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Commissioner

February 16, 2016

Lawrence C Grahl
2122 Danville Dr.
Cincinnati, Ohio 45233

RE: Case No. 2015-00314
Cumberland Cellular Partnership d/b/a Bluegrass Cellular

Dear Mr. Grahl:

This is in response to your letter received on October 15, 2015 which was submitted prior to the Application being filed in this proceeding on January 7, 2016. The letter has been placed in the official case file of this proceeding and the Commission will carefully analyze this application before rendering its final decision. By this letter, the attached public comment has been forwarded to the Applicant for a response. Commission Staff requests the Applicant to submit a written response to the public comment, with a copy to the Commission, within 15 days of the date of this letter.

If a person wishes to become a party in this matter he should submit to the Commission a request for intervention, if intervention is desired. If no request for intervention is received within 30 days of the date of this letter, the Commission Staff will presume that the Applicant's reply has satisfied the concerns raised in the attached request for information.

It may be helpful for you to know the state authority, specifically that of the Public Service Commission, in this matter has been limited by federal law. For example, Section 704 of the federal Telecommunications Act of 1996 prohibits this Commission from regulating the placement of wireless facilities on the basis of environmental effects of the radio frequency emissions to the extent that facilities comply with Federal Communications Commission regulations. Section 704 also prohibits a state or local government from prohibiting telecommunications facilities construction if such denial will have the effect of prohibiting service. In addition, this Commission is required by statute to ensure that utility service, including telecommunications service, is adequate and reliable. The Commission does, however, consider appropriate placement of necessary facilities within applicable engineering boundaries. It also pursues a policy of collocation of facilities whenever possible.

You may view Orders and data requests issued by the Commission or other formal case documents on our website <http://psc.ky.gov>.

Thank you for your letter of interest and concern in this matter.

Sincerely,

James W. Gardner
Acting Executive Director

Cell tower construction

Case #2015-003146

RECEIVED

OCT 15 2015

PUBLIC SERVICE
COMMISSION

Sept 29 2015

From:

Mr. Lawrence C Grahl

2122 Danville Dr.

Cincinnati, Ohio 45233

██████████
Phone: ██████████
██████████

To:

Executive Director's Office

Public Service Commission of Kentucky

Subject : Construction of a new cell phone tower (who's 500 ft. Radius) will encompass a small portion of my property. This tower is not on my property.

These are my concerns and objections.

1. That this placement will diminish my property value.
2. Will keep me from rebuilding on this site. (Was planning to build a house on this property.)
3. Make this piece of property less saleable. This eye sore will be 300ft. from front of house.

Sincerely L.C. Grahl



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