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December 19, 2018

VIA FedEx Overnight Delivery

RECEIVED

Kentucky Public Service Commission
Attn: Ms. Renee Smith
Division of Filing
211 Sower Boulevard
Frankfort, KY 40602

DEC 20 2018
**PUBLIC SERVICE
COMMISSION**

Senior Counsel
James C. Clark
Thomas Michael Quinn

Land Use Consultant
Elizabeth Bentz Williams, AICP

Raymond J. Grahn (2014)
Alex M. Clark (1991)
Peter A. Pappas (1986)
Thomas M. Quinn (1973)
Joseph M. Howard (1964)

*Also admitted in Montana
** Registered Civil Mediator

RE: Application to Construct Wireless Communications Facility
Cellco Partnership, d/b/a Verizon Wireless
Docket No. 2018- 00401
Site Name: KY 22

Dear Ms. Smith:

In response to the enclosed letter of deficiency, dated December 17, 2018, in regards to Case 2018-00401, please find the original and 5 copies of the application to the Kentucky Airport Zoning Commission, to supplement our Filing.

Please contact me or Elizabeth Bentz Williams if you require any future documentation or have any questions concerning this application.

Sincerely,

Russell L. Brown

Attorney for Verizon Wireless

RLB/jdj
Enclosures
cc: Honorable Casey Ellis



APPLICATION FOR PERMIT TO CONSTRUCT OR ALTER A STRUCTURE

JURISDICTION

602 KAR 50:030

Section 1. The commission has zoning jurisdiction over that airspace over and around the public use and military airports within the Commonwealth which lies above the imaginary surface that extends outward and upward at one (1) of the following slopes:

- (1) 100 to one (1) for a horizontal distance of 20,000 feet from the nearest point of the nearest runway of each public use airport and military airport with at least one (1) runway 3,200 feet or more in length; or
- (2) fifty (50) to one (1) for a horizontal distance of 10,000 feet from the nearest point of the nearest runway of each public use and military airport with its longest runway less than 3,200 feet in length.

Section 2. The commission has zoning jurisdiction over the use of land and structures within public use airports within the state.

Section 3. The commission has jurisdiction from the ground upward within the limits of the primary and approach surfaces of each public use airport and military airport as depicted on airport zoning maps approved by the Kentucky Airport Zoning Commission.

Section 4. The Commission has jurisdiction over the airspace of the Commonwealth that exceeds 200 feet in height above the ground.

Section 5. The owner or person who has control over a structure which penetrates or will penetrate the airspace over which the Commission has Jurisdiction shall apply for a permit from the Commission in accordance with 602 KAR 50:090.

INSTRUCTIONS

1. "Alteration" means to increase or decrease the height of a structure or change the obstruction marking and lighting.
2. "Applicant" means the person who will own or have control over the completed structure.
3. "Certification by Applicant" shall be made by the individual who will own or control the completed structure; or a partner in a partnership; or the president or authorized officer of a corporation company, or association; or the authorized official of a body politic; or the legally designated representative of a trustee, receiver, or assignee.
4. Prepare the application and forward to the Kentucky Airport Zoning Commission, 421 Buttermilk Pike, Covington, KY 41017. For questions, telephone 859-341-2700.
5. The statutes applicable to the Kentucky Airport Commission are KRS 183.861 to 183.990 and the administrative regulations are 602 KAR Chapter 50.
6. When applicable, attach the following appendices to the application:

Appendix A. A 7.5 minute quadrangle topographical map prepared by the U.S. Geological Survey and the Kentucky Geological Survey with the exact location of the structure which is the subject of the application indicated thereon. (*The 7.5 minute quadrangle map may be obtained from the Kentucky Geological Survey, Department of Mines and Minerals, Lexington, KY 40506.*)

Appendix B. For structures on or very near to property of a public use airport, a copy of the airport layout drawing (ALP) with the exact location of the structure which is the subject of this application indicated thereon. (*The ALP may be obtained from the Chairperson of the local airport board or the Kentucky Airport Zoning Commission.*)

Appendix C. Copies of Federal Aviation Administration Applications (*FAA Form 7460-1*) or any orders issued by the manager, Air Traffic Division, FAA regional office.

Appendix D. If the applicant has indicated in item number 7 of the application that the structure will not be marked or lighted in accordance with the regulations of the Commission, the applicant shall attach a written request for a determination by the commission that the marking and lighting are not necessary. The applicant shall specifically state the reasons that the absence of marking and lighting will not impair the safety of air navigation.

Appendix E. The overall height in feet of the overhead transmission line or static wire above ground level or mean water level with span length 1,000 feet and over shall be depicted on a blueprint profile map.

PENALTIES

1. Persons failing to comply with the Airport Zoning Commission statutes and regulations are liable for a fine or imprisonment as set forth in KRS 183.990(3).
2. Applicants are cautioned: Noncompliance with Federal Aviation Administration Regulations may provide for further penalties.



KENTUCKY TRANSPORTATION CABINET
 KENTUCKY AIRPORT ZONING COMMISSION

TC 55-2
 Rev. 05/2017
 Page 2 of 2

APPLICATION FOR PERMIT TO CONSTRUCT OR ALTER A STRUCTURE

APPLICANT (name) Verizon		PHONE	FAX	KY AERONAUTICAL STUDY #	
ADDRESS (street) 5055 North Point Pkwy		CITY Alpharetta		STATE GA	ZIP 30022
APPLICANT'S REPRESENTATIVE (name) Nate Peterson		PHONE 770-797-1070	FAX		
ADDRESS (street) same		CITY		STATE	ZIP
APPLICATION FOR <input checked="" type="checkbox"/> New Construction <input type="checkbox"/> Alteration <input type="checkbox"/> Existing				WORK SCHEDULE	
DURATION <input type="checkbox"/> Permanent <input type="checkbox"/> Temporary (months days)				Start End	
TYPE <input type="checkbox"/> Crane <input type="checkbox"/> Building <input checked="" type="checkbox"/> Antenna Tower <input type="checkbox"/> Power Line <input type="checkbox"/> Water Tank <input type="checkbox"/> Landfill <input type="checkbox"/> Other		MARKING/PAINTING/LIGHTING PREFERRED <input type="checkbox"/> Red Lights & Paint <input type="checkbox"/> White- medium intensity <input type="checkbox"/> White- high intensity <input checked="" type="checkbox"/> Dual- red & medium intensity white <input type="checkbox"/> Dual- red & high intensity white <input type="checkbox"/> Other			
LATITUDE 38°31'43.55"		LONGITUDE 84°47'57.84"		DATUM <input checked="" type="checkbox"/> NAD83 <input type="checkbox"/> NAD27 <input type="checkbox"/> Other	
NEAREST KENTUCKY City Owenton County Owen		NEAREST KENTUCKY PUBLIC USE OR MILITARY AIRPORT CKV			
SITE ELEVATION (AMSL, feet) 959		TOTAL STRUCTURE HEIGHT (AGL, feet) 260		CURRENT (FAA aeronautical study #) 2018-ASO-14310-OE	
OVERALL HEIGHT (site elevation plus total structure height, feet) 1219				PREVIOUS (FAA aeronautical study #) n/a	
DISTANCE (from nearest Kentucky public use or Military airport to structure) 21.22 NM				PREVIOUS (KY aeronautical study #) n/a	
DIRECTION (from nearest Kentucky public use or Military airport to structure) 117.78					
DESCRIPTION OF LOCATION (Attach USGS 7.5 minute quadrangle map or an airport layout drawing with the precise site marked and any certified survey.) 418 Cabbage Ave, Owenton, KY 40359					
DESCRIPTION OF PROPOSAL Proposed 260' antenna tower.					
FAA Form 7460-1 (Has the "Notice of Construction or Alteration" been filed with the Federal Aviation Administration?) <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes, when? 07/12/2018					
CERTIFICATION (I hereby certify that all the above entries, made by me, are true, complete, and correct to the best of my knowledge and belief.)					
PENALTIES (Persons failing to comply with KRS 183.861 to 183.990 and 602 KAR 050 are liable for fines and/or imprisonment as set forth in KRS 183.990(3). Noncompliance with FAA regulations may result in further penalties.)					
NAME Nate Peterson	TITLE SpecRE/Regulatory	SIGNATURE <i>Nate Peterson</i>		DATE 12/3/2018	
COMMISSION ACTION		<input type="checkbox"/> Chairperson, KAZC <input type="checkbox"/> Administrator, KAZC			
<input type="checkbox"/> Approved		SIGNATURE		DATE	
<input type="checkbox"/> Disapproved					



Matthew G. Bevin
Governor

Charles G. Snaveley
Secretary
Energy and Environment Cabinet

Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
Fax: (502) 564-3460
psc.ky.gov

Michael J. Schmitt
Chairman

Robert Cicero
Vice Chairman

Talina R. Mathews
Commissioner

December 17, 2018

Russell L. Brown
320 North Meridian Street
Suite 1100
Indianapolis, Indiana 46204

RE: Cellco Partnership d/b/a Verizon Wireless
Case No. 2018-00401 - Filing Deficiency

The Commission Staff has reviewed the application in the above case. This filing is rejected for the reason set forth below.

Filing deficiency pursuant to:

- (1) 807 KAR 5:063: Section 1 (1) (b)— A copy of the utility's applications to the Federal Aviation administration and Kentucky Airport Zoning Commission; No Copy of Kentucky Airport Zoning Commission Application

You are requested to submit the information necessary to cure the deficiency within 10 days of the date of this letter.

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

Sincerely,

A handwritten signature in cursive script that reads "Gwen R. Pinson".

Gwen R. Pinson
Executive Director

*Russell L. Brown
Clark, Quinn, Moses, Scott, and Grahn, LLP
320 North Meridian Street
Suite 1100
Indianapolis, INDIANA 46204-172

*Cellco Partnership dba Verizon Wireless
One Verizon Way
Mailcode VC53S475
Basking Ridge, NJ 07920