

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF MARTIN COUNTY WATER)	
DISTRICT NO. 1 FOR A CERTIFICATE OF)	
PUBLIC CONVENIENCE AND NECESSITY TO)	CASE NO.
CONSTRUCT WATER LINE EXTENSIONS AND)	93-337
OTHER APPURTENANCES AND APPROVAL OF)	
FINANCING PLAN)	

O R D E R

On September 13, 1993, Martin County Water District No. 1 ("Martin No. 1") filed an application for a Certificate of Public Convenience and Necessity to construct a \$395,329 waterworks improvement project and for approval of its plan of financing for this project. Project funding includes a \$165,395 grant from the Economic Development Administration ("EDA"), a \$222,159 Community Development Block Grant ("CDBG") from the U.S. Department of Housing and Urban Development ("HUD"), and \$7,775 from Martin No. 1.

Martin No. 1's application was made pursuant to KRS 278.023 which requires the Commission to accept agreements between water districts and HUD and to issue the necessary order to implement the terms of such agreements within 30 days of satisfactory completion of the minimum filing requirements. Given that minimum filing requirements were met in this case on September 13, 1993, KRS 278.023 does not grant the Commission any discretionary authority to modify or reject any portion of this agreement.

IT IS THEREFORE ORDERED that:

1. Martin No. 1 is hereby granted a Certificate of Public Convenience and Necessity for the proposed construction project.

2. Martin No. 1's proposed plan of financing with HUD is accepted.

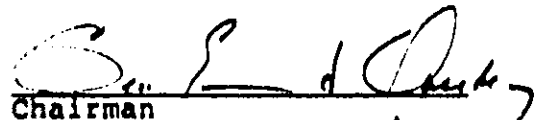
3. Martin No. 1 shall file a copy of the "as-built" drawings and a certified statement that the construction has been satisfactorily completed in accordance with the contract plans and specifications within 60 days of the substantial completion of the construction certificated herein.

4. Martin No. 1 shall monitor the adequacies of the expanded water distribution system after construction. If the level of service is inadequate or declining or the pressure to any customer falls outside the requirements of 807 KAR 5:066, Section 5(1), Martin No. 1 shall take immediate action to bring the system into compliance with Commission regulations.

Nothing contained herein shall be deemed a warranty of the Commonwealth of Kentucky, or any agency thereof, of the financing herein accepted.

Done at Frankfort, Kentucky, this 7th day of October, 1993.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

ATTEST:


Executive Director


Commissioner