

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. 96-298
SERVICES FACILITY IN THE LOUISVILLE)
MAJOR TRADING AREA (FERN VALLEY PCS)
FACILITY)

O R D E R

The Commission has received the attached letter from Irvin O. Johns regarding the proposed personal communication services facility to be located at 1017 Industrial Blvd., Louisville, Jefferson County, Kentucky.

IT IS THEREFORE ORDERED that:

1. WirelessCo, L.P. ("WirelessCo") shall respond to Mr. Johns' 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 22nd day of July, 1996.

ATTEST:


Executive Director

PUBLIC SERVICE COMMISSION


For the Commission

Irvin O. Johns

1006 Industrial Boulevard
Louisville, KY 40219

Telephone (502) 967-0815

RECEIVED

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PUBLIC SERVICE
COMMISSION

Executive Director's Office
Public Service Commission of Kentucky
P.O. Box 615
Frankfort, KY 40602
Re: Case No. 96-298

July 15, 1996

Dear Sir or Madam:

As a property owner within five hundred feet of the above referenced lattice tower, please be notified that I am in extreme opposition to the location of this tower at this particular location for numerous reasons, including those enumerated below. Before the Commission grants a certificate for the PCS facility, I would appreciate a hearing on this matter.

First and foremost, there is **no necessity** for such a facility. On Industrial Boulevard there are already two existing towers that Sprint Spectrum(Sprint) could lease facilities from. One of these towers is approximately 150' from the subject site. There is no need for yet another tower so close to other existing towers.

Secondly, the proposed tower if located as proposed, would certainly adversely affect the value of my property at 1006 Industrial Boulevard as an aesthetic eyesore. There is no structure on the property to conceal the tower, and no trees to build it behind. Our curret view of grass and trees would be replaced by this tower. From our building across the street, all that would be visible is this proposed tower. A visit to the proposed site would better illustrate this point. Locating such a tower at the proposed location, being so close to the street, and not having any nearby structures to obstruct the view, would do nothing more than pad the wallets of those who stand to gain from the tower being constructed at the expense of surrounding land owners who would have to tolerate the obnoxious presence of a 100' tower standing in the middle of a field, less than 100' from the street, for years into the future.

Clearly, this location is inappropriate. If a necessity is found for such a facility, I suggest that there are **many more suitable locations in the immediate area to build such a tower**. There are many buildings that such a tower could be placed behind, and many locations where such a tower could be placed inconspicuously. The developers who propose to build this tower I am sure could not care less what the tower looks like, or how well it fits in the area. Thank you for your consideration of this matter.



Irvin O. Johns

Gearon & Co., Inc.

Wireless Network Development
9000 Wessex Place - Suite 100
Louisville, Kentucky 40222

Phone: (502) 394-9900 - Fax: (502) 394-3571

June 27, 1996

Mr. and Mrs. Irvin & Janet S. Johns
1006 Industrial Boulevard
Louisville, KY 40219

Re: ~~Public Notice~~ - Public Service Commission of Kentucky,
Case No. 96-298

Dear Sir or Madam:

Sprint Spectrum L.P., on behalf of WirelessCo., L.P., has applied to the Public Service Commission (the "Commission") of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new Public Communications Services ("PCS") facility to provide personal wireless telephone and data services. Over fifty percent of Sprint Spectrum's proposed new facilities will be located on existing structures (ie., rooftops and water tanks). Unfortunately, no such appropriate and available structure exists in this area. Therefore, the proposed new facility will include a lattice tower, with attached antennas extending upward for a total height of 100', and an equipment cabinet to be located at 1017 Industrial Boulevard, Louisville, Kentucky. A map showing the location of the proposed new PCS facility is enclosed. This notice is being sent to you because you own property or reside within a 500' radius of the proposed lattice tower.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter. Your initial communication to the Commission must be received by the Commission within 20 days of the date of this letter as shown above.

Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, Post Office Box 615, Frankfort, KY 40602. Please refer to Case No. 96-298 in your correspondence.

Yours truly,



Cheryl J. Pence
J.D., M.C.P.