

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

FIRST KENTUCKY CELLULAR CORP., A)
DELAWARE CORPORATION D/B/A CELLULAR)
TELEPHONE COMPANY OF KENTUCKY, FOR THE)
ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY FOR THE)
OPERATION AND CONSTRUCTION OF AN) CASE NO. 92-020
ADDITIONAL CELL SITE TO ENLARGE THE)
COVERAGE OF THE KENTUCKY RURAL SERVICE)
AREA WHICH INCLUDES BELL, CLAY,)
HARLAN, KNOX, LESLIE AND WHITLEY)
COUNTIES IN KENTUCKY)

O R D E R

On January, 10, 1992, First Kentucky Cellular Corporation ("First Kentucky") filed an application seeking a Certificate of Public Convenience and Necessity to construct and operate an additional cellular radio telecommunications antenna tower site in Rural Service Area No. 11 ("RSA No. 11") of Kentucky. RSA No. 11 includes Whitley, Knox, Clay, Leslie, Harlan, and Bell counties in Kentucky. First Kentucky has requested authorization to construct a cell site, referred to as the Gray cell site, in Gray, Knox County, Kentucky.

In response to the Commission's letter dated January 15, 1992, First Kentucky filed additional information on January 21, 1992. First Kentucky was previously granted authority to operate

a cellular telecommunications system in RSA No. 11 by Order dated November 18, 1991 in Case No. 91-247.¹

The proposed Gray cell site consists of an equipment shelter, antenna, and a 302 foot guyed antenna tower to be located at Gilliam Mountain, .75 miles North of U.S. 25E, 8 miles from Corbin in Gray, Knox County, Kentucky. The site coordinates for this tower are North Latitude 36° 57' 15" by West Longitude 83° 57' 05".

First Kentucky has provided information regarding the structure of the tower, safety measures, and antenna design criteria for the Gray 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 proposed construction of the cell site is exempt from local zoning ordinances. However, First Kentucky has notified the Knox County Judge/Executive of the proposed construction. First Kentucky has filed applications with the Federal Aviation Administration and the Kentucky

¹ Case No. 91-247, The Application of First Kentucky Cellular Corp., a Delaware Corporation d/b/a Cellular Telephone Company of Kentucky, for the Issuance of a Certificate of Public Convenience and Necessity to Provide Domestic Public Cellular Radio Telecommunications Service to the Public in the Kentucky Rural Service Area Which Includes Bell, Clay, Harlan, Knox, Leslie, and Whitley Counties in Kentucky, and for the Establishment of Initial Rates.

Airport Zoning Commission seeking approval for the proposed construction of the Gray cell site. Both applications have been approved. The only residents and/or property owners within 500 feet of the proposed construction of the cell site are those from whom First Kentucky intends to lease portions of the property that make up the Gray cell site.

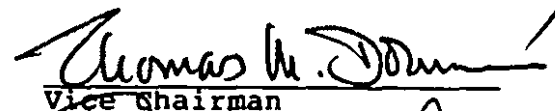
The Commission, having considered the evidence of record and being otherwise sufficiently advised, hereby finds that First Kentucky should be granted a Certificate of Public Convenience and Necessity to construct and operate an additional cellular radio telecommunications antenna tower in RSA No. 11.

IT IS THEREFORE ORDERED that First Kentucky be and it hereby is granted a Certificate of Public Convenience and Necessity to construct and operate a 302 foot cellular radio telecommunications antenna tower to be located at Gilliam Mountain, .75 miles North of U.S. 25E, 8 miles from Corbin in Gray, Knox County, Kentucky at North Latitude 36° 57' 15" by West Longitude 83° 57' 05".

Done at Frankfort, Kentucky, this 9th day of March, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director