

**Dinsmore & Shohl** LLP  
ATTORNEYS

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November 26, 2008

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PUBLIC SERVICE  
COMMISSION

Director of Filings Division  
Public Service Commission  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, KY 40602-0615

*RE: Application of Bluegrass Wireless LLC for issuance of a Certificate of Public Convenience and Necessity to Construct a Cell Site (Laurel Lake), Case No. 2008-00339*

Dear Sir or Madam:

Enclosed for filing with the Kentucky Public Service Commission are an original and five (5) copies of the Federal Aviation Administration (FAA) and the Kentucky Airport Zoning Commission (KAZC) approvals with respect to the above referenced cellular tower application.

If you have any questions with respect to this matter, please call me.

Thank you very much.

Very truly yours,

DINSMORE & SHOHL/LLP

  
Kerry W. Ingle, Paralegal

kwi  
Enclosures

*Laminated letter*



**KENTUCKY AIRPORT ZONING COMMISSION**

Steven Beshear  
Governor

90 Airport Road, Bldg 400  
Frankfort, KY 40601  
502-564-4480

November 20, 2008

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APPROVAL OF APPLICATION

APPLICANT:  
BLUEGRASS CELLULAR  
MR SCOTT McCLOUD  
2902 RING ROAD  
ELIZABETHTOWN, KY 42702

SUBJECT: AS-118-W38-2008-183

STRUCTURE: Antenna Tower  
LOCATION: Corbin, KY  
COORDINATES: 36° 55' 41.68" N / 84° 14' 32.65" W  
HEIGHT: 255' AGL/1477' AMSL

The Kentucky Airport Zoning Commission has approved your application for a permit to construct 255' AGL/ 1477' AMSL Antenna Tower near Corbin, KY 36° 55' 41.68" N / 84° 14' 32.65" W.

This permit is valid for a period of 18 Month(s) from its date of issuance. If construction is not completed within said 18-Month period, this permit shall lapse and be void, and no work shall be performed without the issuance of a new permit.

A copy of the approved application is enclosed for your files.

Dual Obstruction Lighting is required.

John Houlihan  
Administrator



An Equal Opportunity Employer M/F/D



**KENTUCKY AIRPORT ZONING COMMISSION**

Steven Beshear  
Governor

90 Airport Road. Bldg 400  
Frankfort, KY 40601  
502-564-4480

**CONSTRUCTION/ALTERATION STATUS REPORT**

November 20, 2008

AERONAUTICAL STUDY NUMBER: AS-118-W38-2008-183

BLUEGRASS CELLULAR  
MR SCOTT McCLOUD  
2902 RING ROAD  
ELIZABETHTOWN, KY 42702

This concerns the permit which was issued to you by the Kentucky Airport Zoning Commission on November 20, 2008. This permit is valid for a period of 18 Month(s) from its date of issuance. If construction is not completed within the said 18-Month period, this permit shall lapse and be void, and no work shall be performed without the issuance of a new permit. When appropriate, please indicate the status of the project in the place below and return this letter to John Houlihan, Administrator, Kentucky Airport Zoning Commission.

STRUCTURE: Antenna Tower  
LOCATION: Corbin, KY  
COORDINATES: 36° 55' 41.68" N / 84° 14' 32.65" W  
HEIGHT: 255' AGL /1477' AMSL

**CONSTRUCTION/ALTERATION STATUS**

- 1. The project ( ) is abandoned. ( ) is not abandoned.
- 2. Construction status is as follows:  
 Structure reached its greatest height of \_\_\_\_\_ ft. AGL  
 \_\_\_\_\_ ft. AMSL on \_\_\_\_\_ (date).  
 Date construction was completed. \_\_\_\_\_  
 Type of obstruction marking/painting. \_\_\_\_\_  
 Type of obstruction lighting. \_\_\_\_\_  
 As built coordinates. \_\_\_\_\_  
 Miscellaneous Information. \_\_\_\_\_  
 DATE \_\_\_\_\_  
 SIGNATURE/TITLE \_\_\_\_\_



Kentucky Transportation Cabinet, Kentucky Airport Zoning Commission, 125 Holmes Street, Frankfort KY 40622

Kentucky Aeronautical Study Number

APPLICATION FOR PERMIT TO CONSTRUCT OR ALTER A STRUCTURE

AS-118-W38-08-183

1. APPLICANT - Name, Address, Telephone, Fax, etc.

Scott McCloud
Bluegrass Wireless
2902 Ring Road
Elizabethtown, KY 42702
Tel: 270-769-0339
Fax: 270-737-0580

9. Latitude: 36 ° 55 ' 41 68 "

10. Longitude: 84 ° 14 ' 32 65 "

11. Datum: [X] NAD 83 [ ] NAD 27 [ ] Other

12. Nearest Kentucky City Corbin County: Whitley

13. Nearest Kentucky public use or Military airport:

Williamsburg-Whitley County Airport

14. Distance from #13 to Structure: 9.5 Miles

15. Direction from #13 to Structure: NNW

16. Site Elevation (AMSL): 1222 Feet

17. Total Structure Height (AGL): 255 Feet

18. Overall Height (#16 + #17) (AMSL): 1477 Feet

19. Previous FAA and/or Kentucky Aeronautical Study Number(s): N/A

20. Description of Location: (Attach a USGS 7.5 minute Quadrangle Map or an Airport Layout Drawing with the precise site marked and any certified survey)

Site is located at:

1250 Whippoorwill Road
Corbin, KY 40701

2. Representative of Applicant - Name, Address, Telephone, Fax

Leila Rezanavaz
Lukas, Nace, Gutierrez & Sachs, Chartered
1650 Tysons Blvd., Suite 1500
McLean, VA 22102
T: 703-584-8668

3. Application for: [X] New Construction [ ] Alteration [ ] Existing

4. Duration: [X] Permanent [ ] Temporary (Months Days)

5. Work Schedule: Start 10/15/08 End 10/20/08

6. Type: [X] Antenna Tower [ ] Crane [ ] Building [ ] Power Line
[ ] Landfill [ ] Water Tank [ ] Other

7. Marking/Painting and/or Lighting Preferred:
[ ] Red Lights and Paint [X] Dual - Red & Medium Intensity White
[ ] White - Medium Intensity [ ] Dual - Red & High Intensity White
[ ] White - High Intensity [ ] Other

8. FAA Aeronautical Study Number 2008-ASO-4814-OE

21. Description of Proposal:

Structure: Proposed self-supporting tower with top-mounted antennas for overall height of 255' AGL.

Max ERP: 250 watts.

Frequencies: PCS Block C

22. Has a "NOTICE OF CONSTRUCTION OR ALTERATION" (FAA Form 7460-1) been filed with the Federal Aviation Administration? [ ] No [X] Yes, When 8/27/2008

CERTIFICATION: I hereby certify that all the above statements made by me are true, complete and correct to the best of my knowledge and belief.

Leila Rezanavaz/Consulting Engineer Leila Rezanavaz 8/27/2008
Printed Name Signature Date

PENALTIES: Persons failing to comply with Kentucky Revised Statutes (KRS 183.861 through 183.990) and Kentucky Administrative Regulations (602 KAR 050: Series) are liable for fines and/or imprisonment as set forth in KRS 183.990(3). Non-compliance with Federal Aviation Administration Regulations may result in further penalties.

Commission Action: [ ] Chairman, KAZC [X] Administrator, KAZC

[X] Approved [ ] Disapproved Date 11/20/08



Federal Aviation Administration  
 Air Traffic Airspace Branch, ASW-520  
 2601 Meacham Blvd.  
 Fort Worth, TX 76137-0520

Aeronautical Study No.  
 2008-ASO-4814-OE

Issued Date: 09/15/2008

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PUBLIC SERVICE  
 COMMISSION

Scott McCloud  
 Bluegrass Wireless, LLC.  
 2902 Ring Road  
 Elizabethtown, KY 42701

**\*\* DETERMINATION OF NO HAZARD TO AIR NAVIGATION \*\***

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure: Antenna Tower Laurel Lake  
 Location: Corbin, KY  
 Latitude: 36-55-41.68N NAD 83  
 Longitude: 84-14-32.65W  
 Heights: 255 feet above ground level (AGL)  
 1477 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

As a condition to this Determination, the structure is marked and/or lighted in accordance with FAA Advisory circular 70/7460-1 K Change 2, Obstruction Marking and Lighting, a med-dual system - Chapters 4,8(M-Dual),& 12.

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be completed and returned to this office any time the project is abandoned or:

- At least 10 days prior to start of construction (7460-2, Part I)
- Within 5 days after the construction reaches its greatest height (7460-2, Part II)

This determination expires on 03/15/2010 unless:

- (a) extended, revised or terminated by the issuing office.
- (b) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within 6 months of the date of this determination. In such case, the determination expires on the date prescribed by the FCC for completion of construction, or the date the FCC denies the application.

**NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE POSTMARKED OR DELIVERED TO THIS OFFICE AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE.**