

Shadow Wood Waste Environmental

13404 CREEKVIEW ROAD
PROSPECT, KENTUCKY 40059

JULIE K. TINNELL

PHONE (502) 645-0916

CRAIG PERDUE

PHONE (502) 609-3015

March 5, 2005

Mr. Dale Wright
Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602-0615

RECEIVED
MAR 09 2005
PUBLIC SERVICE
COMMISSION

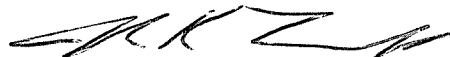
Re: Shadow Wood Subdivision Sewer Service, ("Shadow Waste")
PSC Order dated January 11, 2005 regarding Approval of Transfer

Dear Mr. Wright,

Please find attached our supplemental submission regarding the transfer of the Shadow Wood Subdivision Sewer Service to Shadow Wood Waste Environmental, LLC approved in an order by the Public Service Commission's Order dated January 11, 2005.

The official transfer of deed was recorded on March 1, 2005 and we are proud to serve as the new owners of the plant under PSC guidance. Thank you for all of your consideration and assistance.

Sincerely,



Julie K. Tinnell

CWL: Enclosure

C: Jim Lobb; Clay Long; Marion Gee (MSD)

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

MAR 09 2005

PUBLIC SERVICE
COMMISSION

IN THE MATTER OF:

THE JOINT APPLICATION OF SHADDOW WOOD)
SUBDIVISION SEWER SERVICE AND SHADOW)
WOOD WASTE ENVIRONMENTAL FOR) CASE NO. 2004-00364
APPROVAL OF THE TRANSFER OF WASTE WATER)
TREATMENT FACILITIES PURSUANT TO PURCHASE)
AGREEMENT BETWEEN THE PARTIES)

SUPPLEMENTAL INFORMATION TO THE JOINT APPLICATION FOR APPROVAL OF
THE TRANSFER OF WASTE WATER TREATMENT FACILITIES PURSUANT TO
PURCHASE AGREEMENT BETWEEN THE PARTIES

Comes the applicant, Shadow Wood Waste Environmental, LLC, ("Shadowwood") offering the following supplemental information required by the Public Service Commission Order dated January 11th of 2005 approving the Transfer of Waste Water Treatment Facilities which occurred on March 1st, 2005 pursuant to the submission of the following items:


1. Adoption Notice for the new owner conforming to the requirements of Administrative Regulation 807 KAR 5:011, Section 15(6).
2. The filing by Shadow Wood Waste Environmental, LLC of the tariff as it proposes to put into effect in the form prescribed in Administrative Regulation 807 KAR 5:011, Sections 2 through 5, with proper designation dated March 1, 2005.

Within 30 days from the recorded date of transfer, March 31, 2005, Shadowwood will also file a copy of the journal entry recording the transfer to the new owner as is required.

Respectfully submitted,

Shadow Wood Waste Environmental, LLC


Julie K. Tinnell, President


Date

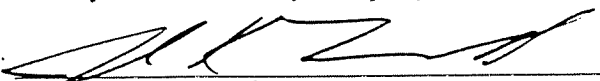
P.S.C. Ky. Adoption Notice No. _____

ADOPTION NOTICE

The undersigned, Julie K. Tinnell, President and Craig Perdue of Shadowwood Waste Environmental, LLC, a Kentucky limited liability company, hereby adopts, ratifies, and makes its own, in every respect as if the same had been originally filed and posted by it, all tariffs and supplements containing rates, rules and regulations for furnishing sewer service in the eastern portion of Jefferson County and Prospect area in the Commonwealth of Kentucky, filed with the Public Service Commission of Kentucky by Shadow Wood Subdivision Sewer Service, a joint venture of Fourth Avenue Corporation and Long Corporation and in effect on February 28, 2005 the date on which the public service business will be taken over by it.

This notice is issued on the 28th day of February, 2005, in conformity with 807 KAR 5:011, Section 11, of the Regulations for the filing of Tariffs of Public Utilities with the Public Service Commission of Kentucky.

SHADOWWOOD WASTE ENVIRONMENTAL, LLC
a Kentucky limited liability company

By: 
Title: Member

Authorized by Ky. P.S.C. Order No. 2004-00364

Shadow Wood Waste Environmental, LLC,
a Kentucky Limited Liability Company

of

P.O. Box 83
Prospect, Kentucky 40059

Rates, Rules, and Regulations for Furnishing Sewer Service

at

Shadow Wood Subdivision, The Harbor at Harrods Creek Condominium
Complex and Clubhouse, River Creek Subdivision and Clubhouse, The
Harbortown Condominium Complex and Clubhouse, The Captain's Quarters
Marina and the Captain Quarters Restaurant

(In the Northeastern Portion of Jefferson County, Kentucky)

Filed with PUBLIC SERVICE COMMISSION OF KENTUCKY

Issued March 1, 2005

Effective March 1, 2005

Issued by: Shadow Wood Waste Environmental
P.O. Box 83
Prospect, KY 40059

By: 

Julie K. Tinnell, President
Shadow Wood Waste Environmental

For: Entire Area Served
P. S. C. Ky. No. 1
Original Sheet No. 1

Shadow Wood Waste Environmental


CLASSIFICATION OF SERVICE

Residential	\$22.78 per month.
Commercial	\$22.78 per month per residential equivalent unit of 12,000 of gallons of water usage, \$22.78 per month minimum.

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For: Entire Area Served
P. S. C. Ky. No. 1
Original Sheet No. 2

Shadow Wood Waste Environmental

Rules and Regulations

Introductory Statement

These Rules and Regulations of the Shadow Wood Subdivision Sewer Service are supplementary to those of the Public Service Commission (PSC) of Kentucky. These Rules and Regulations may be revised, amended, supplemented or otherwise changed from time to time subject to approval of the PSC and shall have the same force as the present Rules and Regulations. In case of conflict, the regulations of the PSC shall govern. No employee or officer or director of the Utility is permitted to make an exception to Rates, Rules or Regulations

Service Area

The Utility furnishes sewer service to customers in the Northeastern Portion of Jefferson County, Kentucky, specifically in the Prospect and Harrods Creek area. These customers currently include the following:


The Shadow Wood Subdivision, The Harbor at Harrods Creek Condominium Complex and Clubhouse, River Creek Subdivision and Clubhouse, The Harbortown Condominium Complex and Clubhouse, The Captain's Quarters Marina and the Captain Quarters Restaurant.

Including estimated residential equivalents, the number of customers is 282.

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Shadow Wood Waste Environmental

Shadow Wood Waste Environmental

Rules and Regulations (cont.)

Billing

The Louisville Water Company is authorized as billing agent for all matters by the Utility.

Application for Service

Each prospective customer desiring sewer service is required to sign Shadow Wood Waste Environmental ("Shadow Wood")'s standard Application for Sewer Service before service is initiated.

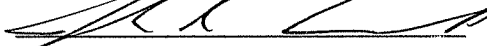
Discontinuance of Service by Shadow Wood

Shadow Wood may refuse to connect or may discontinue service for the violation of any of its Rules and Regulations, or for violation of any of the provisions of the Schedule of Rates and Charges, or for delinquent accounts over 60 days old, or for theft of service. Discontinuance of service as stated by this rule does not release customer from his or her obligation to Shadow Wood. Service may be discontinued after 5 days written notice to customer. The Louisville Water Company is authorized to stop water service to customer if discontinuance of service to customer is required. Shadow Wood will use reasonable diligence in supplying sewer service, but shall not be liable for breach of contract in the event of, or for loss, injury, or damage to persons or property resulting from interruptions in service, excessive or inadequate water pressure, sewage stop-ups, or otherwise unsatisfactory service, whether or not caused by negligence.

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Rules and Regulations (cont.)

Discontinuance of Service by Shadow Wood (Cont.)

Additionally, service will not be restored until all amounts owed to the utility are paid by the customer. Any costs to discontinue service, re-establish service, inspect service or prosecute theft of service or illegal discharge into system or prosecute delinquent accounts shall be borne by customer as allowed by law.

Applicant's Service Line

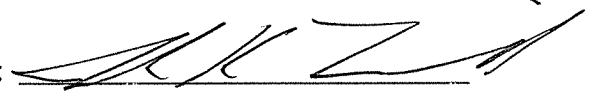
It is understood that the applicant will at his own expense pay for the actual physical connection from his line to Shadow Wood's Line. The applicant's service line is to be installed only by a plumber licensed by the Kentucky State Board of Health and the work must be inspected by the authorized plumbing inspector and an authorized representative of Shadow Wood before the line is backfilled. The customer and/ or installer making a connection to the sewer shall hold Shadow Wood harmless from any loss or damage that may directly or indirectly be occasioned by connecting to Shadow Wood's sewer.

A test tee must be installed by the applicant at the point of connecting to the District's sanitary sewer. All customers are required to install and maintain equipment at the system connection that will prevent back-ups (one-way valves). Shadow Wood assumes no responsibility for back-ups.

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Rules and Regulations (cont.)

Applicant's Service Line (Cont.)

Customers who have system connections installed prior to March 1, 1975 are required to have an inspection by a licensed plumber to determine that back-up prevention devices are installed. All property damages from back-ups are at customer's expense.

Right of Access

The applicant must agree to permit Shadow Wood to lay, maintain, repair, or remove such sewer line that is the property of Shadow Wood located on the applicant's property with the right of ingress and egress over applicant's property, and inspect the physical connection to the system at any time.

Notice of Trouble

Customer shall notify Shadow Wood immediately should the service be unsatisfactory for any reason, or should there be any defects, trouble, or accidents affecting the supply of water or sewage. Such notices, if verbal, should be confirmed in writing.

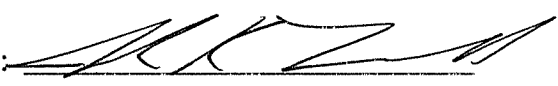
Sewage

Sewage is as defined by 807 KAR 25:060, Section 2(7). Discharge of Grease and other items not defined as sewage is strictly prohibited and constitutes grounds for disconnection from the system.

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Rules and Regulations (cont.)

Applicant's Liability

No person shall discharge or cause to be discharged into the sewer, any harmful waters or wastes, whether liquid, solid, or gas, (including grease) capable of causing obstruction to the flow in sewers, damage or hazard to structures, equipment, and personnel of the sewage works, creation of odor problems, or other interferences with the proper operation of the sewage works. Applicant who discharges or causes to be discharged, any harmful waters or wastes into the sewer shall be held liable for ensuing as allowed by law.

Service Line Infiltration

The applicant shall correct or repair his sewer service line to eliminate any unmetered water from entering the sewer system within ten (10) days after written notice by Shadow Wood.


Connections

The following connections to the system are strictly prohibited: Swimming pool drains, ground or storm water drains or connections, basement sump pumps or underdrains, downspouts or faulty service pipes.

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Shadow Wood Waste Environmental

For: Entire Area Served
P. S. C. Ky. No. 1
Original Sheet No. 7

Shadow Wood Waste Environmental

Rules and Regulations (cont.)

Interruptions In Service

Shadow Wood assumes no responsibility for interruptions in service, or damages resulting to customer for interruptions in service.


Lift Station Utility Bills

All utility bills related to a single customer's lift station will be the customer's responsibility. Shadow Wood will inform Louisville Gas and Electric Company that any lift station electric bills that serve a customer will be the customer's obligation. Shared lift stations will be Shadow Wood's responsibility for utility bills.

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MR. DAVE WRIGHT
PUBLIC SERVICE COMMISSION

