

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF WIRELESSCO., L.P., BY AND )  
THROUGH ITS AGENT AND GENERAL PARTNER )  
SPRINT SPECTRUM, L.P., AND SBA TOWERS )  
KENTUCKY, INC., JOINTLY, FOR ISSUANCE OF A )  
CERTIFICATE OF PUBLIC CONVENIENCE AND ) CASE NO. 97-360  
NECESSITY TO CONSTRUCT A PERSONAL )  
COMMUNICATIONS SERVICES FACILITY IN )  
THE LEXINGTON MAJOR TRADING AREA )  
(SWIGERT ROAD FACILITY) )

O R D E R

The Commission has received the attached letters from Diane R. Prewitt, Harry Truax, and Beverly J. Hagans (hereinafter "Petitioners") regarding the proposed personal communications services facility to be located at 2275 North Broadway, Lexington, Fayette County, Kentucky.

IT IS THEREFORE ORDERED that:

1. WirelessCo., L.P. ("WirelessCo") shall respond to Petitioners' 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 3rd day of November, 1997.

ATTEST:

PUBLIC SERVICE COMMISSION

  
Executive Director

  
For the Commission

September 12, 1997

RECEIVED

SEP 29 1997

PUBLIC SERVICE  
COMMISSION

Executive Director's Office  
Public Service Commission of Kentucky  
P. O. Box 615  
Frankfort, KY 40602

RE: Public Service Commission of Kentucky Case No. 97-360

Dear Sirs:

This is to state my strong objection to construction of a facility to provide a cellular radio telecommunication tower (190-193 feet high) on a lot at 2275 North Broadway, Lexington, Fayette County, Kentucky. These are my concerns/ suggestions:

- 1) Tom Powell's letter (SBA Towers Kentucky, Inc.) dated August 29, 1997, stated a map providing location of the new facility was enclosed -- it was not. Omission of the map has created confusion regarding the exact location of the facility.
- 2) The lot specified is contiguous to the homes on Circle Drive in the Joyland Neighborhood. I am concerned about the safety and physical security of the facility, as well as:
  - Children would be attracted to it.
  - A tower 193 feet high is not aesthetically compatible with the neighborhood.
  - Does the facility require high voltage?
  - Would it cause interference with regular telephone services, cordless phones, television (cable and satellite), ham radio operation?
- 3) More information is needed from SBA Towers as to the type of equipment used, power sources, potential hazards, the kind of barriers between the facility and neighbors (fencing, hedges, trees, etc.)
- 4) Perhaps, when all information is available, alternate sites can be suggested.

Sincerely,

Diane B. Prewitt  
Signature

Name: Diane B. Prewitt  
(please print)

Address: 715 Biskoff Ct  
Lex Ky 40505

September 12, 1997

RECEIVED

OCT 10 1997

Executive Director's Office  
Public Service Commission of Kentucky  
P. O. Box 615  
Frankfort, KY 40602

PUBLIC SERVICE  
COMMISSION

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- 4) Perhaps, when all information is available, alternate sites can be suggested.

Sincerely,

Harry Truax  
Signature

Name: HARRY TRUAX  
(please print)

Address: 2312 SHANNON DR.  
LEXINGTON, KY 40505

September 12, 1997

Executive Director's Office  
Public Service Commission of Kentucky  
P. O. Box 615  
Frankfort, KY 40602

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Sincerely,

Beverly J. Hagans  
Signature

Name: Beverly J. Hagans  
(please print)

Address: 2321 Shandon Dr  
Lexington, Ky 40505

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O R D E R

This matter arising upon the motion of the Lexington-Fayette Urban County Government ("LFUCG"), filed October 8, 1997, for full intervention, and it appearing to the Commission that the LFUCG has a special interest which is not otherwise adequately represented, and that such intervention is likely to present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings, and this Commission being otherwise sufficiently advised,

IT IS HEREBY ORDERED that:

1. The motion of the LFUCG to intervene is granted.
2. The LFUCG shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.

3. Should the LFUCG file documents of any kind with the Commission in the course of these proceedings, it shall also serve a copy of said documents on all other parties of record.

Done at Frankfort, Kentucky, this 3rd day of November, 1997..

PUBLIC SERVICE COMMISSION

  
For the Commission

ATTEST:

  
Executive Director