

Dinsmore & Shohl LLP
ATTORNEYS

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RECEIVED
SEP 27 2006
PUBLIC SERVICE
COMMISSION

September 26, 2006

Mr. Michael F. Burford
Director of Filings Division
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, KY 40602-0615

RE: *Application of Bluegrass Wireless LLC for issuance of a Certificate of Public Convenience and Necessity to Construct a Cell Site (FLOYD), in Rural Service Area #6 (PULASKI) of the Commonwealth of Kentucky, Case No. 2005-00281*

Dear Mr. Burford:

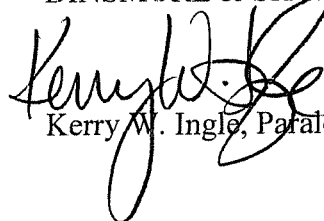
Enclosed for filing with the Kentucky Public Service Commission are an original and four (4) copies of the Federal Aviation Administration (FAA) and the Kentucky Airport Zoning Commission (KAZC) approvals with respect to the above referenced cellular tower application.

If you have any questions with respect to this matter, please call me.

Thank you very much.

Very truly yours,

DINSMORE & SHOHL LLP


Kerry W. Ingle, Paralegal

kwi
Enclosures



Kentucky Airport Zoning Commission
200 Mero Street
Frankfort, KY 40622

(502) 564-4480
fax: (502) 564-7953
No.: AS-100-SME-05-159

September 9, 2005

APPROVAL OF APPLICATION

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COMMISSION

APPLICANT:
BLUEGRASS CELLULAR
SCOTT MCCLLOUD
2902 RING ROAD
Elizabethtown, KY 42701

SUBJECT: AS-100-SME-05-159

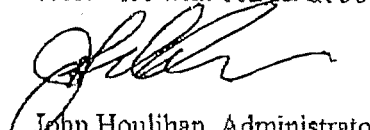
STRUCTURE: Antenna Tower
LOCATION: Somerset, KY
COORDINATES: 37-15-04.85 N / 84-38-58.35 W
HEIGHT: 255'AGL/1377'AMSL

The Kentucky Airport Zoning Commission has approved your application for a permit to construct 255'AGL/1377'AMSL Antenna Tower near Somerset, KY 37-15-04.85 N / 84-38-58.35 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



Kentucky Airport Zoning Commission
200 Mero Street
Frankfort, KY 40622

(502) 564-4480
fax: (502) 564-7953
No.: AS-100-SME-05-159

CONSTRUCTION/ALTERATION STATUS REPORT

September 9, 2005

AERONAUTICAL STUDY NUMBER: AS-100-SME-05-159

BLUEGRASS CELLULAR
SCOTT MCCLOUD
2902 RING ROAD
Elizabethtown, KY 42701

This concerns the permit which was issued to you by the Kentucky Airport Zoning Commission on September 8, 2005. This permit is valid for a period of 18 Month(s) from its date of issuance. If construction is not completed within the said 18-Month period, this permit shall lapse and be void, and no work shall be performed without the issuance of a new permit. When appropriate, please indicate the status of the project in the place below and return this letter to John Houlihan, Administrator, Kentucky Airport Zoning Commission, 200 Mero Street, Frankfort, KY 40622. (502) 564-4480.

STRUCTURE: Antenna Tower
LOCATION: Somersct, KY
COORDINATES: 37-15-04.85 N / 84-38-58.35 W
HEIGHT: 255'AGL/1377'AMSL

CONSTRUCTION/ALTERATION STATUS

1. The project () is abandoned. () is not abandoned.

2. Construction status is as follows:

Structure reached its greatest height of _____ ft. AGL
_____ ft. AMSL on _____ (date).

Date construction was completed. _____

Type of obstruction marking/painting. _____

Type of obstruction lighting. _____

As built coordinates. _____

Miscellaneous Information: _____

DATE _____

SIGNATURE/TITLE _____

- INSTRUCTIONS ON REVERSE SIDE OF FORM -

TC 56-50 (Rev. 08/00) PAGE 1 OF 2

Kentucky Transportation Cabinet, Kentucky Airport Zoning Commission, 125 Holmes Street, Frankfort KY 40622

Kentucky Aeronautical Study Number

APPLICATION FOR PERMIT TO CONSTRUCT OR ALTER A STRUCTURE

AS-100-SME-05-159

1. APPLICANT - Name, Address, Telephone, Fax, etc.

Scott McCloud
Bluegrass Cellular
2909 Ring Road
Elizabethtown, KY 42701

T: 270-769-0339

2. Representative of Applicant - Name, Address, Telephone, Fax

Leila Rezanavaz
Lukas, Nace, Gutierrez & Sachs, Chartered
1650 Tysons Blvd., Suite 1500
McLean, VA 22102

T: 703-584-8668

3. Application for: New Construction Alteration Existing

4. Duration: Permanent Temporary (Months _____ Days _____)

5. Work Schedule: Start 7/1/05 End 7/10/05

6. Type: Antenna Tower Crane Building Power Line
 Landfill Water Tank Other _____

7. Marking/Painting and/or Lighting Preferred:

- Red Lights and Paint Dual - Red & Medium Intensity White
- White - Medium Intensity Dual - Red & High Intensity White
- White - High Intensity Other _____

8. FAA Aeronautical Study Number _____

9. Latitude: 37 ° 15 ' 4.85 "

10. Longitude: 84 ° 38 ' 58.35 "

11. Datum: NAD 83 NAD 27 Other _____

12. Nearest Kentucky City Somerset County Pulaski

13. Nearest Kentucky public use or Military airport:
Somerset-Pulaski County Airport

14. Distance from #13 to Structure: 14 miles

15. Direction from #13 to Structure: North

16. Site Elevation (AMSL): 1122 Feet

17. Total Structure Height (AGL): 255 Feet

18. Overall Height (#16 + #17) (AMSL): 1377 Feet

19. Previous FAA and/or Kentucky Aeronautical Study Number(s):
N/A

20. Description of Location: (Attach a USGS 7.5 minute Quadrangle Map or an Airport Layout Drawing with the precise site marked and any certified survey)

Site is located 12.0 miles North of Somerset, KY

21. Description of Proposal:

Structure including top-mounted PCS antennas will be 255'.
Maximum ERP: 200 Watts
Frequency: 1975-1982.5 MHz

22. Has a "NOTICE OF CONSTRUCTION OR ALTERATION" (FAA Form 7460-1)

been filed with the Federal Aviation Administration?

No

Yes, When 6/13/2005

CERTIFICATION: I hereby certify that all the above statements made by me are true, complete and correct to the best of my knowledge and belief.

Leila Rezanavaz

Leila Rezanavaz

6/13/2005

Printed Name

Signature

Date

PENALTIES: Persons failing to comply with Kentucky Revised Statutes (KRS 183.861 through 183.990) and Kentucky Administrative Regulations (602 KAR 050: Series) are liable for fines and/or imprisonment as set forth in KRS 183.990(3). Non-compliance with Federal Aviation Administration Regulations may result in further penalties.

Commission Action:

Chairman, KAZC

Administrator, KAZC

Approved

Disapproved

John Houlihan

JOHN HOULIHAN

Date

9-9-05



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

Floyd - Master
 Aeronautical Study No.
 2005-ASO-2990-OE

Issued Date: 07/11/2005

SCOTT MC CLOUD
 BLUEGRASS CELLULAR
 2902 RING ROAD
 ELIZABETHTOWN, KY 42702

**** 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: SOMERSET, KY
 Latitude: 37-15-4.85 NAD 83
 Longitude: 84-38-58.35
 Heights: 255 feet above ground level (AGL)
 1377 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 01/11/2007 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-2990-OE.

Signature Control No: 425591-388149

(DNE)

Prentiss M. Andrews
Specialist

Attachment(s)
Frequency Data

7460-2 Attached

Frequency Data for ASN 2005-ASO-2990-OE

LOW FREQUENCY	HIGH FREQUENCY	FREQUENCY UNIT	ERP	ERP UNIT
1975	1983	MHz	.2	KW