## insmore&Shohl

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August 18, 2010

RECEIVED

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**PUBLIC SERVICE** COMMISSION

Mr. Ryan Gatewood Director of Filings Division **Public Service Commission** 211 Sower Blvd. P.O. Box 615 Frankfort, KY 40602-0615

> Application of Bluegrass Wireless LLC for Issuance of a Certificate of RE: Public Convenience and Necessity to Construct a Cell Site (Dunnville) in Rural Service Area #6 (Casey) of the Commonwealth of Kentucky, Kentucky Public Service Commission Case No. 2010-00196

Dear Mr. Gatewood:

Enclosed for filing with the Kentucky Public Service Commission are an original and five (5) copies of the approvals from the Federal Aviation Administration (FAA) and Kentucky Airport Zoning Commission (KAZC) 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

kwi

**Enclosures** 

1400 PNC Plaza, 500 West Jefferson Street Louisville, KY 40202 502.540.2300 502.585.2207 fax www.dinslaw.com

Lexington



Issued Date: 06/11/2010

Scott McCloud Bluegrass Wireless, LLC. 2902 Ring Road Elizabethtown, KY 42701

## \*\* DETERMINATION OF NO HAZARD TO AIR NAVIGATION \*\*

The Federal Aviation Administration has conducted 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: Antenna Tower Dunnville

Location: Dunnville, KY

Latitude: 37-10-31.00N NAD 83

Longitude: 85-00-11.54W

Heights: 255 feet above ground level (AGL)

1165 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 K Change 2, Obstruction Marking and Lighting, a med-dual system - Chapters 4,8(M-Dual),&12.

It is required that 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)	
X	Within 5 days after the construc	ction reaches its greatest height (7-	460-2, Part II)

This determination expires on 12/11/2011 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.



## KENTUCKY AIRPORT ZONING COMMISSION

STEVEN BESHEAR Governor

90 Airport Road, Bldg 400 Frankfort, KY 40601 www.transportation.ky.gov/aviation 502 564-4480

July 15, 2010

APPROVAL OF APPLICATION

APPLICANT: **BLUEGRASS CELLULAR** MR SCOTT McCLOUD 2902 RING ROAD ELIZABETHTOWN, KY 42702

SUBJECT: AS-023-I53-2010-055

STRUCTURE:

Antenna Tower

LOCATION:

Dunnville, KY

COORDINATES: 37° 10' 31.00" N / 85° 00' 11.54" W

HEIGHT:

255' AGL/1165'AMSL

The Kentucky Airport Zoning Commission has approved your application for a permit to construct 255'AGL/1165'AMSL Antenna Tower near Dunnville, KY 37° 10' 31.00" N / 85° 00' 11.54" 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.

Medium Dual Obstruction Lighting is required in accordance with 602 KAR 50:100.

John Houlihan Administrator



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