

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the matter of:

APPLICATION OF SPRINTCOM, INC.,)
 FOR ISSUANCE OF A)
 CERTIFICATE OF PUBLIC CONVENIENCE AND)
 NECESSITY TO CONSTRUCT A PERSONAL) CASE NO. 2000-143UAC
 COMMUNICATIONS SERVICES FACILITY)
 IN THE CINCINNATI BASIC TRADING AREA)
 [SLAMMERS FACILITY])

UNIFORM APPLICATION: CONFIDENTIAL AND PROPRIETARY
AGREEMENT BETWEEN APPLICANTS AND THE BOONE COUNTY
PLANNING AND ZONING COMMISSION

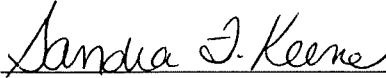
The Applicants, SprintCom, Inc., ("SprintCom") and the Boone County Zoning Commission hereby agree to the following:

1. Applicants submitted a Uniform Application, pursuant to KRS 100.987, to the Boone County Planning and Zoning Commission on March 28, 2000.
2. The sixty day time period in which the Boone County Planning and Zoning Commission must advise the Applicants and the Public Service Commission in writing of its final decision regarding said Uniform Application expired on July 7, 2000, unless the Applicants and the Boone County Planning and Zoning Commission agree to extend said time period.
3. The Applicants and the Boone County Planning and Zoning Commission agree that the statutory time period for submission of the Boone County Planning and Zoning

1 The sixty-day time period from the filing of the Application herein would have expired on May 26, 2000. However, by Agreed Orders filed with the Commission on May 02, 2000, and on June 28, 2000, said time period was extended to and including July 7, 2000.


Commission's written decision regarding the Uniform Application shall be extend to and including July 21, 2000, as permitted under KRS 100.987(4).

HAVE SEEN AND AGREED:



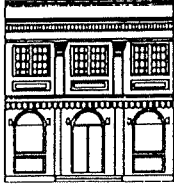
Sandra F. Keene
TILFORD, DOBBINS, ALEXANDER
BUCKAWAY & BLACK
1400 One Riverfront Plaza
Louisville, Kentucky 40202
Counsel for Applicants

AGREED TO BY VOTE OF THE BOONE
COUNTY PLANNING COMMISSION AT
ITS MAY 3, 2000 BUSINESS MEETING:

By: 

Kevin P. Costello, AICP
Executive Director
Boone County Planning Commission
2995 Washington Street
Burlington, Kentucky 41005

BOONE COUNTY PLANNING COMMISSION



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July 19, 2000

Ms. Helen Helton
Executive Director
Kentucky Public Service Commission
P.O. Box 615
Frankfort, KY 40602

RE: Uniform Application - Sandy Keene (Agent) for
SprintCom, Inc. (Leaseholder)
7567 Mall Road, Florence, KY

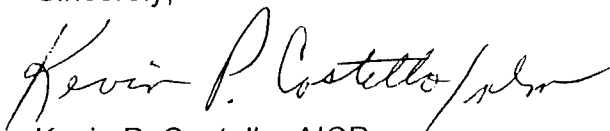
Dear Ms. Helton:

Enclosed is a copy of Resolution No. R-00-012-A, which was adopted by the Boone County Planning Commission at its July 19, 2000 Business Meeting. This resolution informs the Kentucky Public Service Commission of action taken by the Boone County Planning Commission on a Uniform Application by **Sandy Keene (Agent) for SprintCom, Inc. (Leaseholder)** for a site located at 7567 Mall Road, Florence, Kentucky. By a vote of 6-5, the Planning Commission is recommending that the **SprintCom, Inc. (Leaseholder)** Uniform Application for a Certificate of Convenience and Necessity be approved, with conditions. The conditions consist of the following:

- 1) The Planning Commission will request the Florence City Engineer to verify the ground elevation at the church site.
- 2) SprintCom will contact the City of Florence to see if they would prefer a flag pole style tower or a standard monopole.
- 3) The Planning Commission agrees to waive the 120' height limitation. The maximum tower height can be 135'.

If you have any questions about the Planning Commission's action or recommendation, please don't hesitate to contact me at your convenience.

Sincerely,



Kevin P. Costello, AICP
Executive Director

KPC/vlm

RESOLUTION R-00-012-A

A RESOLUTION AND RECOMMENDATION OF THE BOONE COUNTY PLANNING COMMISSION TO BE OFFICIALLY REGISTERED WITH THE KENTUCKY PUBLIC SERVICES COMMISSION REGARDING A UNIFORM APPLICATION FOR SANDRA F. KEENE (AGENT) FOR SPRINTCOM, INC. (LEASEHOLDER) PURSUANT TO HOUSE BILL NO. 168 AS ENACTED BY THE GENERAL ASSEMBLY OF KENTUCKY, THE KENTUCKY REVISED STATUTES CHAPTER 100.987, AND ARTICLE 31, SECTION 3197 OF THE BOONE COUNTY ZONING REGULATIONS.

WHEREAS, the Boone County Planning Commission serves as a joint city/county planning unit serving the Boone County Fiscal Court and the Cities of Florence, Union and Walton and established pursuant to Chapter 100 of the Kentucky Revised Statutes, and

WHEREAS, the Boone County Planning Commission has studied the issue of regulating the siting of cellular antennae towers through the adoption of Article 31, Section 3197 of the Boone County Zoning Regulations (Regulations for Wireless Communication Facilities and Services), which is consistent with House Bill No. 168, and the Kentucky Revised Statutes, Chapter 100.987 and,

WHEREAS, the Boone County Planning Commission has previously registered with the Kentucky Public Services Commission its right or authority to review cellular antennae tower Uniform Applications on a local level.

NOW, THEREFORE, BE IT RESOLVED BY THE BOONE COUNTY PLANNING COMMISSION AS FOLLOWS:

SECTION I

At its July 19, 2000 Business Meeting, the Boone County Planning Commission approved a Uniform Application by Sandra F. Keene (Agent) for SprintCom, Inc. (Leaseholder) for the site located at 7567 Mall Road, Florence, Kentucky based upon the findings of fact and conditions stated at the July 19, 2000 Business Meeting (see cover letter).

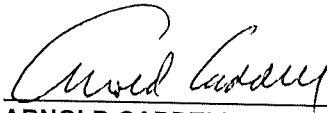
Minutes from the July 19, 2000 Business Meeting and the May 3, 2000 Public Hearing are available at the Boone County Planning Commission's office.

SECTION II

This resolution serves as notification of the action and recommendation of the Boone County Planning Commission and hereby registered with the Kentucky Public Services Commission as required by House Bill No. 168 and the Kentucky Revised Statutes, Chapter 100.987. Upon adoption of this Resolution, the appropriate officials of the Boone County Planning Commission are hereby directed to forward this Resolution to the Kentucky Public Services Commission.

PASSED AND APPROVED ON THIS 19TH DAY OF JULY, 2000.

APPROVED:



**ARNOLD CADDELL
CHAIRMAN**

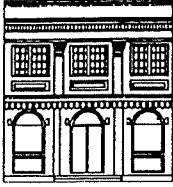
ATTEST:



**VICKI L. MYERS
MANAGER, ADMINISTRATIVE SERVICES**

AC:vlm

BOONE COUNTY PLANNING COMMISSION



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August 11, 2000

Ms. Helen Helton
Executive Director
Kentucky Public Service Commission
P.O. Box 615
Frankfort, KY 40602

RE: Uniform Application - Sandy Keene (Agent) for
SprintCom, Inc. (Leaseholder)
7567 Mall Road, Florence, KY

Dear Ms. Helton:

On July 19, 2000, the Boone County Planning Commission adopted Resolution No. R-00-012-A. This Resolution informed the Kentucky Public Service Commission that the Boone County Planning Commission approved, with conditions, by a 6 to 5 vote, a Uniform Application that was submitted by Sandy Keene (Agent) for SprintCom, Inc. (Leaseholder), for a site located at 7567 Mall Road, Florence, Kentucky.

One of the conditions of this approval was that the Boone County Planning Commission would hire the City of Florence's Engineer, Viox & Viox, to verify the ground elevation at an alternative Church site (see attached minutes). The reason this condition was imposed was that there was a discrepancy between the elevation shown on the U.S.G.S. Topographical Map and the elevation that was depicted by SprintCom's surveyor, Tectonic Engineering Consultants.

The Viox & Viox survey indicates a ground elevation of 884.7 feet in one survey and 885.4 feet in a second survey. These surveys indicate that the Tectonic Engineering Consultants survey, which indicated a ground elevation of 861.03 feet, may be outside the plus or minus 20 foot range.

Enclosed are copies of the surveys that were performed by Viox & Viox and Tectonic Engineering Consultants.

Ms. Helen Helton
August 11, 2000
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If you have any questions about the Planning Commission's action or recommendation, please do not hesitate to call Todd Morgan your convenience at (859) 334-2196.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin Costello", with a long horizontal line extending to the right.

Kevin P. Costello, AICP
Executive Director

KPC/vlm

Enclosures

cc: Todd Morgan, Planner