

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. 96-271
SERVICES FACILITY IN THE LOUISVILLE)
MAJOR TRADING AREA (GENERAL ELECTRIC)
PCS FACILITY LV03XC054B7))

O R D E R

The Commission has received the attached letters from Timothy L. Gehlhausen, Theresa McCauley, and Cynthia and Larry McDonald, and a petition signed by 30 residents of Crawford Avenue (hereinafter referred to collectively as "Petitioners") regarding the proposed personal communication services facility to be located at 6009 Action Avenue, Louisville, Jefferson County, Kentucky. For purposes of this Order, the Commission designates Cynthia McDonald, whose signature appears first on the petition, as spokesperson for the Crawford Avenue residents.

IT IS THEREFORE ORDERED that:

1. WirelessCo, L.P. ("WirelessCo") shall respond to the 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 on the receipt.

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

ATTEST:

PUBLIC SERVICE COMMISSION


Executive Director


For the Commission

7 JULY 1996

RECEIVED

EXECUTIVE DIRECTOR
PUBLIC SERVICE COMMISSION OF KY.

JUL 11 1996

PUBLIC SERVICE
COMMISSION

RE: CASE # 96-271

DEAR DIRECTOR;

I AM ONE OF THE FEW OWNERS OF RESIDENTIAL PROPERTY WHO RECEIVED NOTICE OF A NEW FACILITY FOR WIRELESS COMMUNICATIONS. THIS BEING A 90' MONOPOLE AND RELATED EQUIPMENT AT 6009 ACTION AVE. IN BUECHEL, KY. I HAVE LIVED ON CRAWFORD AVE. FOR 11 YEARS AND HAVE ALREADY BEEN INTRUDED UPON BY A CELL TOWER AT 2226 BUECHEL AVE.

IN THE NOTICE I RECEIVED, SPRINT SAYS THEY WILL LOCATE ON EXISTING STRUCTURES WHERE POSSIBLE. WELL, WITH AN EXISTING CELLULAR ONE TOWER 1100' SOUTHEAST OF THE PROPOSED NEW TOWER SITE, I CAN'T SEE WHERE THIS IS CORRECT. I DO KNOW FROM A TELEPHONE CONVERSATION WITH CELLULAR ONE OPERATIONS THAT THE EXISTING TOWER ON BUECHEL AVE. IS 125' TALL AND IS NOT FILLED TO CAPACITY. ALSO, CELLULAR ONE WILL SHARE THEIR TOWER WITH A COMPETITOR ON A 1 TO 1 BASIS. I WAS TOLD SPRINT DID NOT HAVE A SUITABLE TOWER TO SHARE. SOMEHOW THIS SHOULD NOT BE A POINT IN SHARING THE TOWER ON BUECHEL AVE. IT IS 35' TALLER THAN THE TOWER SPRINT PROPOSES TO BUILD AND IS NOT FULL. CELLULAR ONE AND SPRINT NEED TO GET TOGETHER ON THIS AND SHARE THE SAME TOWER.

I KNOW THAT SOON THERE MAY BE RULES THAT FORBID TOWERS BEING ERECTED SO CLOSE TO ONE ANOTHER. THIS MUST BE WHY SPRINT IS ON A FAST TRACK TO GET THIS TOWER STARTED. I ASSUME SO THEY CAN SAY THEY WERE UNDER CONSTRUCTION AT THE TIME THE NEW RULES CAME INTO BEING.

ONE OTHER POINT THAT BOTHERS ME IS WHY THE YMCA, WHOSE PROPERTY IS 25' NORTHWEST OF THE PROPOSED TOWER SITE, WAS NOT NOTIFIED OF THIS CONSTRUCTION.

ENCLOSED PLEASE FIND A MAP FROM THE JEFFERSON COUNTY, KY. PVA OFFICE SHOWING THE AREA IN QUESTION.

Timothy L. Gehlhausen

TIMOTHY L. GEHLHAUSEN
4026 CRAWFORD AVE
BUECHEL, KENTUCKY 40218

I would like to intervene in this matter.



YMCA of Greater Louisville
Southeast Family Branch

RECEIVED

JUL - 9 1996

PUBLIC SERVICE
COMMISSION

July 8, 1996

Executive Director's Office
Public Service Commission of Kentucky
Post Office Box 615
Frankfort, KY 40602

RE: Case No. 96-271

This letter is follow-up to your notice dated June 20, 1996 regarding the Public Communications Services.

The opinion of the Southeast Family YMCA is to not place the tower in the proposed location. Our main concern is the safety of our members and our community, to date no evidence has been given to show that these towers are safe because of their electromagnetic fields.

As I have seen on the map that was enclosed with your notice, it appears as though there may be other sites that are conducive to such equipment and may not affect so many children and their families.

Our neighborhood has very strong concerns about the placement and as a representative of our community the Southeast Family YMCA must stand by our neighborhood and cast our vote not to place the tower on 6009 Action Avenue.

Sincerely,

Theresa McCauley
Executive Director

(tower.adm)

RECEIVED

Larry G. and Cynthia P. McDonald
4022 Crawford Avenue
Louisville, KY 40218

JUL - 2 1996

PUBLIC SERVICE
COMMISSION

June 30, 1996

Executive Director's Office
Public Service Commission of Kentucky
Post Office Box 615
Frankfort, KY 40602

RE: Case No. 96-271

This letter conveys our "comments" regarding the WirelessCo., L.P./Sprint Spectrum constructing a new PCS facility within 500 feet of our home on Crawford Avenue.

We do NOT want this eye sore or health hazard in our back yard. There is already a tower at the end of our street (Buechel Avenue). Two such towers within such a close distance is absurd.

In addition to having two towers within two blocks of each other, these towers are "ugly" - and a possible health risk. We are aware that the health risks have not yet been completely proven, however, the location of the new tower would be right next to the Southeast YMCA lot. Thousands of children play soccer, softball, etc. in this lot. If health hazards are proven at a later date, there will be a tremendous amount of children and their families affected.

We hope this letter will help you see that this new "giant antenna" is not wanted or needed in our neighborhood. Thank you for your time.

Sincerely,

Larry McDonald
Larry G. McDonald

Cynthia P. McDonald
Cynthia P. McDonald

RECEIVED

JUL - 2 1996

PUBLIC SERVICE
COMMISSION

June 28, 1996

Executive Director's Office
Public Service Commission of Kentucky
Post Office Box 615
Frankfort, KY 40602

RE: Case No. 96-271

We, the undersigned, are opposed to the construction of the 90' tower at 6009 Action Avenue, Louisville, Kentucky for use by WirelessCo., L.P./Sprint Spectrum.

NAME

ADDRESS

<u>Cynthia P. McDonald</u>	<u>4022 Crawford Ave.</u>
<u>Larry McDonald</u>	<u>4022 Crawford Ave.</u>
<u>Jennifer M. Ahlhausen</u>	<u>4026 Crawford Ave.</u>
<u>Patty Lusch</u>	<u>4020 Crawford Ave.</u>
<u>Jim B. McDonald</u>	<u>4022 Crawford Ave.</u>
<u>Joe Petito</u>	<u>4024 Crawford Ave.</u>
<u>Nancy Petito</u>	<u>4024 Crawford ave 40218</u>
<u>Janett Hess</u>	<u>4038 Crawford Ave.</u>
<u>Lucille Roby</u>	<u>4018 Crawford ave</u>
<u>Melvin Lentz</u>	<u>4017 Crawford ave</u>
<u>Paul M. Lentz</u>	<u>4017 Crawford Ave.</u>
<u>Greg Jones</u>	<u>4021 Crawford ave</u>
<u>Leslie Jones</u>	<u>4021 Crawford ave</u>

NAME

ADDRESS

Kay Funk

4014 Crawford Ave

Gonzel Walts

4012 Crawford Ave

Ed Mueller

4002 CRAWFORD AVE

Jane Mueller

4002 Crawford Ave

J. E. Allen

4011 CRAWFORD AVE.

R. E. Brohm

4044 Crawford Ave

Margie Brohm

4044 Crawford Ave.

Susan Bowling

4046 Crawford Ave

Daniel F. Bowling

4046 CRAWFORD AVE

Gina Suttis

4055 CRAWFORD AVE

Paula Suttis

4055 Crawford Ave.

Debbie Goodin

4051 Crawford Ave.

Billy Goodin

4051 Crawford Ave.

Chris Suttis

4039 Crawford Ave

Karen Hess

4038 Crawford Ave.

Mary Sue

4036 Crawford Ave

Tabitha Timbertake

4036 Crawford Ave