

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 SHELBYVILLE, SHELBY COUNTY,)	CASE NO.
KENTUCKY FOR THE PROVISION OF)	97-385
DOMESTIC PUBLIC CELLULAR RADIO)	
TELECOMMUNICATIONS SERVICE TO THE)	
PUBLIC IN THE B-1 PORTION OF)	
KENTUCKY RSA NO. 7)	

O R D E R

The Commission has received the attached letters from Phil Thomas and Patricia Tinsley (hereinafter "Petitioners") regarding the proposed personal communications services facility to be located at 841 Kentucky Street, Shelbyville, Shelby County, Kentucky.

IT IS THEREFORE ORDERED that:

1. Kentucky CGSA, Inc. ("Kentucky CGSA") shall respond to Petitioners' concerns by certified letter, within 10 days from 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 27th day of October, 1997.

ATTEST:

PUBLIC SERVICE COMMISSION


Executive Director


For the Commission

OCT 10 1997

Phil Thomas
1416 South Drive
Shelbyville, Kentucky 40065

*A.K.A. Ralph Phillip Thomas**Telephone # 502 633-9300*

RECEIVED

October 8, 1997

Executive Director's Office
Public Service Commission Of Kentucky
P.O. Box 615
Frankfort, Kentucky 40602-0615

Certified Letter # P 488 414 419

Attn: Don Mills, Executive Director

Re: Case No. 97-385 & McNamara Letter, Dated 09/19/1997

Gentlemen:

You will find a photo copy of a recent two page communication from Sam G. McNamara, Attorney for Kentucky CGSA, Inc.

Upon reviewing Attorney McNamara's communication, I find "wording" within his communication implicating some form of potential hazard and/or loss will be created upon the installation of the referenced proposed self-supporting lattice tower (257 feet in height).

In your revue of the above referenced communication, take note of the last sentence of the first paragraph, which reads as follows:

"This notice is being sent to you before you own property within a 500' radius of the proposed tower."

I am extremely concerned about the word "before" in the above referenced quotation.

Since I all ready own the property referenced in my return address and, Attorney McNamara's communication fails to address any detailed information, other than the location of the proposed communication tower, I am requesting the following:

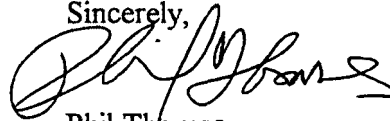
- Copy of all documents and/or proceedings associated with Case No. 97-385
- Appropriate forms required to address and/or respond to Case No. 97-385
- Written notification of any and all potential hazards and/or losses naturally flowing from the proposed installation of the communication tower

- Twenty day advance written notice of location and time of any hearings or proceedings associated with Case No. 97-385

I trust this communication will serve as a notice preserving any and all legal rights I am entitled to in this matter.

In addition, I trust upon receipt of this timely communication you will advise and execute my requests in a timely fashion in accordance with Case No. 97-385.

Sincerely,

A handwritten signature in cursive script, appearing to read "Phil Thomas", written in black ink.

Phil Thomas

Enclosures: Photo copy of two page (cover letter & map) communication from Attorney McNamara, dated September 19, 1997.

Patricia Tinsley
1416 South Drive
Shelbyville, Kentucky 40065

RECEIVED

October 8, 1997

OCT 14 1997

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COMMISSION

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In your review of the above referenced communication, take note of the last sentence of the first paragraph, which reads as follows:

"This notice is being sent to you before you own property within a 500' radius of the proposed tower."

I am extremely concerned about the word "before" in the above referenced quotation.

Since I already own the property referenced in my return address and, Attorney McNamara's communication fails to address any detailed information, other than the location of the proposed communication tower, I am requesting the following:

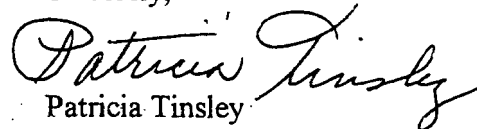
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Sincerely,


Patricia Tinsley

Enclosures: Photo copy of two page (cover letter & map) communication from Attorney McNamara, dated September 19, 1997.

McNAMARA & JONES

Attorneys at Law

Sam G. McNamara
Charles E. Jones

P.O. Box 916
315 High Street (40601)
Frankfort, Kentucky 40602-0916

Phone: 502/875-8808
Fax: 502/223-1043

September 19, 1997

VIA CERTIFIED MAIL; RETURN RECEIPT REQUESTED

Mr. Ralph Phillip Tinsley
1416 South Drive
Shelbyville, Kentucky 40065

Re: Public Notice - Public Service Commission of KY
Case No. 97-385

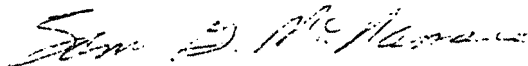
Dear Mr. Tinsley:

Kentucky CGSA, Inc. has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide cellular radio telecommunication service. The facility will include a 240' self-supporting lattice tower with four (4) antennas for a total height of 257' and an equipment shelter to be located at 841 Kentucky Street, Shelbyville, Shelby County, Kentucky 40065, in an area zoned "Industrial." Directions to the site are as follows: From I-64 Exit @ "Exit 32" (State Road 55; Shelbyville/Taylorsville), proceed north on #55 for 1.8 miles to a dead end at U.S. #60; turn right (east) toward Shelbyville; proceed 1.1 miles to the second stop light and turn right on Zaring Mill Road (between the Goodyear and the Republic Bank); proceed South on Zaring Mill crossing over the 2nd railroad for .08 of a mile; turn left (east) on Kentucky Street; proceed for .04 of a mile to a gravel road on the left; turn left (787 Kentucky Street on right; Shelbyville Maintenance Warehouse); proceed north on gravel road, over rail spur and go right with the road (KY Utilities Sub-station on left); go past new gray warehouse on right; site is directly behind the warehouse. A map showing the location of the proposed new facility is enclosed. This notice is being sent to you before you own property within a 500' radius of the proposed tower.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter. Your initial communication to the Commission must be received by the Commission within twenty (20) days of the date of this letter as shown above.

Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, Post Office Box 615, Frankfort, Kentucky 40602. Please refer to Case No. 97-385 in your correspondence.

Sincerely,



Sam G. McNamara
Attorney for Kentucky CGSA, Inc.

SGM/j
Enclosure

8/81 INDIANAPOLIS THE TOWN OF INDIANAPOLIS, IND.

