

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

AUG 31 2018

In the Matter of:

PUBLIC SERVICE
COMMISSION

APPLICATION OF CMTA, INC. FOR AN ORDER)
DECLARING THE PROVISIONS OF KRS 278.010(3) AND)
KRS 278.495 INAPPLICABLE TO PROJECT PERFORMED) CASE NO. 2018-00180
BY CMTA, INC. FOR THE KENTUCKY FINANCE &)
ADMINISTRATION CABINET)

MOTION TO AMEND APPLICATION

Comes now CMTA, Inc. ("CMTA"), by counsel, and hereby requests that the Kentucky Public Service Commission ("Commission") allow CMTA to amend its Application filed in the above-styled case. As grounds for this Motion CMTA states as follows:

1. On June 4, 2018 CMTA filed an Application for the Commission to enter an Order declaring the provisions of KRS 278.010(3) and KRS 278.495 inapplicable to the project being performed by CMTA for the Kentucky Finance and Administration Cabinet ("Finance"), ("the Project").

2. After filing the Application, Finance identified an additional building that is now included in the Project. The Kentucky History Center (KHC) is a Finance owned building however, it is not served by the Central Utility Plant for chiller and hot water. The KHC currently has its own chillers and boilers for heating and cooling the building. These existing systems will remain unchanged as part of this project. There are (5) natural gas boilers that provide the heating

hot water to the building. These boilers are the only equipment serviced by the existing natural gas service. The existing natural gas service is provided by Columbia Gas of Kentucky.

3. In this project the proposed campus natural gas piping, as described in the June 4, 2018 Application, will be extended to the KHC, the piping will service the existing natural gas boilers. Finance is including the Kentucky History Center in the Project for the following three reasons; 1) the proximity to the building included in the original scope. 2) The gas piping and heating system will match the system architecture of the building associated with the main project (TCOB, SOB, Annex, CUP). 3) By providing natural gas from the CUP natural gas meter, the state will realize approximately \$40,000.00 annually in utility rate savings.

4. The existing KHC boilers have been and will continue to be owned and operated by Finance, for the sole purpose of providing heating hot water to the HVAC system. Domestic hot water is provided via existing electric hot water heaters.

5. The rent for the Kentucky History Center will remain the same as it is today. Rent is calculated pursuant to the statewide formula described in response to Item 10 of Commission Staff's First Request for Information. The Kentucky History Center rent is as follows: Office Rental Rate \$7.17 per square foot and Office Utility Rate \$3.86 per square foot. The Office Utility Rate includes janitorial services.

6. CMTA does not believe that adding the Kentucky History Center to the Project would create a "utility" under KRS 278.010 or a "master meter system" under KRS 278.495, and requests the Commission to so declare.

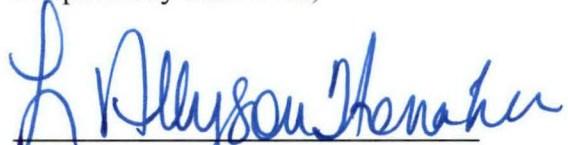
7. A map and drawings including the Kentucky History Center are being attached as Exhibit 1 to this Motion.

WHEREFORE, on the basis of the foregoing, CMTA respectfully requests that the Commission enter an Order:

1. Declaring that neither KRS 278.010 nor KRS 278.485 is applicable to the Project as amended to include the Kentucky History Center, thereby determining that Finance would not be subject to the jurisdiction of the Commission as a utility or as a master meter system operator;
2. Grant CMTA's Motion to Amend the Application; and
3. Granting CMTA all other additional relief to which it may appear entitled.

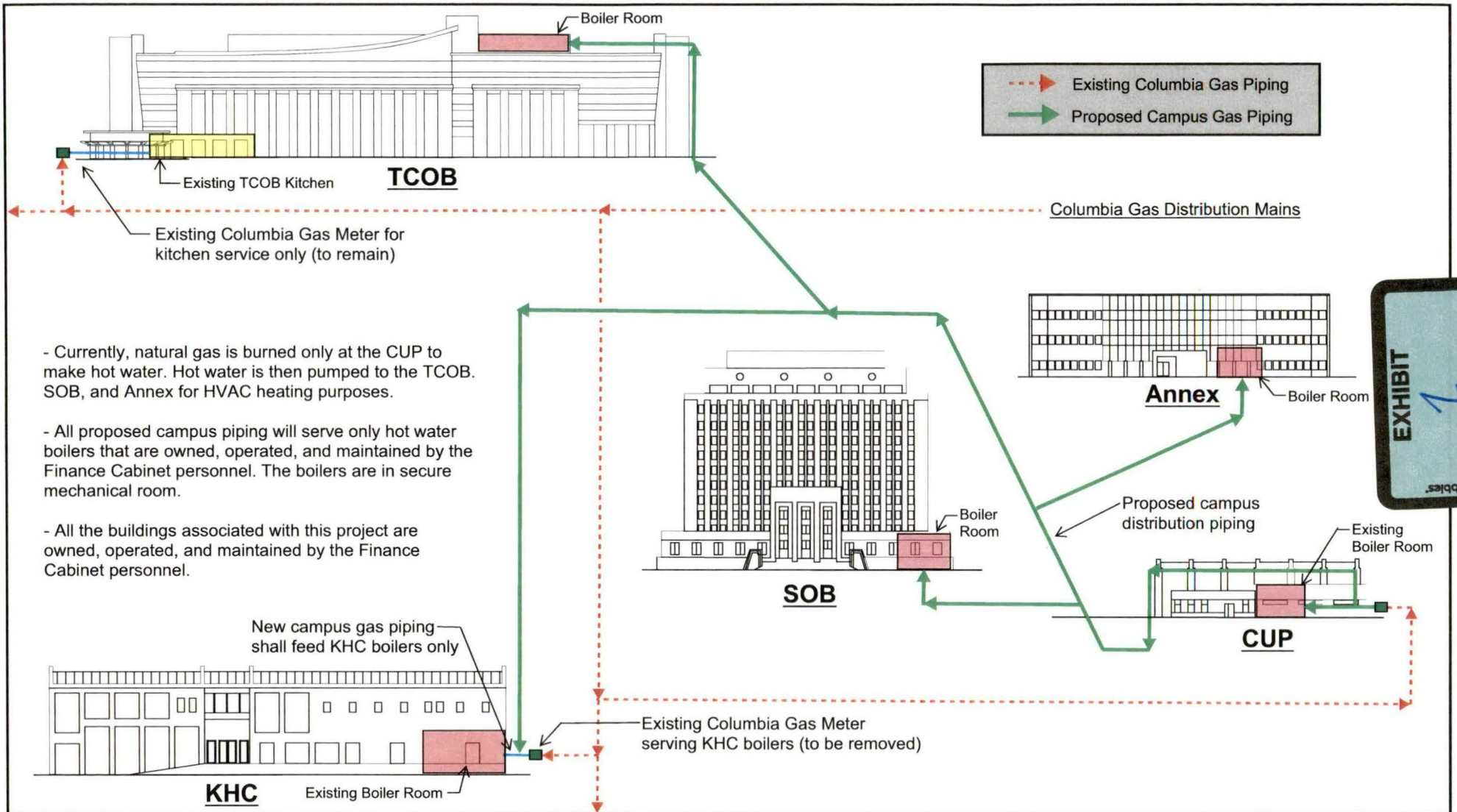
This __ day of August, 2018.

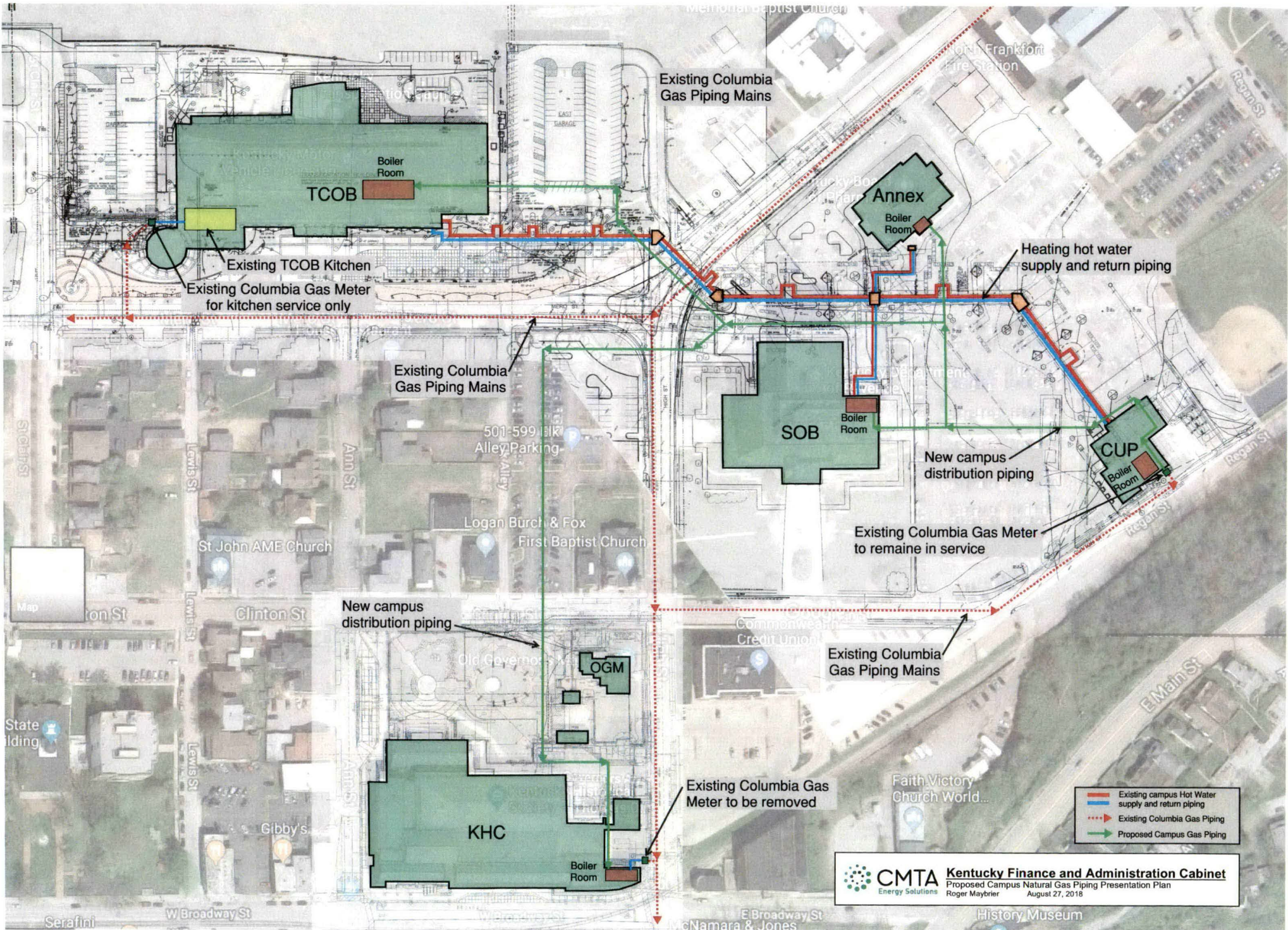
Respectfully submitted,

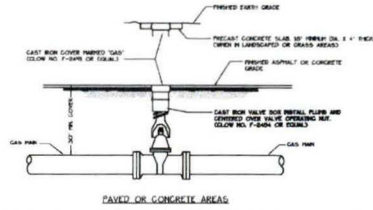


David S. Samford
L. Allyson Honaker
Goss Samford, PLLC
2365 Harrodsburg Road
Suite B-325
Lexington, Kentucky 40504
(859) 368-7740
david@gosssamfordlaw.com
allyson@gosssamfordlaw.com

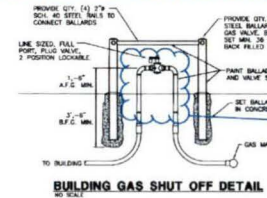
Counsel for CMTA, Inc.







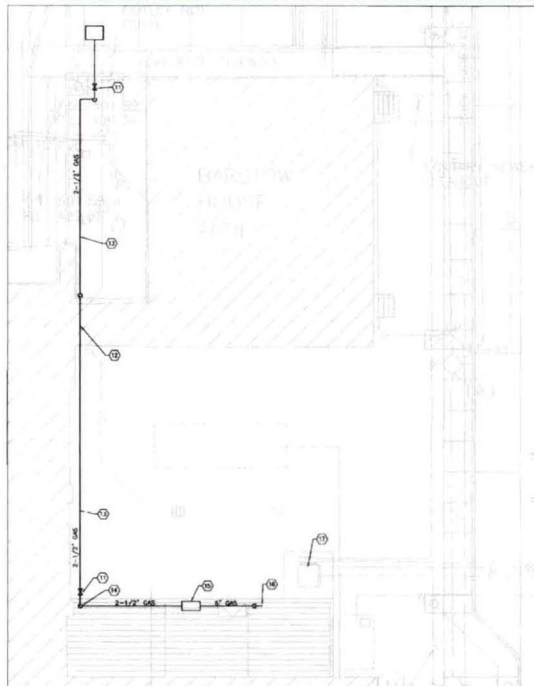
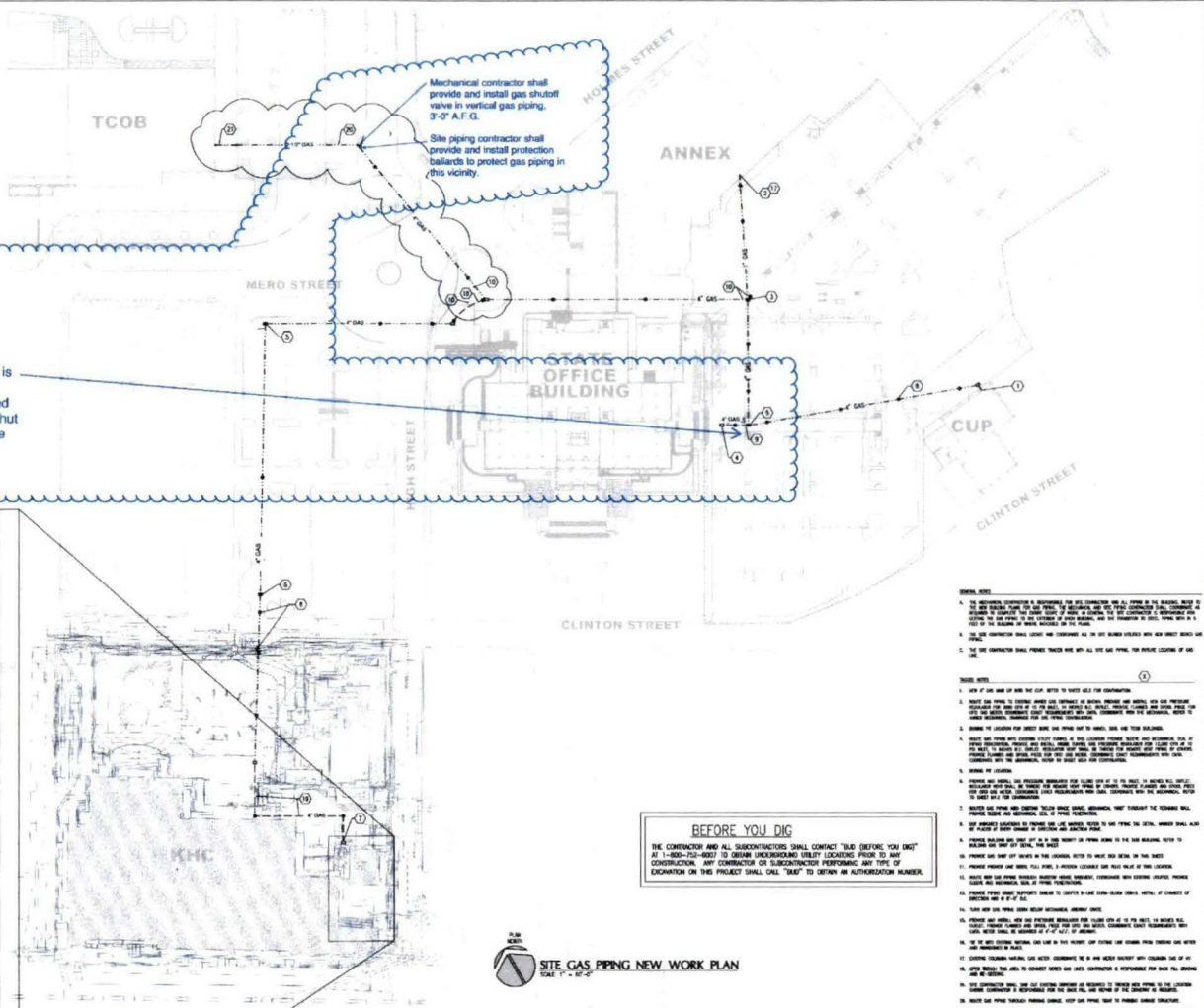
PAVED OR CONCRETE AREAS



BUILDING GAS SHUT OFF DETAIL
NO SCALE

Mechanical contractor is responsible for above grade piping associated with the building gas shut off. Coordinate with the site piping contractor.

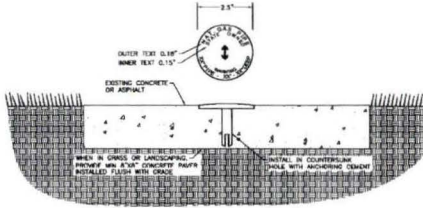
Mechanical contractor shall provide and install gas shut-off valve in vertical gas piping, 3'-0" A.F.G.
Site piping contractor shall provide and install protection ballasts to protect gas piping in this vicinity.



KHC SITE GAS PIPING NEW WORK PLAN
SCALE: 1" = 8'-0"

BEFORE YOU DIG
THE CONTRACTOR AND ALL SUBCONTRACTORS SHALL CONTACT "BEFORE YOU DIG" AT 1-800-752-8007 TO OBTAIN UNDERGROUND UTILITY LOCATIONS PRIOR TO ANY CONSTRUCTION. ANY CONTRACTOR OR SUBCONTRACTOR PERFORMING ANY TYPE OF EXCAVATION ON THIS PROJECT SHALL CALL "BEFORE YOU DIG" TO OBTAIN AN AUTHORIZATION NUMBER.

SITE GAS PIPING NEW WORK PLAN
SCALE: 1" = 8'-0"



GAS LINE MARKER DETAIL
NO SCALE

- GENERAL NOTES**
- ALL WORK SHALL BE IN ACCORDANCE WITH THE CITY OF CHICAGO AND THE ILLINOIS GAS PIPELINE ACT.
 - THE CONTRACTOR SHALL VERIFY ALL EXISTING UTILITY LOCATIONS AND DEPTHS PRIOR TO ANY CONSTRUCTION.
 - ALL GAS PIPING SHALL BE INSTALLED IN ACCORDANCE WITH THE CITY OF CHICAGO AND THE ILLINOIS GAS PIPELINE ACT.
 - ALL GAS PIPING SHALL BE INSTALLED IN ACCORDANCE WITH THE CITY OF CHICAGO AND THE ILLINOIS GAS PIPELINE ACT.

- REVISIONS**
- NO. 1: ADD WORK FOR THE CUP AREA TO THE GAS PIPING PLAN.
 - NO. 2: REVISE THE GAS PIPING PLAN TO SHOW THE NEW GAS PIPING AND VALVES.
 - NO. 3: REVISE THE GAS PIPING PLAN TO SHOW THE NEW GAS PIPING AND VALVES.
 - NO. 4: REVISE THE GAS PIPING PLAN TO SHOW THE NEW GAS PIPING AND VALVES.
 - NO. 5: REVISE THE GAS PIPING PLAN TO SHOW THE NEW GAS PIPING AND VALVES.
 - NO. 6: REVISE THE GAS PIPING PLAN TO SHOW THE NEW GAS PIPING AND VALVES.
 - NO. 7: REVISE THE GAS PIPING PLAN TO SHOW THE NEW GAS PIPING AND VALVES.
 - NO. 8: REVISE THE GAS PIPING PLAN TO SHOW THE NEW GAS PIPING AND VALVES.
 - NO. 9: REVISE THE GAS PIPING PLAN TO SHOW THE NEW GAS PIPING AND VALVES.
 - NO. 10: REVISE THE GAS PIPING PLAN TO SHOW THE NEW GAS PIPING AND VALVES.
 - NO. 11: REVISE THE GAS PIPING PLAN TO SHOW THE NEW GAS PIPING AND VALVES.

		5500 N. Paulina Street, Chicago, Illinois Department of Public Safety, Office of Fire Management	
DATE	BY	PROJECT NO.	SCALE
11/21/2023	J. SMITH	UM1.0	1" = 8'-0"
		CHICAGO METRO TRANSIT AUTHORITY DEPARTMENT OF PUBLIC SAFETY	
NO. 1	DATE	BY	SCALE
NO. 2			
NO. 3			
NO. 4			
NO. 5			
NO. 6			
NO. 7			
NO. 8			
NO. 9			
NO. 10			
NO. 11			