

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF THE LOUISVILLE AND)	
JEFFERSON COUNTY METROPOLITAN SEWER)	CASE NO.
DISTRICT FOR APPROVAL TO ACQUIRE THE)	90-348
ASSETS OF CHENOWETH SANITATION, INC.)	

O R D E R

On November 7, 1990, the Louisville and Jefferson County Metropolitan Sewer District ("MSD") submitted an application for approval of the transfer of ownership of the assets of Chenoweth Sanitation, Inc. ("Chenoweth") to MSD.

Having considered the evidence of record and being otherwise sufficiently advised, the Commission finds that:

1. Chenoweth owns and operates a wastewater treatment plant serving approximately 415 customers in the Chenoweth Subdivision of Jefferson County, Kentucky, and is therefore a "utility" as defined by KRS 278.010(3)(f).

2. MSD is a public body corporate and political subdivision created for the purpose of providing adequate sewer and drainage facilities in and around Jefferson County, Kentucky. KRS 76.010.

3. MSD and Chenoweth have agreed to the transfer of ownership of the Chenoweth wastewater treatment plant and all real property interest associated therewith to MSD for a total consideration of \$244,600.

4. KRS 278.020 requires Commission approval of the proposed transfer of ownership of the Chenoweth wastewater treatment plant.

5. As of June 30, 1989, MSD had total assets of \$436,216,166 and total liabilities of \$42,690,879.

6. MSD has approximately 81 employees licensed as wastewater treatment plant operators.

7. MSD has the financial, managerial, and technical abilities to provide reasonable utility service to the persons currently served by Chenoweth.

IT IS THEREFORE ORDERED that:

1. The transfer of ownership of the assets of Chenoweth to MSD is approved.

2. MSD shall file an executed copy of the agreement evidencing transfer of ownership with the Commission within 21 days of the date of this Order.

3. Until formal closing of the transfer of ownership occurs, the Commission shall retain jurisdiction over the Chenoweth wastewater treatment plant and Chenoweth shall continue to be responsible for complying with all Commission rules and regulations, including those which require the timely filing of any information, notice, or reports.

Done at Frankfort, Kentucky, this 30th day of November, 1990.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director