

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION OF OAK HAVEN
WATER AND SEWER, INC.

ALLEGED VIOLATION OF KRS
CHAPTER 278 AND 807 KAR 5:071,
SECTION 7(1) AND (4)

)
)
)
) CASE NO. 92-267
)
)
)

O R D E R

On August 27, 1992, an Order was issued by the Commission penalizing Oak Haven Water and Sewer, Inc. ("Oak Haven") and Marvin Conrad, individually and as president of Oak Haven, for nine violations of 807 KAR 5:071, Section 7(1), and two violations of 807 KAR 5:071, Section 7(4). Pursuant to KRS 278.990, Oak Haven was assessed a penalty of \$25 and a penalty of \$1,000 was assessed against Mr. Conrad. However, if within 60 days from the date of that Order the violations had been corrected, the \$1,000 penalty assessed against Mr. Conrad would be suspended.

Oak Haven was reinspected on September 25, 1992 and again on October 26, 1992. Both reports, attached hereto and incorporated herein as Appendix A and Appendix B, respectively, reflect that of the 11 original violations only 2 had been corrected and an additional violation was discovered during the September 25, 1992 reinspection.

To date, the \$25 penalty assessed against Oak Haven has not been received by the Commission. Payment was due within 20 days of the Commission's August 27, 1992 Order.

Since Mr. Conrad has not corrected the violations within the given 60-day time period, the \$1,000 penalty assessed against him shall not be suspended and is due within 10 days of the date of this Order. Failure to comply with this Order could result in court action.

The Commission, having been otherwise sufficiently advised, HEREBY ORDERS that:

1. The \$1,000 penalty assessed against Mr. Conrad and the \$25 penalty assessed against Oak Haven shall be due within 10 days of the date of this Order.

2. Payment shall be made by certified checks or money orders made payable to Treasurer, Commonwealth of Kentucky. Said checks or money orders shall be mailed or delivered to the Office of General Counsel, Public Service Commission, 730 Schenkel Lane, P. O. Box 615, Frankfort, Kentucky 40602.

Done at Frankfort, Kentucky, this 24th day of November, 1992.

ATTEST:



Executive Director

PUBLIC SERVICE COMMISSION


Chairman
Vice Chairman
Commissioner

APPENDIX A
APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 92-267 DATED November 24, 1992
Commonwealth of Kentucky
Public Service Commission

UTILITY REINSPECTION REPORT

Oak Haven Water and Sewer, Inc.
Falmouth, Kentucky

On September 25, 1992, a reinspection of Oak Haven Water and Sewer, Inc. serving the Oak Haven Subdivision was conducted. The purpose of the reinspection was to see what progress, if any, had been made to date on the improvements or corrections stated in Case No. 92-267. The current status of each item is as follows:

1. The bar screen needs to be kept clean. (807 KAR 5:071, Section 7,1)

Current Status: The bar screen still needs to be cleaned.

2. The chlorine contact basin needs to be cleaned of sludge. (807 KAR 5:071, Section 7,1)

Current Status: The basin still needs to be cleaned out.

3. The effluent was not being chlorinated. (807 KAR 5:071, Section 7,1)

Current Status: The effluent is now being chlorinated.

4. The plant area needs to be protected by a 6-foot high chain link fence or the grating over the plant needs to be locked down so it cannot be removed except by the operator. (807 KAR 5:071, Section 7,4)

Current Status: This still needs to be corrected.

5. The cabinet housing the chlorinated unit needs to be locked. (807 KAR 5:071, Section 7,4)

Current Status: This still needs to be corrected.

6. The main electric switch on the pole next to the plant needs to be locked in the "on" position. (807 KAR 5:071, Section 7,1)

Current Status: The switch still needs to be locked in the "on" position.

7. The backup blower/motor unit needs to be repaired and placed in service. (807 KAR 5:071, Section 7,1)

Current Status: The blower/motor unit has been repaired.

8. The weeds, trees and grass around the plant need to be cut. (807 KAR 5:071, Section 7,1)

Current Status: The weeds, trees and grass have been cut.

9. The cabinets housing the blower/motor units need to be locked. (807 KAR 5:071, Section 7,4)

Current Status: The cabinets still need to be locked.

10. The access road to the plant needs gravel. (807 KAR 5:071, Section 7,4)

Current Status: The access road still needs gravel.

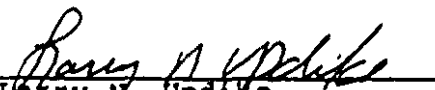
11. The comminutor needs to be repaired. (807 KAR 5:071, Section 7,1)

Current Status: The comminutor still needs to be repaired.

In addition, the following item was noted during this inspection:

- 1A. A leak in the air line feeding the diffusers needs to be repaired.

Submitted,
October 9, 1992


Larry N. Updike
Utility Investigator

EAS

UTILITY REINSPECTION REPORT

Oak Haven Water and Sewer, Inc.
Falmouth, Kentucky

On October 26, 1992, a reinspection of Oak Haven Water and Sewer, Inc. serving the Oak Haven Subdivision was conducted. The purpose of the reinspection was to see what progress, if any, had been made to date on the improvements or corrections stated in Case No. 92-267 and the October 9, 1992 reinspection. The current status of each item is as follows:

1. The bar screen needs to be kept clean. (807 KAR 5:071, Section 7,1)

Current Status: The bar screen still needs to be cleaned.

2. The chlorine contact basin needs to be cleaned of sludge. (807 KAR 5:071, Section 7,1)

Current Status: The basin still needs to be cleaned out.

3. The effluent was not being chlorinated. (807 KAR 5:071, Section 7,1)

Current Status: The effluent is not being chlorinated.

4. The plant area needs to be protected by a 6-foot high chain link fence or the grating over the plant needs to be locked down so it cannot be removed except by the operator. (807 KAR 5:071, Section 7,4)

Current Status: This still needs to be corrected.

5. The cabinet housing the chlorinated unit needs to be locked. (807 KAR 5:071, Section 7,4)

Current Status: This still needs to be corrected.

6. The main electric switch on the pole next to the plant needs to be locked in the "on" position. (807 KAR 5:071, Section 7,1)

Current Status: The switch still needs to be locked in the "on" position.

7. The backup blower/motor unit needs to be repaired and placed in service. (807 KAR 5:071, Section 7,1)

Current Status: The blower/motor unit has been repaired.

8. The weeds, trees and grass around the plant need to be cut. (807 KAR 5:071, Section 7,1)

Current Status: The weeds, trees and grass have been cut.

9. The cabinets housing the blower/motor units need to be locked. (807 KAR 5:071, Section 7,4)

Current Status: The cabinets still need to be locked.

10. The access road to the plant needs gravel. (807 KAR 5:071, Section 7,4)

Current Status: The access road still needs gravel.

11. The comminutor needs to be repaired. (807 KAR 5:071, Section 7,1)

Current Status: The comminutor still needs to be repaired.

The deficiency noted in the October 9th report is as follows:

- 1A. A leak in the air line feeding the diffusers needs to be repaired.

Current Status: The leak still needs to be repaired.

Submitted,
October 29, 1992


Larry N. Updike
Utility Investigator