

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

GOSHEN UTILITIES, INC.'S REQUEST)
FOR APPROVAL OF RELIEF FROM)
INSPECTION OF CUSTOMERS SERVICE) CASE NO. 10067
LINES; A DEVIATION FROM SUBSECTION)
(3) OF 807 KAR 5:066(10))

O R D E R

By letter received October 27, 1987, Goshen Utilities, Inc., ("Goshen") requested a deviation from subsection (3) of 807 KAR 5:066, Section 10. Said request proposed that Goshen be relieved of the requirements for inspections of customers' service lines as prescribed by subsection (3). The letter said that such inspections would be a duplication of the inspections performed by State Plumbing Inspectors.

Goshen should be aware that House Bill 490 as enacted by the last session of the Kentucky General Assembly exempted farmsteads from state plumbing inspections. KRS 318.010 (8) defines farmsteads as follows:

Farmstead means a farm dwelling together with other farm buildings and structures incident to the operation and maintenance of the farm situated on ten (10) acres or more of land which is located outside the corporate limits of a municipality.

The Commission, having reviewed the evidence of record, and being advised, is of the opinion and finds that:

1. The Kentucky Department of Housing, Building and Construction, in accordance with KRS 318.134 requires that a permit be obtained for the installation of customers' service lines.

2. State plumbing inspectors of the Department of Housing, Building and Construction in accordance with KRS 318.134 make inspections of customers' service lines except for those installations made for farmsteads or those installations under the jurisdiction of local government inspectors.

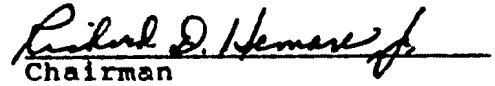
3. A local government may, by ordinance, enact the Kentucky State Plumbing Code and regulate the installation of customers' service lines within its jurisdictional area in accordance with KRS 318.140.

4. Subject to the exclusion of customers' service lines that are not inspected by state plumbing inspectors per KRS 318.134 or local government plumbing inspectors per KRS 318.140, Goshen's requested deviation from the requirements of subsection (3) of 807 KAR 5:066(10) should be granted.

IT IS THEREFORE ORDERED that Goshen's request for a deviation from subsection (3) of 807 KAR 5:066(10) for those service lines inspected by state or local plumbing inspectors under KRS 318 be and it hereby is granted. Goshen shall, however, conduct such inspections where the same are not provided by state or local plumbing inspectors under KRS 318.

Done at Frankfort, Kentucky, this 29th day of February, 1988.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Executive Director