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Commonwealth of Kentucky  
**Public Service Commission**  
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David L. Armstrong  
Chairman

James W. Gardner  
Vice Chairman

John W. Clay  
Commissioner

May 15, 2009

**PARTIES OF RECORD**

Re: Case No. 2009-00021

Attached is a copy of a memorandum which is being filed in the record of the above-referenced case. If you have any questions, please contact Allyson Honaker at 502/564-3940, Extension 265 or by email at [Allyson.Honaker@ky.gov](mailto:Allyson.Honaker@ky.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Derouen".

Jeff Derouen  
Executive Director

Attachment

**INTRA-AGENCY MEMORANDUM**

**KENTUCKY PUBLIC SERVICE COMMISSION**

**TO:** Case File

**FROM:** Allyson Honaker  
Staff Attorney

**DATE:** May 15, 2009

**SUBJECT:** Case No. 2009-00021  
APPLICATION OF POWERTEL/MEMPHIS, INC. D/B/A T-MOBILE  
KENTUCKY FOR ISSUANCE OF A CERTIFICATE OF PUBLIC  
CONVENIENCE AND NECESSITY TO CONSTRUCT A WIRELESS  
COMMUNICATIONS FACILITY AT 2020 HIGHWAY 601, GREENVILLE,  
KENTUCKY 42345 IN THE WIRELESS COMMUNICATIONS LICENSE  
AREA IN THE COMMONWEALTH OF KENTUCKY IN THE COUNTY OF  
MUHLENBERG, SITE NAME: JARVIS

Attached to this Memorandum is e-mail communication between Commission Staff and Mr. David Rhoades, the Planning and Zoning Administrator for Muhlenberg County, Kentucky. This e-mail communication addresses the existence of a county planning commission in Muhlenberg.

## Honaker, Allyson (PSC)

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**From:** Honaker, Allyson (PSC)  
**Sent:** Tuesday, May 12, 2009 8:03 AM  
**To:** 'Selent, John'; 'Whitty, Paul B.'  
**Subject:** Muhlenberg County Planning Commission

Here is a copy of the email that I received from the Planning and Zoning Administrator, stating that Muhlenberg County does have a county wide planning commission. Therefore, any cases filed for CPCNs in Muhlenberg County will be held in abeyance until a decision is made in the Shadoan case.

I am placing a copy of this email into the record of the pending Muhlenberg County cases.

Please feel free to contact me if you have any questions.

Allyson Honaker  
Staff Attorney  
Kentucky Public Service Commission  
211 Sower Blvd.  
Frankfort, KY 40602  
Email: Allyson.Honaker@ky.gov  
(502) 564-3940, ext. 265

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-----Original Message-----

**From:** David Rhoades [mailto:centralc@muhlon.com]  
**Sent:** Friday, April 24, 2009 12:58 PM  
**To:** Honaker, Allyson (PSC)  
**Subject:** Re: Planning commission

Honaker, Allyson (PSC) wrote:

>  
> Mr. Rhoades,  
>  
> I received your voicemail yesterday, thank you for returning my call.  
> I had already spoken with Brent Kirtley regarding the information he  
> received from you.  
>  
> We are still receiving conflicting information regarding the planning  
> commission in Muhlenberg County. We had one of the attorneys contact  
> us this morning stating that the planning commission in Muhlenberg  
> County is not a county wide commission, and that only the cities of  
> Central City and Greenville have planning commissions.  
>  
> What I need from you is a statement stating if there is in fact a  
> county wide planning commission in Muhlenberg County or only city  
> commissions. I understand that you have not adopted specific  
> regulations for the siting of cellular towers, but we still need  
> clarification as to the geographical jurisdiction of the planning  
> commission there. You can reply to this email, and that will be  
> sufficient for me to file in the record of these cell tower  
> applications.  
>  
> The specific addresses for the towers in questions are:  
>

- > 1. 21 Myers Chapel Road
- > Belton, Kentucky 42324
- >
- > 2. 2020 Hwy 601
- > Greenville, Kentucky 42345
- >
- > 3. 80 Parkway Lane
- > Central City, Kentucky 42330
- >

> Could you please advise the Commission if these addresses are within  
> the geographical boundaries of the planning commission?

> Thank you for your help in this matter.

> My contact information is listed below if you need any further  
> information from me. As I stated previously, I need something in  
> writing that I can file in the record to show the type of planning  
> commission in Muhlenberg County.

> Thanks again

> \*/Allyson Honaker/\*  
> Staff Attorney  
> Kentucky Public Service Commission  
> 211 Sower Blvd.  
> Frankfort, KY 40602  
> Email: Allyson.Honaker@ky.gov  
> (502) 564-3940, ext. 265

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> preliminary and/or confidential. Any unauthorized review, use,  
> disclosure or distribution is strictly prohibited. If you are not the  
> intended recipient, please contact the sender, via e-mail, and destroy  
> all copies of the original message.

> --  
> This message was scanned by ESVA and is believed to be clean.  
> Click here to report this message as spam.  
> <<http://h0stname/cgi-bin/learn-msg.cgi?id=9CBCF27EC9.D1847>>

> -----  
> --  
>  
>  
> No virus found in this incoming message.  
> Checked by AVG - [www.avg.com](http://www.avg.com)  
> Version: 8.0.238 / Virus Database: 270.12.4/2078 - Release Date:  
> 04/24/09 07:54:00

>  
> Allyson, Yes there is a County Planning Commission. The Commission is setup to implement  
> subdivision regulations within a 5 mile radius of the incorporated cities in the County  
> which includes the Cities of Central City, Powderly and Greenville. David