

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CROWN COMMUNICATION INC.)	
AND TRITEL COMMUNICATIONS, INC. AND)	
TRITEL FINANCE, INC. FOR ISSUANCE OF A)	
CERTIFICATE OF PUBLIC CONVENIENCE AND)	
NECESSITY TO CONSTRUCT A WIRELESS)	
COMMUNICATIONS FACILITY AT 1473 UPPER)	
COLESBURG ROAD, ELIZABETHTOWN,)	CASE NO.
KENTUCKY 42701 IN THE WIRELESS)	99-479-UAC
COMMUNICATIONS LICENSE AREA IN THE)	
COMMONWEALTH OF KENTUCKY IN THE)	
COUNTY OF HARDIN)	
SITE NAME: MAPLE HOLLOW)	
SITE NUMBER: 263-101)	

O R D E R

On December 1, 1999, Crown Communication Inc. ("Crown") and Tritel Communications, Inc. and Tritel Finance, Inc. ("Applicants") filed an application seeking a Certificate of Public Convenience and Necessity to construct and operate a wireless telecommunications facility. Crown has requested authorization to construct a cell site in Hardin County and Tritel has provided evidence that the public convenience and necessity will be served by the proposed construction.

The proposed facility is to be located at 1473 Upper Colesburg Road, Elizabethtown, Hardin County, Kentucky. The coordinates for the proposed facility are North Latitude 37° 45' 49.18" by West Longitude 85° 47' 28.02".

Crown has provided information regarding the structure of the tower, safety measures, and antenna design criteria for the proposed facility. Based upon the

application, the design of the tower and foundation conforms to applicable nationally recognized building standards, and a Registered Professional Engineer has certified the plans.

Pursuant to KRS 100.987, the Applicants submitted a uniform application to the Hardin County Planning and Zoning Commission, which was approved on January 25, 2000. The Applicants have filed applications with the Federal Aviation Administration ("FAA") and the Kentucky Airport Zoning Commission ("KAZC") seeking approval for the construction and operation of the proposed facility. Both applications are pending.

The Applicants have filed evidence of the appropriate notices provided pursuant to 807 KAR 5:063. The notices solicited any comments and informed the recipients of their right to request intervention. To date, no requests for intervention have been filed with the Commission.

Pursuant to KRS 278.280, the Commission is required to determine proper practices to be observed when it finds, upon complaint or on its own motion, that the facilities of any utility subject to its jurisdiction are unreasonable, unsafe, improper, or insufficient. To assist the Commission in its efforts to comply with this mandate, Crown should notify the Commission if it does not use this antenna tower to provide service in the manner set out in its application and this Order. Upon receipt of such notice, the Commission may, on its own motion, institute proceedings to consider the proper practices, including removal of the unused antenna tower, which should be observed by Crown.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, finds that the Applicants have demonstrated that a facility is necessary

to provide adequate utility service and therefore should be granted a Certificate of Public Convenience and Necessity to construct the proposed facility.

IT IS THEREFORE ORDERED that:

1. Crown is granted a Certificate of Public Convenience and Necessity to construct a wireless telecommunications facility to be located at 1473 Upper Colesburg Road, Elizabethtown, Hardin County, Kentucky. The coordinates for the proposed facility are North Latitude 37° 45' 49.18" by West Longitude 85° 47' 28.02".

2. The Applicants shall file a copy of the final decisions regarding their pending FAA and KAZC applications for the proposed construction within 10 days of receiving these decisions.

3. Crown shall immediately notify the Commission in writing, if, after the antenna tower is built and utility service is commenced, the tower is not used for a period of 3 months in the manner authorized by this Order.

Done at Frankfort, Kentucky, this 2nd day of March, 2000.

By the Commission

ATTEST:

Executive Director