

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 AN ADDITIONAL CELL ) CASE NO. 91-285  
SITE IN LOUISVILLE, KENTUCKY FOR )  
THE PROVISION OF DOMESTIC PUBLIC )  
CELLULAR RADIO TELECOMMUNICATIONS )  
SERVICE TO THE PUBLIC IN JEFFERSON )  
COUNTY, KENTUCKY )

O R D E R

On August 23, 1991, Kentucky CGSA, Inc. ("KYCGSA") filed an application seeking a Certificate of Public Convenience and Necessity to construct and operate an additional cellular radio telecommunications antenna tower in the Louisville, Kentucky Metropolitan Statistical Area ("Louisville MSA"). The Commission previously granted KYCGSA authority to provide cellular services in the Louisville MSA.

The proposed cell facility will improve KYCGSA's existing services and will increase the system's capacity to provide service to new customers. This cell facility will be located at 505 South Park Road, Fairdale, Kentucky. The height of the antenna is to be 293 feet.

KYCGSA has provided information regarding the structure of the tower, safety measures, and antenna design criteria. 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 proposed cell site construction is exempt from local zoning ordinances. However, KYCGSA has notified the Louisville and Jefferson County Planning Commission of its proposed construction by letter dated August 14, 1991. The Federal Communications Commission has already granted KYCGSA authority to operate in the Louisville MSA. KYCGSA's applications with the Federal Aviation Administration and the Kentucky Airport Zoning Commission are still pending.

On August 23, 1991, KYCGSA filed an affidavit verifying that each resident/property owner whose property lies within 500 feet of the proposed cell site has been notified. The notice solicited comments from the residents and property owners and informed them of their right to intervene. No comments were received.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, HEREBY ORDERS that KYCGSA be and it hereby is granted a Certificate of Public Convenience and Necessity to construct a 293 foot cellular radio telecommunications antenna tower in the Louisville MSA, at 505 South Park Road in Fairdale, Kentucky.

Done at Frankfort, Kentucky, this 7th day of October, 1991.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

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Commissioner

ATTEST:

  
Executive Director