

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

THE APPLICATION OF THE LEVEE ROAD)
WATER ASSOCIATION, INC., A NON-)
STOCK, CORPORATION ORGANIZED)
PURSUANT TO CHAPTER 273 OF THE)
KENTUCKY REVISED STATUTES, OF)
MONTGOMERY COUNTY, KENTUCKY, FOR)
(1) A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY,)
AUTHORIZING AND PERMITTING SAID) CASE NO. 9212
ASSOCIATION TO EXPAND ITS DISTRI-))
BUTION SYSTEM TO ADDITIONAL)
TERRITORY NOT SERVED BY ANY WATER))
SOURCE: (2) APPROVAL OF THE)
PROPOSED PLAN OF FINANCING OF)
SAID PROJECT: AND (3) APPROVAL)
OF THE WATER RATES PROPOSED TO)
BE CHARGED BY THE ASSOCIATION TO)
CUSTOMERS OF THE ASSOCIATION)

O R D E R

On October 19, 1984, Levee Road Water Association ("Levee") filed its application to construct certain facilities, issue certain securities to fund the construction and raise its water rates. The proposed water rates were based upon a revenue requirement analysis including the proposed construction and financing. On August 1, 1985, a motion was filed by Levee Road stating that it has been unable to meet the filing requirements on a timely basis, therefore causing a delay in the Commission's decision beyond the 10-month time period allowed to decide a rate case as set out in KRS 278.190 (3). Levee Road requests authority to withdraw its case without prejudice and to reopen at a later date once all of its requirements have been met.

After review of the record, and being advised, the Commission FINDS the following:

(1) That the proposed rates are based, in a large part, on the proposed construction project.

(2) That the bid tabulations on the construction project and the public hearing on the application cannot be completed within the 10-month time frame provided by statute to decide rate cases.

(3) That the Motion filed on August 1 by Levee Road should be granted.

(4) That upon satisfactory completion of the bid tabulations, Levee Road should file a motion to reopen this case and seek a Commission Order based on facts already in the record, along with the bid tabulations.

IT IS THEREFORE ORDERED That Levee Road's motion be and it hereby is granted.

IT IS FURTHER ORDERED That Levee Road shall file a motion to reopen this case once it has the necessary bid tabulations on the proposed construction projects and for an Order based on the record as it then exists.

Done at Frankfort, Kentucky, this 8th day of August, 1985.

PUBLIC SERVICE COMMISSION

Richard D. Womack
Chairman

Paul L. G. H.
Vice Chairman

did not participate
Commissioner

ATTEST:

Secretary