

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF WIRELESSCO, L.P. FOR)
ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO)
CONSTRUCT A PERSONAL COMMUNICATION) CASE NO. 96-269
SERVICES FACILITY IN THE LOUISVILLE)
MAJOR TRADING AREA (MARKWELL)
PCS FACILITY LV03XC083B3))

O R D E R


The Commission has received the attached letters from Marshall Chasteen and Leroy Williams regarding the proposed personal communication services facility to be located at 9604 Bardstown Road, Louisville, Jefferson County, Kentucky.

IT IS THEREFORE ORDERED that:

1. WirelessCo, L.P. ("WirelessCo") shall respond to Mr. Chasteen's and Mr. Williams' concerns by certified letter, within 10 days from the date of this Order.
2. WirelessCo shall file a copy of the certified letter and dated receipt, within 7 days of the date on the receipt.

Done at Frankfort, Kentucky, this 15th day of July, 1996.

ATTEST:


Executive Director

PUBLIC SERVICE COMMISSION


For the Commission

June 26, 1996

TO: Executive Director
Public Service Commission of KY
Post Office Box 615
Frankfort, KY 40602

FR: Marshall Chasteen
10503 Thixton Lane
Louisville, Ky. 40291

RE: Public Notice
Case No. 96-269

RECEIVED

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PUBLIC SERVICE
COMMISSION

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GENERAL COUNSEL

Eversoll

I am writing you concerning the request for permission to construct a tower as stated in the public notice I received dtd JUNE 13, 1996. I am not familiar with this project at all, and the public notice does nothing to explain it to any detail. I have found out that it is of serious concern to several of my neighbors and myself. Mostly, because nobody, the Company nor the property owners involved contacted anyone nearby to ask how we felt or if we objected. It seems they stuck up a small yard sign, mailed a notice and crossed their fingers hoping it would fly on by. Wrong. I do not fully understand what it means to have the right to intervene, but you can bet I will be finding out. The way this has been handled, I feel it is the Public Service Commission's duty to deny this request. I also request the Commission to contact me and explain the whole thing to me. I further request that the Commission initiate a policy of requiring any Company, Firm, or Government Agency to provide evidence that they have contacted all those affected property owners which they will be required to notify and have fully explained the project before they can make their request or issue their public notices. The public's rights deserve that. I will be waiting for someone from the Public Service Commission to contact me. Thank You.

Sincerely,



MARSHALL W. CHASTEEN

Phone 502-239-4127

June 28, 1996

Mr. Executive Director,

Since writing the original enclosed letter, I have spoken to the attorney handling case no. 96-269. I am hereby informing the Public Service Commission that I want to intervene in this case and am requesting a hearing and want to be included as an active member in this procedure . I can be reached at 10503 Thixton Lane, Louisville, Ky. 40291. I also hereby request a copy of all correspondence, letters, documents, leases, and papers concerning this case, which the Commission, the requesting Firm and/or their representing attorney has in their possession. Since I will be representing myself and am not an attorney, I request the Commission to send me an outline of the whole procedure process, what I will need to do, the appeal procedures, and etc.; to insure my civil rights are not violated. Thank you very much for your consideration in this matter. I sincerely await your reply.

Sincerely,

A handwritten signature in cursive script, appearing to read "Marshall W. Chasteen".

Marshall W. Chasteen


Dotson

Dear Director, Public Service Commission of Kentucky

I am writing this letter in response to the public notice of Case No. 96-269 which I received on June 16, 1996. I have seen a similar yet smaller tower in another part of the county and the larger and more unsightly tower proposed in this request, I do not feel is appropriate for the location it is proposed. The Tower will be located practically in the yards of two of my neighbors and is so close to my house it will be an eyesore and most surely a property value damaging obstruction. Moreover the owners of the property where the tower is proposed, currently have their property listed for sale. Since they are going to lease the easement, sell and run it seems obvious they don't care what its going to look like or affect cause they're not planning on being here. I on the other hand have lived here my whole life and plan on being here long after this is over, and feel what I and my neighbors will have to contend with should be placed first.

Wireless Co. L.P. has stated that they usually put their new facilities on existing rooftops or water towers, but no such appropriate or available structure exists in the area. I feel this is not true as there is a large water tower located approximately 3/4 mile North of the proposed location on the same side of Bardstown Rd., and sitting on a higher elevation and not in someone's back yard. This tower is operated by the Louisville Water Co. and I am sure this would be a more appropriate location.

The letter I received said I had the right to intervene in this matter. I am exercising this right and would like the Public Service Commission to contact me concerning this matter. The Commission can contact me at 10313 Thixton Lane, Fern Creek, Ky. 40291. Phone no. 239-3023. Thank you for your consideration in this matter.

 L. Williams
10313 Thixton Lane
Fern Creek, Ky. 40291

LeRoy Williams
10313 Thixton Ln
Fern Creek Ky #40291
#239-3023

6-28-96