

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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| ELECTRONIC APPLICATION OF EAST |) | |
| KENTUCKY NETWORK, LLC D/B/A |) | |
| APPALACHIAN WIRELESS FOR ISSUANCE OF |) | CASE NO. |
| A CERTIFICATE OF PUBLIC CONVENIENCE |) | 2018-00187 |
| AND NECESSITY TO CONSTRUCT A |) | |
| CELLULAR TOWER IN THE COMMONWEALTH |) | |
| OF KENTUCKY IN THE COUNTY OF WHITLEY |) | |

ORDER

On June 18, 2018, East Kentucky Network, LLC, a Kentucky limited liability company (East Kentucky Network), filed an application seeking a Certificate of Public Convenience and Necessity (CPCN) to construct and operate a wireless telecommunications facility. The proposed facility consists of a self-supporting tower that will be 310 feet above ground level, including attached antennas, to be located at 944 Barton Hollow Road, Rockholds, Kentucky on a parcel of land entirely within Whitley County, Kentucky. The coordinates for the proposed facility are North Latitude 36°52'25.9774" by West Longitude 84°08'41.7248".

East Kentucky Network has provided information regarding the structure of the tower, safety measures, and antenna design criteria for the proposed facility. Based upon the application, the design of the tower and foundation conforms to applicable nationally recognized building standards, and a licensed professional engineer has certified the plans.

Pursuant to 807 KAR 5:063, East Kentucky Network has filed statements of having provided the required notifications regarding the proposed construction. Pursuant to 807 KAR 5:063, East Kentucky Network has filed evidence that the county judge/executive and all property owners within 500 feet and contiguous to the cell site have been notified of the proposed construction. The notices solicited any comments and informed the recipients of their right to request intervention. As of the date of this Order, no public comments or requests for intervention have been received.

East Kentucky Network filed applications with the Federal Aviation Administration and the Kentucky Airport Zoning Commission seeking approval for the construction and operation of the proposed facility. Both applications have been approved.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, finds that East Kentucky Network has demonstrated that a facility is necessary to provide adequate utility service and, therefore, a CPCN to construct the proposed facility should be granted.

However, pursuant to KRS 278.280, the Commission is required to determine proper practices to be observed when it finds, upon complaint or on its own motion, that facilities subject to its jurisdiction are unreasonable, unsafe, improper, or insufficient. To assist the Commission in its efforts to comply with this mandate, East Kentucky Network should notify the Commission if the wireless telecommunications tower is not used to provide service in the manner set out in the application and this Order. Upon receipt of such notice, the Commission may, on its own motion, institute proceedings to consider the proper practices, including removal of the unused tower, which should be observed by East Kentucky Network.

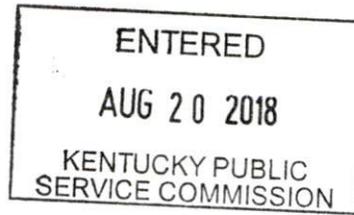
IT IS THEREFORE ORDERED that:

1. East Kentucky Network's Application for a CPCN to construct a wireless telecommunications facility is granted. The proposed facility consists of a self-supporting tower that will be 310 feet above ground level, including attached antennas, to be located at 944 Barton Hollow Road, Rockholds, Kentucky on a parcel of land entirely within Whitley County, Kentucky. The coordinates for the proposed facility are North Latitude 36°52'25.9774" by West Longitude 84°08'41.7248".

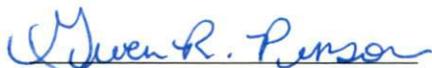
2. East Kentucky Network shall immediately notify the Commission in writing if, after the antenna tower is built and utility service is commenced, the tower is not used for a period of three months in the manner authorized by this Order.

3. Documents filed, if any, in the future pursuant to ordering paragraph herein shall reference this case number and shall be retained in the utility's general correspondence file.

By the Commission



ATTEST:


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