

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY CGSA, INC. FOR)	
ISSUANCE OF A CERTIFICATE OF PUBLIC)	
CONVENIENCE AND NECESSITY TO CONSTRUCT)	CASE NO. 90-357
AN ADDITIONAL CELL SITE IN THE)	
LOUISVILLE, KENTUCKY METROPOLITAN)	
STATISTICAL AREA)	

O R D E R

On November 16, 1990, Kentucky CGSA, Inc. ("Kentucky CGSA") filed an application seeking a Certificate of Public Convenience and Necessity to construct and operate an additional radio telecommunications antenna tower in the Louisville, Kentucky Metropolitan Statistical Area ("Louisville MSA").

The proposed cell facility is designed to improve Kentucky CGSA's existing service and accommodate future subscriber growth. The proposed facility consists of a 190 foot antenna tower to be located at 245 North R.F. Hubbard Lane in Louisville, Kentucky.

Kentucky CGSA provided notice of the proposed tower site location to residents and property owners within 500 feet of the proposed tower site. The notice which was mailed on November 20, 1990 solicited comments from residents and property owners. The Commission received two written comments. One person expressed no objection to the tower site location as she will be at the rear of the property and the tower would not be visible from the road.

The other person expressed concern regarding the potential for antenna interference with his telephone, television reception, and use of appliances. On December 17, 1990, Kentucky CGSA filed a response attached with a copy of the letter which was sent to that individual addressing the issues raised by the comments. Kentucky CGSA does not anticipate the tower to cause any interference with television reception or the use of any electronic devices, as the tower was designed to not create such interference and is Federal Communications Commission ("FCC") licensed.

On December 17, 1990, Kentucky CGSA provided information regarding the structure of the tower, safety measures, and antenna design criteria. The tower design conforms to all standard engineering codes. The tower should withstand high winds, tornadoes, and earthquakes. Should the tower start to fall, the tower will bend along its length and fold upon itself rather than falling in the direction of any building within its radius.

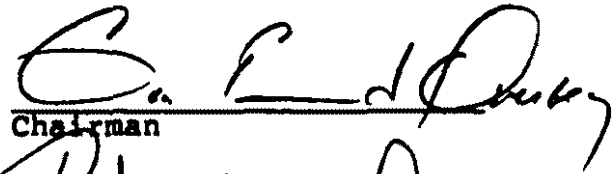
Pursuant to KRS 100.324(1), the proposed cell site construction is exempt from local zoning ordinances. However, Kentucky CGSA has notified the Louisville and Jefferson County Planning Commission of its proposed construction by letter dated November 15, 1990 and no reply has been received.

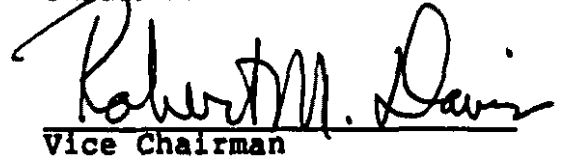
The FCC has already granted Kentucky CGSA authority to operate in the Louisville MSA. On May 3, 1990, Kentucky CGSA filed an application with the Federal Aviation Administration ("FAA") seeking its approval for the proposed cell site. The FAA approved the application on October 31, 1990.

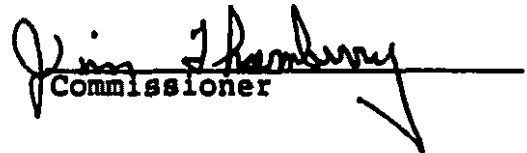
The Commission, having considered the evidence of record and being otherwise sufficiently advised, HEREBY ORDERS that Kentucky CGSA shall be granted authority to construct a 190 foot high cellular radio telecommunications antenna tower in the Louisville MSA, at 245 North R.F. Hubbard Lane in Louisville, Jefferson County, Kentucky.

Done at Frankfort, Kentucky, this 10th day of January, 1991.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director