

Ms. Beth O'Donnell
Executive Director of the KY
Public Service Commission
21 1 Sower Blvd.
POB 615
Frankfort, KY 40602-0615

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PUBLIC SERVICE
COMMISSION

Nov. 1, 2006

Dear Ms. O'Donnell and PSC Commission Members,

We are writing this letter as a formal complaint and inquiry as to the selection of night lighting chosen for the wireless communications tower on the Buchanan property at 1602 Connector Rd., Ewing, KY 41039; referred to in your documentation as the Johnson Creek site (PSC Case # 2006-00106). This tower has just been constructed according to a set of plans submitted by Shared Sites (Boulevard Properties) LLC of Lowville, NY and McLean, VA. for American Cellular Corporation.

Our problem with the tower lighting system chosen is a bright white flashing light both during the daytime and nighttime hours. The tower is about a mile south of our farm at the same elevation as our house and the evening flashing is very irritating and bothersome. On the north side of the farm is another tower at about the same distance from our house which is utilizing a red flashing night lighting system which converts from a white light during the daylight hours. Although both towers are distractions, the red lights are not as intrusive to the human sight at night time hours.

We would like to ask for your help as the KY Public Service Commission to perhaps get the system changed to a red flashing light at night instead of the current white flashing light. We do not know how all the other cell towers in about a fifteen mile radius are using red lights at night and this tower was able to submit an application based on residential density or rural character of the site in order to get a night white lighting system approved by the PSC, FCC and FAA. There is no difference in population density between this tower location and others in southern Mason County and central Nicholas County. We realize the tower was constructed in Fleming County where there is no zoning and therefore no required public hearing/meeting associated with siting or environmental impact of the tower. We did not see the public notices posted or newspaper postings, but one would assume that if a tower was being constructed, it would at least conform to the same lighting color system as the towers in the immediate geographic area.

We are filing this complaint because a decision was made by the cellular tower developers in conjunction with the FAA and FCC to use an alternate night lighting system which did not take into consideration the total human impact by the area of the lighting influence at night.

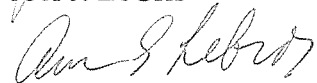
At this time we would like to request your support as the KY Public Service Commission to file an alternative ruling to the regional FAA office, which approved the original lighting system, to change the current night lighting system to a red light instead of a pulsing white light.

Thank you for whatever you can do, or for any suggestions on how to affect this change.

Sincerely,



Joel J. LeGris



Ann S. LeGris

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cc: Mitchel B. Denham jr.

David Jantzi

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