

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF WIRELESSCO, L.P. FOR)
ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO)
CONSTRUCT A PERSONAL COMMUNICATION) CASE NO. 96-240
SERVICES FACILITY IN THE LOUISVILLE)
MAJOR TRADING AREA (LONGRUN PCS)
FACILITY))

O R D E R

This matter arising upon the motions of Ronald Snyder, Kris and Sandi Neat, Judith and Kenneth Kortas, Scott and Cherry Stalker, Philip Greenberg, G. Douglas Burks, Cliff Allgeier, and State Representative Marshall Long (hereinafter referred to collectively as "Petitioners") for full intervention, and it appearing to the Commission that Petitioners have a special interest which is not otherwise adequately represented, and that such intervention is likely to present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Petitioners' motions to intervene should be granted. Petitioners also request that a hearing should be set in this matter. However, a number of interested persons have contacted the Commission in regard to this cell site and may yet wish to file motions to intervene. Consequently, the Commission will hold in abeyance Petitioners' motions for a hearing and will address them at the appropriate time.

IT IS THEREFORE ORDERED that:

1. The motions of Petitioners to intervene are granted.

2. Each Petitioner shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.

3. Should any Petitioner file documents of any kind with the Commission in the course of these proceedings, said Petitioner shall also serve a copy of said documents on all other parties of record.

4. Petitioners' motions for a hearing shall be held in abeyance until further Order of the Commission.

Done at Frankfort, Kentucky, this 15th day of October, 1996.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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FACILITY))

O R D E R

The Commission has received the attached letters from Ronald Snyder, Kris and Sandi Neat, G. Douglas Burks, and Cliff Allgeier (hereinafter referred to collectively as "Petitioners") regarding the proposed personal communication services facility to be located at 513 Brooks Lane, Simpsonville, Shelby County, Kentucky.

IT IS THEREFORE ORDERED that:

1. WirelessCo, L.P. ("WirelessCo") shall respond to Petitioners' concerns by certified letter, within 10 days from the date of this Order.
2. WirelessCo shall file a copy of the certified letter and dated receipt, within 7 days of the date of the receipt.

Done at Frankfort, Kentucky, this 15th day of October, 1996.

ATTEST:

PUBLIC SERVICE COMMISSION


Executive Director


For the Commission

RECEIVED

OCT -10 1996

PUBLIC SERVICE
COMMISSION

October 8, 1996

Hon. Don Mills, Executive Director
Public Service Commission
730 Schenkel Lane
P. O. Box 615
Frankfort, KY. 40602

Datson

In re: Case Number 96-240
Wireless Company, L.P.

Dear Mr. Mills,

I just returned to my home, today, from vacation to learn of the proposal to construct a 160 foot tower in my immediate residential neighborhood. Although my property is not adjacent to the proposed location, I would be adversely effected by the construction of this structure.

Such a structure is incompatible with the residential neighborhood and will adversely effect property values and the character and beauty of the land. Western Shelby County is know as the Saddlebred Horse Capital of the World and attracts many individuals to the area for it's scenic beauty, as well as, availability of world class show horses.

For these reasons, I desire to intervene in this matter and have the opportunity to express my opposition to the tower construction. It is unfortunate that notice of the proposal is not required to second and third tier property owners.

Please allow this letter to serve as my Motion for Full Intervention herein.

Further, I request a public hearing on the merits of the application and seek the right to be heard before a hearing officer or the full Commission, as the case may be.

Please add my name to the mailing list for future mailings and / or notifications. Address future correspondence to: Ronald and Sarah Snyder, 18700 Shelbyville Road, Fisherville, KY., 40023.

Also, please forward a copy of my objection and Motion to Intervene to the Applicant, if appropriate, as I am without the benefit of their address.

Sincerely,

Ronald Snyder

Ronald Snyder

1 Long Run Bank Bldg.
Eastwood, Ky 40018

(Envelope)

RECEIVED

OCT 10 1996

PUBLIC SERVICE
COMMISSION

Don Mills, Executive Director
Public Service Commission
730 Schenkel Lane
PO Box 615
Frankfort, KY 40602

Dear Sir:

Dotson

This letter is in reference to case number 96-240, Wallace Co., L.P.

We have, within the past few months, purchased a lot on Brooks Lane. We are very disappointed to learn that a Sprint cellular tower is planned for construction just down the road. One of the reasons we chose to purchase property in this area is because of the beautiful landscape and the non-urban setting. A communications tower would spoil our residential area and, frankly, makes us wonder if we have made the wrong decision.

We request full intervention. We also request a public hearing. Please consider our concerns about this problem.

Sincerely,

Sandi Neat

10/7/96

Kris R. Neat

10/7/96

Kris and Sandi Neat
410 Willow Stone Way
Louisville, KY 40223
(Owners of Tract 9, Brooks Lane)



Dotson

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OCT 11 1996
PUBLIC SERVICE
COMMISSION

9721 ORMSBY STATION ROAD • LOUISVILLE, KENTUCKY 40223 • (502) 327-0500 • FAX (502) 327-0094

October 10, 1996

Mr. Don Mills
Executive Director
Public Service Commission
P.O. Box 615
Frankfort, Kentucky 40602

via facsimile 502-564-3460 and first class mail

Re: Case No. 96-240 Wireless L.P.

Dear Mr. Mills,

AM-AR International, Ltd. is a Kentucky corporation performing services in the military and commercial aircraft industries. As a result of settling litigation with a debtor, we also own a residential piece of property at 10260 Shelbyville Road in Shelby County, Kentucky. We are not in the residential property business and this house is listed for sale to recover our monies. The listing price is almost one million dollars.

We have just been made aware by an adjacent property owner that Wireless L.P. and Sprint are proposing to install a microwave tower at 513 Brooks Lane, in close, direct view of the property at 10260 Shelbyville Road. We must express grave concern at this time about the effect upon the value of our property and our ability to resell.

AM-AR hereby requests full intervention in this matter. In addition, we request that the Commission hold a public hearing on the appropriateness of the request for a Certificate at this site. Please add us to the list of interested parties for all further notifications regarding this matter. If you have any questions, do not hesitate to contact me.

Very truly yours,

G. Douglas Burks
President & Owner

Potsom

RECEIVED

OCT 14 1996

PUBLIC SERVICE
COMMISSION

OCTOBER 4, 1996

EXECUTIVE DIRECTORS OFFICE
PUBLIC SERVICE COMMISSION OF KY
POST OFFICE BOX 615
FRANKFORT, KY 40602

RE: PUBLIC NOTICE-PUBLIC SERVICE
COMMISSION OF KY, CASE #96-240

DEAR SIR OR MADAM:

I AM OPPOSED TO THE MONOPOLE THAT IS PROPOSED AT 513 BROOKS LANE, SIMPSONVILLE KY. THIS TYPE OF STRUCTURE DOES NOT BELONG IN A RESIDENTIAL AREA. THESE TOWERS SHOULD BE LOCATED IN A COMMERCIAL TYPE ENVIRONMENT, AWAY FROM RESIDENTIAL HOMES. I HAVE GREAT CONCERNS FOR THE HEALTH OF THE RESIDENTS IN THE IMMEDIATE AREA. IF THESE FACILITIES CAN BE LOCATED ON EXISTING STRUCTURES, THE WEST SHELBY WATER TANK IS LOCATED IN SIMPSONVILLE. THE I-64 AND BUCK CREEK ROAD INTERCHANGE IS ANOTHER AREA FOR CONSIDERATION. I REQUEST FULL INTERVENTION, AND A PUBLIC HEARING ON THIS MATTER.

THANK YOU

Cliff Allgeier

CLIFF ALLGEIER
660 BROOKS LANE
SIMPSONVILLE, KY
40067