

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CENTRAL KENTUCKY)
CELLULAR TELEPHONE COMPANY FOR)
ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO CONSTRUCT) CASE NO. 92-105
AN ADDITIONAL CELL FACILITY IN THE)
LEXINGTON, KENTUCKY METROPOLITAN)
STATISTICAL AREA (SADIEVILLE CELL)
FACILITY))

O R D E R

On March 18, 1992, Central Kentucky Cellular Telephone Company ("Central Kentucky Cellular") filed an application seeking a Certificate of Public Convenience and Necessity to construct and operate an additional cellular radio telecommunications antenna tower in the Lexington Metropolitan Statistical Area ("Lexington MSA") of Kentucky. The Lexington MSA includes Bourbon, Clark, Fayette, Jessamine, Scott, and Woodford counties in Kentucky. Central Kentucky Cellular has requested authorization to construct a cell site in Scott County, Kentucky. Central Kentucky Cellular was previously granted authority to operate a cellular telecommunications system in the Lexington MSA in Case No. 10169.¹

¹ Case No. 10169, The Application of Louisville Cellular Telephone Company, Bluegrass Cellular Telephone Partners and Central Kentucky Cellular Telephone Company for Approval of the Transfer of Ownership and Control of the Public Service Businesses of Louisville Cellular Telephone Company and Bluegrass Cellular Telephone Partners to Central Kentucky Cellular Telephone Company.

The proposed cell site consists of a 350 foot self-supporting antenna tower with attached antennas and an equipment shelter to be located at 6750 Cincinnati Road, Sadieville, Scott County, Kentucky (the "Sadieville cell site"). The coordinates for the Sadieville cell site are North Latitude 38° 22' 57" by West Longitude 84° 34' 12".

Central Kentucky Cellular has provided information regarding the structure of the tower, safety measures, and antenna design criteria for the Sadieville cell site. Based upon the application, the tower and foundation design appear to meet the criteria of the Building Officials and Code Administrators International, Inc. (BOCA) National Building Code, with reference to earthquakes, winds, and tornadoes.

Pursuant to KRS 100.324(1), the Sadieville cell site's construction is exempt from local zoning ordinances. However, Central Kentucky Cellular has notified the Scott County Planning Commission of the Sadieville cell site's construction. Central Kentucky Cellular has filed applications with the Federal Aviation Administration ("FAA") and the Kentucky Airport Zoning Commission ("KAZC") seeking approval for the construction of the Sadieville cell site. These applications are still pending.

Central Kentucky Cellular has filed notices verifying that each property owner and/or resident within 500 feet of the

Sadieville cell site has been notified of the proposed construction. The notice solicited comments and informed the property owner and/or resident of their right to intervene. No comments or requests for intervention were received.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, finds that Central Kentucky Cellular should be granted a Certificate of Public Convenience and Necessity to construct and operate the Sadieville cell site in the Lexington MSA.

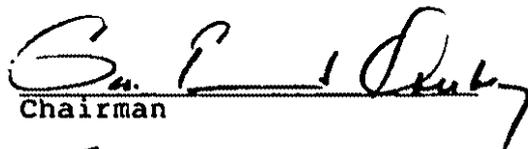
IT IS THEREFORE ORDERED that:

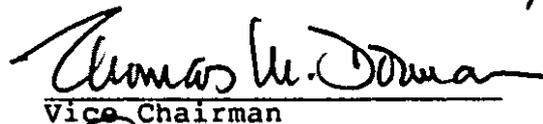
1. Central Kentucky Cellular be and it hereby is granted a Certificate of Public Convenience and Necessity to construct and operate a 350 foot self-supporting cellular radio telecommunications antenna tower in the Lexington MSA to be located at 6750 Cincinnati Road,^r Sadieville, Scott County, Kentucky, referred to as the Sadieville cell site. The coordinates for the Sadieville cell site shall be North Latitude 38° 22' 57" by West Longitude 84° 34' 12".

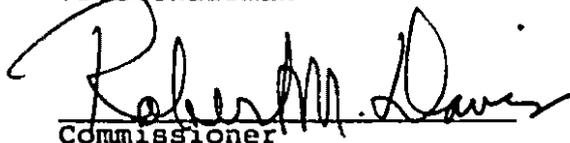
2. Central Kentucky Cellular shall file a copy of the final decisions regarding its pending KAZC and FAA applications for this cell site construction, within 10 days of receiving these decisions.

Done at Frankfort, Kentucky, this 22nd day of May, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director, Acting