

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

TRI-VILLAGE WATER DISTRICT)	
)	
_____)	CASE NO.
)	91-143
ALLEGED VIOLATION OF COMMISSION)	
REGULATION 807 KAR 5:066)	

O R D E R

On September 19, 1991, the Commission ordered Tri-Village Water District ("Tri-Village") to take certain actions to bring its water distribution system into compliance with all applicable state regulations. This action was motivated by Commission concerns about water quality and water pressure problems which posed a serious threat to public health.

The record indicates that Tri-Village has done little to correct the deficiencies of its water distribution system. Tri-Village has previously argued that the lack of funding severely limited its efforts to correct these deficiencies. Since September 19, 1991, however, Tri-Village has made little effort to secure funding for the needed corrections. It has limited its efforts to applying for funding from the Farmers Home Administration ("FmHA"). It has not applied for funding from other governmental agencies or commercial sources.

WHEREFORE, the Commission, on its own motion, HEREBY ORDERS that:

1. A hearing shall be held on August 20, 1992, at 1:00 p.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky to examine the current condition of Tri-Village's water distribution system and Tri-Village's efforts to correct the deficiencies in that system.

2. Tri-Village shall appear at this hearing for the purpose of presenting evidence on the condition of its water distribution system and its efforts to correct deficiencies in that system and of showing cause, if any it can, why it should not be subject to the penalties of KRS 278.990 for its alleged failure to comply with Commission Regulation 807 KAR 5:066, Sections 3(1)¹ and 5(1).²

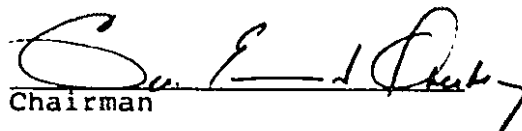
3. The members of Tri-Village's Board of Commissioners, in their individual capacity, shall also appear at this hearing for the purpose of showing cause, if they can, why each should not be subject to the penalties of KRS 278.990 for assisting in Tri-Village's failure to comply with Commission Regulations 807 KAR 5:066, Section 3(1) and 5(1).

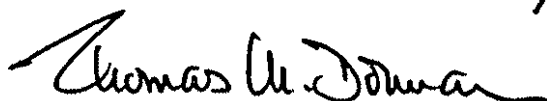
¹ "Any utility furnishing water service for human consumption or domestic use shall conform to all legal requirements of the Natural Resources Cabinet for construction and operation of its water system as pertains to sanitation and potability of the water."


² "Each utility shall, subject to the approval of the commission, adopt and maintain a standard pressure in its distribution system at locations to be designated as the point or points of "standard pressure." . . . In no event, however, shall the pressure at the customer's service pipe under normal conditions fall below thirty (30) psig nor shall the static pressure exceed 150 psig."

Done at Frankfort, Kentucky, this 17th day of July, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director, Acting