

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF BLUEGRASS CELLULAR)
TELEPHONE PARTNERS FOR THE ISSUANCE OF)
A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO PROVIDE DOMESTIC PUBLIC)
CELLULAR RADIO TELECOMMUNICATIONS)
SERVICE TO THE PUBLIC IN THE LEXINGTON-) CASE NO. 9942
FAYETTE METROPOLITAN STATISTICAL AREA,)
INCLUDING ALL OR PARTS OF BOURBON,)
CLARK, FAYETTE, JESSAMINE, SCOTT,)
AND WOODFORD COUNTIES IN KENTUCKY, FOR)
APPROVAL OF THE ISSUANCE OF INDEBTEDNESS)
AND FOR ESTABLISHMENT OF INITIAL RATES)

O R D E R

On July 30, 1987, the Commission entered an Order approving the application of Bluegrass Cellular Telephone Partners ("Bluegrass Cellular") to construct necessary facilities to provide cellular radio telecommunications services in the Lexington, Kentucky, Metropolitan Statistical Area, except for the construction and location of the cell site in Jessamine County, Kentucky. Full construction approval was given for the proposed cell sites in Bourbon, Clark, Fayette, Scott and Woodford Counties, Kentucky. A decision on the Jessamine County cell site was deferred pending the outcome of a public meeting of the Jessamine County-City of Wilmore Joint Planning Commission ("Planning Commission"), scheduled for August 4, 1987.

On August 14, 1987, the Commission received a copy of the public meeting transcript and a request by the Planning Commission

to hold a public hearing to further investigate the safety issues raised at the August 4 meeting. Specifically, the Planning Commission expressed concern about the location of the cell site and the design specifications of the tower relative to its ability to withstand earthquakes, airplane impacts and excessive winds. The Commission has also received numerous letters requesting a public hearing.

The Commission is of the opinion and FINDS that:

(1) A public hearing should be held to allow Bluegrass Cellular an opportunity to comment on each of the concerns set out above and to receive further public comments. At the hearing, Bluegrass Cellular shall bear the burden of proof to demonstrate that the tower should be placed in the currently proposed location and further to verify the design criteria for the tower at that specific location.

(2) The August 14 filing containing a copy of the transcript of the August 4 public meeting of the Planning Commission should be made a part of this record.

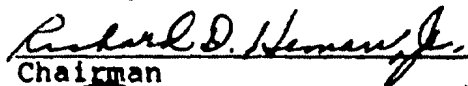
IT IS THEREFORE ORDERED that:

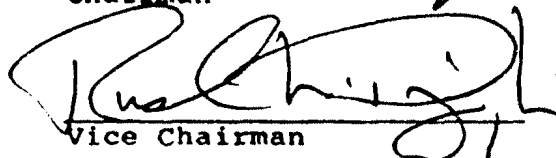
(1) A public hearing be and it hereby is scheduled for September 2, 1987, at 1:30 p.m., Eastern Daylight Time, in the Commission's offices, Frankfort, Kentucky. The purpose of the hearing is to receive testimony and comments on the proposed cell site location in Jessamine County, Kentucky.

(2) The transcript of the August 4 public meeting of the Planning Commission be and it hereby is made a part of this record.

Done at Frankfort, Kentucky, this 21st day of August, 1987.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Executive Director