

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION  
Telecommunications Branch

RESOLUTION T-14901  
Date: April 4, 1992

R E S O L U T I O N

RESOLUTION T-14901. OXNARD CELLULAR TELEPHONE COMPANY.  
EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A CELL SITE  
IN THE THE OXNARD-SIMI VALLEY-VENTURA METROPOLITAN  
STATISTICAL AREA.

BY ADVICE LETTER NO. 40, FILED ON MARCH 9, 1992.

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SUMMARY

OXNARD CELLULAR TELEPHONE COMPANY (OCTC), by Advice Letter No. 40, filed on March 9, 1992, 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 the Oxnard-Simi Valley-Ventura Metropolitan Statistical Area. This Resolution authorizes the construction of the cell site, known as the "Simi" site, located at 1350 East Los Angeles Avenue, Simi Valley. 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. 40 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 "Simi" site represents an additional cellular radiotelephone facility not described in Decision 87-06-012, granting OCTC a certificate of public convenience and necessity.

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OCTC 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 the City of Simi Valley.

The proposed construction will be located at 1350 East Los Angeles Avenue, Simi Valley, and is known as the "Simi" site. It will consist of three omni-directional antennas mounted on the rooftop of an existing building, with storage space for the radio equipment on the third floor.

The "Simi" site will become part of OCTC's cellular system serving the the Oxnard-Simi Valley-Ventura Metropolitan Statistical Area.

#### NOTICE

Public notice that OXNARD CELLULAR TELEPHONE COMPANY filed Advice Letter No. 40 requesting authority to construct the "Simi" site appeared in the California Public Utilities Commission's March 11, 1992 Daily Calendar. In addition, copies of OCTC's Advice Letter No. 40 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 to OCTC's Advice Letter No. 40 have been received.

#### FINDINGS

1. On March 9, 1992, OXNARD CELLULAR TELEPHONE COMPANY filed Advice Letter No. 40 requesting Executive authorization to construct the "Simi" site located at 1350 East Los Angeles Avenue, Simi Valley.
2. The "Simi" site represents an additional cellular radiotelephone facility not described in Decision 87-06-012, granting OCTC 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. 40 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. An OCTC officer signed a declaration which states that OCTC has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 40.
6. Advice Letter No. 40 lists the following entities which have jurisdiction over the proposed construction of the "Simi" site: the Federal Communications Commission and the City of Simi Valley.
7. No protests to Advice Letter No. 40 have been received.

THEREFORE, IT IS ORDERED that:

- (1) OXNARD CELLULAR TELEPHONE COMPANY'S Advice Letter No. 40 is hereby approved.
- (2) The effective date of this resolution is April 4, 1992.

PUBLIC UTILITIES COMMISSION  
STATE OF CALIFORNIA

  
By NEAL J. SHULMAN  
Executive Director