

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

TARIFF FILING OF HENRY COUNTY WATER)
DISTRICT NO. 2 TO AMEND ITS POLICY) CASE NO. 2009-00440
REGARDING CERTIFICATION OF WATER)
AVAILABILITY)

ORDER

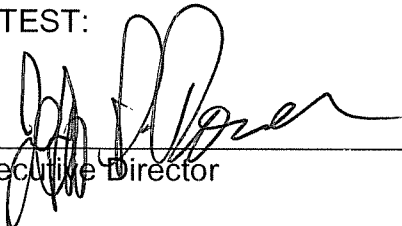
On February 22, 2010, Henry County Water District No. 2 ("Henry District") filed written notice with the Commission of its withdrawal of the revised tariff sheet containing its proposed "Plat Tariff" in which it proposes to condition its certification of the availability of water service to subdivision developments upon the payment of an impact fee or system development charge to offset the effect "of holding hydraulic capacity in reserve for . . . [the] subdivision."

Considering the notice as a motion to withdraw the revised tariff sheet and finding cause to grant the motion, the Commission HEREBY ORDERS that:

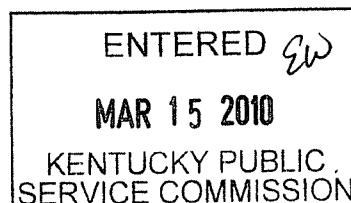
1. Henry District's motion is granted and the revised tariff sheet containing its proposed "Plat Tariff" is considered withdrawn.
2. This case is closed and removed from the Commission's docket.

By the Commission

ATTEST:



Executive Director



James T Simpson
Chief Operating Officer
Henry County Water District #2
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