



Steven L. Beshear
Governor

Leonard K. Peters
Secretary
Energy and Environment Cabinet

Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
Fax: (502) 564-3460
psc.ky.gov

David L. Armstrong
Chairman

James W. Gardner
Vice Chairman

Daniel E. Logsdon Jr.
Commissioner

April 14, 2015

PARTIES OF RECORD

Re: Case No. 2014-00163
An Investigation of Existing and Future Service of Bullitt Utilities, Inc.

Attached is a copy of an April 14, 2015, letter from Scott Stutler on behalf of Bullitt County Sanitation District to Robert Moore on behalf of Bullitt Utilities which is being filed in the record of the above-referenced case. If you have any comments you would like to make regarding this letter, please do so within five days of receipt of this letter. If you have any questions, please contact Ann Ramser, Staff Attorney, at (502) 782-2585.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeff Derouen", with a long horizontal flourish extending to the right.

Jeff Derouen
Executive Director

ALR/ph

Attachment

April 14, 2015

Hon. Rob Moore
415 West Main Street
P.O. Box 676
Frankfort, KY 40601
Via email: Rmoore@Hazelcox.com

Re: Temporary Agreement Between Bullitt Utilities, Inc. and BCSD

Dear Mr. Moore:

The Bullitt County Sanitation District (BCSD) had its regularly scheduled Board meeting on April 9, 2015. Among the topics at that meeting was the letter sent on behalf of Bullitt Utilities, Inc. (BU) requesting that BCSD allow a temporary connection be made to accept wastewater flow from the Hunter's Hollow Waste Water Treatment Plant (Hunter's Hollow). The Board has made the following recommendations regarding that request:

1. BCSD would be willing to enter into negotiations on a new and separate agreement to allow a temporary connection between Hunter's Hollow and BCSD if BU can commit to the threshold requirement that variable speed drives and flow meters will be installed at the connection site. If BU cannot confirm that this condition will be met BCSD will be unable to further discuss a temporary connection. Without the aforementioned variable speed drives and flow meters BCSD would have no way to monitor and control the amount of flow being accepted from Hunter's Hollow. Unmetered and uncontrolled flow from Hunter's Hollow would likely overwhelm BCSD's current Wastewater Treatment Facilities, which would result in further detrimental environmental impact. BCSD is of the opinion that no entity involved in the ongoing Hunter's Hollow situation would be in favor of further environmental damage.
2. BCSD believes that any agreement to accept flow from Hunter's Hollow on a temporary basis is outside of the contemplation of the parties when they entered into the Agreement signed on November 10, 2014. As such BCSD believes that any arrangement to accept flow from Hunter's Hollow on a temporary basis would require a new and separate agreement between BCSD and BU.

BCSD is sympathetic to the issues faced by BU and Hunter's Hollow but cannot accept wastewater flow on a temporary basis that would likely result in further environmental damage. However, if BU can agree to the threshold requirements outlined above, BCSD believes a new agreement could be quickly and simply negotiated that would allow for a temporary connection to be made.

Please contact Scott Stutler or Jerry Kennedy so that they may advise the Board of BU's position regarding the variable speed drives and flow meters so that, if possible, an agreement can be reached and a connection be made at the first opportunity.

Sincerely,

A handwritten signature in black ink, appearing to read 'Scott Stutler', with a long horizontal flourish extending to the right.

Scott Stutler
Counsel for BCSD
417 Helm Lane
Mt. Washington, KY 40047
502-299-3101
scottstutler@twc.com

CC: Jerry Kennedy
Lynn Spencer
Chuck Callahan
Jeff Cummings
Ann Ramser
Jennifer Hans

*Bullitt Utilities, Inc. dba Hunters Hollow Sewer
1706 Bardstown Road
Louisville, KY 40205

*Carroll F Cogan
President
Bullitt Utilities, Inc. dba Hunters Hollow Sewer
P. O. Box 91588
Louisville, KY 40291

*Gregory T Dutton
Assistant Attorney General
Office of the Attorney General Utility & Rate
1024 Capital Center Drive
Suite 200
Frankfort, KENTUCKY 40601-8204

*Mark E Edison
176 Combs Court
Shepherdsville, KENTUCKY 40165

*Honorable Robert C Moore
Attorney At Law
Hazelrigg & Cox, LLP
415 West Main Street
P.O. Box 676
Frankfort, KENTUCKY 40602