

McBRAYER, McGINNIS, LESLIE & KIRKLAND, ^{PLLC}
ATTORNEYS-AT-LAW

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October 5, 2006

Mr. Michael F. Burford
Director of Filings Division
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, KY 40602

RECEIVED

OCT 10 2006

PUBLIC SERVICE
COMMISSION

RE: **Case No. 2005-00394 (Cranston)**
Your Letter Dated September 28, 2006

Dear Mr. Burford:

This letter is written on behalf of Cellco Partnership d/b/a Verizon Wireless in response to your letter dated September 28, 2006. Enclosed please find copies of the final decisions regarding the Federal Aviation Administration and Kentucky Airport Zoning Commission applications for the proposed construction at 4625 Cranston Road, Morehead, Rowan County, Kentucky. Please file both determinations, which you will note are favorable, with the Commission at your earliest convenience. Thank you for your attention to this matter.

Sincerely,



W. Brent Rice

WBR/dkw
Enclosures

cc: Jana Luecke/Verizon Wireless



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

Aeronautical Study No.
 2005-ASO-4826-OE

Issued Date: 11/01/2005

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

Clayton

**** 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: Tower
 Location: Morehead, KY
 Latitude: 38-15-34.95 NAD 83
 Longitude: 83-26-27.71
 Heights: 310 feet above ground level (AGL)
 1263 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 is 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)

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 05/01/2007 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 (817)222-5538. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2005-ASO-4826-OE.

Signature Control No: 436941-414730

(DNE)

Prentiss M. Andrews
Specialist

Attachment(s)
Frequency Data

7460-2 Attached

MPX GSFRVFODZ	I JH GSFRVFODZ	GSFRVFODZ VOJU	FSQ	FSQ VOJU
2: 41	2: : 1	NI {	2751	X
2961	2: 21	NI {	2751	X



Kentucky Airport Zoning Commission
200 Mero Street
Frankfort, KY 40622

(502) 564-4480
fax: (502) 564-7953
No.: AS-103-132-05-200

Cranston

November 14, 2005

APPROVAL OF APPLICATION

APPLICANT:

Celco Partnership
Jen Flynn
30 Independence Blvd
Warren, NJ 07059

SUBJECT: AS-103-132-05-200

STRUCTURE: Antenna Tower
LOCATION: MOREHEAD, KY
COORDINATES: 38-15-34.95 N / 83-26-27.71 W
HEIGHT: 310'AGL/1263'AMSL

The Kentucky Airport Zoning Commission has approved your application for a permit to construct 310'AGL/1263'AMSL Antenna Tower near MOREHEAD, KY 38-15-34.95 N / 83-26-27.71 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.

A handwritten signature in cursive script, appearing to read "John Houlihan".

John Houlihan, Administrator