

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF COLUMBIA GAS OF	)	
KENTUCKY, INC. FOR ISSUANCE OF A	)	
CERTIFICATE OF PUBLIC CONVENIENCE	)	CASE NO.
AND NECESSITY TO BID ON A GAS	)	2012-00280
DISTRIBUTION FRANCHISE IN THE	)	
CORPORATION LIMITS OF THE LEXINGTON-	)	
FAYETTE URBAN COUNTY GOVERNMENT	)	

O R D E R

On June 28, 2012, Columbia Gas of Kentucky, Inc. ("Columbia Gas") filed its application with the Commission seeking a Certificate of Public Convenience and Necessity to qualify it to bid on a franchise for natural gas services offered by the Lexington-Fayette Urban County Government. Under the provisions of KRS 278.020(4), no utility may apply for a franchise from any governmental agency until it has obtained a Certificate of Public Convenience and Necessity from this Commission based on our finding that there is a need and demand for the service sought to be rendered.

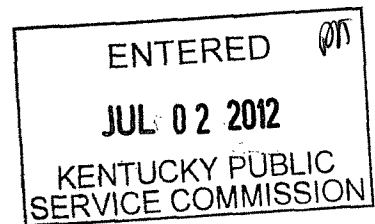
In light of the ordinance of Lexington-Fayette Urban County Government creating a natural gas distribution franchise, the Commission determines that there is evidence of a need and demand for natural gas service for the Lexington-Fayette Urban County Government. Since the Commission's authority in such matters is limited by statute to finding only whether there is a need and demand for the service sought to be rendered, no finding or determination is made as to the qualifications of the bidder, the validity of any of the provisions of the franchises offered by the Lexington-Fayette Urban County Government, or the manner in which any franchise fee is to be treated for rate purposes.

IT IS THEREFORE ORDERED that:

1. Columbia Gas is granted a Certificate of Public Convenience and Necessity that authorizes it to bid on a franchise for natural gas services offered by the Lexington-Fayette Urban County Government.
2. Columbia Gas, if it becomes the successful bidder, shall file two copies of the franchise agreement with the Commission's tariff branch.
3. This Order shall not be construed as granting a Certificate of Public Convenience and Necessity to construct utility facilities for the Lexington-Fayette Urban County Government.

By the Commission

Commissioner Breathitt is abstaining from this proceeding.



ATTEST:

  
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Executive Director

Judy Cooper  
Manager, Regulatory Services  
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