

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

HOUSING AUTHORITY OF PARIS)	
)	
_____)	CASE NO. 99-459
)	
ALLEGED VIOLATION OF)	
ADMINISTRATIVE REGULATION)	
807 KAR 5:022)	

O R D E R

Housing Authority of Paris ("HA of Paris") is a master meter system operator that receives natural gas from the Columbia Gas of Kentucky system. HA of Paris then redistributes its gas to 157 units throughout the housing complex for various purposes, including cooking, hot water, boilers, and heating.

HA of Paris, as a master meter operator, is subject to the safety jurisdiction of the Commission, pursuant to KRS 278.040 and KRS 278.495. HA of Paris is also subject to Commission jurisdiction under the authority of and in compliance with federal pipeline safety laws, 49 U.S.C. § 60101, *et seq.*, and the regulations of 49 CFR 189-199.

Pursuant to these statutes and 49 CFR 189-199, the Commission promulgated Administrative Regulation 807 KAR 5:022. Commission Staff has submitted to the Commission a Comprehensive Inspection Report ("Report"), dated October 13, 1999, in which Commission Staff alleges that HA of Paris's low pipe-to-soil readings violated 49 CFR 192.465(d) and 807 KAR 5:022, Section 10(9)(d). 807 KAR 5:022, Section 10(8)(a), requires the utility to provide a level of cathodic protection in compliance with

Appendix D of the regulation. The Report states this is a repeat violation, as cited in the August 18, 1997 comprehensive report.

Based on its review of the Report, and being otherwise sufficiently advised, the Commission finds *prima facie* evidence that HA of Paris has failed to comply with Administrative Regulation 807 KAR 5:022 and 49 CFR 192.465(d)

The Commission, on its own motion, HEREBY ORDERS that:

1. HA of Paris shall appear before the Commission on February 8, 2000, at 9:30 a.m., Eastern Standard Time, at the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of presenting evidence concerning the alleged violation of Administrative Regulation 807 KAR 5:022, and of showing cause why it should not be subject to the penalties prescribed in KRS 278.990(1) and KRS 278.992(1) for the alleged violation.

2. The Comprehensive Inspection Report of HA of Paris, dated October 13, 1999, a copy of which is appended hereto, is made part of the record of this proceeding.

3. HA of Paris shall submit to the Commission within 20 days of the date of this Order a written response to the allegation contained in the Report.

4. Any motion requesting an informal conference with Commission Staff to consider matters which would aid in the handling or disposition of this proceeding shall be filed with the Commission no later than 20 days from the date of this Order.

Done at Frankfort, Kentucky, this 17th day of November, 1999.

By the Commission

ATTEST:

Executive Director