PIKE LEGAL

1578 Highway 44 East, Suite 6
P.O. Box 369
Shepherdsville, KY 40165-0369
Phone (502) 955-4400 or (800) 516-4293
Fax (502) 543-4410 or (800) 541-4410



July 12, 2005

**VIA EXPRESS MAIL**

Susan G. Hutcherson
Filings Division Manager, Docket Branch
Kentucky Public Service Commission
P.O. Box 615
Frankfort, KY 40602-0615

RE: Submission of KAZC & FAA Approvals
Location: Ky Hwy 34 & Chenault Bridge Road, Lancaster, KY 40444
Applicant: Cellco Partnership, d/b/a Verizon Wireless
Site Name: Chenault
Case No.: 2005-00059

Dear Susan:

Please accept this letter and the attached documents as an official filing in the above-referenced Public Service Commission action. The Certificate of Public Convenience and Necessity issued in this action called for the Applicant to file copies of the Kentucky Airport Zoning Commission and the FAA approvals once they were obtained. Copies of this relevant documentation are attached to this letter for inclusion in the official case file.

If you have any questions or comments concerning this matter, please do not hesitate to contact us.

Sincerely,

Robert W Grant

Robert W. Grant
Attorney for Cellco Partnership,
d/b/a Verizon Wireless

Enclosures

**Kentucky Airport Zoning Commissi**
**200 Mero Street**
**Frankfort, KY 40622**

(502) 564-4480
fax: (502) 564-7953
**No.: AS-040-DVK-05-002**

1247852

March 23, 2005

APPROVAL OF APPLICATION

APPLICANT:
New Par
Jen Flynn
30 Independence Blvd
Warren, NJ 07059

SUBJECT: AS-040-DVK-05-002

STRUCTURE: Antenna Tower
LOCATION: Marcellus, KY
COORDINATES: 37-41-03.68 N / 84-40-44.2 W
HEIGHT: 295'AGL/1212'AMSL

The Kentucky Airport Zoning Commission has approved your application for a permit to construct 295'AGL/1212'AMSL Antenna Tower near Marcellus, KY 37-41-03.68 N / 84-40-44.2 W.

This permit is valid for a period of 18 Month(s) from its date of issuance. If construction is not completed within said 18-Month period, this permit shall lapse and be void, and no work shall be performed without the issuance of a new permit.

A copy of the approved application is enclosed for your files.

Dual obstruction lighting is required in accordance with 602 KAR 50:100.

John Houlihan, Administrator

Federal Aviation Administration
Southern Regional Office
1701 Columbia Avenue-ASO-520
College Park, GA 30337

Aeronautical Study No.
2004-ASO-5195-OE

Issued Date: 3/4/2005

Chenault.

JEnnifer Flynn
Cellco Partnership (JF)
30 Independence Blvd
Warren, NJ 07059

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has completed an aeronautical study under the provisions of 49 U.S.C., Section 44718 and, if applicable, Title 14 of the Code of Federal Regulations, part 77, concerning:

| | |
|---|---|
| Structure Type: | Antenna Tower |
| Location: | Danville, KY |
| Latitude: | 37-41-3.68 NAD 83 |
| Longitude: | 84-40-44.2 |
| Heights: | 295 feet above ground level (AGL) |
| | 1212 feet above mean sea level (AMSL) |

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

As a condition to this Determination, the structure should be marked and/or lighted in accordance with FAA Advisory Circular 70/7460-1 AC 70/7460-1K Change 1,
Obstruction Marking and Lighting, a med-dual system - Chapters 4,8(M-Dual),&12.

It is required that the enclosed FAA Form 7460-2, Notice of Actual Construction or Alteration, be completed and returned to this office any time the project is abandoned or:

____ At least 10 days prior to start of construction
(7460-2, Part I)

_X__ Within 5 days after the construction reaches its greatest height
(7460-2, Part II)

As a result of this structure being critical to flight safety, it is required that the FAA be kept appraised as to the status of the project. Failure to respond to periodic FAA inquiries could invalidate this determination.

This determination expires on 9/4/2006 unless:

(a) extended, revised or terminated by the issuing office.
(b) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed , as required by the FCC, within 6 months of the date of this determination. In such case, the determination expires on the date prescribed by the FCC for completion of construction, or the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE POSTMARKED OR DELIVERED TO THIS OFFICE AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE.

This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, and frequencies or use of greater power will void this determination. Any future construction or alteration, including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

A copy of this determination will be forwarded to the Federal Communications Commission if the structure is subject to their licensing authority.

If we can be of further assistance, please contact our office at (404)305-5589. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2004-ASO-5195-OE.

**Signature Control No: 396349-351246** (DNE)

Cesar I Perez
Specialist

Attachment(s)
Case Description
Frequency Data

7460-2 Attached

**Case Description for ASN 2004-ASO-5195-OE**

Applicant proposes to construct a 325 foot self support tower.

## Frequency Data for ASN 2004-ASO-5195-OE

| LOW FREQUENCY | HIGH FREQUENCY | FREQUENCY UNIT | ERP | ERP UNIT |
|---|---|---|---|---|
| 896 | 901 | MHz | 500 | W |
| 869 | 894 | MHz | 500 | W |
| 1850 | 1910 | MHz | 1640 | W |
| 1930 | 1990 | MHz | 1640 | W |