

CASE

NUMBER:

99.203



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602
www.psc.state.ky.us
(502) 564-3940
Fax (502) 564-1582

Ronald B. McCloud, Secretary
Public Protection and
Regulation Cabinet

Helen Helton
Executive Director
Public Service Commission

Paul E. Patton
Governor

December 22, 1999

Mr. Jeffrey M. Pfaff
Legal/Regulatory Department
SprintCom, Inc.
C/O Sprint PCS
4900 Main St., 11th Floor
Kansas City, MO 64112

Re: Case No. 99-203 UAC
SprintCom, Inc.
First Reminder Letter

Dear Mr. Pfaff:

The Commission entered its Final Order in this case on August 13, 1999. Among other things, the Commission ordered that SprintCom, Inc. shall file a copy of the final decisions regarding the pending FAA and KAZC applications for this site within 10 days of receiving these decisions. This must be filed to fully comply with the Commission's order. Please make this filing, referencing the case number 99-203 UAC.

If you have questions concerning this letter, please contact Howell Brady, Principal Assistant to the Executive Director at 502-564-3940, extension 265. Otherwise, please mail the required filing to Helen C. Helton, Executive Director, Public Service Commission, 730 Schenkel Lane, Post Office Box 615 Frankfort, Kentucky 40602.

Sincerely,

A handwritten signature in cursive script that reads "Stephanie Bell".

Stephanie Bell
Secretary to the Commission

SB/lc

C: The Honorable Sandra F. Keene



INDEX FOR CASE: 99-203UAC
SPRINTCOM, INC.

Construct
CELL SITE - 322 WASHINGTON TRACE ROAD - CALIFORNIA, CAMPBELL

IN THE MATTER OF THE APPLICATION OF SPRINTCOM, INC., FOR
ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY TO CONSTRUCT A PERSONAL COMMUNICATIONS SERVICES
FACILITY IN THE CINCINNATI BASIC TRADING AREA
(CALIFORNIA FACILITY)

SEQ NBR	ENTRY DATE	REMARKS
M0001	05/18/99	SANDRA KEENE-NOTICE OF INTENT TO FILE CELL SITE APPLICATION
0001	06/16/99	Application.
0002	06/17/99	Acknowledgement letter.
0003	06/29/99	No deficiencies letter
M0002	07/19/99	STEVEN DOWELL/ATTORNEY AT LAW-CAMPBELL CO. MUNICIPAL PLANNING & ZONING/APPROVAL OF CELL SIT
M0003	08/04/99	SANDRA KEEENE SPRINTCOM-MOTION TO SUBMIT MATTER FOR APPROVAL ON THE RECORD
0004	08/13/99	Final Order granting a Certificate to construct & operate the PCS site.



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KY. 40602
(502) 564-3940

CERTIFICATE OF SERVICE

RE: Case No. 99-203 UAC
SPRINTCOM, INC.

I, Stephanie Bell, Secretary of the Public Service Commission, hereby certify that the enclosed attested copy of the Commission's Order in the above case was served upon the following by U.S. Mail on August 13, 1999.

Parties of Record:

Jeffrey M. Pfaff
Legal/Regulatory Department
SprintCom, Inc.
c/o Sprint PCS
4900 Main Street, 11th. Floor
Kansas City, MO. 64112

Honorable Sandra F. Keene
Attorney at Law
Tilford, Dobbins, Alexander
Buckaway & Black
1400 One Riverfront Plaza
Louisville, KY. 40202

Stephanie J. Bell
Secretary of the Commission

SB/hv
Enclosure

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF SPRINTCOM, INC. FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT) CASE NO.
A PERSONAL COMMUNICATIONS SERVICES FACILITY IN THE) 99-203-UAC
CINCINNATI BASIC TRADING AREA [CALIFORNIA FACILITY])

O R D E R

On June 16, 1999, SprintCom, Inc. ("SprintCom") filed an application seeking a Certificate of Public Convenience and Necessity to build and operate a personal communications system ("PCS") for the Cincinnati Basic Trading Area. SprintCom has requested authorization to construct a PCS site in Campbell County. SprintCom was previously granted the authority to operate in Case No. 97-294.¹

The proposed PCS site is located at 322 Washington Trace Road, California, Campbell County, Kentucky ("the California PCS site"). The coordinates for the California PCS site are North Latitude 38° 54' 38" by West Longitude 84° 16' 32".

SprintCom has provided information regarding the structure of the tower, safety measures, and antenna design criteria for the California PCS site. Based upon the application, the design of the tower and foundation conforms to applicable nationally

¹ Case No. 97-294, The Application of SprintCom, Inc. for Operating Authority and Issuance of Certificate of Public Convenience and Necessity to Construct Personal Communications Services Facilities in Kentucky.

recognized building standards, and a Registered Professional Engineer has certified the plans.

Pursuant to KRS 100.987(2), SprintCom has submitted the uniform application and received approval from the Campbell County & Municipal Planning & Zoning Commission for the pending construction. SprintCom has filed applications with the Federal Aviation Administration ("FAA") and the Kentucky Airport Zoning Commission ("KAZC") seeking approval for the construction and operation of the California PCS site. Both applications are pending.

SprintCom has filed notices verifying that each person who owns property within 500 feet of the California PCS site has been notified of the pending construction. The notice solicited any comments and informed the property owners or residents of their right to intervene. In addition, notice was posted in a visible location on the proposed site for at least two weeks after SprintCom's application was filed. To date, no intervention requests have been received.

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, SprintCom should notify the Commission if it does not use this antenna tower to provide PCS radio telecommunications services 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 SprintCom.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, finds that SprintCom should be granted a Certificate of Public Convenience and Necessity to construct and operate the California PCS site under its previously approved tariff.

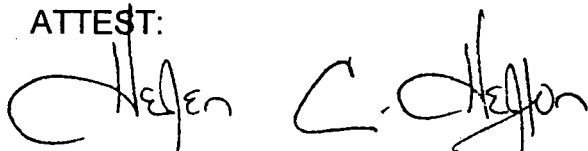
IT IS THEREFORE ORDERED that:

1. SprintCom be and it hereby is granted a Certificate of Public Convenience and Necessity to construct and operate the California PCS site.
2. SprintCom shall file a copy of the final decisions regarding the pending FAA and KAZC applications for this site within 10 days of receiving these decisions.
3. SprintCom 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 13th day of August, 1999.

By the Commission

ATTEST:



Executive Director

STEVEN R. DOWELL
Attorney at Law
335 East Third Street, Suite 210
The Taylor Mansion
Newport, Kentucky 41071

RECEIVED
JUL 19 1999
PUBLIC SERVICE
COMMISSION

Telephone (606) 491-1965 Facsimile (606) 491-9178

July 16, 1999

Ms. Helen C. Helton, Executive Director
KENTUCKY PUBLIC SERVICE COMMISSION
730 Schenkel Lane
Frankfort, Kentucky 40602

RE: SPRINT, PCS
PSC NO.: 99-199-UAC
99-202-UAC
99-203-UAC

Dear Ms. Helton:

Please be advised that I represent the Campbell County and Municipal Planning and Zoning Commission. Pursuant to its statutory duty to inform the Kentucky Public Service Commission (CCMPZ) within sixty (60) days of an application, please be advised that on July 13, 1999 the (CCMPZ) approved three site plans for cellular towers proposed to be located within the unincorporated sections of Campbell County. The PSC numbers for your records are listed above. I anticipate that the minutes of this meeting will be approved at the CCMPZ's next meeting making the approval final.

As always, should you have any questions or comments, please do not hesitate to contact me.

SINCERELY,



STEVEN R. DOWELL

SRD/sd



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KY. 40602
(502) 564-3940

June 29, 1999

Jeffrey M. Pfaff
Legal/Regulatory Department
SprintCom, Inc.
c/o Sprint PCS
4900 Main Street, 11th. Floor
Kansas City, MO. 64112

Honorable Sandra F. Keene
Attorney at Law
Tilford, Dobbins, Alexander
Buckaway & Black
1400 One Riverfront Plaza
Louisville, KY. 40202

RE: Case No. 99-203 UAC
SPRINTCOM, INC.

The Commission staff has reviewed your application in the above case and finds that it meets the minimum filing requirements. Enclosed please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

A handwritten signature in cursive script that reads "Stephanie Bell".

Stephanie Bell
Secretary of the Commission

SB/hv
Enclosure

FILED

JUN 16 1999

**PUBLIC SERVICE
COMMISSION**

FOR THE PUBLIC RECORD

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

JUN 16 1999

**PUBLIC SERVICE
COMMISSION**

In the matter of:

APPLICATION OF SPRINTCOM, INC.,)	
FOR ISSUANCE OF A)	
CERTIFICATE OF PUBLIC CONVENIENCE AND)	
NECESSITY TO CONSTRUCT A PERSONAL)	CASE NO. 99-203 UAC
COMMUNICATIONS SERVICES FACILITY)	
IN THE CINCINNATI BASIC TRADING AREA)	
[CALIFORNIA FACILITY])	

SprintCom, Inc., has filed an application to construct a wireless telecommunications facility at 322 Washington Trace Road, California, Campbell County, Kentucky. The coordinates for the proposed facility are: Latitude: 38-54-38 ; Longitude: 84-16-32.



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KY. 40602
(502) 564-3940

June 18, 1999

Jeffrey M. Pfaff
Legal/Regulatory Department
SprintCom, Inc.
c/o Sprint PCS
4900 Main Street, 11th. Floor
Kansas City, MO. 64112

Honorable Sandra F. Keene
Attorney at Law
Tilford, Dobbins, Alexander
Buckaway & Black
1400 One Riverfront Plaza
Louisville, KY. 40202

RE: Case No. 99-203 UAC
SPRINTCOM, INC.
(Construct) CELL SITE - 322 WASHINGTON TRACE ROAD - CAMPBELL

This letter is to acknowledge receipt of initial application in the above case. The application was date-stamped received June 16, 1999 and has been assigned Case No. 99-203. In all future correspondence or filings in connection with this case, please reference the above case number.

If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

A handwritten signature in black ink that reads "Stephanie Bell".

Stephanie Bell
Secretary of the Commission

SB/jc

FILED

JUN 16 1999

**PUBLIC SERVICE
COMMISSION**

FOR THE PUBLIC RECORD

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

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TILFORD, DOBBINS, ALEXANDER,
BUCKAWAY & BLACK

ATTORNEYS AT LAW

1400 ONE RIVERFRONT PLAZA
LOUISVILLE, KENTUCKY 40202

(502) 584-6137

RECEIVED

MAY 18 1999

PUBLIC SERVICE
COMMISSION

HENRY J. TILFORD (1880-1968)
CHARLES W. DOBBINS (1916-1992)
DONALD H. BALLEISEN (1924-1993)
LAWRENCE W. WETHERBY (1908-1994)

TELECOPIERS
(502) 584-2318
(502) 587-1806

¹Also admitted in Indiana

²Also admitted in New York

³Also admitted in District of Columbia
and Maryland

⁴Also admitted in District of Columbia

STUART E. ALEXANDER, JR.
WILLIAM A. BUCKAWAY, JR.
CHARLES W. DOBBINS, JR.
TERRELL L. BLACK
JOHN M. NADER³
MARK W. DOBBINS
STUART E. ALEXANDER, III
JOHN A. WILMES
SANDRA F. KEENE
THOMAS J. B. HURST
H. KEVIN EDDINS¹

CAROLYN K. BALLEISEN^{*2}

RANDOLPH NOE^{*1}
MICHAEL G. KAREM^{*4}
^{*} Of Counsel

NOTICE OF INTENT TO FILE A CELL SITE APPLICATION

May 17, 1999

Stephanie Bell
Secretary of the Commission
Public Service Commission
730 Schenkel Lane
P.O. Box 615
Frankfort, Kentucky 40602

RE: Case No. 99-203 UAC

Dear Ms. Bell:

This letter is to confirm my request for a case number on May 17, 1999. The Application is on behalf of SprintCom, Inc., for a cell site located in California, Campbell County, Kentucky. I was given Case Number 99-203 UAC. We intend to file the Application no later than June 30, 1999, and we understand that the Case Number assigned to us in this matter may be reassigned if we have not submitted an Application by this date. If there are any questions, you may contact Mark Dobbins, Sandra Keene, or Heather Kuhn at 502-584-6137.

Thank you for your attention in this matter.

Sincerely,


Sandra F. Keene