

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14777
Date: January 9, 1992

R E S O L U T I O N

RESOLUTION T-14777. OXNARD CELLULAR TELEPHONE COMPANY.
EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE
IN THE VENTURA METROPOLITAN STATISTICAL AREA.

BY ADVICE LETTER NO. 37, FILED ON DECEMBER 9, 1991.

SUMMARY

OXNARD CELLULAR TELEPHONE COMPANY (OXNARD CELLULAR), by Advice Letter No. 37, filed on December 9, 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 Ventura Metropolitan Statistical Area. This Resolution authorizes the construction of the cell site, known as the Las Posas site, located at 4385 Hitch Blvd., Moorpark, 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. 37 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 Las Posas site represents an additional cellular radiotelephone facility not described in Decision 87-06-012, granting OXNARD CELLULAR a certificate of public convenience and necessity.

OXNARD CELLULAR 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): County of Ventura, Federal Aviation Administration, Federal communications Commission.

The proposed construction will be located at 4385 Hitch Blvd., Moorpark, CA and is known as the Las Posas site. It will consist of a 40' wooden utility pole bearing twelve cellular antennas and one microwave antenna. A 12' x 28' x 10' concrete and steel equipment shelter will house cellular radiotelephone and power equipment.

The Las Posas site will become part of OXNARD CELLULAR's cellular system serving the Ventura Metropolitan Statistical Area.

NOTICE

Public notice that OXNARD CELLULAR TELEPHONE COMPANY filed Advice Letter No. 37 requesting authority to construct the Las Posas site appeared in the California Public Utilities Commission's December 11, 1991 Daily Calendar. In addition, copies of OXNARD CELLULAR's Advice Letter No. 37 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 OXNARD CELLULAR's Advice Letter No. 37.

FINDINGS

1. On December 9, 1991, OXNARD CELLULAR TELEPHONE COMPANY filed Advice Letter No. 37 requesting Executive authorization to construct Las Posas site located at 4385 Hitch Blvd., Moorpark, CA.
2. The Las Posas site represents an additional cellular radiotelephone facility not described in Decision 87-06-012, granting OXNARD CELLULAR 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

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facilities not described in a utility's certificate of public convenience and necessity.

4. Advice Letter No. 37 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. An OXNARD CELLULAR officer signed a declaration which states that OXNARD CELLULAR has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 37.
6. Advice Letter No. 37 lists the following entities which have jurisdiction over the proposed construction of the Las Posas site: County of Ventura, Federal Aviation Administration, Federal communications Commission.
7. No protests to Advice Letter No. 37 have been received.

THEREFORE, IT IS ORDERED that:

- (1) OXNARD CELLULAR TELEPHONE COMPANY's Advice Letter No. 37 is hereby approved.
- (2) The effective date of this resolution is January 9, 1992.

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA

Neal J. Shulman
By NEAL J. SHULMAN
Executive Director