### HAZELRIGG & Cox, LLP

DANDRIDGE F. WALTON JOHN B. BAUGHMAN ROBERI C. MOORE CLAYTON B. PAIBICK SOUIRE N. WILLIAMS III J. SCOTT MEILO SARAH K. MEILO ATTORNEYS AT LAW 415 West Main Street P.O. Box 676 Frankfort, Keniucky 40602-0676

August 19, 2008

DYKE L. HAZELBIGG (1881-1970) LOUIS COX (1907-1971)

Fax: (502) 875-7158 Telephone: (502) 227-2271

AUG 2 0 2008 PUBLIC SERVICE COMMISSION

Via Hand-Delivery Ms. Stephanie Stumbo Executive Director Public Service Commission 211 Sower Boulevard P. O. Box 615 Frankfort, Kentucky 40602-0615

Re: In the matter of application of Farmdale Development Corporation for an Adjustment in Rates pursuant to the Alternative Rate Filing Procedure for Small Utilities, Case #2007-00436 - Tariff

Dear Ms. Stumbo:

Please find enclosed the original and 10 copies of the Tariff filed by Farmdale Development Corporation in the above-referenced case, pursuant to the Commission's Order of July 30, 2008.

Robert C. Moore

RCM/neb Enclosure cc: Carroll Cogan

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## COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

AUG 2 0 2008 PUBLIC SERVICE

In the Matter of:

THE APPLICATION OF FARMDALE DEVELOPMENT )CORPORATION FOR AN ADJUSTMENT IN RATES )PURSUANT TO THE ALTERNATIVE RATE FILING )PROCEDURE FOR SMALL UTILITIES )

## NOTICE OF FILING

Pursuant to the Commission's Order of July 30, 2008, the Farmdale Development

Corporation hereby files its tariff.

# Hazelrigg & Cox, LLP 415 West Main Street, 1<sup>st</sup> Floor P.O. Box 676 Frankfort, Kentucky 40602-0676

Robert C. Moore

Respectfully Submitted,

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served by hand delivery on Executive Director, Public Service Commission, 211 Sower Blvd., P.O. Box 615, Frankfort, Kentucky 40602 and Tiffany Bowman, Public Service Commission, 211 Sower Blvd., P.O. Box 615, Frankfort, Kentucky 40602, and by first class mail, postage prepaid, on David Edward Spenard, Assistant Attorney General, 1024 Capital Center Drive, Suite 200, Frankfort, Ky., 40601-8204, Beverly J. Hunt, 304 Peachtree Road, Frankfort, Kentucky 40601-8141, Kenny and Marilyn Glass, 223 Briarwood Drive, Frankfort, Kentucky 40601 and Mary Pennington, 210 Cherry Lane, Frankfort, Kentucky 40601, on this the 19<sup>th</sup> day-of August, 2008.

Eut C. Moon

Robert C Moore

ne Farmdale Development

**PUBLIC SERVICE** COMMISSION

CASE NO. 2007-00436

RECEIVED

AUG.	18.	2008	4:39PM
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NO. 467 P. 2

、	FOR <u>Farmdale Subdivision &amp; Vicinity</u> Community, Town or City Franklin Co., KY P.S.C. KY.NO. <u>3</u>	
	SHEBT NO.	
Farmdale Development Corporation	CANCELLING P.S.C. KY. NO. 2	
(Name of Utility) 1706 Bardstown Road Louisýille, KY 40205	SHEET NO.	

# RATES, RULES AND REGULATIONS FOR FURNISHING

### SEWER SERVICE

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Farmdale Subdivision & Vicinity, Franklin Co., KX

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BY AUTHORITY OF ORI	DER OF THE PUBLIC SERVIO	CE COMMISSION	
IN CASE NO. 2007-	00436 DATED	July 30, 2008	

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	Farmdale Subdivision and
	FOR Vicinity, Franklin Co.; KY Community, Town or City
	P.S.C. KY. NO3
•	Original SHEET NO. 1
Far <u>mdale_Development_Corporation</u> (Name of Utility)	CANCELLING P.S.C. KY. NO. 2
(Name of Ounty)	SHEET NO
RATES AND	CHARGES
Residential Consumers:	
Monthly Charge	\$32,60
Monthly Surcharge	

\$9.92 per customer for a period of five years, or \$9.92 collection of \$146,307, whichever occurs first

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Carroll F. Co	gan (Signature of Officer)	
TITLE President, Fa	rmdale Development Corporation	
BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION		

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IN CASE NO. 2007-00436 DATED July 30, 2008

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	FOR Vicinity, Franklin Co., KY Community, Town or City
	P.S.C. KY. NO. <u>3</u> .
· · · ·	Original SHEET NO. 2
Farmdale Development Corporation (Name of Utility)	CANCELLING P.S.C. KY. NO. 2
(Name of Ounty)	SHEET NO
RATES AND C	HARGES

### LINE RELOCATIONS

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When necessary to move or relocate facilities, the cost will be paid by party or parties requesting such relocation.

### BILLING, COLLECTION, PENALTIES

Billing for sewage service furnished by the sewer system shall be made by the Farmdale Water District on its regular monthly water bills, and each such bill shall be subject to the schedule for payment imposed by the Farmdale Water District according to its applicable Rules.

#### DEPOSITS

The Utility my require from any customer or applicant for service a cash deposit or other guaranty to secure payment of bills not to exceed two-twelfths (2/12) of the estimated annual bill of such customer. Interest at the rate of six percent (6%) per annum will be paid on deposits so required, accruing from the date of deposit.

### DISCONTINUANCE OF SERVICE BY UTILITY

The Utility may refuse or discontinue service to an applicant or customer, after proper notice, for failure to comply with its rules and regulations or state and municipal rules and regulations, when a customer or applicant refuses or neglects to provide reasonable access to the premises, for fraudulent or illegal use of service, or for nonpayment of bills. If discontinuance is for nonpayment of bills, the customer shall be given at least forty-eight (48) hours written notice, separate from the original bill, and cut-off shall be effected not less than twenty (20) days after the mailing date of the original bill unless, prior to discontinuance, a residential customer presents to the Utility a written certificate, signed by a physician, registered nurse, or public health officer, that such discontinuance will aggravate an existing illness or infirmity on the affected premises, in which case discontinuance may not be effected until the affected resident

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TILLE President, Farmdale Development Corporation
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BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. 2007-00436 DATED July 30, 2008

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	FOR <u>Vicinity, Franklin Co., KY</u> Community, Town or City
	P.S.C. KY. NO3
	Original SHEET NO. 3
Farmdale Development Corporation (Name of Utility)	CANCELLING P.S.C. KY. NO. 2
	SHEET NO

## RATES AND CHARGES

can make other living arrangements or until not less than ten (10) days elapse from the date of the Utility's notification. When a dangerous condition is found to exist on the customer's or applicant's premises, the service shall be cut off without notice or refused. The customer shall pay the Utility the actual cost, up to \$1,000.00, incurred by the Utility in disconnecting service, and in reconnecting service after the amounts owed by the customer, including the amount of any judgment, have been paid in full.

- 1. Faundale adopts all applicable Commission regulations for all instances not covered by the regulations of the company.
- 2. Late payment charge: A late payment or delinquent charge of 10% of the monthly bill shall be made when the bill is not paid within twenty days from the original mailing date of the bill. The Utility may charge a bad check fee of \$25.00 for all returned checks.
- 3. Deposit: Each customer shall be requested to deposit 2/12 of the estimated annual bill to secure service. The deposit shall be returned upon discontinuance of service and payment of all charges. Interest will be paid on deposits as required by KRS 278.460.
- 4. In the event that a complaint is filed in court to collect the amount the customer owes the Utility, the customer shall pay a \$25.00 administration and transportation fee and the Utility shall be entitled to recover from the customer the amount due plus court costs.

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TITLE Presid	lent, Farmdale	Development (	<u>Corp</u> oration
BY AUTHORITY OF	ORDER OF THE PUBLIC	C SERVICE COMMISSIO	N
IN CASE NO 20	07-00436	DATED July 30	<u>, 2</u> 008

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	P.S.C. KY. NO
	Original SHEET NO. 4
Farmdale Development Corporation (Name of Utility)	CANCELLING P.S.C. KY. NO. 2
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## RULES AND REGULATIONS

This schedule of Rules and Regulations governs the furnishing of sewage service by Farmdale Development Corporation hereinafter referred to as the Utility and applies to all service received from the Utility. No employee or individual director of the Utility is permitted to make an exception to Rates, Rules or Regulations. All rules and Regulations are to be in effect so long as they are not in conflict with Public Service Commission Rules and Regulations. The utility is further subject to all Rules and Regulations of the Commission even though not contained herein.

### <u>REVISIONS</u>

These Rules and Regulations may be revised, amended, supplemented or otherwise changed from time to time subject to approval of the Public Service Commission, and shall have the same force as the present Rules and Regulations.

### SERVICE AREA

The Utility furnishes sewage service to the Farmdale Subdivision and adjoining area located near Frankfort in Franklin County, Kentucky.

### <u>AVAILABILITY</u>

Sewer service is available to any domestic, commercial or industrial consumer within the Utility's area.

### SUBSTANCES NOT TO BE DISCHARGED INTO SEWERS

No substances shall be placed or discharged into the sanitary sewer system which will create a combustible, gaseous, explosive or inflammable condition in such sewer system nor shall any substances or objects be placed or discharged into the sewer system which will not dissolve and which will thus cause an obstruction and clogging within the system. No petroleum products shall be placed or discharged into the sewer system.

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	OF THE PUBLIC SERVICE COMMISSION	X
BY AUTHORITY OF ORDER (		
IN CASE NO. 2007-004	36 DATED July 30,	2008

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	Farmdale Subdivision and
	FOR Vicinity, Franklin Co., KY
	Community, Town or City
	P.S.C. KY. NO. 3
	OriginalSHEET NO5
Farmdale Development Corporation (Name of Utility)	CANCELLING P.S.C. KY. NO. 2
	SHEET NO

### RULES AND REGULATIONS

No storm water or surface water drain shall be connected with the sanitary sewer system nor shall any storm or surface water be otherwise introduced into the sewer system.

### SEWER FAILURE

The Utility is responsible for sewer failure only when in control of the Utility's employees. No consumer is paid damages for equipment unless such damages are specifically found to be caused by an act of negligence on the part of the Utility or its employees.

### PROTECTION BY CONSUMER

Consumer shall protect the equipment of the Utility on his premises and shall not interfere with Utility's property or permit interference except by duly authorized representatives of the Utility.

### NOTICE OF TROUBLE

Consumer shall give immediate notice to the Utility of any irregularities or unsatisfactory service and of any defects known to consumer.

#### MAINTENANCE

The Utility may at any time deemed necessary, suspend sewer service to any consumer or consumers for the purpose of making repairs, changes or improvements upon any part of its system. The Utility shall give reasonable notice of such suspension of service to the consumer.

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TITLE President		

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION IN CASE NO <u>2007-00426</u> DATED July 30, 2008

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1	P.S.C. KY. NO3
	Original SHEET NO. 6
Farmdale Development Corporation	CANCELLING P.S.C. KY. NO. 2
(Name of Utility)	SHEET NO
RULES AND R	EGULATIONS

### CONNECTION CHARGES

A. Normal Connection:

Normal connections to existing sewer lines shall be made without charges for a prospective consumer who shall apply for and contact to use service for one (1) year or more and provides a guarantee for such service. Any such connection made at the property line of a prospective customer shall be classified as a normal connection.

B. Other Connections:

The charges for connections made for the purpose of land development or for any party that will not be committed to the payment of a monthly rate in accordance with the established rate schedule as approved by the Public Service Commission are subject to negotiations between the Utility and the party requesting the connection. Any such connection that will affect the rate paid by any consumer of this Utility shall be subject to the approval of the Public Service Commission.

DATED July 30, 2008

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IN CASE NO 2007-00436