

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF THE SOUTH 641)	
WATER DISTRICT FOR CERTAIN)	CASE NO. 92-240
NON-RECURRING CHARGES)	

O R D E R

On June 5, 1992, the Commission received an application from the South 641 Water District ("South 641") wherein it proposes to adjust its charges for certain non-recurring charges. In its filing, South 641 requested a deviation from the requirements of 807 KAR 5:011, Section 10(1)(b), (1)(c), (1)(d), (1)(e), and (2), and 807 KAR 5:011, Section 8.

807 KAR 5:011, Section 10(1)(b), requires a statement by the utility confirming that a copy of the application was simultaneously sent to the Attorney General. Section 10(1)(c) requires a statement explaining why the proposed changes could not have been included in the last rate case and why current conditions prevent deferring the change until the next rate case. Section 10(1)(d) requires the utility to file an impact statement identifying the customers affected by the proposed change.

The information required by the above-cited regulation is critical to the Commission's complete review of South 641's filing. Having reviewed the filing and being otherwise sufficiently advised, the Commission finds that South 641's

request to deviate from the requirements of 807 KAR 5:011, Section 10(1)(b), 10(1)(c), 10(1)(d), should be denied.

Section 10(1)(e) requires an income statement and balance sheet for a recent 12-month period. Having reviewed the filing and being otherwise sufficiently advised, the Commission finds that the information filed therein is sufficient to enable the Commission to adequately review South 641's filing. Therefore, its request for a deviation from the Section 10(1)(e) should be granted.

Section 10(2) requires additional information if the additional revenue to be generated from the proposed tariff revisions exceeds 5 percent the total revenues provided by all miscellaneous and non-recurring charges for a 12-month period. The Commission finds that Section 10(2) does not apply to South 641's filing; therefore, a deviation from Section 10(2) is not necessary.

Commission Regulation 807 KAR 5:011, Section 8, requires that a copy of the public notice be included in the filing. The public notice required by the above-cited regulation is critical to assuring ratepayers an opportunity to participate in a proceeding and apprising them of the subjects and issues involved so that they may present responsive data or arguments relating thereto. Having reviewed the filing and being otherwise sufficiently advised, the Commission finds that South 641's request for a deviation from 807 KAR 5:011, Section 8, should be denied.

As the information required by the regulation cited above has not been filed with South 641's proposed tariff, the Commission

further finds its tariff cannot be accepted for filing with the proposed effective date of May 27, 1992.

IT IS THEREFORE ORDERED that:

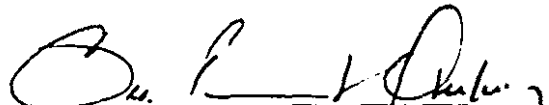
1. South 641's request for a deviation from the requirements of 807 KAR 5:011, Section 10(1)(b), 10(1)(c), 10(1)(d), and 807 KAR 5:011, Section 8, is hereby denied.

2. South 641's request for a deviation from the requirements of 807 KAR 5:011, Section 10(1)(e), is hereby granted.


3. South 641's proposed tariff is being returned with this Order. The proposed tariff shall be refiled with an effective date no sooner than 30 days from the filing of the information required by the above-cited regulation.

Done at Frankfort, Kentucky, this 22nd day of June, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director, Acting