

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY CGSA, INC.)
FOR ISSUANCE OF A CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY TO)
CONSTRUCT AN ADDITIONAL CELL SITE IN)
LEXINGTON, KENTUCKY FOR THE PROVISION) CASE NO. 97-072
OF DOMESTIC PUBLIC CELLULAR RADIO)
TELECOMMUNICATIONS SERVICE TO THE)
PUBLIC IN FAYETTE COUNTY, KENTUCKY)
AND THE LEXINGTON MSA)

ORDER

The Commission has received the attached letter from T. A. Lester regarding the proposed cellular telecommunications facility to be located at 3449 Buckhorn Drive, Lexington, Fayette County, Kentucky.

IT IS THEREFORE ORDERED that:

1. Kentucky CGSA, Inc. ("Kentucky CGSA") shall respond to Mr. Lester's concerns by certified letter, within 10 days of the date of this Order.
2. Kentucky CGSA 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 30th day of June, 1997.

ATTEST:

PUBLIC SERVICE COMMISSION



Executive Director



For the Commission

T.A. Lester

RECEIVED

June 13, 1997

JUN 16 1997

1253 Hialeah Court
Lexington, KY 40517

PUBLIC SERVICE
COMMISSION

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

RE: Public Notice - Public Service Commission of Kentucky
Case No. 97-072

Dear Sir:

We lease three portions of the Buckhorn Plaza. I realize that because we do not own the property you are not required to contact us; but as a several year tenant, I believe I can share some information with you that may help in your decision and I do wish to express my views. The timing of my letter may not indicate concern initially, but this document was drafted just days after we just happened to see a copy of your above reference notice to a property owner.

My first concern is that with the very high volume of children's foot traffic to this focal point of the community (swimming pool, convenience store, pizza shop, shaved ice stand, and two churches) we are placing an eyesore there that will be a very grave health to our young community hazard if climbed upon, played around or a piece would fall free from it. As we both know, something like this would present a massive threat to initiations, dares, excitement seekers or those that may cause others harm.

Secondly, the aesthetic sense of our community would be dealt a crushing blow! Would you want one of these in your immediate community?

We are requesting a public hearing on this project and your direct intervention to not grant permission for construction of the referenced 158 foot cell phone tower ! Please contact us with the present status of this matter and all future developments or advise us of a liaison.

THANK YOU FOR YOUR TIME!

Sincerely,

T.A. Lester

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O R D E R

On February 18, 1997, Kentucky CGSA, Inc. ("Kentucky CGSA") filed an application with the Commission requesting a Certificate of Public Convenience and Necessity to construct and operate a cellular facility at 3449 Buckhorn Drive, Lexington, Fayette County, Kentucky. A number of intervenors have requested that the Commission schedule a public hearing in this matter.

IT IS THEREFORE ORDERED that:

1. A hearing on the proposed cell site is scheduled for July 25, 1997, at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.
2. Kentucky CGSA shall appear at the hearing and be prepared to present testimony on the engineering design, location, and construction of the proposed cell site, as well as the safety issues relating to the cell site.
3. Any interested person shall have the opportunity to present testimony or comment on any aspect of the proposed cell site.
4. Prefiled testimony, if any, shall be filed by July 18, 1997.

Done at Frankfort, Kentucky, this 30th day of June, 1997.

PUBLIC SERVICE COMMISSION

Janida K Breathitt

For the Commission

ATTEST:

Don Mills

Executive Director