

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. 96-311
SERVICES FACILITY IN THE LOUISVILLE)
MAJOR TRADING AREA (RIVERPORT PCS)
FACILITY)

O R D E R


The Commission has received the attached letter from Robert J. Aschbacher regarding the proposed personal communication services facility to be located at 7331 Intermodal Drive, Louisville, Jefferson County, Kentucky.

IT IS THEREFORE ORDERED that:

1. WirelessCo, L.P. ("WirelessCo") shall respond to Mr. Aschbacher's 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 of the receipt.

Done at Frankfort, Kentucky, this 26th day of July, 1996.

ATTEST:


Executive Director

PUBLIC SERVICE COMMISSION


For the Commission

Office Phone 502-583-8019

Fax 502-585-2850

BILTCO CORPORATION

COMMERCIAL & INDUSTRIAL GENERAL CONTRACTORS

1811-15 W. Main St., Louisville, Kentucky 40203-1254

July 15, 1996

Gearon & Co. Inc.
9000 Wessex Place
Suite 100
Louisville, Kentucky 40222

Attn: James R. Holmes, J.D.

Ref: Proposed New Antenna
7331 Intermodal Drive
Louisville, Kentucky

Public Service Commission of Kentucky
Case No. 96-311

Dear Mr. Holmes,

I am requesting the following information relative to the proposed antenna referenced above.

- 1) Site plan of the property and construction plans and documents indicating exact location of the antenna and support buildings.
- 2) Pictures of existing locations and any other data indicating how the proposed antenna will look.
- 3) Statement from Gearon & Co. Inc. that the proposed antenna will in no way affect the operation of computers, telephones, wireless communication, electrical service, etc. at our new location at 7301 Intermodal Drive, Louisville, Kentucky.
- 4) Corporate names, contact persons, addresses and telephone numbers for the following:
 - a) Equipment manufacturers and their liability insurance company.

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- b) Equipment suppliers and their liability insurance company.
 - c) General Contractor or principal firm in charge of construction and their liability insurance company.
 - d) Liability insurance company for Gearon & Co. Inc.
- 5) Has an application for the erection of the proposed antenna been filed with the Louisville and Jefferson County Planning and Zoning Commission? If so, what is the docket number?
- 6) Provide a copy of the written statement from the Louisville and Jefferson County Riverport Authority that the proposed antenna is in compliance with the Deed Restrictions (Deed Book 5299 Page 198 Paragraph 6.3).

Biltco Corporation is opposed to the erection of this antenna for the following reasons:

- a) The electrical and communication systems at our new location could be adversely affected because of the proximity of the antenna.
- b) In our opinion, The Louisville and Jefferson County Riverport Authority did not intend to allow individual property owners to decide where to locate permanent utility systems.
- c) In our opinion, the antenna does not meet the requirements or the intent of the Deed Restrictions established for this industrial park.
- d) In our opinion, the antenna may pose a hazard to our building and personnel.
- e) In our opinion, the antenna will be unsightly.
- f) In our opinion, the antenna location will affect our property values negatively.

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Thank you for your prompt response to the requested information.



Robert J. Aschbacher, President

cc Louisville and Jefferson County Riverport Authority, Mr. Larry McFall
Public Service Commission of Kentucky