

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF GTE MOBILNET INCORPORATED)
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO CONSTRUCT A)
PERSONAL COMMUNICATIONS SERVICE FACILITY IN)
THE CINCINNATI-DAYTON MAJOR TRADING AREA) CASE NO.
("MTA") WHICH INCLUDES BOONE, KENTON,) 97-126
CAMPBELL, GALLATIN, GRANT, PENDLETON,)
BRACKEN, MASON, LEWIS, GREENUP, CARTER,)
BOYD, ELLIOTT, LAWRENCE, JOHNSON, MARTIN,)
FLOYD AND PIKE COUNTIES, KENTUCKY ("CVG 43/)
CARPENTER FACILITY"))

O R D E R

The Commission has received the attached letters from George A. Laker, Raymond J. Richardson, Erin Richardson, Omer Meyers, Shirley Morrison, and Linda Wamsley (hereinafter referred to collectively as "Petitioners") regarding the proposed personal communication services facility to be located off Winters Lane near Cold Spring, Campbell County, Kentucky.

IT IS THEREFORE ORDERED that:

1. GTE Mobilnet Incorporated ("GTE Mobilnet") shall respond to Petitioners' concerns by certified letter, within 10 days from the date of this Order.
2. GTE Mobilnet 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 17th day of April, 1997.

ATTEST:

PUBLIC SERVICE COMMISSION



Executive Director



For the Commission

BD

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APR 10 1997

PUBLIC SERVICE
COMMISSION

April 5, 1997

Executive Director's Office
Public Service Commission Of Kentucky
Post Office Box 615
Frankfort, Ky 40602

Re : Public Notice- Public Service Commission of Kentucky,
(CVG 43/Carpenter Facility) Case No. 97-126

The following are reasons why we did not wish to have the Cellular Tower located at this site.

1. Health hazard: It has not been proven that it does not cause health problems.

2. Children being within the Radius : We have small grandchildren that play in the yard which is with in the 500 radius of the tower.

3. The decrease in value of our property: We have 4 lots that are affected by this tower.

4. Damage to the road : The road at this point is dangerous and tore up enough without bring construction down here.

5. Purchase of cattle and horses : I have been told that cattle can not be within 500 Radius of the tower.

Please take my sincere concerns into consideration before you decide to build this Cellular Tower.

Sincerely,

George A Laker

494 Winters Lane

Cold Spring Ky 41076

BD

488 Winters Lane
Cold Spring, Kentucky 41076
March 20, 1997

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

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MAR 31 1997
PUBLIC SERVICE
COMMISSION

Case Number 97-126

Gentlemen:

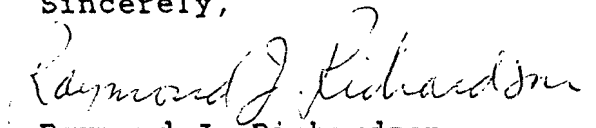
In regard to the proposed cellular tower by GTE on Winters Lane, I am writing to express my concerns over this facility. One of my first concerns is the devaluing of the properties surrounding the site. This is a very narrow country lane, and difficult to paint the center line correctly, and more traffic will only cause more problems. The roadway has been slipping and extra traffic will add to it. There is also the problem of the slipping of the hill itself where the proposed access road to the tower is being built. Also since this is a hill situation my concerns regarding excess drainage onto my property which will be directly beside the access road and below the tower site itself worries me, as we are already experiencing drainage problems since the under brush is being cleared away in this location. We are also concerned about lightening strikes around the tower as it is a wooded area. This section of Winters Lane has no city water and residents depend upon cistern water. Good though it may be, we are serviced by a volunteer fire department. Should a hillside fire break out in a hot dry season it would be very hard, if not impossible, to protect my property. I also think in the country setting adding the hill into the mix would only serve to attract people on dirt and off road vehicles over which we would have no control. I also have health questions which no agency seems to want to address.

I have been told by my attorney that any damage from this facility GTE and Mr. Carpenter will both be liable for since the land is leased, but this gives little comfort since it has been my home for twenty-eight years and I do not want to leave. We also question the stability of the towers in wind and ice storms.

As I understand it, there are options to placing towers such as the use of bridges and even existing utility poles, so I do not understand why these towers must be built on residential property where the residents do not want them. Other states are using these methods to provide space on public and commercial sites, which brings the revenue to the state and local governments, which Kentucky certainly needs.

I of course realize this commission has no control over this law, but it is a bad law and must be changed. You do, however, have the option and obligation to take each proposed site into consideration and protect our neighborhoods and families in Kentucky until the law can be changed. Your help is greatly needed and will be ever so appreciated.

Sincerely,



Raymond J. Richardson
488 Winters Lane
Cold Spring, Kentucky
(606) 441-4236

Enclosure

cc: Campbell County Fiscal Court

March 1997

Anti-Cellular Tower on Residential Property

The people of Campbell County, hereby petition the fiscal courts, the planning and zoning commission, and many other boards, committees, governmental officials and agencies, that we are in objection and strongly oppose the construction of cellular towers on residential property in residential zones.

Name	Address	Date
Kay Richards	488 Winters Ln	3/20/97
George D. Loken	494 WINTERS Ln	3/20/97
Jim Richardson	488 Winters Ln	3/20/97
West Bruden	488 Winters Ln	3/20/97
Robert W. Smith	501 Winters Ln	3/20/97
Donald W. Smith	505 Industrial Blvd	3/20/97
Shirley Morrison	487 Winters Ln	3/23/97
Linda Wampler	487 Winters Ln	3-23-97
Ed Cook	493 WINTERS Ln	3-23-97
Patrick Richardson	215 Berry Ave ^{Bellevue Ky}	3-24-97
Gary Beecraft	121 Holt ^{Bellevue Ky}	3-23-97
Betty Beecraft	121 Holt ^{Bellevue Ky}	3-23-97
John Fasse	200 GARY LANE ^{Bellevue Ky}	3-23-97
Don Brinking	202 GARY LANE ^{Bellevue Ky}	3-23-97
Lois Kennedy	9 Mayfield Ave ^{Bellevue Ky}	3-23-97
Helli Smith	202 Gary Lane ^{Bellevue Ky}	3-23-97
Luan Donner	3580 Judds Ln ^{Bellevue Ky}	3-23-97
Kabrita Smith	206 Gary Ln ^{Bellevue Ky}	3-23-97
Roberta Porter	49 Wright ^{Bellevue Ky}	3-23-97
Lawrence E. Dresser	208 GARY LANE ^{Bellevue Ky}	3/23/97
Ruth A. Bresser	208 Gary Lane	3-23-97
Walter W. ...	511 W. Gary Ln ^{Bellevue Ky}	3-23-97
Dorine Smith	60 Madonna Ln	3-23-97
Carl P. Smith	60 Madonna Ln	3-23-97

March 1997

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Name	Address	Date
Omer Meyer	527 Winter Lane	3/20/97
Martha Phillips	573 Winter Lane	3/20/97
C.W. Walden	555 WINTER LN	3/20/97
Hoye L. Conley Jr	553 Winter Lane	3/20/97
Dr. Kay Westmoreland Jr	565 Winter Lane	3/20/97
Phil Johnson	269 Winter Lane	3/20/97
Dore Dislman	569 Winter Lane	3/20/97
Kathryn Johnson	518 Winter Lane	3/20/97
Sharon Dryden	576 Winter Lane	3/20/97
William B. [unclear]	611 [unclear]	3/20/97
William L. [unclear]	530 Winter Lane	3/20/97
Webb Nelson	544 Winter Lane	3/20/97
Bill P. [unclear]	531 Winter Lane	3/20/97
Jarvis [unclear]	531 Winter Lane	3/20/97
John [unclear]	578 WINTERS	3/20/97
Mary Laker	494 Winter Ln	3/20/97
Jimmie Griffith	479 Winter Ln	3/20/97
Portia [unclear]	471 Winter Lane	3/20/97
Ann [unclear]	548 Winter Lane	3-20-97
Ernie [unclear]	559 Winter Lane	3-20-97
Glenn [unclear]	577 Winter Lane	3-20-97
Amy Blosser	530A Winters Ln.	3-20-97
Lorrie Blosser	530A WINTERS LN.	3-20-97
Julie Dargel	566 Winters Ln Gold Sp	3-20-97

ANTI-CELLULAR TOWER ON RESIDENTIAL PROPERTY CONTINUED

Name	Address	Date
Judith David	566 Ventnor Ave	3/20/97
Diana McKenna II	465 WINTERGLANE	3/21/97
Brenda J. Stewart	465 Winterglane	3-21-97
Michael Krug	455 Winterglane	3/21/97
Peter Schwastein	433 Winterglane	3/21/97
Helen Schwastein	433 Winterglane	3/21/97
Harvey Krug	439 Winterglane	3/21/97
Delores Krug	439 Winterglane	3/21/97
Patricia A. Wolfe	431 Winterglane	3/21/97
Charles G. Hoff	436 Winterglane	3-21-97
Bill D. Hoff	11 Holtz Dr	3-21-97
Charles Plummer	5 Holtz Dr Cold Spring	3-21-97
Polly Lucas	12 Holtz Dr	3-21-97
Mark Lucas	12 Holtz Dr	3-21-97
John and	18 Holtz Dr Cold Spring	3-21-97
Reggie Zeff	17 Holtz Dr	3-21-97
Joe Hoff	30 Holtz Dr	3-21-97
John J. Hoff	105 Holtz Dr	3/21/97
Darrin Becker	119 Holtz Dr	3/21/97
Miriam Cole	125 Holtz Dr	3-21-97
MIKE ENZWEILER	129 Holtz Dr	3-21-97
HELEN ENZWEILER	129 Holtz Dr	3-21-97
Bernie Penner	123 Holtz Dr	3-21-97
Judy Connerich	420 Winterglane	3-21-97
Robert Pl	17 Shaw Dr. Alex	3-21-97
Rechel Hoff	14 Holtz Dr Cold Sp	3-21-97
Cathy Cropper	215 May Landings	3-23-97

March 1997

Anti-Cellular Tower on Residential Property

The people of Campbell County, hereby petition the fiscal courts, the planning and zoning commission, and many other boards, committees, governmental officials and agencies, that we are in objection and strongly oppose the construction of cellular towers on residential property in residential zones.

Name	Address	Date
Pat Wallace	117 Holly St.	3-22-97
Donna Myler	4 Raymond Ave	3/22/97
Bob Myler	" "	3/22/97
Nancy Barbian	9 Raymond Ave.	3/22/97
Pat Kels	7 Raymond Ave	3/22/97
Proffer Work	5 Raymond Ave	3/22/97
J. Thornton	213 DAVERICK	3/22/97
G. Murney	214 DAVERICK	3-22-97
J. Schwen	211 DAVERICK Ct	3-22-97
Don West	212 DAVERICK CT.	3-22-97
Art Holly	207 DAVERICK CT.	3-22-97
Thomas Hars	205 DAVERICK Ct	3-22-97
Ann Miller	205 DAVERICK Ct.	3-22-97
Jane Lother	208 DAVERICK Ct	3-22-97
Janice Wallace	22 Orchard Terr.	3-22-97
Theresa M.	24 ORCHARD TERR.	3-22-97
Daniel Green	211 ORCHARD TERR.	3-22-97
Mary Ann Holt	26 Orchard Terr	3-22-97
Art Holt	" "	3-22-97
Katie Murphy	4 La-Lisa Ct	3-22-97
Chuck Faust	6 La Lisa Ct	3-22-97
C. Lynn Faust	6 LA-LISA CT	3-22-97
Clare Klein	105 Orchard Terr	3/22/97
Becky Gaudsmiel	107 Orchard Terr	3/22/97

March 1997

Anti-Cellular Tower on Residential Property

The people of Campbell County, hereby petition the fiscal courts, the planning and zoning commission, and many other boards, committees, governmental officials and agencies, that we are in objection and strongly oppose the construction of cellular towers on residential property in residential zones.

Name	Address	Date
William L. Smith	189 Holtz Dr	3/22/97
Judy Smith	124 Holtz Dr	3/22/97
Garold Smith	26 Holtz Dr	3/22/97
David Smith	126 Holtz Dr	3/22/97
William Wally	137 Holtz Dr	3/22/97
John B. Smith	210 Davenick Ct. S.	3/22/97
Anna M. Smith	210 Davenick Ct. ^{Cold Spring}	3-22-97
Don Nalle	203 Davenick ^{Cold Spring}	3-22-97
Marcia Wells	203 Davenick Cold Spring	3-22-97
Edward Fretzel	201 Davenick " "	3-22-97
Walter H. Koch	202 Davenick CS	3/22/97
Frank Smith	201 Davenick	3/22/97
Barry Fratcher	124 Orchard Terr	3/22/97
Frank Flamm	27 Orchard Terr	3/22/97
Shirley & Don Hunt	101 Orchard Terr	3/22/97
Theresa R. Finkbeiner	14415A St	3-22-97
Marie J. Coates	3 English Ct ^{Cold Spring}	3-22-97
Diane F. Finkbeiner	102 Orchard ^{Cold Spring}	781-4539
Frank W. Stratton	117 Orchard Terr	441-9021
Donna F. Finkbeiner	111 Orchard Terr	441-7125
She L. Finkbeiner	111 Orchard Terr	441-7508
Lynn Cook	111 Orchard	441-4351
Marcel Nagel	204 Thornbuck Ct	441-0408
Maribel C. Fratcher	124 Orchard Terr	781-3279

Anti-Cellular Tower on Residential Property continued

Name	Address	Date
Richard Prater	1241 Orchard Terr	781-3279
William McCoy	126 Orchard Terr	441-5845
Bob Hill	132 Orchard Terr	441-0918
John Hill	132 Orchard Terr	441-0918
James A. Cobb	23 Orchard Terr	441-0918
Joe Bekule	15 Orchard	
Elsie Robinson	9 Orchard Terr	441-7526
Mary Robinson	7 Orchard Terr	781-8359
Bob Hill	5 Orchard Terr	441-5274
Margie R. Lawer	5 Orchard Terr	441-5274
Michelle Kennedy	304 Winter Lane	781-5979-3-22-97
Billie Jean Tomasko	302 Winter Terr	3/22/97
Cathy Schenck	305 Winters Ln	3/22/97
Johna Kief	317 Winters Ln	Cold Spring 3-22-97
Don Gastright	201 Gary Lane	3/23/97
Kerby W. Duteski	203 Gary Lane	3-23-97
Tom Hill	209 Gary Lane	3-23-97
Debra Wilson	209 Gary Lane	3-23-97
Tom Hill	222 Gary Ln	3-23-97
Tom Hill	222 Gary Ln	3-23-97
Debra Wilson	61 Madonna Ln	3-23-97
Debra Wilson	61 Madonna Ln	3-23-97
Donna A. Whitcomb	61 Madonna Ln	3-23-97
Bob Nelson	11 Rosa	3-23-97
Jean Nelson	11 Rosa	3-23-97

97-126

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MAR 24 1997

PUBLIC SERVICE
COMMISSION

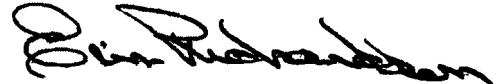
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MAR 24 1997
DIVISION OF UTILITY
ENGINEERING & SERVICES

488 Winters Lane
Cold Spring, Kentucky
March 3, 1997

Public Service Commission
730 Shankley Lane
Frankfort, Kentucky 40602

I am very concerned about the construction of cellular antenna towers in my residential area. As this seems to be a problem facing the entire state I could like to see a comprehensive study done to decide best where to place these utilities to bring income into the state and at the same time protect our residential neighborhoods.

Sincerely,



Erin Richardson

BD

CASE NUMBER 97-126

Omer Meyers

524 Winters Lane

Cold Spring, Kentucky 41076

RECEIVED

MAR 27 1997

PUBLIC SERVICE
COMMISSION

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

Gentlemen:

It has been brought to my attention that GTE has leased the property at 480 Winters Lane from Mr. Woodrow Carpenter to erect a PCS tower. This is not acceptable to my neighbors or myself. You must take into account the character of the area and the effect that this installation will have on our land and values. Please, do not allow this facility to continue to develop their cell site on this property. It is a peaceful and rare plot of land that is untouched and tucked in between city limits. Second and third generations of families are living in this area.

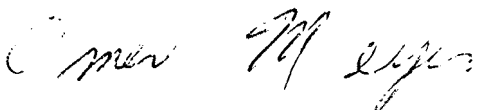
Winters Lane is a very narrow, winding road. The heavy equipment trucks will cause a disaster digging and hauling out dirt. This narrow road will be covered with mud when the Spring rains come. This access road leading to the tower is asking for trouble. There will be flooding and it will take more of our tax dollars to preserve Winters Lane. Ask GTE to consider using extenders on telephone poles or mount the extenders on our bridges that run parallel to Cincinnati and Campbell County off Winters Lane. Instead of costing the state extra money to maintain Winters Lane because of this excavation at site 480, Kentucky could bring in revenue by placing these towers on highways like the state of Ohio is doing.

Years ago, the government put restrictions on erecting billboards because they were considered eyesores. I would much rather look at a tasteful billboard any day, instead of a 150 foot, metal, pyramid tower with flashing lights at night. This area is not commercially zoned. We are county and want to stay this way. I assume that the lights will be flashing to keep the airplanes from crashing into the tower. It will be an extended runway for airplanes in the sky.

Are you aware that this area does not have city water? We depend on our cisterns as the only source of water. There is no way that our volunteer Fire Department could even confine a fire if it was started on that hill by lightning striking GTE's tower. Again, only innocent people will be affected and possibly lose everything that they have worked so hard for.

I understand that the commission has no control over HOUSE BILL 20, but you can evaluate each proposed site and make an exception for Winters Lane. As of today, March 23rd, our small community has accumulated 130 plus signatures opposing the erection of this tower in our area. I am asking you to stop the erection of this tower in our rural area where we do not have access to city water. Please, stop this disaster before it happens.

Sincerely,



Omer Meyers

Shirley Morrison/Linda Wamsley
487 Winters Lane
Cold Spring, Kentucky 41076
(606) 441-5600

March 23, 1997

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

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MAR 28 1997

Subject: Case Number 97-126 (Cellular Tower by GTE on Winters Lane)

PUBLIC SERVICE
COMMISSION

Gentlemen:

First of all, let us say that we are not the type of people to stand in the way of progress. But, at what cost to the residents on Winter's Lane are you asking us to ignore the erection of GTE's PCS towers? GTE should take into account where they are erecting their towers. Our family wants GTE to find an alternate site or consider using the local bridges or telephone poles to install their antennas, or line the interstate highways with their towers and the states can collect extra revenue.

- These towers are spoiling the rural landscape. This structure will lower our property value. Soon when our friends and family come to visit, they will sit in the swing on our lovely gazebo, instead of looking at the beautiful hillside they will view GTE's PCS tower. At what price do we need to see this kind of progress?
- We do not have access to city water lines and our local Fire Department consists of volunteers. Every family in the immediate area of this tower is at risk if this tower is struck by lightning. What if the airplanes from Lunken Airport collide into this structure? How will the local Fire Department be able to save our lives and property?
- GTE's access road will only cause more flooding on Winter's Lane. This road has constant maintenance due to slippage. The residents do not need any more traffic from utility vehicles or water drainage to increase our problems. More traffic and run-off water will only cause our bridges and rock walls to slide. Who will be held responsible for this property damage?
- We have heard that once a tower is erected in your immediate area, that your television and phone reception, is very poor. Who is going to pay for private satellite dishes to compensate for the poor reception problem?
- Since there are no know written statistics on health issues, who will our survivors contact in twenty years? I am undergoing medical tests right now. Will this tower increase my chances for cancer, heart disease, lung disease, liver disease or bone disorders, etc? Do you have medical statistics contrary to these beliefs?

The law is in place, but we are asking you to research and find an alternative solution for GTE to provide our community with their cellular service. Please, do not destroy what our families and friends have spent their entire lives to improve and develop.

Sincerely,

Shirley Morrison
Linda Wamsley

Shirley Morrison
Linda Wamsley