

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF LEXINGTON MSA LIMITED )  
PARTNERSHIP FOR ISSUANCE OF A )  
CERTIFICATE OF PUBLIC CONVENIENCE )  
AND NECESSITY TO CONSTRUCT AN )  
ADDITIONAL CELL SITE IN RICHMOND, ) CASE NO.  
MADISON COUNTY, KENTUCKY FOR THE ) 96-460  
PROVISION OF DOMESTIC PUBLIC CELLULAR )  
RADIO TELECOMMUNICATIONS SERVICE TO )  
THE PUBLIC IN THE B2 PORTION OF THE )  
KENTUCKY RURAL SERVICE AREA NO. 8 )

O R D E R


The Commission has received the attached letter from Donna Creech-Moore regarding the proposed cellular telecommunications services facility to be located at 100 Industrial Drive, Richmond, Madison County, Kentucky.

IT IS THEREFORE ORDERED that:

1. Lexington MSA Limited Partnership ("Lexington MSA") shall respond to Ms. Creech-Moore's concerns by certified letter, within 10 days from the date of this Order.
2. Lexington MSA 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 16th day of October, 1996.

ATTEST:

  
Executive Director

PUBLIC SERVICE COMMISSION

  
For the Commission

RECEIVED

OCT 10 1996

Rose Properties  
553 Angliana Avenue  
Lexington, Kentucky 40508  
606-252-7878

PUBLIC SERVICE  
COMMISSION

October 7, 1996

*Datson*

Executive Director's Office  
Public Service Commission of Kentucky  
Post Office Box 615  
Frankfort, Kentucky 40602

RE: Case Number 96-460

Dear Sir or Madam,

Recently we were contacted by Sam McNamara, Attorney for Lexington MSA, relative to construction of a tower for cellular telecommunication service in Richmond, Kentucky. In response to their proposed facility, I would like to offer the following comments.

We recently began construction of twenty-four apartments for moderate income families on Brandy Lane in Richmond. The project was financed by Kentucky Housing Corporation through the Risk Share Program and has been guaranteed by HUD through the identical program. As owners of Brandy View Apartments we strongly oppose construction of a 295 foot radio tower within 500 feet of our project. Initially, several reasons come to mind, the first being marketability of our apartments. Second, and certainly no less significant, I do not feel we would have gotten prior approval of the site or the apartment project if the tower were already in place. In other words, as the lender and the guarantor of the loan for Brandy View Apartments, I strongly believe that Kentucky Housing Corporation and HUD would have firm objections to the proposed construction of this 295 foot tower.

Please accept this letter as documentation of our opposition to construction of the radio tower. If you have any questions or comments, please call me. I also request that you keep us updated regarding the maturation of this development. I look forward to hearing from you.

Sincerely,

*Donna Creech-Moore*

Donna Creech-Moore