

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY CGSA, INC.)
FOR ISSUANCE OF A CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY)
TO CONSTRUCT AN ADDITIONAL CELL)
SITE IN LEXINGTON, KENTUCKY FOR) CASE NO.
THE PROVISION OF DOMESTIC PUBLIC) 98-169
CELLULAR RADIO TELECOMMUNICATIONS)
SERVICE TO THE PUBLIC IN FAYETTE)
COUNTY, KENTUCKY AND THE)
LEXINGTON MSA)

O R D E R

To date, the Commission has received approximately 200 letters protesting the proposed construction of a cellular telecommunications facility to be located at 361 Duke Road, Lexington, Fayette County, Kentucky. The great majority of these protests are identical form letters upon which the protestors have written only their respective names and addresses. As of this date, these form letters continue to arrive at the Commission's offices. Because these letters are so numerous, and because they essentially constitute a petition, for administrative purposes the Commission has designated Bill Farmer, Jr., Urban County Councilmember from the Fifth District, as spokesperson for the homeowners and residents who have submitted, and who may in the future submit, identical form letters in regard to the proposed site.

IT IS THEREFORE ORDERED that:

1. Kentucky CGSA, Inc. ("Kentucky CGSA") shall respond to the concerns stated in the attached letters by certified mail, within 14 days from the date of this Order.

2. Kentucky CGSA shall file a copy of the certified letters and dated receipts, within 7 days of the date on the receipts.

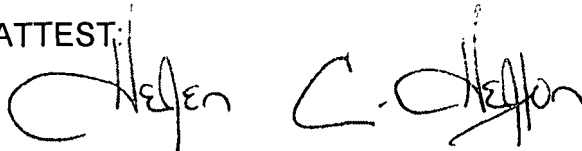
Done at Frankfort, Kentucky, this 30th day of April, 1998.

PUBLIC SERVICE COMMISSION



For the Commission

ATTEST:



Executive Director



Lexington-Fayette Urban County Council

April 20, 1998

RECEIVED

APR 23 1998

PUBLIC SERVICE
COMMISSION

Teresa Ann Isaac
Vice-Mayor

Charles W. Ellinger
At-Large Member

David B. Stevens
At-Large Member

George A. Brown, Jr.
1st District

Robert R. Jefferson
2nd District

Dick DeCamp
3rd District

Isabel Yates
4th District

Bill Farmer, Jr.
5th District

AJ Mitchell
6th District

Willy Fogle
7th District

Fred V. Brown
8th District

Jennifer Mossotti
9th District

Sandra Shafer
10th District

Richard P. Moloney
11th District

Gloria Martin
12th District

Ms. Helen Helton, Executive Director
Public Service Commission
730 Schenkel Lane
P.O. Box 615
Frankfort, KY 40602

Dear Ms. Helton:

As an elected representative of the Fifth District of the Urban County Council, I oppose the proposed installation of the cellular tower at 361 Duke Road. This tower would adversely affect the character and appearance of the existing neighborhood and businesses, and it would be incompatible with the area.

In addition, I also would like to make a formal request to be provided verification from your office of the notification sent to property owners within 500' of the proposed site on Duke Road.

I look forward to hearing from you soon.

Sincerely,

Bill Farmer, Jr.
Councilmember, District 5

BF/mdf/810bf



April 24, 1998

RECEIVED
APR 27 1998
PUBLIC SERVICE
COMMISSION

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

Re: Kentucky CGSA, Inc. - Case No: 98-169

Gentlemen:

We have received notice that the Kentucky CGSA, Inc., has applied to you for a certificate of public convenience to construct and operate a new facility to provide cellular radio telecommunications service. The facility will include a 120' monopole, with 9 antennas, for a total height of 130 feet and an equipment shelter located at 361 Duke Road, Lexington, Kentucky 40502.

The Lexington YWCA operates Arnett Pritchett Place, a licensed personal care facility (rest home) for approximately 16 elderly women, located at 319-323 Duke Road. This home is near 361 Duke Road. We are most concerned about any hazards generated from high-voltage equipment and possible environmental contamination. Also the location of such a tower near the YWCA's property would significantly lower the value of the property. The neighborhood is residential, and a highly visible antenna would be detrimental to the beauty, quality and value of the entire neighborhood.

According to a letter dated April 8, 1998 from Sam G. McNamara, attorney for Lexington CGSA, Inc., our request for intervention should be addressed to you. Please consider this a request for intervention.

We would appreciate hearing from you as to what further steps we should take in this matter.

Very truly yours,

Young Women's Christian Association

By: Brenda Gallett
President

Administrative Offices:
Cross Keys Center
1060 Cross Keys Rd.
Lexington, KY 40504
(606) 276-4457

Phillis Wheatley Center
647 Chestnut Street
Lexington, KY 40504
(606) 254-3786

Arnett Pritchett Place
319 Duke Road
Lexington, KY 40502
(606) 266-6031

YWCA Spouse Abuse Center
Crisis Line (606) 255-9808



ARNOLD

real estate & construction

2549 Richmond Road, Suite 100 • Lexington, Kentucky 40509 • Phone 606/266-3181 • Fax 606/266-0400

April 23, 1998

Ms. Helen Helton, Executive Director
Public Service Commission
730 Schenkel Lane
P.O. Box 615
Frankfort, KY 40602

RECEIVED
APR 27 1998
PUBLIC SERVICE
COMMISSION

35 Years
of Service

Re: Case No. 98-169

Dear Ms. Helton:



MULTIPLE
LISTING
SERVICE

MLS

I am very opposed to the 130' tower Kentucky CGSA proposes to construct adjacent to our property. Our property is located at 340 Romany Road. We have owned this property since 1965. Our property is composed of (24) one bedroom apartments which are mainly occupied by older residents. We feel very protective of our residents and the character of the neighborhood.

In fact, we were approached to have this tower built on a rear portion of our property. We declined to have the tower built on our property and we do not want the tower built next door to us.

Lexington-Bluegrass
Association of REALTORS®

We would like to be advised of any further action or meetings regarding approval of the tower.

Thank you.

Sincerely,

James P. Arnold
Third Street Enterprises, Inc.

JPA/ewd
copy: file



DONALD P. MOLONEY, II
1205 PROVIDENCE LANE
LEXINGTON, KENTUCKY 40502
(606) 335-1720

April 23, 1998

RECEIVED

APR 27 1998

PUBLIC SERVICE
COMMISSION

Ms. Helen Helton, Executive Director
Public Service Commission
730 Schenkel Lane
P. O. Box 615
Frankfort, KY 40602


RE: PSC Case #98-169

Dear Ms. Helton:

This letter is to let you know that I strenuously oppose the installation of a cellular tower at 361 Duke Road, Lexington, Kentucky. The size and height of the proposed tower is totally incompatible with the character and appearance of the neighborhood and surrounding businesses. I am convinced that there are more suitable locations for such a tower than the proposed Duke Road site. The shopping strip on Romany Road is very small in comparison to Lansdowne and Chevy Chase and the installation of a cellular tower would destroy the character and beauty of the surrounding neighborhood.

Please accept this letter as my protest of the proposed tower and please keep me fully advised in all matters regarding this application.

Yours very truly,


Donald P. Moloney, II

DPM/lrk

cc: Ms. Diana Moore
Mr. William Farmer

G:\WP61\DOC\DPM\PERSONAL\MISCHELTON.LK1

11

LEXINGTON FAYETTE URBAN COUNTY • DIVISION OF POLICE
BUREAU OF COMMUNITY SERVICES



Safety Watch
Telephone Contact List



Neighborhood: _____
Representative: Karen Wheeler 1170 Indian Mound Rd Phone: [redacted]
Block Captain: MALEOLM R. BLEVIN Phone: [redacted]
Date Established: April 98 (Call the next highest number after your name.)

Name: Van + Elizabeth Jenkins
Address: 1164 Lakewood Dr.
Phone: [redacted]

Name: Tom + Candy Field
Address: 1184 Lakewood Dr.
Phone: [redacted]
work [redacted] or [redacted]

Name: Charlie + Royce Armstrong
Address: 1168 Lakewood Dr.
Phone: [redacted]

Name: Paul + George Smith
Address: 1188 Lakewood Dr.
Phone: [redacted]
work [redacted] or [redacted]

Royce work - Southern Hills M. School
Charlie Central Baptist Hosp.

Name: Robert + Evelyn Cobb
Address: 1174 Lakewood Dr.
Phone: [redacted]

Name: MALEOLM + Elizabeth
Address: 1196 Lakewood Dr. BLEVIN
Phone: [redacted]
corner Lakewood + Romney Rd.

+ Pete Spielmann
Name: Susan Chun Student U of K
Address: 1176 Lakewood Dr.
Phone: [redacted] work Tel. [redacted]

Name: _____
Address: _____
Phone: _____

Name: Ruth Stevens
Address: 1180 Lakewood Dr.
Phone: [redacted]

Name: our personal police officer
Address: for our area is officer
Phone: Gary Wilson
His Ph. no. [redacted]

daughter - Mrs William K. Rice
Tel. [redacted]

April 25, 1998

Ms. Helen Helton, Executive Director
Public Service Commission
730 Schenkel Lane
P.O. Box 615
Frankfort, Kentucky 40602

RECEIVED

APR 27 1998

PUBLIC SERVICE
COMMISSION

Re: PSC Case # 98-169

Dear Ms. Helton:

Two years ago we were notified by an attorney who represented MSA Limited Partnership that they wanted to install a cell phone monopole tower in our neighborhood. In February, 1998, this application was withdrawn, and quickly replaced by another application from the same attorney representing CGSA, Inc., to build the same type of tower near the same location.

We oppose any free-standing tower that would be an eyesore in such a residential district of Lexington. Such commercial, competitive intrusions must be stopped. In a few years technology will render these type of towers obsolete, so let the companies wait until then.

We would appreciate your denying this application. Thank you.

Sincerely,

Paul L. O'Brian Patricia O'Brian

Paul L. and Patricia E. O'Brian
336 Garden Road
Lexington, Kentucky 40502
[REDACTED]

E. JAY BRUMFIELD
1189 INDIAN MOUND ROAD
LEXINGTON, KY. 40502

RECEIVED

APR 27 1998

24 April 1998
PUBLIC SERVICE COMMISSION

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

I am writing with reference to Case No. 98-169 concerning the granting of approval for construction of a 120-foot tower on Duke Road in our Lexington neighborhood.

Certainly, as a property owner located only 1 1/2 short blocks from the proposed sight of this giant tower, I wish to protest any approval of the construction plan. Our neighborhood association has made great strides in recent years to improve, not only our own properties, but the general condition of the Cooper-Romany Road residential and business areas.

Our neighborhood business center - which includes a Kroger market and the Duke Road post office as well as pharmacy, physicians' office, et cetera - is a gathering spot for families located in the greater neighborhood and is further impacted with the movement of adults and children alike attending Cassidy and Morton schools and both school and religious services at Christ the King Cathedral.

These people should not be placed in jeopardy by the construction of a giant 120-foot tower looming menacing over us all as we go about with our business and necessary neighborhood endeavors.

Thank you for the opportunity to express a critical opinion.

Sincerely,


Jay Brumfield

Ashland Neighborhood Association

19 April 1998

PUBLIC SERVICE COMMISSION
730 Schenkel Lane
Frankfort, Ky. 40602

RECEIVED
APR 27 1998
PUBLIC SERVICE
COMMISSION

RE: PSC Case # 98-169

Dear Ms. Helen Helton,

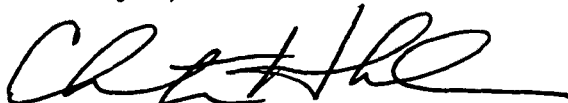
The Ashland Neighborhood Association comprises a block defined by Fontaine Road to Richmond Road and Irvine Road to Chinoe Road. Within our neighborhood is the Ashland Estate of Henry Clay. We border to the east of the Chevy Chase Neighborhood Association. As the crow flies we are very close to the proposed cell tower at 361 Duke Road.

I speak for the Board of Officers of the Ashland Neighborhood Association. WE STRONGLY OPPOSE THE INSTALLATION OF THE CELLULAR TOWER AT 361 DUKE ROAD.

We thought that this proposed tower was defeated and long gone. It is not in keeping with the character and appearance of the neighborhoods or community.

Please find some alternative locations.

Thank you,

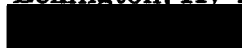


Christian Henkel

President ANA

Home address;

327 McDowell Road
Lexington, Ky 40502-1823



367 Colony Blvd.
Lexington, KY 40502
April 22, 1998

Ms. Helen Helton, Executive Director
Public Service Commission
730 Schenkel Lane
P.O. Box 615
Frankfort, KY 40602

APR 27 1998
PUBLIC SERVICE
COMMISSION

Re: PSC Case # 98-169

Dear Ms. Helton:

We oppose the installation of the cellular tower at 361 Duke Road. We believe that the size and height of the proposed tower is incompatible with the character and appearance of the neighborhood and surrounding businesses. In addition, we have important safety concerns. The neighborhood feels there may be other locations more appropriate for this tower.

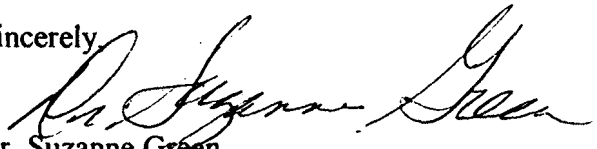
There have been several arguments made that these radiowaves cause cancer. This is near family homes with fast-growing children and a school that would be exposed year round. This danger should not be inflicted on our neighborhood.

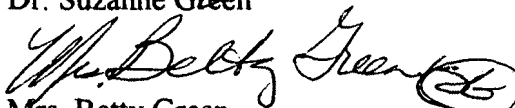
The Kentucky area is well known for its tornadoes. If the tower fell, it could kill residents and damage houses under it. Do not allow the placement of this tower on Duke Road.

We request to be advised of any future happenings regarding the development as stated. This includes meetings where we can appear and be represented by our attorneys.

Thank you for your consideration of our comments.

Sincerely,


Dr. Suzanne Green


Mrs. Betty Green

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

April 20, 1998

RECEIVED

APR 22 1998

PUBLIC SERVICE
COMMISSION

CASE NO. 98-169

To whom it may concern,

This letter is in response to the request by Kentucky CGSA, Inc. (Case # 98-169) to erect and operate a cellular tower/antenna at 361 Duke Rd. in Lexington, Kentucky.

Firstly, the consensus opinion of the neighborhood was that this was an issue that had been previously addressed and permission denied. It was therefore disturbing to see that the issue and request remains to be dealt with.

Secondly, it has never been shown that cellular radio communication is neither a public convenience nor necessity. It could be argued that it is a public hazard specifically to the drivers who must dodge other drivers who insist on driving and talking on their cellular phones rather than concentrating on the road. I realize cellular communications are more than phones.

Thirdly to place such a tower in a residential neighborhood is unsightly and potentially dangerous, not to mention the possibility of lowering property values. There are three schools in close proximity to the tower. The neighborhood is abundant with children playing and families walking about. What if this 130 tower were to topple. It wouldn't matter what direction it fell it would damage residential property and possible harm, maim or kill people in its path.

And fourthly, there has been no conclusive irrefutable scientific evidence that living in close proximity to a radio transmission tower and being bombarded by the microwave transmissions is safe.

I therefore must protest to the fullest extent of my rights and abilities to do so any such approval of building the proposed cellular tower on Duke Rd. It would appear that the wide open areas close by at the University of Kentucky would provide a better and safer location for its construction, why not try there.

Sincerely,



Jane V. Douglass
1089 East Copper Drive
Lexington, KY 40502

! No Te Case no. 98-1691

Executive director Public Service Commission
I am writing in reference to case
no. 98-169 which pertains to the installation
of the 120' monopoles at 361 Duke Road.
by Kentucky C.G.S.A.

Since Bell South Mobility was not
permitted to install a monopole 4
lots down the street I see no reason
why C.G.S.A. should be allowed to
install a tower at 361 Duke Rd.
I oppose this installation.

Mr. Robert Jordan

R. Jordan
983 Mason Hedley Rd
Lex, Ky, 40504

RECEIVED

APR 14 1998

PUBLIC SERVICE
COMMISSION

4/13/98

Re: CASE #

98-169

Dear Sir--

I hope you will use ^{your} Good
judgement & turn down the
above Cellular Phone Request.

The unsightly tower would be
in the middle of Chevy Chase.
Chevy Chase is stable, Attractive Area
and it would be very detrimental.

Sincerely,

B & F Realty

J. L. Fife, owner

B & F Realty
1508 LAKWOOD
Wash. D.C. 20002

April 14, 1998

Re: Public Notice-PSC of Ky.
Case No. 98-169

Regarding the construction of a
120' tower at 361 Duke Rd.
Lexington, I am opposed
to it because of safety. Also,
I'm concerned about a possible
humming noise.

Sincerely,
Anna G. Wilson
333 Colony Blvd.
Lexington, Ky 40502

RECEIVED

APR 15 1998

PUBLIC SERVICE
COMMISSION

Ann & Doug McCullough

1108 Cooper Dr.
Lexington, KY 40502
Home Phone [REDACTED]

April 13, 1998

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

Dear Sir,,

In response to the notice of the proposed tower on Duke Road (case no. 98-169) we see no reason to build the tower in a predominately residential area when open space is available within a mile of the location. Although it may appear to be a largely transitional, neighborhood due to many apartments, we have lived in our house for 34 years and our next-door neighbor has been here longer. I am not sure what intervention requires but we will do whatever is necessary to oppose this construction.

Sincerely,

Ann McCullough

Ann McCullough

Doug McCullough

Doug McCullough

RECEIVED
APR 15 1998
PUBLIC SERVICE
COMMISSION

April 14, 1998

RAYMOND A YOZWIAK

340 East Main Street

Lexington, KY 40508

606 257 1111

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

RECEIVED

APR 15 1998

PUBLIC SERVICE
COMMISSION


RE: Case No. 98-169

Dear Sirs:

This is to go on record as opposing of a 120' monopole tower at 361 Duke Road, Lexington, Fayette County, Kentucky, 40502.

We own property at 324 Duke Road, 332 Duke Road, and 1136 and 1138 Cooper Drive. I feel that the placement of a tower in this area would detract from the aesthetics and be damaging to my property value.

Sincerely,


Raymond A. Yozwiak

RAY/dlc

April 13, 1998

RECEIVED
APR 16 1998
PUBLIC SERVICE
COMMISSION

Robert and C.A. Beargie
1193 Indian Mound
Lexington, KY 40502

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

RE: Public Notice Case No. 98-169

We strongly oppose construction of the Duke Road tower and antennas and ask the Public Service Commission to deny KY CGSA's request.

While 361 Duke Road may be zoned B-1, it is adjacent to R-2 and R-3 properties with several R-1 properties within the 500' radius.

Thank you.

Robert Beargie

Robert Beargie

Catherine Beargie

Catherine Beargie

WYATT, TARRANT & COMBS

1700 LEXINGTON FINANCIAL CENTER
LEXINGTON, KENTUCKY 40507-1746

606 233-2012
FAX: 606 259-0649

CITIZENS PLAZA
LOUISVILLE, KY 40202-2898
502 589-5235

TAYLOR-SCOTT BUILDING
FRANKFORT, KY 40601-1807
502 223-2104

50 EAST RIVERCENTER BLVD., SUITE 810
COVINGTON, KY 41011-1683
606 655-9700

ELSBY BUILDING
NEW ALBANY, IN 47150-3440
812 945-3561

1500 NASHVILLE CITY CENTER
NASHVILLE, TN 37219-1750
615 244-0020

29 MUSIC SQUARE EAST
NASHVILLE, TN 37203-4322
615 255-6161

313 E. MAIN STREET, SUITE 1
HENDERSONVILLE, TN 37075-2546
615 822-8822

6075 POPLAR AVENUE, SUITE 650
MEMPHIS, TN 38119-4721
901 537-1000

10368 WALLACE ALLEY STREET, SUITE 6
KINGSPORT, TN 37663-3977
423 279-1825

WRITER'S DIRECT DIAL NUMBER

502 562-7641

April 14, 1998

Executive Director's Office
Public Service Commission of Kentucky
P.O. Box 615
Frankfort, Kentucky 40602

RECEIVED

APR 16 1998

PUBLIC SERVICE
COMMISSION

RE: Case No. 98-169

Gentlemen:

Please accept this as comments to the application of Kentucky CGSA, Inc. to construct and operate a new facility at 361 Duke Road, Lexington, Kentucky and as a request for intervention in the proceedings before the Public Service Commission.

This is to advise that I own and reside at the property known as 348 Colony Boulevard in Lexington which is within five hundred feet of the proposed tower. This letter is on my personal behalf and not representing other clients.

My comments are as follows:

1. This tower would be located in the heart of the Chevy Chase residential neighborhood which has managed to maintain its residential character because it has always been a desirable place to live with good schools and a friendly neighborhood atmosphere.
2. Property values have remained high. My fear is that the a tower such as is proposed would have an adverse effect on property values as well as desirable aspects of residing in the neighborhood.
3. Apparently the proposed location of the tower is zoned B-1 which is reflected in the notice, but I call to your attention that this business area is entirely neighborhood oriented with a

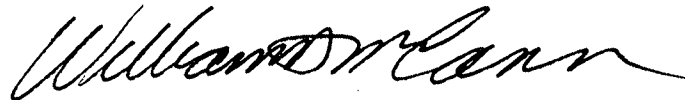
Executive Director
April 14, 1998
Page 2

grocery, filling station, restaurant and other shops which cater solely to the neighborhood. This proposed tower would appear to be the first deviation from the existing business neighborhood.

4. Finally, I have no information as to who Kentucky CGSA, Inc. is, the area to be served by the tower, why this location was selected, and any information that would tend to justify the proposal.

Please consider these comments, and keep me advised.

Very truly yours,



William H. McCann

WHM/lsm

cc: Sam G. McNamara

Kaufmann Properties

352 South Broadway • Lexington, Kentucky 40508 • [REDACTED]

RECEIVED

April 14, 1998

APR 16 1998

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

PUBLIC SERVICE
COMMISSION

RE: Case #98-169

Dear Commission:

I have several comments about case #98-169 project:

- 1) They have misspelled the name of the organization which owns property in that area. The name is Kaufmann Family Limited Partnership.
- 2) This partnership owns property on Romany Road that will face the proposed site.
- 3) There is another Kaufmann Family Partnership that owns property on Duke Road that will also have a view to this proposed site.
- 4) These partnerships own a total of four properties in this area, and we oppose this construction for the following reasons:
 - a) The erection of a tower at a height of 130 feet does not fit into a residential or business neighborhood, such as this area.
 - b) This pole will be unsightly, as well as the antennas on top of it.
 - c) The construction of this pole will devalue the value of my property.
 - d) The area in which they wish to put this structure is a residential and family owned business with the exception of Kroger, and does not fit into the neighborhood.
- 5) This is the second time an application for this form of construction has taken place. It was defeated within the last year. As has been stated, this "monopole tower" with nine antennas and a total height of 130 feet does not fit into this type of neighborhood.

- 6) Within a few miles of the proposed neighborhood is an area that would be more conducive for this type of structure. Also, there are other locations in Lexington which would better fit this monstrosity.

As an owner of business property, as well as residential, I am totally against this project.

Sincerely,

Ben C. Kaufmann, CFP, CLU, ChFC, CIC

BCK:em

CHARLES BURNETT
1720 Fairway Drive
Lexington, Kentucky 40502

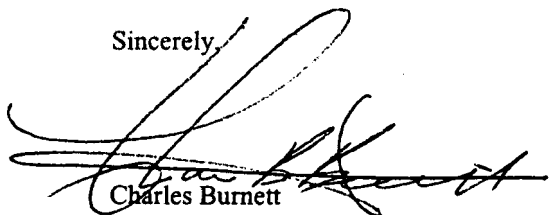
April 15, 1998
CASE # 98-169

Executive Director
Public Service Commission

Dear Sir:

In receipt of your letter dated April 8, 1998. I am against **KENTUCKY CGSA, Inc.** erecting a **TOWER** At 361 Duke Road. I cannot recognize a Public Convenience or a Necessity for this tower to be placed in this area. Even though it is zoned B-1 they will not be conducting any business from that location only forwarding radio signals. I cannot see any benefits that property owners, residents other businesses will receive from allowing an unsightly, tall antenna to be erected.

Sincerely,



Charles Burnett

RECEIVED
APR 16 1998
PUBLIC SERVICE
COMMISSION

MCNAMARA & JONES

Attorneys at Law

P.O. Box 916

315 High Street (40601)

Frankfort, Kentucky 40602-0916

Phone: 502/875-8808

Fax: 502/223-1043

Sam G. McNamara

Charles E. Jones

April 8, 1998

VIA CERTIFIED MAIL; RETURN RECEIPT REQUESTED

Miller & Burnett
1720 Fairway
Lexington, KY 40502

RECEIVED

APR 16 1998

PUBLIC SERVICE
COMMISSION

Re: Public Notice - Public Service Commission of KY
Case No. 98-169

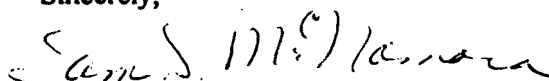
Gentlemen:

Kentucky CGSA, Inc. has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular radio telecommunication service. The facility will include a 120' monopole tower with nine (9) antennas for a total height of 130' and an equipment shelter to be located at 361 Duke Road, Lexington, Fayette County, Kentucky 40502, in an area zoned "B-1." Directions to the site are as follows: From downtown Lexington, take Tates Creek Road away from town going in a southern direction; continue on Tates Creek to the intersection of Cooper Drive; take a left on Cooper Drive and go 4 blocks and take a left on Duke Road; the site will be located on the right in the rear of an existing building immediately north of the Post Office Building. A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you own property within a 500' radius of the proposed 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 twenty (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, Kentucky 40602. Please refer to Case No. 98-169 in your correspondence.

Sincerely,



Sam G. McNamara
Attorney for Kentucky CGSA, Inc.

SGM/j
Enclosure

E.W. Smith
305 Andover
Lexington, Ky

40502

April 15, 1998

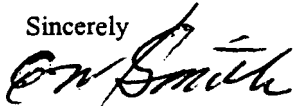
CASE # 98-169

Executive Director
Public Service Commission

Dear Sir:

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Sincerely



E.W. Smith

RECEIVED

APR 16 1998

PUBLIC SERVICE
COMMISSION

RECEIVED

APR 20 1998

PUBLIC SERVICE
COMMISSION

355 Andover Drive
Lexington, Kentucky 40502
April 16, 1998

Executive Director's Office
Public Service Commission of Kentucky
P. O. Box 615
Frankfort, Kentucky 40602

Re: Public Notice - Public Service Commission of Ky. Case No.
98-169

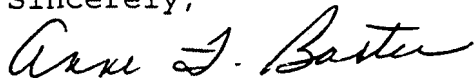
Dear Sir:

I live 2 blocks from Duke Road and want to protest the construction of the new 130' monopole tower by Kentucky CGSA, Inc. This is not appropriate for a residential area.

Please do not approve the request for a Certificate of Public Convenience and Necessity.

Thank you.

Sincerely,



Anne F. Baxter

Apr. 15, 1998

In re: Case No. 98-169

Dear Sirs,

I am thoroughly opposed
to the construction of the facility
to provide cellular radio tele-
communication service at
361 Duke Road, Lexington, Ky. 40502

I am thoroughly confused
by this request since a
similary worded request
was made and denied just
a few houses north of this
location and quite
recently.

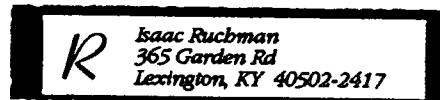
Sincerely

Isaac Ruchman

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APR 17 1998

PUBLIC SERVICE
COMMISSION



Alley Financial Group

Bill Alley
CLU, ChFC, MSFS

April 20, 1998

Ms. Helen Helton, Executive Director
Public Service Commission
730 Schenkel Lane
P.O. Box 615
Frankfort, KY 40602

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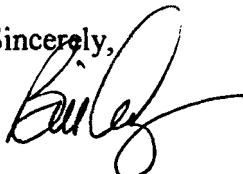
RE: PSC Case # 98-169

Ms. Helton,

I oppose the installation of the cellular tower at 361 Duke Road. I believe that the size and height of the proposed tower is incompatible with the character and appearance of our neighborhood and surrounding businesses. Additionally there are important safety concerns. Our neighborhood feels there may be other locations more appropriate for this tower.

Thank you for your consideration.

Sincerely,



Bill Alley
490 Hart Road
Lexington, KY 40502
606-223-4141

2365 Harrodsburg Road, A300 Lexington, Kentucky 40504-3392
606/223-4141 (voice) 606/223-0499 (fax)

Registered representative of and securities products and services offered through MML Investors Services, Inc.,
1414 Main Street, Springfield, MA 01144-1013, (413)737-8400.
Alley Financial Group is not a subsidiary or affiliate of MML Investors Services, Inc.

April 18, 1998
Executive Director's Office,
Public Service Commission of Ky.
P.O. Box 615
Frankfort Ky. 40602
Re: Public Service Commission of Ky.
Case No 98-169

Dear Sir or Ms.:

It is outrageous that a tower 130' tall with 9 antennas can even be considered to be erected in an old established much beloved and desirable family neighborhood like Chevy Chase. Such a monster would not only be an eye-sore which would reduce the value of our homes but also we understand a cellular tower can interfere with TV and radio reception. We have lived in our home 47 years and should not have to put up with such an infringement. Please do what you can to stop this from happening.

Sincerely yours

Jarothy C. Humphries
James C. Humphries

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APR 21 1998

PUBLIC SERVICE
COMMISSION

1233 E. Cooper Dr.
Lexington, Ky. 40502

LAW OFFICE OF
HENRY E. DAVIS
3010 LEXINGTON FINANCIAL CENTER
250 WEST MAIN STREET
LEXINGTON, KENTUCKY 40507
TELEPHONE: (606) 281-5658
FAX: (606) 281-5644

April 20, 1998

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PUBLIC SERVICE
COMMISSION

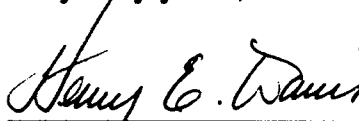
Ms. Helen Helton, Executive Director
Public Service Commission
730 Schenkel Lane
P. O. Box 615
Frankfort, Kentucky 40602

Re: PSC Case #98-169


Dear Ms. Helton:

I oppose the installation of the cellular tower at 361 Duke Road, Lexington, Kentucky. I believe that the size and height of the proposed tower is incompatible with the character and appearance of this older neighborhood and the surrounding businesses. This tower will be a blight on one of the most unique sections of Lexington and can be easily relocated to a rural section of the city.

Very truly yours,



HENRY E. DAVIS
477 Hart Road
Lexington, Kentucky 40502
(606) 253-1000 (Office)



**Diana Moore, President
Chevy Chase Neighborhood
Association
425 Cochran Road
Lexington, KY 40502-2314**

April 24, 1998

**Ms. Helen Helton, Executive Director
Public Service Commission
730 Schenkel Lane
P. O. Box 615
Frankfort, KY 40602**

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APR 28 1998

**PUBLIC SERVICE
COMMISSION**

RE: PSC Case #98-169

Dear Ms. Helton;

I am writing for the Chevy Chase Neighborhood Association to object to the proposed monopole at 361 Duke Road. This area is the most populated area of Chevy Chase. Our "business district" is just a few "mom and pop" stores not a large retail area. This is a very high traffic area, many cars and pedestrians visit the post office next door.

In looking at the surrounding area many more suitable sites could accommodate this structure. We would like Bell South Mobility to look at other properties.

We as neighbors have many safety concerns over the monopole. We would like to work with Bell South Mobility to come to a more reasonable solution. The Chevy Chase Neighborhood Association objects to the monopole and wants to be informed of all activity on this application to the Public Service Commission.

Sincerely:



**Diana Moore
Chevy Chase Neighborhood Association**

STITES & HARBISON
250 WEST MAIN STREET
2300 LEXINGTON FINANCIAL CENTER
LEXINGTON, KENTUCKY 40507-1758
(606) 226-2300
FACSIMILE (606) 258-9144

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 DAVID C. BROWN
 SIDNEY C. KINKEAD, JR.
 GEORGE W. MILLS
 C. DANT KEARNS
 W. ROBINSON BEARD
 RALSTON W. STEENROD
 ROBERT W. LANIUM*
 STEVEN L. BESHEAR
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 WILLIAM T. GORTON III*
 ANDREW R. JACOBS****
 MICHELE M. WHITTINGTON
 MARGARET M. PISACANO
 BENJAMIN LEE KESSINGER, III
 T. MORGAN WARD, JR.
 LISSA WATHEN
 MARTHA J. HASSELBACHER
 ERICA L. HORN
 DON A. PISACANO
 CATHERINE CRAWFORD YOUNG

BRIAN A. CROMER
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 JACQUELINE K. ARMSTRONG
 ANNE E. GORHAM
 WILLIAM T. SHIER
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 W. THOMAS HALBLEIB, JR.
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 DOUGLAS B. BATES***
 MONIQUE R. HUNT
 TIMOTHY C. KIMMEL
 LISA K. RAMSEY
 REBECCA B. STEPHENSON
 JAMES W. PROUD

LLOYD C. CHATFIELD II
 BARRY A. HINES
 LORI R. HOLLIS
 CYNTHIA S. BUTTORFF***
 BETHANY A. BREETZ
 MICHAEL I. KANOVITZ
 AMANDA L. POPE**
 JASON P. THOMAS
 M. JANE BRANNON
 JEFFREY J. CHAPURAN
 GREGORY L. DAVIS
 MARJORIE A. FARRIS
 D. CHAD MCCOY
 NANCY E. McELWAIN
 JENNIFER L. ROBINSON
 ANGELA L. STINEBRUNER
 CHRISTINE S. TALLEY***
 ANTHONY J. ELPERS
 MEREDITH M. ALEXANDER

TIMOTHY W. BRATCHER
 DANIEL E. DANFORD
 WOODROW A. JONES, JR.
 KRISTIN L. RAY
 TYLER B. ROSS
 C. KENNAN WETHINGTON
 COUNSEL
 BEN L. KESSINGER, JR.
 CALVERT T. ROSZELL, P.S.C.
 LIVELY M. WILSON
 ROMANO L. MAZZOLI
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 JAMES A. NITSCHKE
 MARC S. MURPHY***
 OF COUNSEL
 NATHAN ELLIOTT, JR.
 T. KENNEDY HELM, JR.

RALPH F. KESSINGER
 JAMES W. STITES, JR.
 *ADMITTED IN INDIANA ONLY
 **ADMITTED IN MICHIGAN
 AND KENTUCKY
 ***ADMITTED IN INDIANA
 AND KENTUCKY
 ****ADMITTED IN GEORGIA
 AND KENTUCKY
 *ADMITTED IN PENNSYLVANIA
 AND KENTUCKY
 **ADMITTED IN OHIO
 AND KENTUCKY
 ***ADMITTED IN ILLINOIS, GEORGIA
 AND KENTUCKY
 ****ADMITTED IN OHIO, CONNECTICUT
 AND KENTUCKY
 †ADMITTED IN FLORIDA
 AND KENTUCKY
 ‡ADMITTED IN DISTRICT OF
 COLUMBIA AND VIRGINIA

April 27, 1998

Ms. Helen Helton, Executive Director
 Public Service Commission
 730 Schenkl Lane
 P.O. Box 615
 Frankfort, Kentucky 40602

RECEIVED
APR 28 1998
 PUBLIC SERVICE
 COMMISSION

Dear Ms. Helton:

I am writing in my capacity as President of the East Cooper Townhouse Association to express the Association's opposition to the installation of a cellular tower at 361 Duke Road. We are extremely concerned that the size and height of the proposed tower is incompatible with the character and appearance of our neighborhood. In addition, we have safety concerns for ourselves and our children. Please try to find a different and more appropriate location if the tower is necessary.

If you have any questions or if I can be of any assistance, please do not hesitate to contact me.

Sincerely,



D. Chad McCoy, President
 East Cooper Townhouse Association

DCM:dmf

190423:lex

400 WEST MARKET STREET
 SUITE 1800
 LOUISVILLE, KENTUCKY 40202-3352
 (502) 587-3400
 FAX (502) 587-6391

421 WEST MAIN STREET
 P.O. Box 684
 FRANKFORT, KENTUCKY 40602-0684
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 FAX (502) 223-4124

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