

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

In the Matter of:

THE APPLICATION OF)
CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS)
AND TVT II, LLC (TOWER VENTURES) FOR ISSUANCE) CASE NO. 2024-00065
OF A CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO CONSTRUCT A WIRELESS)
COMMUNICATIONS FACILITY IN THE)
COMMONWEALTH OF KENTUCKY IN THE COUNTY)
OF OHIO)

SITE NAME: DUNDEE

* * * * *

**RESPONSE TO PSC APRIL 15, 2024 REQUEST TO PROVIDE WRITTEN RESPONSE
TO JOSEPH AND HEATHER CLAYTON AND MASON AND CARIONNA HALL
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 April 15, 2024.

Response:

Co-Applicants sent a certified letter to Joseph and Heather Clayton

Mason and Carionna Hall per the PSC instructions on April 24, 2024, attached as

Exhibit 1.

2. Attached hereto as **Exhibit 2** please find an Affidavit of Certification for all information contained in this application.

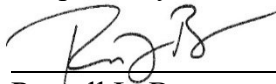
3. All Exhibits to this Application are hereby incorporated by reference as if fully set out as part of the Application.

4. All responses and requests associated with this Application may be directed to:

Russell L. Brown
Clark, Quinn, Moses, Scott & Grahn, LLP
320 North Meridian Street, Suite 1100
Indianapolis, IN 46204
Phone: (317) 637-1321
FAX: (317) 687-2344
Email: rbrown@clarkquinnlaw.com
Attorney for Cellco 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 April 15, 2024, PSC request.

Respectfully submitted,



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

DATED APRIL 24, 2024

Case No. 2024-00065

LIST OF EXHIBITS

1. Certified Letter to Joseph and Heather Clayton
Mason and Carionna Hall
2. Affidavit of Certification



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 24, 2024

Via Certified Mail, Return Receipt Requested
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Joseph and Heather Clayton
Mason and Carionna Hall
11525 State Route 69 North
Dundee, KY 42338

RE: Proposal to Construct Wireless Communications Facility
Kentucky Public Service Commission Docket No. 2024-00065
Site Name: Dundee

Dear Mr. & Ms. Clayton and Mr. & Ms. Hall:

This is in response to your email to the Kentucky Public Service Commission (PSC) dated April 15, 2024, regarding the application for approval to construct a wireless tower facility.

Cellco Partnership, d/b/a Verizon Wireless and Tower Ventures have filed an application with the Kentucky Public Service Commission to construct a new wireless communications facility (WCF) on the west side of State Highway 69, just south of unincorporated Dundee, KY, 42238 (North Latitude: (37° 33' 21.13", West Longitude 86° 46' 26.17"). The proposed facility will include a 255-foot tall antenna tower, plus a 11-foot lightning arrestor and related ground facilities. Site name is Dundee. 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 Verizon Wireless RF network design that must be in place to provide adequate coverage to the service area. Any antennas located on the WCF are regulated in accordance with the FCC licenses granted to Verizon Wireless and other wireless carriers. The operation of these antennas must comply at all times with these licenses and applicable FCC regulations.

As is required under Kentucky law, Verizon Wireless and Tower Ventures 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 Verizon Wireless's antennas on an existing tall structure or tower. Verizon Wireless and Tower Ventures acknowledge that the proposed tower will change the existing view-sheds from adjoining properties, as would happen with the placement of the proposed tower on any property. 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

Clayton/Hall

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would be sited on the edge of a cultivated field in a way to allow for the continued use of the parcel upon which it is located and to create the largest separation possible to adjoining properties, while still meeting the coverage objectives.

Currently, the area is experiencing poor service along HWY-69, HWY-878, and in the residential areas near Dundee, KY. There is high demand for wireless high-speed data in these locations which cannot be accommodated without adding additional wireless infrastructure nearer to the areas of high demand.

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', with a stylized flourish extending from the end.

Attorney for Applicant
RLB/mnw

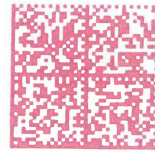
CERTIFIED MAIL®

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



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APR 24 2024

Joseph and Heather Clayton
Mason and Carionna Hall
11525 State Route 69 North
Dundee, KY 42338

