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December 3, 2010

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DEC 06 2010

PUBLIC SERVICE
COMMISSION

Jeff Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40601

RE: **Case No.: 2010-00426 – Alternative Rate Filing Application of Hillridge Facilities, Inc.**

Dear Mr. Derouen:

Enclosed please find an original and eleven copies of Louisville & Jefferson County Metropolitan Sewer District's Motion for Full Intervention in the above-referenced matter. Please file the original and ten copies with the Commission and return a filed-stamped copy back to me in the enclosed postage prepaid envelope.

Thank you in advance for your assistance.

Sincerely,

JANICE M. THERIOT

JMT:jls

Enclosures

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In the Matter of:)
ALTERNATIVE RATE FILING APPLICATION OF)
HILLRIDGE FACILITIES, INC.) Case No. 2010-00426

LOUISVILLE & JEFFERSON COUNTY METROPOLITAN SEWER
DISTRICT'S MOTION FOR FULL INTERVENTION

The Louisville & Jefferson County Metropolitan Sewer District (MSD), by undersigned counsel and pursuant to KRS 278.310 and 807 KAR 5:001 § 3(8), moves for full intervention in the above-styled proceeding. The customers currently served by Hillridge Facilities Inc are in Jefferson County. Within Jefferson County, MSD is empowered to approve or revise any sewer plans such as those set forth by Hillridge in this case. KRS 76.080(12) empowers MSD as follows:

To approve or revise the plans and designs of all trunk, intercepting, connecting lateral and outlet sewers, storm water drains, pumping and ventilating stations, disposal and treatment plants and works proposed to be constructed, altered or reconstructed by any other person or corporation, private or public in the whole county, in order to insure that such proposed construction, alteration or reconstruction shall conform to and be a part of a comprehensive sewer and drainage system of the said county. No sewers, drains, pumping and ventilation stations, or disposal and treatment plants or works shall be constructed, altered or reconstructed without approval by the board of the district. Any such work shall be subject to inspection and supervision of the district.

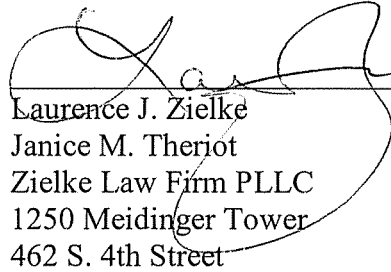
The Hillridge wastewater treatment plant is obsolete and its collection system has severe inflow and infiltration problems that will require approximately \$1,000,0000 worth of repairs to alleviate. Additionally, Hillridge cannot comply with the requirements set out by the Commonwealth of Kentucky in the Hillridge wastewater discharge permit, KPDES KY0036226. Like all discharge permits issued in Kentucky, Hillridge's permit

includes a provision that the plant will shut down once a regional sewer system is available:

This treatment unit is temporary and in no way supersedes the need of a regional sewer system. The permittee will eliminate the discharge and treatment unit by connection to a regional sewer system when it becomes available as defined in 401 KAR 5:002.

MSD has recently completed construction on a pump station which makes a regional sewer system available to the homeowners currently served by Hillridge. Any plans by Hillridge to raise rates to pay for repairs to its plant or system must be evaluated in light of this recent development. As such, MSD has an interest in this proceeding.

Respectfully submitted,




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Certificate of Service

Counsel certifies that, on this the 3rd day of December 2010, an original and ten copies of this Motion to Intervene was filed by overnight delivery to Jeff Derouen, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, KY 40601. A copy was served on the following by U.S. Mail, first-class, postage prepaid:

Sonja Ridge
Hillridge Facilities, Inc
17825 Bradbe Road
Fisherville, KY 40023

Jack Conway, Attorney General
David Edward Spenard, Assistant Attorney General
1024 Capital Center Drive, Suite 200
Frankfort, KY 40601-8204


Counsel for MSD