolution authorizes the construction of the cell site, known as the Ridgecrest site, located at Assessor's Parcel Number 342-111-31 which is 1/4 mile off S. China Lake Boulevard, approximately 1 mile east of the intersection of S. China Lake Blvd. and Three Flags Highway and the site is behind an existing restaurant/club. 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. 41 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 Ridgecrest site represents an additional cellular radiotelephone facility not described in Decision 87-10-036, granting FMLP a certificate of public convenience and necessity.

FMLP 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, the Federal Aviation Administration, and Kern County.

The proposed construction will be located at Assessor's Parcel Number 342-111-31 which is 1/4 mile off S. China Lake Boulevard, approximately 1 mile east of the intersection of S. China Lake Blvd. and Three Flags highway and the site is behind an existing restaurant/club and is known as the Ridgecrest site. It will consist of a 125 foot monopole, a 12 foot by 28 foot prefabricated shelter, radio equipment, cellular antennas, an emergency generator and a security fence.

The Ridgecrest site will become part of FMLP's cellular system serving the Bakersfield Metropolitan Service Area.

NOTICE

Public notice that FRESNO MSA LIMITED PARTNERSHIP filed Advice Letter No. 41 requesting authority to construct the Ridgecrest site appeared in the California Public Utilities Commission's December 11, 1991 Daily Calendar. In addition, copies of FMLP's Advice Letter No. 41 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 FMLP's Advice Letter No. 41.

FINDINGS

1. On December 6, 1991, FRESNO MSA LIMITED PARTNERSHIP filed Advice Letter No. 41 requesting Executive authorization to construct Ridgecrest site located at Assessor's Parcel Number 342-111-31 which is 1/4 mile off S. China Lake Boulevard, approximately 1 mile east of the intersection of S. China lake Blvd. and Three Flags highway and the site is behind an existing restaurant/club.
2. The Ridgecrest site represents an additional cellular radiotelephone facility not described in Decision 87-10-036, granting FMLP 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. 41 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A FMLP officer signed a declaration which states that FMLP has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 41.
6. Advice Letter No. 41 lists the following entities which have jurisdiction over the proposed construction of the Ridgecrest site: the Federal Communications Commission, the Federal Aviation Administration, and Kern County.
7. No protests to Advice Letter No. 41 have been received.

THEREFORE, IT IS ORDERED that:

- (1) FRESNO MSA LIMITED PARTNERSHIP's Advice Letter No. 41 is hereby approved.
- (2) The effective date of this resolution is January 6, 1992.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA


BY NEAL J. SHULMAN
Executive Director