

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED  
JUN 24 2010  
PUBLIC SERVICE  
COMMISSION

In the Matter of:

APPLICATION OF BROCKLYN UTILITIES, LLC )  
FOR TARIFF REVISIONS AND TO INCREASE ) CASE NO. 2010-00063  
CERTAIN NONRECURRING CHARGES )

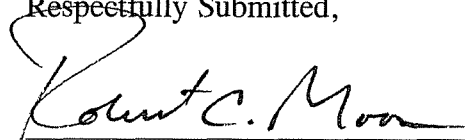
**NOTICE OF FILING BY BROCKLYN UTILITIES, LLC**

Comes Brooklyn Utilities, LLC ("Brooklyn"), by counsel, and for its Notice of Filing states as follows:

Commission Staff's Data Request No. 4 requested Brooklyn to provide additional quotes of the cost to disconnect and to reconnect the sewer lines of delinquent customers. Brooklyn hereby files the quotes to perform said services provided by Bicknell's Backhoe Service and Elliot Turner.

Brooklyn also files the amended tariff that has been prepared at the request of Commission Staff.

Respectfully Submitted,

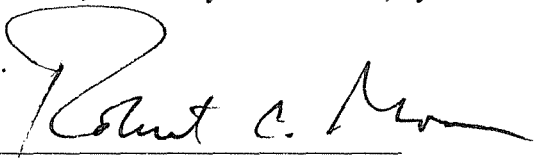


Robert C. Moore  
Hazelrigg & Cox, LLP  
415 West Main Street, 1<sup>st</sup> Floor  
P.O. Box 676  
Frankfort, Kentucky 40602-0676

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing has been served by facsimile and U.S. Mail, postage pre-paid upon Jeff Derouen, Executive Director, Public Service

Commission, 211 Sower Blvd., P.O. Box 615, Frankfort, Kentucky 40602, and Gregory Stumbo,  
Attorney General, 1024 Capital Center Drive, Suite 200, Frankfort, Kentucky 40601-8204, by  
U.S. Mail, postage pre-paid, this the 24<sup>th</sup> day of June, 2010.

  
Robert C. Moore

# **BICKNELL'S BACKHOE SERVICE**

116 Begley Lane  
Richmond, KY 40475  
859-623-6354

**Owner**  
Carl Bicknell

## **BID QUOTE**

Date: June 1, 2010

Description of work, disconnect sewer service and then reconnect sewer service inside the Brocklyn Subdivision in Madison County.

<b>Disconnection Cost</b>	<b>\$475.00</b>
<b>Reconnection Cost</b>	<b>\$475.00</b>

\* Owner of sewer system will need to give location of tap.

Carl Bicknell  
Owner

Quote

April 27, 2010

To: Brooklyn Utilities LLC  
P.O. Box 91588  
Louisville KY 40291

From: Elliott Turner  
502 Three Forks Rd  
Richmond KY 40475

Description	Price	Total
1 Disconnect 4" house service line from main sewer line	\$400.00	\$400.00
1 Reconnect 4" house service line from main sewer line	\$400.00	\$400.00

P.S.C. KY. NO. \_\_\_\_\_ 1 \_\_\_\_\_

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

BROCKLYN UTILITIES, LLC

1706 BARDSTOWN ROAD

LOUISVILLE, KY 40205

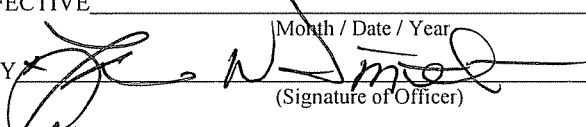
RATES & CHARGES  
AND  
RULES & REGULATIONS  
FOR FURNISHING  
SEWER SERVICE

IN  
BROCKLYN SUDIVISION, MADISON COUNTY  
KENTUCKY

FILED WITH THE  
PUBLIC SERVICE COMMISSION  
OF  
KENTUCKY

DATE OF ISSUE \_\_\_\_\_  
Month / Date / Year

DATE EFFECTIVE \_\_\_\_\_  
Month / Date / Year

ISSUED BY  \_\_\_\_\_  
(Signature of Officer)

TITLE MEMBER

FOR Brocklyn Subdivision  
Madison County, Kentucky  
Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 1

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

Brocklyn Utilities, LLC  
(Name of Utility)

MONTHLY RATES

Multi-Family Unit \$30.40

Single-Family Units \$40.00

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IN CASE NO. \_\_\_\_\_ DATED \_\_\_\_\_

FOR Brocklyn Subdivision  
Madison County, Kentucky  
Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 2

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

Brocklyn Utilities, LLC  
(Name of Utility)

SPECIAL NON-RECURRING CHARGES

Late Payment Penalty	10%
Returned Check Fee	\$20.00
Termination of Service Charge	not to exceed \$665.00
Reconnection of Service Charge	not to exceed \$665.00
Deposit	2/12 of estimated annual bill

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FOR Brocklyn Subdivision  
Madison County, Kentucky  
Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 3

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

Brocklyn Utilities, LLC  
(Name of Utility)

This schedule of Rules and Regulations governs the furnishing of sewage service by Brocklyn Utilities, LLC 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 these 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.

#### REVISIONS

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 Brocklyn Subdivision located at Richmond in Madison County, Kentucky.

#### AVAILABILITY

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

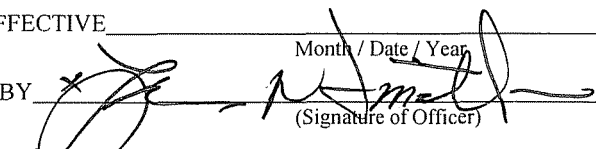
#### SUBSTANCES NOT TO BE DISCHARGED INTO SEWERS

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.

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.

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Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 4

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

Brocklyn Utilities, LLC  
(Name of Utility)

### 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.

The Utility shall be responsible for the maintenance of that portion of the service line from the main to the boundary line of the easement, public road or street under which such main may be located and the customer shall be responsible for the maintenance of that portion of the service line from the end of the Utility's portion into the premises served. Households sharing lateral lines with other homes shall be responsible for maintaining these laterals. No sewer easement will be infringed upon by outbuildings or any structures that will hinder access to the Utility's sewer lines.

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Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 5

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

SHEET NO. \_\_\_\_\_

Brocklyn Utilities, LLC  
(Name of Utility)

### CONNECTION CHARGES

1. Normal Connection:

Normal connections to existing sewer lines shall be made without charge for a prospective consumer who shall apply for and contract 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.

2. Other Connection:

The charge 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.

### LINE RELOCATIONS

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

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FOR Brocklyn Subdivision  
Madison County, Kentucky  
Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 6

CANCELLING P.S.C. KY. NO.

SHEET NO.

Brocklyn Utilities, LLC  
(Name of Utility)

### BILLING AND COLLECTION

Billing for sewage service furnished by the sewer system shall be made by the Utility on a monthly basis, and each such bill shall be subject to the schedule for payment imposed by the Utility according to its applicable rules.

### 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 a minimum of five (5) days 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 can make other living arrangements or until not less than thirty (30) days elapse from the termination date. 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, and the Utility shall notify the customer or applicant immediately in writing and, if possible, orally of the reasons for the termination or refusal.

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FOR Brocklyn Subdivision  
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Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 7

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

Brocklyn Utilities, LLC  
(Name of Utility)

### DEPOSITS

1. The utility requires a cash deposit to secure payment of bills. The deposit shall not exceed 2/12 of the average annual bill when billed monthly, 3/12 when billed every 2 months, and 4/12 when billed every 3 months.
2. Deposit amount(s) shall be as follows:  
  
2/12 of the estimated annual bill
3. Service will be refused or discontinued if payment of deposit is not made.
4. Deposits may be waived for a customer showing satisfactory credit or payment history with the following criteria being considered: (a) Previous history with the utility. If the customer has no previous history with the Utility, statements from other utilities, banks, etc. may be presented by the customer as evidence of good credit; (b) Whether the customer has an established income or line of credit; (c) Length of time the customer has resided or been located in the area; (d) Whether the customer owns the property to be served; (e) Whether another customer with a good payment history is willing to sign as a guarantor for an amount equal to the required deposit.
5. Interest will accrue on all deposits at the rate prescribed by law beginning on the date of the deposit. Interest accrued will be refunded to the consumer or credited to the consumer's bill on an annual basis. If interest is paid or credited to the consumer's bill prior to twelve (12) months from the date of deposit or the last interest payment date, the payment or credit shall be on a prorated basis.
6. Deposits will be refunded to consumers upon termination of service.

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P.S.C. KY. NO. 1

Original SHEET NO. 8

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

SHEET NO. \_\_\_\_\_

Brocklyn Utilities, LLC  
(Name of Utility)

### SPECIAL NON-RECURRING CHARGE DESCRIPTIONS

1. Termination of Service Charge

A termination of service charge will be assessed when the Utility terminates service by disconnecting the consumer from the sewer service. The termination of service charge shall be the lesser of the cost incurred by the Utility or the amount listed in the Special Non-Recurring Charges section of this tariff.

2. Reconnection of Service Charge

A reconnection of service charge will be assessed when the Utility reconnects the consumer to the sewer service. The reconnection of service charge shall be the lesser of the cost incurred by the Utility or the amount listed in the Special Non-Recurring Charges section of this tariff. Prior to reconnection, the consumer shall also pay in full all amounts owed the Utility by the consumer.

3. Late Payment Penalty

A late payment penalty will be assessed on any account not paid within twenty (20) days of the original mailing date of the bill. The penalty may be assessed only once on any bill for rendered services. Any payment received shall first be applied to the bill for service rendered. Additional penalty charges shall not be assessed on unpaid penalty charges.

4. Returned Check Charge

A returned check charge will be assessed when a customer's check is returned, either due to insufficient funds, or other reason due to customer fault.

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