

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

THE APPLICATION OF)
CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS)
AND APC TOWERS IV, LLC FOR ISSUANCE) CASE NO. 2024-00019
OF A CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO CONSTRUCT A WIRELESS)
COMMUNICATIONS FACILITY IN THE)
COMMONWEALTH OF KENTUCKY IN THE COUNTY)
OF GRAVES)

SITE NAME: SEDALIA

* * * * *

**RESPONSE TO PSC MARCH 22, 2024 REQUEST TO PROVIDE WRITTEN
RESPONSE TO RICHARD HARRIS REGARDING THE REQUEST FOR
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
FOR CONSTRUCTION OF A WIRELESS COMMUNICATIONS FACILITY**

Public Service Commission (PSC) Staff's Request:

1. Commission Staff requests the Applicant to submit a written response to the comment, with a copy to the Commission, within 15 days of the date of this letter. The letter from PSC is dated March 22, 2024.

Response:

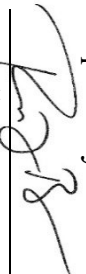
Co-Applicants sent a certified letter to Mr. Farris per the PSC instructions on April 2, 2024, attached as **Exhibit 1**.

2. Attached hereto as **Exhibit 2** please find an Affidavit of Certification for all information contained in this application.
3. All Exhibits to this Application are hereby incorporated by reference as if fully set out as part of the Application.
4. All responses and requests associated with this Application may be directed to:

Russell L. Brown
Clark, Quinn, Moses, Scott & Grah, LLP
320 North Meridian Street, Suite 1100
Indianapolis, IN 46204
Phone: (317) 637-1321
FAX: (317) 687-2344
Email: rbrown@clarkquinnlaw.com
Attorney for Celco Partnership d/b/a Verizon Wireless

WHEREFORE, Co-Applicants respectfully request that the PSC accept the foregoing Response as being timely and responsively filed in response to the March 22, 2024, PSC request.

Respectfully submitted,



Russell L. Brown
Clark, Quinn, Moses, Scott & Grah, LLP
320 North Meridian Street, Suite 1100
Indianapolis, IN 46204
Phone: (317) 637-1321 / FAX: (317) 687-2344
Email: rbrown@clarkquinnlaw.com
Attorney for Celco Partnership d/b/a Verizon Wireless

DATED APRIL 2, 2024

Case No. 2024-00019

LIST OF EXHIBITS

1. Certified Letter to Richard Harris
2. Affidavit of Certification



ClarkQuinn

www.clarkquinnlaw.com

Russell L. Brown
Attorney at Law
rbrown@clarkquinnlaw.com

320 N. Meridian St., Ste. 1100
Indianapolis, IN 46204
(317) 637-1321 main
(317) 687-2344 fax

April 2, 2024

Via Certified Mail, Return Receipt Requested
9589 0710 5270 0471 4854 71

Richard Farris
121 Perry St.
Mayfield, KY 42066

RE: Proposal to Construct Wireless Communications Facility
Kentucky Public Service Commission Docket No. 2024-00019
Site Name: Sedalia

Dear Mr. Farris:

This is in response to your email to the Kentucky Public Service Commission (PSC) dated March 19, 2024, regarding the application for approval to construct a wireless tower facility. As you know, our office was in contact with you on February 19 and again on March 4 in response to the notice Naomi and Malcolm Jetton received. On March 4, 2024, we also provided a copy of the Site Development Plans, via email.

Cellco Partnership, d/b/a Verizon Wireless and APC Towers have filed an application with the Kentucky Public Service Commission ("PSC") to construct a new wireless communications facility (WCF) the south side of KY HWY 339, west of Eagle Road, Sedalia, KY 42079. (North Latitude: (36° 37' 56.30", West Longitude 88° 33' 22.18"). The proposed facility will include a 300-foot tall antenna tower, plus a 5-foot lightning arrestor and related ground facilities. Site name is Sedalia. This facility is needed to provide improved coverage for wireless communications in the area. Radio Frequency (RF) Engineers have determined the WCF is an integral link in the Co-Applicant's network design that must be in place to provide adequate coverage to the service area.

Co-Applicants have considered the likely effects of the installation of the proposed WCF on nearby land uses and values and has concluded that there is no more suitable location reasonably available from which adequate services can be provided, and that there are no reasonably available opportunities to co-locate Applicant's antennas on an existing structure. Co-Applicants acknowledge that the proposed tower will change the existing view-sheds from adjoining properties. However, the location is based on the specific site and chosen based on the RF Engineering and working with the property owner. Due to the height of the proposed WCF, it will be visible regardless of the exact location on the parcel. The proposed tower would be sited a substantial distance of 706 feet from the Jetton's home.

Richard Farris

Re: PSC Docket No. 2024-00019

April 2, 2024

Page 2 of 2

Currently, the area is experiencing poor service along KY-564, KY-339, and in the residential areas in Southeast Graves County. There is high demand for wireless high-speed data in these locations. Due to the advancement and reliance of the general population on wireless communication in all phases of lives, including personal, educational, business applications and emergency response personnel, WCF are needed in rural and agricultural areas as well as more urban areas.

Please feel free to contact us with any comments or questions you may have.

Sincerely,
Russell L. Brown

A handwritten signature in black ink, appearing to read 'RLB', written over a horizontal line.

Attorney for Applicant

RLB/mnw

Enclosures

CERTIFIED MAIL®

ClarkQuinn
Clark, Quinn, Moses, Scott & Grahn, LLP



9589 0710 5270 0471 4854 71

FIRST-CLASS



US POSTAGETM PITNEY BOWES



ZIP 46204
02 7H
0006035028 **\$ 008.69⁰**
APR 02 2024

Richard Farris
121 Perry St.
Mayfield, KY 42066

