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June 19, 2015

Jeff R. Derouen, Executive Director
Public Service Commission
P.O. Box 615
211 Sower Blvd.
Frankfort, KY 40602-0615

VIA US MAIL

RE: **Application of Tower Access Group, LLC, for Issuance of a Certificate of Public Convenience and Necessity to Construct Wireless Communications Facility On The Campus off Eastern Kentucky University at 320 Madison Avenue, Richmond, Madison County, Kentucky ("Application") PSC Case No. 2015-00145 (Brockton Facility)**

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JUN 22 2015
PUBLIC SERVICE
COMMISSION

Dear Mr. Derouen:

Please be advised that the undersigned represents Tower Access Group, LLC ("TAG") in regard to the above-referenced Application which has been previously filed with the Commission.

Enclosed please find an original and 11 copies of TAG's Response to the Commission Staff's First Request for Information. Please return one filed-stamped copy to the me in the enclosed self-addressed stamped envelope. Should you require any additional information please do not hesitate to contact the undersigned. Thank you for your assistance in this matter.

Sincerely,

W. Brent Rice
Andrew H. Trimble
Counsel for Tower Access Group, LLC

WBR/dkw
Enclosures

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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION
CASE NO. 2015-00145

RECEIVED

JUN 22 2015

PUBLIC SERVICE
COMMISSION

IN RE: APPLICATION OF TOWER ACCESS GROUP, LLC, FOR ISSUANCE
OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
TO CONSTRUCT AND OPERATE AN ADDITIONAL WIRELESS
COMMUNICATIONS FACILITY ON THE CAMPUS OF EASTERN
KENTUCKY UNIVERSITY AT 320 MADISON AVENUE, RICHMOND,
MADISON COUNTY, KENTUCKY

**TOWER ACCESS GROUP LLC'S RESPONSE TO COMMISSION STAFF'S
FIRST REQUEST FOR INFORMATION**

Comes Applicant, Tower Access Group, LLC ("TAG"), by and through counsel, and pursuant to 807 KAR 5:001 §12(d), hereby tenders its Response to the Kentucky Public Service Commission's ("the Commission") First Request for Information. The Witness responsible for responding to the Commission's Request is Mr. David L. Ginter, President and CEO of TAG.

1. On May 8, 2015, TAG filed an Application with the Commission for a Certificate of Public Convenience and Necessity to construct and operate a wireless communications facility on the campus of Eastern Kentucky University.

2. The Application correctly states that the Cell Facility's coordinates are Latitude 37° 44' 29"; Longitude: 84° 17' 41". However, in Exhibit F to the Application, TAG inadvertently included a Federal Aviation Administration ("FAA") Determination of No Hazard to Air Navigation and Federal Communications Commission ("FCC") Antenna Structure Registration for a separate site also located on the EKU campus with coordinates of 37° 43' 52.06"; Longitude: 84° 17' 52.57".

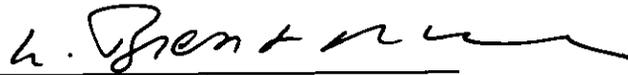
3. The Commission's Request for Information states that "if the correct coordinates for the proposed construction site are other than those listed in the FAA Determination of No Hazard to Air Navigation and a revised FAA determination is required, provide a revised FAA Determination containing the correct coordinates." Therefore, attached hereto as **Exhibit A** is the correct FAA Determination of No Hazard to Air Navigation for the site at coordinates Latitude 37° 44' 29"; Longitude: 84° 17' 41", which is the subject of this Application. TAG respectfully requests that the Commission accept **Exhibit A** to this Response in place of Exhibit F of the previously submitted Application.

4. Additionally, the Commission states that, "If the correct coordinates for the proposed construction site are other than those listed in the FCC Antenna Structure Registration and a revised FCC registration is required, provide the FCC Antenna Structure Registration containing the correct coordinates." Therefore, attached hereto as **Exhibit B** is the correct FCC Antenna Structure Registration for the site at coordinates Latitude 37° 44' 29"; Longitude: 84° 17' 41", which is the subject of this Application. TAG respectfully requests that the Commission accept **Exhibit B** to this Response in place of Exhibit F of the previously submitted Application.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion was served upon the following parties via email and U.S. mail on this 19th day of June, 2015:

Mr. Jeff Derouen
Executive Director
Public Service Commission of Kentucky
P.O. Box 615
211 Sower Boulevard
Frankfort, Kentucky 40602



W. BRENT RICE

LIST OF EXHIBITS

Exhibit A FAA Determination of No Hazard to Air Navigation

Exhibit B FCC Antenna Structure Registration



Mail Processing Center
 Federal Aviation Administration
 Southwest Regional Office
 Obstruction Evaluation Group
 2601 Meacham Boulevard
 Fort Worth, TX 76193

Aeronautical Study No.
 2014-ASO-9084-OE



Issued Date: 10/28/2014

David Ginter
 Tower Access Group, LLC
 108 Forbes Court
 Suite 1
 Richmond, KY 40475

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure: Monopole Brockton
 Location: Richmond, KY
 Latitude: 37-44-29.57N NAD 83
 Longitude: 84-17-41.84W
 Heights: 966 feet site elevation (SE)
 199 feet above ground level (AGL)
 1165 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be e-filed any time the project is abandoned or:

- At least 10 days prior to start of construction (7460-2, Part 1)
- Within 5 days after the construction reaches its greatest height (7460-2, Part 2)

Based on this evaluation, marking and lighting are not necessary for aviation safety. However, if marking/lighting are accomplished on a voluntary basis, we recommend it be installed and maintained in accordance with FAA Advisory circular 70/7460-1 K Change 2.

This determination expires on 04/28/2016 unless:

- (a) the construction is started (not necessarily completed) and FAA Form 7460-2, Notice of Actual Construction or Alteration, is received by this office.
- (b) extended, revised, or terminated by the issuing office.
- (c) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within 6 months of the date of this determination. In such case, the determination expires on the date prescribed by the FCC for completion of construction, or the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE E-FILED AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE. AFTER RE-EVALUATION OF CURRENT OPERATIONS IN THE AREA OF THE STRUCTURE TO DETERMINE THAT NO SIGNIFICANT AERONAUTICAL CHANGES HAVE OCCURRED, YOUR DETERMINATION MAY BE ELIGIBLE FOR ONE EXTENSION OF THE EFFECTIVE PERIOD.

This determination is based, in part, on the foregoing description which includes specific coordinates , heights, frequency(ies) and power . Any changes in coordinates , heights, and frequencies or use of greater power will void this determination. Any future construction or alteration , including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

Any failure or malfunction that lasts more than thirty (30) minutes and affects a top light or flashing obstruction light, regardless of its position, should be reported immediately to (877) 487-6867 so a Notice to Airmen (NOTAM) can be issued. As soon as the normal operation is restored, notify the same number.

A copy of this determination will be forwarded to the Federal Communications Commission (FCC) because the structure is subject to their licensing authority.

If we can be of further assistance, please contact our office at (816) 329-2523. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2014-ASO-9084-OE.

Signature Control No: 227605459-232771588

(DNE)

Steve Phillips
Specialist

Attachment(s)
Frequency Data
Map(s)

cc: FCC

Frequency Data for ASN 2014-ASO-9084-OE

LOW FREQUENCY	HIGH FREQUENCY	FREQUENCY UNIT	ERP	ERP UNIT
698	806	MHz	1000	W
806	824	MHz	500	W
824	849	MHz	500	W
851	866	MHz	500	W
869	894	MHz	500	W
896	901	MHz	500	W
901	902	MHz	7	W
930	931	MHz	3500	W
931	932	MHz	3500	W
932	932.5	MHz	17	dBW
935	940	MHz	1000	W
940	941	MHz	3500	W
1850	1910	MHz	1640	W
1930	1990	MHz	1640	W
2305	2310	MHz	2000	W
2345	2360	MHz	2000	W

TOPO Map for ASN 2014-ASO-9084-OE





**UNITED STATES OF AMERICA
FEDERAL COMMUNICATIONS COMMISSION
ANTENNA STRUCTURE REGISTRATION**

BROCKTON



OWNER: TOWER ACCESS GROUP, LLC

FCC Registration Number (FRN): 0023247240

TOWER ACCESS GROUP, LLC 108 FORBES COURT RICHMOND, KY 40475	Antenna Structure Registration Number 1293910
	Issue Date 11-25-2014
Location of Antenna Structure Off Summit Street Richmond, KY County: MADISON	Ground Elevation (AMSL) 294.0 meters
	Overall Height Above Ground (AGL) 61.0 meters
Latitude 37-44-29.6 N	Longitude 084-17-41.8 W
Center of Array Coordinates N/A	
Overall Height Above Mean Sea Level (AMSL) 355.0 meters	
Type of Structure MTOWER Monopole	
Painting and Lighting Requirements: NONE	
Conditions:	

This registration is effective upon completion of the described antenna structure and notification to the Commission. **YOU MUST NOTIFY THE COMMISSION WITHIN 24 HOURS OF COMPLETION OF CONSTRUCTION OR CANCELLATION OF YOUR PROJECT**, please file FCC Form 854. To file electronically, connect to the antenna structure registration system by pointing your web browser to <http://wireless.fcc.gov/antenna>. Electronic filing is recommended. You may also file manually by submitting a paper copy of FCC Form 854. Use purpose code "NT" for notification of completion of construction; use purpose code "CA" to cancel your registration.

The Antenna Structure Registration is not an authorization to construct radio facilities or transmit radio signals. It is necessary that all radio equipment on this structure be covered by a valid FCC license or construction permit.

You must immediately provide a copy of this Registration to all tenant licensees and permittees sited on the structure described on this Registration (although not required, you may want to use Certified Mail to obtain proof of receipt), and display your Registration Number at the site. See reverse for important information about the Commission's Antenna Structure Registration rules.

