

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF SANITATION)	
DISTRICT NO. 1 FOR APPROVAL)	
TO ACQUIRE THE ASSETS OF)	CASE NO. 2001-097
BURL-PARK SANITATION)	
ASSOCIATION, INC.)	

O R D E R

On May 9, 2001, Sanitation District No. 1 filed an application for Commission approval of the transfer of the assets and sewer treatment facilities and system of Burl-Park Sanitation Association, Inc. ("Burl-Park") to Sanitation District No. 1, pursuant to KRS 278.020(4) and (5) and 807 KAR 5:001, Section 8.

Having considered the evidence of record and being otherwise sufficiently advised, the Commission finds that:

1. Burl-Park is a sewer treatment facility as defined in KRS 278.010(3)(f).
2. Burl-Park is currently authorized to operate a sewer treatment facility and system serving approximately 381 customers in the Burl-Park and Hickory Subdivisions in Boone County, Kentucky.
3. Sanitation District No. 1, a corporation formed pursuant to KRS Chapter 220, situated in Boone, Campbell, and Kenton counties, Kentucky, presently owns and operates sewer treatment facilities. Sanitation District No. 1 and Burl-Park entered into

an agreement, dated June 28, 1996, for the transfer of the Burl-Park plant and facilities.¹

4. Corrections of any deficiencies of the plant and facilities required by the agreement have been completed.²

5. Sanitation District No. 1 has sufficient wastewater treatment plant personnel certified to operate the Burl-Park sewer system.

6. Sanitation District No. 1 has the financial, technical, and managerial abilities to provide reasonable utility service to the customers currently being served by Burl-Park.

On June 15, 2001, the Commission entered an Order which set June 28, 2001 as the last day for any party to request a formal hearing in this matter. No formal hearing having been requested by that date, the matter now stands submitted to the Commission.

IT IS THEREFORE ORDERED that:

1. The proposed transfer is approved.
2. Until the actual date of transfer of the Burl-Park facilities and responsibilities for wastewater sewage treatment to Sanitation District No. 1, the Commission shall retain jurisdiction over Burl-Park.
3. Burl-Park shall file all normal and usual utility reports with the Commission reflecting its activity up to the date of transfer.

¹ Exhibit "B" of the Application, filed May 9, 2001.

² Response of Sanitation District No. 1 to Staff Data Request, filed June 1, 2001.

Done at Frankfort, Kentucky, this 9th day of July, 2001.

By the Commission

ATTEST:


Executive Director