

**ENDORSEMENT OF EMERGENCY:**

The finding of an emergency with respect to the matter affected by this regulation is concurred in by this office allowing this regulation to become effective without the provisional waiting period is deemed necessary to the public interest, all in accordance with KRS 13.085.

/s/ Wilson W. Wyatt  
Acting Governor  
Commonwealth of Kentucky

**BEFORE THE PUBLIC SERVICE COMMISSION OF KENTUCKY**

A meeting of the Public Service Commission was held this date. Present: Chairman J. David Francis and Commissioners Woodrow W. Burchett and Edward T. Breathitt, Jr.

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ORDER AMENDING RULE NO. XII OF THE )  
COMMISSION'S RULES GOVERNING WATER ) ADMINISTRATIVE ORDER  
UTILITIES ) NO. 105

O R D E R

On the Commission's own motion, IT IS ORDERED That Rule No. XII, Extension of Service, be and the same hereby is amended by adding to the end thereof the following Section 7:

7. (a) P.S.C.: W-I-XII-I through 6 shall not apply to municipally owned water utilities.

(b) Each municipally owned water utility serving customers outside the corporate limits, and within 5 miles thereof, shall, upon application or request to extend its mains in such area, supply the service in accordance with paragraph (c) herein, unless this Commission determines that such request is unreasonable, infeasible or will adversely affect the adequacy or quality of service to existing customers of the municipality both inside and outside the corporate limits or will otherwise impair the service or the financial structure of such municipally owned water utility.

(c) Each municipally owned water utility shall provide facilities to furnish water under Section (b) hereof in accordance with such Rules and Regulations as it may file with and be approved by this Commission.

(d) Nothing herein provided shall be construed to alter or restrict the right of any municipally owned water utility, at its option, to extend its lines beyond the corporate limits of the municipality, in the manner provided in K.R.S. 96.150, or, in accordance with the provisions of any charter granted to any such municipally owned water utility by the General Assembly prior to the adoption of the present Constitution of Kentucky.

WHEREAS, there is much confusion relative to the water service furnished by municipally owned water utilities beyond their corporate limits and within 5 miles thereof, and WHEREAS this tends to hinder the normal growth of areas served by the municipal water systems outside their corporate limits, the Public Service Commission finds that an emergency exists with respect to this regulation and deems it necessary to the administration of its affairs that this regulation be excepted from the provisional thirty (30) days filing notice period and become effective immediately upon its filing with the Legislative Research Commission all in accordance with K.R.S. 13.085.

Done at Frankfort, Kentucky, this 30th day of June 1960.

By the Commission

ATTEST:

  
Secretary