

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CROWN COMMUNICATION)	
INC. AND NEXTEL WEST CORP. FOR ISSUANCE)	
OF A CERTIFICATE OF PUBLIC CONVENIENCE)	
AND NECESSITY TO CONSTRUCT A WIRELESS)	CASE NO.
COMMUNICATIONS FACILITY AT 571 MCKINLEY)	98-203
STREET IN THE TRUNKED SMR LICENSE AREA)	
IN THE COMMONWEALTH OF KENTUCKY IN THE)	
COUNTY OF FAYETTE)	

O R D E R

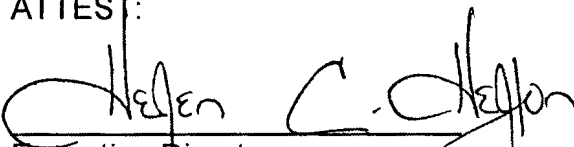
The Commission has received the attached letters regarding the proposed telecommunications services facility to be located at 571 McKinley Street, Lexington, Fayette County, Kentucky.

IT IS THEREFORE ORDERED that:

1. Crown Communication Inc. and NEXTEL West Corp. ("Applicants") shall respond to the concerns stated in each letter by certified mail, within 10 days from the date of this Order.
2. Applicants shall file a copy of the certified letters and dated receipts, within 7 days of the date on the receipt.

Done at Frankfort, Kentucky, this 16th day of June, 1998.

ATTEST:


Executive Director

PUBLIC SERVICE COMMISSION


For the Commission

RECEIVED

MAY 27 1998

PUBLIC SERVICE
COMMISSION

Sir:

Crown Communications
has applied to construct a
cellular tower at 571 McKinley St.
Lexington Ky.

My property is located at
748 Pine St within 500 ft.
from the tower. I feel that a
health risk is very possible
and would like to oppose the
construction so close to my
home.

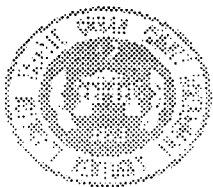
JOHNSON WHOLESALE
157 South Forbes Road
Lexington, KY 40511

Sincerely,

Jim Johnson

Case # 98-203
Site # 018KYE

5/22/98



Lexington-Fayette Urban County Government

Department of Housing & Community Development • Division of Planning • Current Planning

May 20, 1998

Helen C. Helton, Executive Director
Public Service Commission
P. O. Box 615
Frankfort, KY 40602

RECEIVED

MAY 21 1998

SERVICE
SECTION

RE: PSC Case Number 98-203 (571 McKinley Street)

Dear Ms. Helton:

The Lexington-Fayette Urban County Government (hereinafter referred to as LFUCG) wishes to state concerns regarding the above-captioned amended application for a cellular tower and equipment shelter for property located at 571 McKinley Street. The information provided to date by Crown Communications and Nextel West Corporation is not detailed enough for us to properly determine all potential impact of the proposed 220' tower upon the existing development on this site and the surrounding neighborhood. From the information we have it received, it appears that this tower is proposed to be located in the midst of a residential neighborhood which has been the subject of housing rehabilitation efforts.

I specifically request that the following items be provided for our review, or otherwise addressed as appropriate:

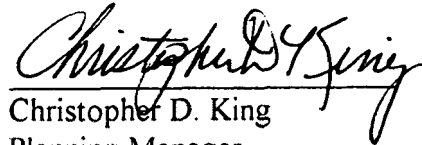
1. A copy of the application filed with the PSC; in particular, a detailed plan (to scale) showing how the proposed tower would be sited in relation to the existing development (buildings, parking, etc.) on this property.
2. A map depicting the maximum potential search ring for locating a cell tower in this area. The LFUCG needs this information to assess whether or not alternative sites may exist.
3. The immediate vicinity of the proposed tower contains large areas of industrial, warehousing and other commercial development. The LFUCG desires information as to why these non-residential areas were not chosen as the site for the proposed tower.
4. Addition of a condition by the PSC that the tower be removed if it ever ceases to be used as a cellular transmitting facility.
5. Information as to proposed screening/buffering of the proposed facilities from adjoining property.

The LFUCG also wishes to state that it has received a number of inquiries of concern from citizens and social service agencies from this and has advised them to contact the PSC so that

each may become a party of record in this case.

This letter is to establish the LFUCG as a party of record in this case. The LFUCG will continue to review the application and any response received in the hope that any concerns can be addressed short of requesting intervention. The Lexington-Fayette Urban County Government looks forward to a response from the applicant and/or the Public Service Commission on these requests.

Sincerely,



Christopher D. King
Planning Manager

C: Pam Miller, Mayor (c/o Charlie Boland)
Cellular Tower Committee Members
Councilmember Dick DeCamp
CAO Ken Kerns
Foster Ockerman, Jr., Counsel for Crown/Nextel

Ck/ctowers/helton8

L E X I N G T O N , K Y

H H B I T H T

F O R H U M A N I T Y

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

RECEIVED

MAY 26 1998

PUBLIC SERVICE
COMMISSION

Reference: Case No. 98-203

Dear Sirs:


This letter is written to express our opposition to the placement of a cellular phone tower at 571 McKinley St., Lexington, Ky. This property is in the middle of a residential neighborhood that would be better served by the building of an affordable home on it.

The areas of Davistown, Irishtown and Davis Bottom are areas where families of low to moderate incomes reside, many already in less than acceptable living conditions. Since it is not known what affect these towers have on the people who reside near them and since many of these families already suffer from medical problems, there is no reason this tower and its possible side affects should plague this neighborhood.

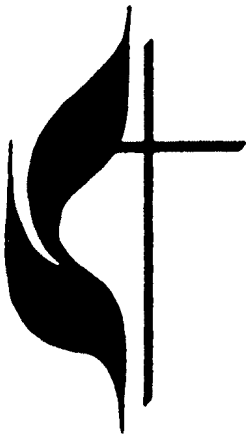
These towers are not being accepted in middle and upper income neighborhoods and they should not be accepted in this neighborhood either. These families should enjoy the same peace of mind and safety as all others in our community.

The owner of this property would be best advised to consider providing affordable, decent housing for a family in this neighborhood on this site and Crown Communication should find a less inhabited space on which to mount its tower. We see no advantage for this neighborhood in having such an eyesore in the midst of it. We request you deny approval of the placement of this tower in this neighborhood.

Yours sincerely,



Mary Jo Votruba
Executive Director



Nathaniel United Methodist Mission

P.O. Box 31
Lexington, Kentucky 40501-0031

MAY 26 1998

PUBLIC SERVICE
COMMISSION

Rev. Deborah Whitmer
Director and Pastor

Mission: (606) 255-0062

Attn: Executive Director
Commission Members
Public Service Commission Of Kentucky
P.O. Box 615
Frankfort, KY 40602

May 21, 1998

Dear Executive Director and Members of the
Public Service Commission of Kentucky:

I am writing as a representative of the Board of Directors of Nathaniel United Methodist Mission concerning Case No. 98-203, the request of Crown Communication, Inc. for a certificate of Public Convenience and Necessity to construct a tower and support structure at 517 McKinley Street, Lexington, Kentucky. We ask that the Public Service Commission deny the certificate.

The Mission has served the people of the Davistown and Irishtown neighborhoods for over fifty years. The Mission is in a long range planning process with community persons, local institutions and civic and governmental agencies. One of our goals is restoring and redeveloping our neighborhood. The Mission is located directly across the park from the proposed tower.

Our neighborhood is zoned mixed residential and light industrial and is near warehouses and a metal recycling operation. The proposed location of the tower is an undeveloped lot, surrounded by houses, at the edge of a busy park. The Mission Board, community residents and others involved in restoring the neighborhood are concerned about the appearance of the tower, the loss of property available for residential use and possible hazards for children and youth.

In the summer of 1995, sixty persons from the Mission and other neighbors, helped by the Plumbers and Steamfitters Local 452, remodeled the park. We made play areas and lobbied for an attendant in the summer. Work groups from the Mission paint and help maintain the grounds. The park is used by people of all

ages from around the neighborhood. It is a source of community pride. A 250 foot metal tower and support structures will detract from the appearance of the park.

Lexington has a shortage of decent, affordable housing for low income families. Groups such as Habitat for Humanity, Housing Equity Association of Lexington, and REACH are searching for property in this neighborhood. Most of the people in our area are the working poor. Our neighborhood is within easy walking distance of employment opportunities for service and maintenance workers. The Lexington development plan for this area calls for "residential infill" with various types of housing. People need the housing and the downtown businesses need workers. We are trying to increase the residential opportunities in this area. A communication tower takes property from residential to commercial use when the greater need is for homes.

Over 200 persons under age eighteen live in the immediate vicinity of the site of the proposed tower. We are concerned that an unattended tower and support facilities will be an attraction for vandalism and hazardous adventures of our younger neighbors. A short distance from this residential area are a number of businesses and homes surrounded by businesses where the communication tower would not be such a novelty. It would be better to locate the proposed tower away from children's play areas.

If you need further information, please feel free to contact me.

Sincerely,

Rev. Deborah Whitmer

Deborah S. Whitmer, Executive Director
Nathaniel United Methodist Mission

cc: Mrs. Peggy Parker
120 Loch Lomond Drive
Lexington, KY 40517



May 21, 1998

MAY 26 1998

PUBLIC SERVICE
COMMISSION

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

RE: Case No: 98-203

Dear Director:

On behalf of the children and families I serve, I would like to express my concern about the building of a cellular radio telecommunication tower at 571 McKinley street. This area is highly populated with children and young adults who play in the nearby park year-round. A 220 foot tower will diminish the only park in the area.

Many people are restricted to this area because of lack of resources and transportation. Just like other neighborhoods, they deserve a park free from obstructions. If this tower is built, I can only believe that the potential for accidents and danger will be great.

Please accept this letter AGAINST the building of the telecommunication tower. Help our children have a safe place to play.

Sincerely,
Manchester Center, Inc.

Michelle Edwards

Michelle Edwards
Executive Director



Noted
RONNIE & Linda Johnson
736 W Pine St
LEX, Ky. 40508

Case # 98-203

To Executive Director's Office

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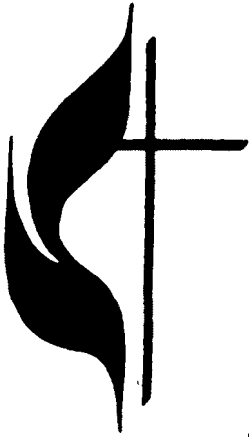
MAY 26 1998

PUBLIC SERVICE
COMMISSION

Regarding the tower that Crown Communications is trying to put up on 571 McKinley St in Fayette Co. Ky I have heard a lot about the towers and would like to know more on these part. I believe if there were nothing to it they would not have had to send notice to anybody who live within 500' around the tower. Before they are granted a permit to build the tower I would like to know if there are any danger or if it will cause the property value to go down

Thank you
Ronnie Johnson
Linda Johnson

007007



Nathaniel United Methodist Mission

P.O. Box 31
Lexington, Kentucky 40501-0031

Rev. Deborah Whitmer
Director and Pastor

Mission: (606) 255-0062

May 20, 1998

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

RECEIVED

MAY 26 1998

PUBLIC SERVICE
COMMISSION

RE: Case No.: 98-203

To the Office of the Executive Director:

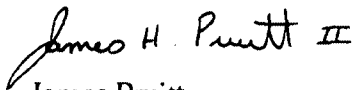
In response to the Crown Communication, Inc. letter of 5 May 1998, Nathaniel United Methodist Mission and residents of the Davistown - Irishtown neighborhoods request that the Public Service Commission deny Crown Communication's application for a Certificate of Public Convenience and Necessity to construct a cellular radio telecommunication tower at 571 McKinley Street, Lexington, Kentucky.

The Mission and neighborhood residents request the application be denied for the following reasons. First, the proposed site at 571 McKinley Street sits adjacent to South End Park, a neighborhood park recently restored in a joint venture between the city and neighborhood residents and used year round by all age groups. The 240 foot telecommunication tower would be both aesthetically offensive and pose potential safety concerns for neighborhood children using the park. Second, the proposed site is a vacant lot surrounded by low income housing. Construction of the tower and support facilities would eliminate a potential site for housing in an area where a shortage of low income housing exists. Third, neighborhood residents have health concerns about the existence of a telecommunication tower located in the center of their community and next

door to so many of their homes. Finally, the proposed telecommunication tower runs counter to the development plans of neighborhood agencies and residents who are seeking to revitalize the neighborhood. The plan for revitalization includes increasing residential housing units, the further development of a cohesive neighborhood association, and the completion of projects that will enhance neighborhood pride and accomplishment. Construction of the proposed telecommunication tower would only hinder the process of revitalization without offering any potential benefits for the community.

Nathaniel United Methodist Mission and neighborhood residents are committed to the responsible development and revitalization of the Davistown - Irishtown neighborhoods. Future correspondence and comments should be addressed to : Attn.: James Pruitt and Robert Brown, Nathaniel United Methodist Mission, P.O. Box 31, Lexington, Kentucky 40588.

Sincerely,



James Pruitt
Director of Youth Services
Nathaniel United Methodist Mission

Sincerely,



Robert Brown
Resident 613 DeRoode Street

RECEIVED

MAY 26 1998

The individuals listed below are residents of the Davistown - Irishtown neighborhoods who wish to register their opposition to the proposed telecommunication tower to be constructed at 571 McKinley Street. They also wish to add their signature to the attached letter.

NAME	ADDRESS	TELEPHONE	SIGNATURE
LOIS Stunk	617 McKinley St	225-4552	Lois Stunk
Ada McCallough	613 McKinley St	2540606	Ada McCallough
RAY DIXON	706 DeRoads	231-5186	Ray Dixon
Mary Mitchell	708 He Roadst	255 0096	Charles Smith
Charles Smith	718 Ada Roadst	252-5751	Charles Smith
Paula (Lemue)	788 Ada Road	225-1668	Paula (Lemue)
Alfred Lemue	"	"	Alfred Lemue
Gary Sweat	"	"	Gary Sweat
Hazel Lambert	838 Derode St	255-6092	Hazel Lambert
Cynthia Reynolds	"	"	Cynthia Reynolds
Betha Butcher	848 Derode St	388-9091	Betha Butcher
George Lemue	848 Derode St	388-9091	George Lemue
Thomas Carter	222 Duicall St	388-9091	Thomas Carter
Hal DeBuen	722 Duicall St	"	Hal DeBuen
David McCall	603 Derode St		David McCall
Reverly Russell	603 Derode St		Reverly Russell
Melissa Doo	761 DeRoads		
Dixie Doo	767 DeRoad		
Shirley Doo	817 Duicall St	255-1106	Shirley Doo

The individuals listed below are residents of the Davistown - Irshlow neighborhoods who wish to register their opposition to the

NAME	ADDRESS	TELEPHONE	SIGNATURE
Anna Keating	821 Renwade St	281-6361	Anna Keating
James Stone	753 Renwade St	231-7161	James Stone
Cecil Stone	753 ⁷⁴⁷ Renwade St	—	Cecil Stone
Eugene Stone	753 ⁷⁴⁷ Renwade St	—	Eugene Stone
Sharon Stuart	740 DeRode Street	278-1123	Sharon Stuart
Keith Jones	1015 DeRode St	254-9444	Keith Jones
Walter Johnson	730 DeRode St	252-5524	Walter Jones
Lucy Johnson	730 DeRode St	255-5524	Lucy Johnson
Paul Johnson	730 DeRode St	252-5524	Paul Johnson
Barbara Stuart	740 DeRode St.	255-4679	Barbara Stuart

The individuals listed below are residents of the Davistown - Irishtown neighborhoods who wish to register their opposition to the proposed telecommunication tower to be constructed at 571 McKinley Street. They also wish to add their signature to the attached letter.

NAME	ADDRESS	TELEPHONE	SIGNATURE
Albert Presley	330 Corral St	252-1038	Albert Presley
Billy Slohley	116 Halls Ln	252-4487	Handwritten signature
Mike Cox	1053 Lower	1014	Mike Cox
Joan Cox	653 Lower	1014	Joan Cox
Norm Cox	1053 Lower		Norm Cox
Kenney Stout	1050 1/2 Patterson	N/A	Kenney Stout
Sammy Stout	1016 1/2 Patterson	N/A	Sammy Stout
Julie Roe	522 Delwood	225-9037	Julie Roe
Bob Roe	418 DeRoode	231-9739	Bob Roe
Donna DeRoode	118 DeRoode	231-9739	Donna DeRoode
Donna DeRoode	525 DeRoode St	252-8337	Donna DeRoode
Marion Roe	524 DeRoode	225-9037	Marion Roe
Daisy Roe	524 DeRoode	225-9037	Daisy Roe
Dora Roe	524 DeRoode	225-9037	Dora Roe
Carolyn Smallwood	524 DeRoode	225-9037	Carolyn Smallwood
Joan Roe	524 DeRoode	225-9037	Joan Roe
Joan Roe	524 DeRoode	225-9037	Joan Roe
Donna Roe	524 DeRoode	225-9037	Donna Roe
Donna Hedges	1003 DeRoode	231-8544	Donna Hedges

The individuals listed below are residents of the Davistown - Irishtown neighborhoods who wish to register their opposition to the proposed telecommunication tower to be constructed at 571 McKinley Street. They also wish to add their signature to the attached letter.

NAME	ADDRESS	TELEPHONE	SIGNATURE
Margaret Perkins	418-B - DeRoad St	831-9739	Margaret Perkins
Sandra Leppert	418-13 DeRoad St	831-7159	Sandra Leppert
Elizabeth Macklin	319 Scott St	325-0192	Elizabeth Macklin
Melinda Perkins	418 DeRoad St		Melinda Perkins
Bill Smith	821 DeRoad St	NONE	Bill Smith
John Reice	1615 S. Parkway	NONE	John Reice
Judy Hasting	429 Fair Ave	231-7684	Judy Hasting
Ronnie Russell			Ronnie Russell
Bruce B. Henry	1435 Chain Ave	255-3834	Bruce Henry
Sue Henry	435 Chain Ave		Sue Henry
Edna Palmer	442 Chain Ave.	352-5384	Edna Palmer
442 Chain Ave.			
442 Chain Ave.			
Angela Campbell	1632 Lower St.	333-1165	Angela Campbell
Chad Campbell	1632 Lower St.	233-1165	Chad Campbell
Robert Austin	1632 Lower St.	233-1165	Robert Austin
Michelle Austin	441 Curry Ave	255-0942	Michelle Austin
Jamie Austin	441 Curry Ave	255-5942	Jamie Austin
Nona Comley	1632 Lower St	233-1165	Nona Comley

The individuals listed below are residents of the Davistown - Iristown neighborhoods who wish to register their opposition to the proposed telecommunication tower to be constructed at 571 McKinley Street. They also wish to add their signature to the attached letter.

NAME	ADDRESS	TELEPHONE	SIGNATURE
Kobe Aliff	530 W Pine St		Kobe Aliff
Jessica Holt	520 W Pine St		Jessica Holt
Bobbi Aliff	520 W Pine St		Bobbi Aliff
Lynetta Bobbitt	524 W Pine St	253-1299	Lynetta Bobbitt
Carl Brar	524 W Pine St	253-1299	Carl Brar
MARY Bethel	517 Patterson St		Mary Bethel
Pauline Gibson	517 Patterson St	255-8467	Pauline Gibson
Angela Brock	517 Patterson St		Angela Brock
Sharonne St	525 Patterson St		Sharonne St
Marie Ann	511 Spring St	252-2143	Marie Ann
Ada Dant	508 Patterson St	253-1299	Ada Dant
Willie Mae Dillard	501 Spring St	253-1299	Willie Mae Dillard
Christine	517 Pine St	253-1299	Christine
Doris Dean	505 Maine St	253-1299	Doris Dean
Monte Dean	"	"	Monte Dean
Dominic Dean	"	"	Dominic Dean

The individuals listed below are residents of the Davistown - Irishtown neighborhoods who wish to register their opposition to the proposed telecommunication tower to be constructed at 571 McKinley Street. They also wish to add their signature to the attached letter.

NAME	ADDRESS	TELEPHONE	SIGNATURE
Paul McNamee	517 Patterson Hwy		Paul McNamee
William McNamee	535 McNamee St		William McNamee
Don Smith	" "		Don Smith
TERESA McNamee	" "		TERESA McNamee
STANLEY McNamee	" "		STANLEY McNamee
WILLIAM McNamee	579 McNamee St		WILLIAM McNamee
Ernest McNamee	534 McNamee St		Ernest McNamee
Thomas McNamee	534 McNamee St		Thomas McNamee
Donna McNamee	534 McNamee St		Donna McNamee
Shirley McNamee	505 McNamee St		Shirley McNamee
Paul McNamee	432 McNamee St		Paul McNamee
IRENE McNamee	618 W. Pine St		IRENE McNamee
Ida Sykes	618 W. Pine St		Ida Sykes
Jessie Johnson	614 W. Pine St		Jessie Johnson
Kenneth Johnson	614 W. Pine St		Kenneth Johnson
Willie Johnson	616 Pine St		Willie Johnson
John W. Johnson	616 Pine St		John W. Johnson
Wesley Johnson	536 W. Pine St		Wesley Johnson
John W. Johnson	536 W. Pine St		John W. Johnson

The individuals listed below are residents of the Davistown - Irishtown neighborhoods who wish to register their opposition to the proposed telecommunication tower to be constructed at 571 McKinley Street. They also wish to add their signature to the attached letter.

NAME	ADDRESS	TELEPHONE	SIGNATURE
Charles H Bell	501 McKinley St	---	Charles H Bell
Bill Brown	567 McKinley St		Bill Brown
John A. S. Bell	565 " "		J. A. S. Bell
John A. S. Bell	567 McKinley St		John A. S. Bell
John A. S. Bell	711 Bell St		John A. S. Bell
John A. S. Bell	568 McKinley St		John A. S. Bell
John A. S. Bell	421 Patterson St	254-3005	John A. S. Bell
John A. S. Bell	410 DeLoe St		John A. S. Bell
John A. S. Bell	522 DeLoe St	225-9037	John A. S. Bell
John A. S. Bell	603 DeLoe St		John A. S. Bell
John A. S. Bell	618 Pine St	330-0916	John A. S. Bell
John A. S. Bell	581 Pine St	354-6048	John A. S. Bell
John A. S. Bell	527 Pine St	254-4045	John A. S. Bell
John A. S. Bell	515 Pine St	" "	John A. S. Bell
John A. S. Bell	515 Pine St	250-1299	John A. S. Bell
John A. S. Bell	524 Pine St		John A. S. Bell
John A. S. Bell	532 Pine St		John A. S. Bell
John A. S. Bell	" "		John A. S. Bell
John A. S. Bell	103 DeLoe St		John A. S. Bell

The individuals listed below are residents of the Davistown - Irishtown neighborhoods who wish to register their opposition to the proposed telecommunication tower to be constructed at 571 McKinley Street. They also wish to add their signature to the attached letter.

[illegible]