

HAZELRIGG & COX, LLP

ATTORNEYS AT LAW

415 WEST MAIN STREET, SUITE 1

P.O. Box 676

FRANKFORT, KENTUCKY 40602-0676

JOHN B. BAUGHMAN
ROBERT C. MOORE
CLAYTON B. PATRICK

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

FAX: (502) 875-7158
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March 29, 2010

Via Hand-Delivery

Mr. Jeff R. Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, Kentucky 40602-0615

RECEIVED

MAR 29 2010

PUBLIC SERVICE
COMMISSION

Re: Joint Application of Pioneer Village Sewerage System Plant #1, Inc. and the
Bullitt County Sanitation District for Approval of the Transfer of Wastewater
Treatment Facility

2010-00134

Dear Mr. Derouen:

Please find enclosed for filing the original and 5 copies of the above referenced Joint Application for Approval of the Transfer of the Pioneer Village Sewerage System Plant #1, Inc. sewer system to the Bullitt County Sanitation District . Please contact me if you have any questions concerning this matter, and thank you for your attention to same.

Respectfully submitted,


Robert C. Moore

RCM/db

Enclosures

cc: James Walser
Chad Smith

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

IN THE MATTER OF:

MAR 29 2010

THE JOINT APPLICATION OF PIONEER VILLAGE SEWERAGE
SYSTEM PLANT #1, INC. AND THE BULLITT COUNTY SANITATION
DISTRICT FOR APPROVAL OF TRANSFER OF WASTEWATER
TREATMENT FACILITY

PUBLIC SERVICE
COMMISSION

CASE No.

JOINT APPLICATION FOR APPROVAL OF TRANSFER

Pioneer Village Sewerage System Plant #1, Inc. (“Pioneer Village”) and the Bullitt County Sanitation District (“BCSD”) hereby petition the Public Service Commission (“Commission”) for approval, pursuant to KRS 278.020(4), of the transfer of the Pioneer Village Wastewater Treatment Plant and collection system to the BCSD. In support of this application, Pioneer Village and BCSD state the following:

1. Pioneer Village, the Seller under the Agreement, is a private sewer utility and is subject to the jurisdiction of the Commission under KRS 278.010(3)(f). Pioneer Village is a Kentucky Corporation in good standing, with its principal place of business at 4869 Brownsboro Center, Louisville, Kentucky, 40207. A copy of the Articles of Incorporation of Pioneer Village is attached hereto as Exhibit A. James M. Walser is the President and a shareholder of Pioneer Village, and has been duly authorized to execute this joint application on behalf of the corporation. A copy of the resolution of the Pioneer Village Board of Directors authorizing the assets transfer to BCSD is attached hereto as Exhibit B.

2. The BCSD is the purchaser of the Pioneer Village Wastewater Treatment Plant and collection system, and its address is P. O. Box 818, Hillview, Kentucky 40129. The BCSD

is a sanitation district established in Bullitt County by Ordinance No. 97-11 pursuant to KRS 67.715 (2) and KRS 67.083 (3), and its service territory includes the service area of Pioneer Village. As a special district, the BCSD is a political subdivision of the Commonwealth of Kentucky. KRS 67.005(1). Ordinance 97-11 (See Exhibit C) authorizes the BCSD to exercise all powers set forth in KRS Chapter 220 for the purposes set forth in KRS 220.030. BCSD collects and treats sewage and other liquid wastes throughout Bullitt County, Kentucky. Jim Hamilton is the Chairman of the BCSD, and has been duly authorized to execute this joint application on behalf of BCSD. A copy of the resolution of the BCSD Board of Directors authorizing said acquisition and transfer is attached hereto as Exhibit D. A copy of the unaudited financial statement of BCSD for 2008, is attached hereto as Exhibit E.

3. The Pioneer Village sewer system serves approximately 875 single family residences, 66 multi-family residences and 5 commercial customers located in Bullitt County, Kentucky. Pioneer Village desires to transfer the Pioneer Village Wastewater Treatment Plant and collection system to the BCSD. To that end, Pioneer Village and the BCSD have executed the Agreement attached hereto as Exhibit F. The closing under the Agreement will occur within ten (10) days after receipt of the approval of the Commission.

4. The Energy and Environment Cabinet, Department of Environmental Protection; Division of Water has issued Kentucky Pollution Discharge Elimination System Permit # Ky0034185 to Pioneer Village authorizing discharge from the Pioneer Village Wastewater Treatment Plant to the waters of the Commonwealth. See Exhibit G.

5. The BCSD is purchasing from Pioneer Village the Pioneer Village Wastewater Treatment Plant, which has a current capacity of 480,000 gallons per day, a lift station, force

mains, equipment, sewer easements, and real estate. The Pioneer Village Wastewater Treatment Plant is in good condition and consistently meets State water quality standards.

6. The BCSD has the financial, technical, and managerial abilities necessary to provide reasonable service. True copies of the BCSD's most recent bank statements are attached as Exhibit H. The BCSD has contracted with David M. Derrick, P.E., Derrick Engineering, Inc., 1397 South Third Street, Louisville, Kentucky 40208, to provide engineering services to it. A copy of Mr. Derrick's resume is attached as Exhibit I. Derrick Engineering, Inc., has provided valuable engineering advice and consultation to the BCSD during the evaluation of the Pioneer Village Wastewater Treatment Plant and collection system and throughout the negotiations for this transfer to the BCSD. Derrick Engineering, Inc., has also provided valuable assistance to the BCSD in dealing with the Division of Water and the Commission. The BCSD plans to utilize Derrick Engineering, Inc., as needed in the future. The BCSD has operated the Hillview Wastewater Treatment Plants since January 4, 2002, the Bullitt Hills Wastewater Treatment Plant since approximately August 18, 2004, and has also operated the Willow Brook Wastewater Treatment Plant for a substantial period of time. The BCSD has employed a full time manager, Jerry Kennedy to operate its plants. A copy of Mr. Kennedy's resume is attached as Exhibit J. Mr. Kennedy has extensive experience in the management and operation of sewer facilities and also has a Class III Operators License. The BCSD also employs a full-time foreman and a part-time WWTP operator, both of whom are licensed by the Division of Water to operate a WWTP, as well as an unlicensed assistant. The BCSD has retained the services of Logsdon and Co., CPA, to perform its accounting responsibilities.

7. The proposed transfer of the Pioneer Village Wastewater Treatment Plant and

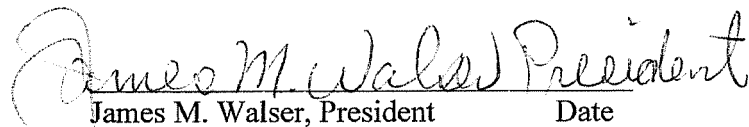
collection system by Pioneer Village to BCSD will be accomplished in accordance with law, for a proper purpose and will be consistent with the public interest. The proposed transfer will also facilitate the future extension of service to the undeveloped land within BCSD's service area. The BCSD will benefit from the transfer as it will be able to allocate its engineering, managerial, equipment and labor resources among its six plants resulting in improved finances, cost savings and improved services to its customers. The Division of Water, the Commission and other governmental entities will benefit by being able to deal with a consolidated sanitation district instead of numerous private providers. Customers of the BCSD will benefit from the additional stability provided by a regional sanitation district committed to a long range planning strategy, which is supported by county government.

8. The BCSD is not under the jurisdiction of the Commission and therefore has not filed a Notice of Adoption as described in 807 KAR 5:011.

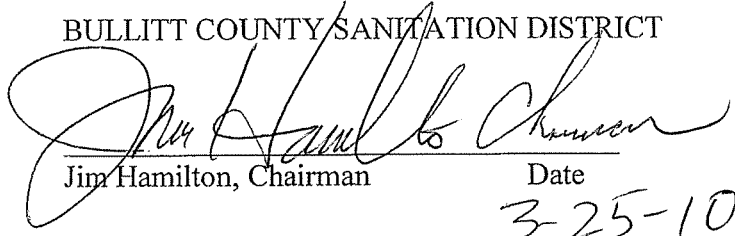
WHEREFORE, the undersigned applicants respectfully request the Commission to issue an Order finding that BCSD is financially, technically and managerially capable of rendering sewer service to the customers of Pioneer Village and authorizing the transfer of the Pioneer Village Wastewater Treatment Plant and collection facilities to the Bullitt County Sanitation District.

Respectfully submitted,

PIONEER VILLAGE SEWERAGE SYSTEM
PLANT #1, INC.

 President 2-26-10
James M. Walser, President Date

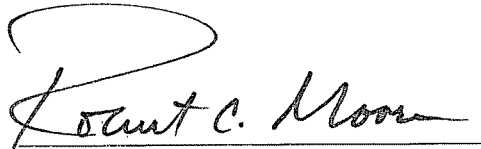
BULLITT COUNTY SANITATION DISTRICT


Jim Hamilton, Chairman Date
3-25-10

STATE OF KENTUCKY)
)
COUNTY OF JEFFERSON)

Signed and sworn to before me by James M. Walser, as President of Pioneer Village Sewerage System Plant #1, Inc., on this the 26th day of FEBRUARY, 2010.

My commission expires: 3/26/14


Robert C. Moore
Notary Public

STATE OF KENTUCKY)
)
COUNTY OF BULLITT)

Signed and sworn to before me by Jim Hamilton, as Chairman of the Bullitt County Sanitation District., on this the 25th day of March, 2010.

My commission expires: 10/02/2013


Julie R. McQuinn 406034
Notary Public

33962

Commonwealth of Kentucky

Department of State



Office of Secretary of State

HENRY H. CARTER, SECRETARY

ARTICLES OF INCORPORATION

I, HENRY H. CARTER, Secretary of State of the Commonwealth of Kentucky, do hereby certify that Articles of Incorporation of

MARYVILLE SEWERAGE SYSTEM, INC.

Louisville, Kentucky

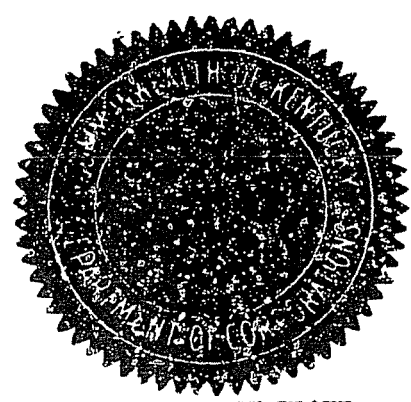
duly signed and acknowledged according to law, have this day been filed in my office. I further certify that all taxes, fees and charges payable upon the filing of said Articles of Incorporation have been paid

Witness my official signature this 10th day

of June, 1960

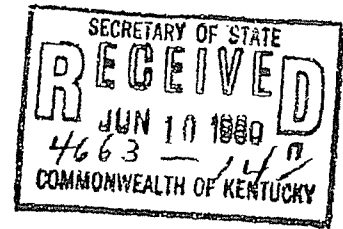
Henry H. Carter
Secretary of State

J. P. Lyon
Assistant Secretary of State



SECRETARY OF STATE

EXHIBIT
<u>A</u>



ARTICLE OF INCORPORATION

OF

MARYVILLE SEWERAGE SYSTEM, INC.

KNOW ALL MEN BY THESE PRESENTS: THAT WE, the undersigned, John A. Waiser, Henry F. Waiser and Richard J. Herrmann, have associated ourselves together to form and do hereby form a corporation under the laws of the Commonwealth of Kentucky, and do hereby adopt the following Articles of Incorporation:

ARTICLE I.

The name of this Corporation is "MARYVILLE SEWERAGE SYSTEM, INC."

ARTICLE II.

The objects and purposes for which this corporation is organized, and the business to be promoted, transacted and carried, on, and which said corporation is vested with authority to promote, transact and carry on, is as follows:

a. To accept, acquire, purchase, own, hold, service, repair, reconstruct, manage, operate and maintain the sewerage system, including the sewerage collection system and appurtenances, together with a sewerage treatment plant, in Bullitt County, Kentucky, in or near what is known as Maryville Subdivision, for the purpose of supplying sewerage disposal service to all properties connected or to be connected to said sewerage system, that lie in said Maryville Subdivision, or near or adjacent thereto, to the reasonable capacity of said system:

b. To acquire, own, hold, and use real estate, appurtenances and easements in said subdivision and adjacent thereto, to the extent that it may be reasonably necessary to the transaction of its said business:

c. To acquire, own, hold, and use sewer lines, equipment and disposal and treatment units:

d. To obligate itself to furnish continuous sewerage collection and treatment services to parties owning property at any time connected to said system, pursuant to contract with such parties inuring to the benefit of such parties and their successors in title, at uniform rates and formulas for fixing rates to be set out in such contracts, with provisions for the transfer of said system to any body, division, or sanitation district at any time serving said area, who will take over said system or furnish a new system:

e. To secure the performance of its obligations by Deed or Deeds or Trust to a Trustee, or Trustees, upon forms and with provisions acceptable to the Federal Housing Administration;

f. To contract with others to do or perform any and all things that it is authorized to do for itself:

g. To borrow money and secure the same by mortgage or pledge of its property and assets:

h. To sell, convey, transfer, Deed in Trust and Lease real estate and personal property:

i. To do all things necessary or proper or convenient in and in connection therewith that may now or hereafter be permitted by law, the same as a natural person might or could do, and the foregoing enumerations shall not be construed in limitation of the business and powers of this corporation.

ARTICLE III.

This corporation shall begin its corporate existence as soon as these Articles are approved by the Secretary of State of Kentucky and its existence shall be perpetual until dissolved in accordance with law.

ARTICLE IV.

The address of the Registered office of this corporation in Kentucky is 4814 Brownsboro Road, Louisville, Jefferson County, Kentucky, and the name and address of the Registered Agent of this corporation is John A. Waiser, 4814 Brownsboro Road, Louisville, Jefferson County, Kentucky.

ARTICLE V.

The total number of authorized par value shares of authorized Capital Stock of this Corporation is 1,000 Shares and the par value of each share is \$50.00, making a total authorized Capital Stock of \$50,000.00. The voting rights of stockholders shall be one vote for each share of common stock.

ARTICLE VI.

All of the Stock of this corporation shall be common Stock.

ARTICLE VII.

The corporation shall begin business when \$1,000.00 of the capital has been paid in to this corporation.

ARTICLE VIII.

The names of the Incorporators and the number of Shares of Stock subscribed for by each are as follows:

<u>Name</u>	<u>Address</u>	<u>Shares</u>
1. John A. Walser	4814 Brownsboro Rd. Lou., KY.	8
2. Henry P. Walser	4814 Brownsboro Rd. Lou., KY.	2
3. Richard J. Herrmann	3241 Trinity Rd. Lou., KY.	10

ARTICLE IX.

The Affairs of this corporation shall be managed by a Board of not less than Three Directors. The first board of Directors shall be elected by the Stockholders upon the approval and recording of these Articles, and shall hold Office until the first annual meeting of Stockholders. Thereafter all Directors shall be elected for a term of one year at the regular annual meeting of the Stockholders to be held at the Office of the Company in Louisville, Kentucky, on the second Tuesday in January in each year.

Each Board of Directors upon being elected shall elect a President, who shall be a member of the Board, and shall also elect a Vice-President, Treasurer and Secretary and such other Officers as the business of the Company may require, which Vice-President, Secretary and other Officers need not be members of the Board of Directors. Any two Officers except the President, may be held by the same person. All Directors and Officers shall hold Office until their successors are elected and qualified. The Board of Directors may adopt by-laws subject to the right of the Stockholders to amend and change the by-laws, but such by-laws unto so amended or changed and up to the date of the amendment or change shall be valid. All Officers and Directors shall hold Office at the pleasure of the Stockholders.

ARTICLE X.

The highest amount of indebtedness which this corporation may at any time incur and have outstanding is \$500,000.00.

ARTICLE XI.

The private property of the Stockholders shall not be liable for the payment of the debts or obligations of this corporation.

IN TESTIMONY WHEREOF, witness the signatures of the Incorporators, this 31 day of May, 1960.

John A. Walser
JOHN A. WALSER

Henry F. Walser
HENRY F. WALSER

Richard J. Herrmann
RICHARD J. HERRMANN

STATE OF KENTUCKY)
COUNTY OF JEFFERSON) SS:

I, the undersigned, a Notary Public, in and for the above named County and State, do hereby certify that on this day the foregoing instrument in Writing was produced before me in my said County and State, and was acknowledged and delivered before me by JOHN A. WALSER, HENRY F. WALSER, and RICHARD J. HERRMANN, the Incorporators therein, to be their act and deed.

My Commission expires:

IN TESTIMONY WHEREOF, Witness my hand and official seal, this 7 day of ~~May~~ June, 1966.

Elmer A. Johnson
NOTARY PUBLIC, JEFFERSON COUNTY, KENTUCKY

ORIGINAL COPY
FILED AND RECORDED

Henry H. Carter

JUN 10 1966

SECRETARY OF STATE OF KENTUCKY
FRANKFORT, KENTUCKY

BY *V. J. Logan*
ASSISTANT SECRETARY OF STATE

294797-1

RECEIVED & FILED
EX #400
Dec 30 5 09 PM '91

ARTICLE OF AMENDMENT
TO THE
ARTICLES OF INCORPORATION
OF
MARYVILLE SEWERAGE SYSTEM, INC.

BREMER ENRLER
SECRETARY OF STATE
COMM. OF KENTUCKY
BY *[Signature]*
680625

#33967. *golat*

JAMES M. WALSER, President of Maryville Sewerage System, Inc., a Kentucky Corporation with its principal offices located at 4846 Brownsboro Center Arcade, Louisville, Kentucky 40207 does hereby certify that a meeting of the holders of the shares of said corporation entitling them to vote on the proposal to amend the Articles of Incorporation thereof, has contained in the following resolution, was duly called upon notice of the specific purposes held on the eighteenth day of December, 1991 at which meeting all shareholders were present in person and that by the affirmative votes of One Hundred percent (100%) of the shareholders entitling them to exercise all voting power of the corporation on such a proposal. The following resolution was adopted to amend the Article.

Upon motion duly made, seconded and unanimous carried.

BE IT RESOLVED, that the corporation name of Maryville Sewerage System, Inc., be amended and changed unto PIONEER VILLAGE SEWERAGE SYSTEM PLANT #1, INC.

IN WITNESS WHEREOF, said JAMES M. WALSER, President of MARYVILLE SEWERAGE SYSTEM, INC., acting for and on behalf of said corporation, has hereunto subscribed his name this eighteenth day of December, 1991.

[Signature]

JAMES M. WALSER, President

MINUTES OF PIONEER VILLAGE SEWERAGE SYSTEM PLANT #1, INC.

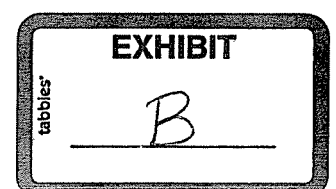
A special meeting of the Board of Directors of Pioneer Village Sewerage System Plant #1, Inc., was held at 4869 Brownsboro Center, Louisville, Kentucky, at approximately 1 p.m., on 2-25, 2010. Present were James M. Walser, Mary S. Walser and John H. Walser, constituting the full membership of the said Board. All members of the Board of Directors waived formal written notice of said Special Meeting. By unanimous consent, James M. Walser presided as Chairman of the meeting and John H. Walser was Secretary thereof.

The Chairman discussed the negotiation of the sale of the Pioneer Village Wastewater System and related assets to the Bullitt County Sanitation District. Pioneer Village Sewerage System Plant #1, Inc. owns the Pioneer Village Wastewater System and the related assets. On motion duly made, seconded and unanimously carried, the following resolution was adopted:

RESOLVED, that Pioneer Village Sewerage System Plant #1, Inc., is hereby authorized to negotiate the sale of the Pioneer Village Wastewater System, including but not limited to the real property and fixtures, machinery, equipment and other personal property related to same, to the Bullitt County Sanitation District ("BCSD"), to enter into and execute the documents necessary to consummate the sale of said Wastewater system, which will include an Agreement by and between Pioneer Village Sewerage System Plant #1, Inc., and the BCSD, and a deed conveying the treatment plant site to the BCSD, and to take all actions necessary to consummate the sale of said Wastewater system to the BCSD.

BE IT FURTHER RESOLVED, James. M. Walser is hereby authorized to enter into and execute any and all documents necessary to consummate the sale of the Pioneer Village Wastewater System, including the related assets, to the BCSD.

There being no further business to come before the meeting, the same was adjourned by unanimous consent.



~~John H. Walser, Secretary~~

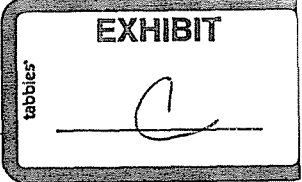
Date:

3/4/10

James M. Walser President
James M. Walser, President

Date:

2-26-2010



REGULAR SESSION BULLITT COUNTY FISCAL COURT
 HELD ON TUESDAY, APRIL 15, 1997 at 9:30 a.m.
 PRESENT: HON. JOHN D. HARPER, BULLITT COUNTY JUDGE/EXECUTIVE
 AND THE FOLLOWING MAGISTRATES: Dennis Mitchell, Bill Couch,
 R. L. Carter and James R. Sweat
 BULLITT COUNTY ATTORNEY: Walt Sholar
 BULLITT COUNTY CLERK: Nina Mooney and Donna Floetner, Deputy Clerk
 BULLITT COUNTY SHERIFF: Lloyd "Shot" Dooley

Judge Harper called the meeting to order at 9:35 a.m. and welcomed all those in attendance. All magistrates were present. Invocation was given by Daryl Lee and James R. "Butch" Sweat led the assembly in the pledge to the flag.

* * * * *

APPROVAL OF MINUTES

On motion of Esq. Carter, seconded by Esq. Couch, it is hereby ordered that the minutes of the regular session of Bullitt County Fiscal Court held on Tuesday, March 18, 1997, be and they are approved as presented and the Judge is authorized to sign same.
 Vote: Unanimous for.

* * * * *

UNFINISHED BUSINESS: SANITATION DISTRICT (proposed ordinance)

On motion of Esq. Carter, seconded by Esq. Couch, it is hereby ordered that the proposed ordinance to create a sanitation district be and it is taken from the table and opened for further debate.
 Vote: Unanimous for.

Mr. Carter reminded the Court that he had submitted an amendment to the proposed sanitation district ordinance that specified those areas of the County that were to be excluded from the district. He stated that the first paragraph under Section III would be stricken and the amendment he had submitted would be inserted in its place. He read the amendment aloud for those persons present.

On motion of Esq. Carter, seconded by Esq. Couch, it is hereby ordered that proposed Ordinance #97-11 to create a sanitation district be and it is amended to include Mr. Carter's revision of the district boundaries as presented.
 Vote: Three (3) for; two (2) against - Sweat & Mitchell; no abstentions.

There was more discussion about the proposed ordinance with the main objection by Mr. Sweat and Mr. Mitchell being that there were many rural areas in their respective districts that will probably never be serviced by a sewer system and the people in those areas should not be taxed for a service they will never get. Mr. Carter and Judge Harper argued that the County must plan ahead for future development and those plans must include a county-wide sanitation district to allow for that development.

On motion of Judge Harper, seconded by Esq. Carter, it is hereby ordered that Ordinance #97-11 creating a sanitation district in Bullitt County be and it is approved and adopted as amended and recorded below and the Judge is authorized to sign same.
 Vote: Three (3) for; two (2) against - Sweat & Mitchell; no abstentions.

ORDINANCE NUMBER 197-11

AN ORDINANCE RELATING TO THE
 CREATION OF A SANITATION DISTRICT
 IN BULLITT COUNTY, KENTUCKY

REAS, THE Bullitt County Fiscal Court recognizes the need for a Sanitation District to provide for the collection and disposal of sewage and other liquid wastes in Bullitt County, Kentucky, so as to prevent and reduce the pollution of streams and provide for the protection of the general public health, safety and welfare; and recognizes the necessity that such a District be empowered to construct sanitation facilities conducive to the public health, safety, comfort, convenience and welfare;

REAS, the Kentucky Revised Statutes, Chapter 67.715, authorizes the County Judge/Executive, with the approval of the Fiscal Court, to create and establish any Special District, and KRS 67.083 provides for the establishment of necessary governmental services, AND;

REAS, it is the desire of the Fiscal Court of Bullitt County, Kentucky, to establish a Sanitation District within the County;

NOW, THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF BULLITT COUNTY, COMMONWEALTH OF KENTUCKY, THAT:

SECTION I ESTABLISHMENT

Pursuant to KRS Chapter 67.715 (1), (2) and (3) and KRS Chapter 67.083 (3)(c)(ii) and (r), the Fiscal Court of Bullitt County grants its approval for the County Judge/Executive to establish a Special District and said Special District shall be known as the BULLITT COUNTY SANITATION DISTRICT. The Sanitation District shall have all the powers and duties to reasonably, necessarily and effectively implement the provisions of and carry out the duties prescribed by KRS Chapter 220. The District shall be structured consistent with the provisions of KRS Chapter 220.

SECTION II PURPOSE

The Bullitt County Sanitation District is established for the purposes set forth in KRS Chapter 220.030 which include providing for the collection of sewage and other liquid wastes produced within the district; and incident to such purposes and to enable their accomplishment, to construct, with all appurtenances thereto, laterals, trunk sewers, intercepting sewers, siphons, pumping stations, treatment

and disposal works, to maintain, operate and repair same, and do all other things necessary for the fulfillment of the purposes of KRS 220.010 to 220.540.

SECTION III BOUNDARIES OF THE BULLITT COUNTY SANITATION DISTRICT

The boundaries of the Bullitt County Sanitation District shall follow and be the same as the boundaries of Bullitt County with the following territory within the county excluded from the Sanitation District:

1. The territory within the corporate limits of the municipalities of Shepherdsville, Lebanon Junction, Pioneer Village, Fox Chase and Hebron Estates.
2. The territory in the north east quadrant of Bullitt County containing the municipal entity of Mt. Washington, said territory excluded is all of Bullitt County lying to the East of Floyd's Fork and North of the Salt River. The City of Mt. Washington currently serves this area with its municipal water supply and plans to extend municipal sanitary sewers into this area in the future.
3. The territory held by the United States Government and identified as the Fort Knox Military Reservation.

Further, any property or properties within the above described boundaries of the Bullitt County Sanitation District, which may in the future be annexed into or otherwise be served by sanitary sewers extended from any of the municipal entities named above, shall be stricken and removed from the territorial boundaries of the Bullitt County Sanitation District, provided the Sanitation District is not indebted for improvements made on said property/properties, in which case the provisions of KRS 220.530 shall prevail.

SECTION IV SANITATION DISTRICT BOARD OF DIRECTORS

In accordance with KRS 220.140, there shall be appointed a board of directors for the district, consisting of three (3) members, which shall control and manage the affairs of the district.

The County Judge/Executive shall appoint the directors, subject to the approval of the Fiscal Court. The directors shall serve at the pleasure of the Judge/Executive, and may be removed without cause, subject to the approval of the Fiscal Court.

SECTION V POWERS OF THE SANITATION DISTRICT

- A. The District shall have the powers authorized in KRS Chapter 220 including the power to sue and be sued, contract and be contracted with, incur liabilities and obligations, exercise the right of eminent domain, assess, tax, contract for rentals, issue bonds, and do and perform all acts necessary and proper for the carrying out of the purposes for which the District is created, and for executing the powers with which it is invested as provided in KRS 220.110
- B. The District shall have the power of condemnation, as provided and described in KRS 220.310.
- C. The District may provide for a sewer service charge to be imposed and collected pursuant to KRS 220.510.
- D. The District may provide sewer service outside the district as authorized by KRS 220.285.

SECTION VI POWERS OF THE FISCAL COURT

- A. The Bullitt County Fiscal Court, pursuant to KRS 220.035, reserves the power and authority to:
 1. Review and approve, amend or disapprove proposed district land acquisitions;
 2. Review and approve, amend or disapprove proposed district construction of capital improvements;
 3. Review and approve, amend or disapprove proposed service charges or user fees;
 4. Review and approve, amend or disapprove the district's proposed budget.

SECTION VII SUBMISSION OF DOCUMENTS AND PLANS

The District shall submit to the Fiscal Court all plans and documentation for review and approval, amendment or disapproval by tendering any such documents or plans to the Fiscal Court through the County Judge/Executive at least 60 days prior to the proposed effective date or time for submission to any entity.

SECTION VIII ANNEXATION OF PART OF DISTRICT BY A CITY

KRS 220.530 provides for the annexation of a Sanitation District or a part of a District by a city that provides sewage disposal and treatment as a municipal function. The Cities of Bullitt County that provide this service are encouraged to expand into the Bullitt County Sanitation District territory when ever it is feasible.

SECTION IX SEVERABILITY

Should any section, paragraph, sentence, clause, phrase or portion of this Ordinance be held invalid or unconstitutional by a Court of competent jurisdiction, then such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

INTRODUCED AND GIVEN FIRST READING AT A REGULAR SESSION OF THE BULLITT COUNTY FISCAL COURT HELD ON THE 18th DAY OF Feb. 1997.

GIVEN SECOND READING AND ADOPTED AT A REGULAR SESSION OF BULLITT COUNTY FISCAL COURT HELD ON THE 1st DAY OF April 1997.

VOTE: 3 FOR; 2 AGAINST; 0 ABSTENTIONS.

John D. Harper
JOHN D. HARPER
Bullitt County Judge/Exec...

ATTEST:

Anna M. Montgomery
ANNA M. MONTGOMERY
CLERK OF THE FISCAL COURT

Recorded in County Ordinance Book 2 Page 738.

* * * * *

STORAGE FOR CIRCUIT COURT RECORDS

There was a brief discussion about the need for accessible storage space for circuit court records and Tom Wood, a representative from David Engineering and Construction, Inc. presented a proposal to the Court for a 30' x 50' x 12' high storage building that would be erected on the northeast Courthouse lawn. The specifications of the building are on file in the Clerk's office. No action was taken.

* * * * *

SEVEN COUNTY SERVICES

Frank Hatfield, a representative from Seven County Services presented a brief overview of the programs available and asked for the morale support of the Court for their services. Laura Fitzgibbons, a child and family supervisor, listed some of the programs they are seeking grants for and hope to have available to the residents of Bullitt County in the near future. No action was taken.

* * * * *

RESOLUTION NO. 2010- 5

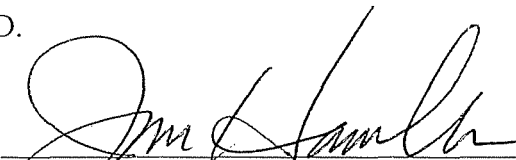
RESOLUTION OF THE BULLITT COUNTY SANITATION DISTRICT
AUTHORIZING ACQUISITION AND TRANSFER OF PIONEER VILLAGE
WASTE WATER TREATMENT PLANT.

WHEREAS, the Board of Directors ("Board") of the Bullitt County Sanitation District ("District") recognizes that the public interest of the citizens of Bullitt County, Kentucky for the Pioneer Village Waste Water Treatment Plant to be acquired by the District to incorporate the Pioneer Village Waste Water Treatment Plant into the District's sanitary sewage system.

NOW, THEREFORE, BE IT RESOLVED the District hereby approves the acquisition of the Pioneer Village Waste Water Treatment Plant by the District. The Chairman of the Board and the District's manager, Jerry Kennedy, are hereby authorized by this resolution to execute any necessary documentation and provide any necessary business records of the district to the current owners of the Pioneer Village Waste Water Treatment Plant, its agents and legal counsel, the Kentucky Public Service Commission, and any other necessary entities in order to complete the transfer of the Pioneer Village Waste Water Treatment Plant to the District and to have said transfer approved by the Kentucky Public Service Commission.

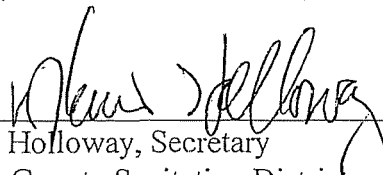
This resolution having been adopted by the Bullitt County Sanitation District on the 16th day of March, 2010, by a vote of 3 for, 0 against and 0 abstentions.

This resolution shall stand ADOPTED.

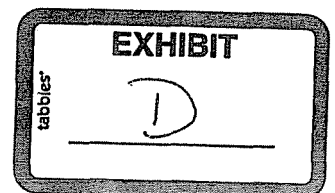


Jim Hamilton, Chairman, Bullitt County Sanitation
District

Attest:



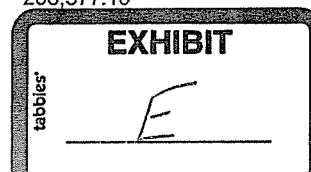
Kevin Holloway, Secretary
Bullitt County Sanitation District



Bullitt County Sanitation District
Balance Sheet
 As of March 16, 2010

Mar 16, 10

ASSETS		
Current Assets		
Checking/Savings		
10110 · CHECKING		-2,553.61
10210 · Money Market Account		160,652.24
Total Checking/Savings		158,098.63
Accounts Receivable		
11000 · Accounts Receivable		61,746.19
Total Accounts Receivable		61,746.19
Total Current Assets		219,844.82
Fixed Assets		
17000 · PROPERTY & EQUIPMENT		
17100 · Computer		
17110 · Accumulated Depreciation		-622.00
17100 · Computer - Other		1,854.80
Total 17100 · Computer		1,232.80
17200 · Automobiles		
17210 · Accumulated Depreciation		-10,345.00
17200 · Automobiles - Other		49,488.24
Total 17200 · Automobiles		39,143.24
17300 · Equipment		
17400 · Contributions in Aid of Constr		-411,205.00
17500 · Bullitt Hills Plant		
17510 · Accumulated Depreciation		-56,308.00
17500 · Bullitt Hills Plant - Other		810,000.00
Total 17500 · Bullitt Hills Plant		753,692.00
17600 · HILLVIEW PLANT 1		
17601 · Organization		7,270.00
17610 · Accumulated Depreciation		-523,116.23
17602 · Acquisition Adjustment		254,941.00
17603 · Collection Sewers - gravity		18,563.00
17604 · Land and land rights		15,815.00
17605 · Office furniture and equip		853.00
17606 · Pumping equipment - other		13,477.00
17607 · Structure and improvements		34,964.00
17608 · Treatment and Disposal equipmen		430,997.39
Total 17600 · HILLVIEW PLANT 1		253,764.16
17700 · HILLVIEW PLANT 2		
17710 · Accumulated Depreciation		-733,665.00
17702 · Acquisition Adjustment		396,660.00
17703 · Collection Sewers - gravity		284,615.00
17704 · Land and land rights		4,230.00
17705 · Office furniture and equip		518.00
17706 · Pumping equipment - other		17,096.00
17707 · Structure and improvements		5,236.00
17708 · Treatment and Disposal Equip		414,753.00
Total 17700 · HILLVIEW PLANT 2		389,443.00
17800 · HILLVIEW PLANT 3		
17810 · Accumulated Depreciation		-335,614.00
17802 · Acquisition Adjustment		195,635.16
17803 · Collection Sewers - gravity		141,772.00
17804 · Land and land rights		1,300.00
17806 · pumping equipment - electric		36,134.00
17807 · Structure and improvements		2,700.00
17808 · Treatment and Disposal equip		164,450.00
Total 17800 · HILLVIEW PLANT 3		206,377.16



7:18 AM
 03/16/10
 Accrual Basis

Bullitt County Sanitation District
Balance Sheet
 As of March 16, 2010

	Mar 16, 10
17900 · Willabrook	
17908 · Treatment and Disposal equip	153,726.07
17903 · Collection Sewers - gravity	128,312.95
Total 17900 · Willabrook	282,039.02
Total 17000 · PROPERTY & EQUIPMENT	1,539,709.12
Total Fixed Assets	1,539,709.12
TOTAL ASSETS	1,759,553.94
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
20000 · Accounts Payable	14,494.45
Total Accounts Payable	14,494.45
Other Current Liabilities	
21000 · Payroll Liabilities	
21100 · AFLAC	753.36
21010 · Federal Withholding	460.26
21060 · FUI - Payable	422.17
21050 · IN - Withholding	132.12
21055 · IN Counties Withholding	58.29
21040 · KY-Withholding	229.21
21070 · KY Unemployment Payable	9.69
21020 · Medicare - Employee	95.91
21025 · Medicare -Company	95.91
21030 · Social Security - Company	410.13
21035 · Social Security - Employee	410.13
21000 · Payroll Liabilities - Other	267.12
Total 21000 · Payroll Liabilities	3,344.30
Total Other Current Liabilities	3,344.30
Total Current Liabilities	17,838.75
Long Term Liabilities	
24000 · Other Long-term Liabilities	
24100 · Impact Fee	720,875.00
Total 24000 · Other Long-term Liabilities	720,875.00
23300 · Line of Credit	131,048.41
23200 · N/P - Bullitt Utilities	148,166.05
Total Long Term Liabilities	1,000,089.46
Total Liabilities	1,017,928.21
Equity	
31000 · Grants - Fiscal Court	1,010,000.00
33000 · Opening Bal Equity	4.22
34000 · Retained Earnings	-279,755.95
Net Income	11,377.46
Total Equity	741,625.73
TOTAL LIABILITIES & EQUITY	1,759,553.94

Bullitt County Sanitation District
Profit & Loss
 January 1, 2009 through March 16, 2010

	<u>Jan 1, '09 - Mar 16, 10</u>
Ordinary Income/Expense	
Income	
41200 · LWC	1,100,012.94
41500 · Miscellaneous Income	21,387.57
Total Income	<u>1,121,400.51</u>
Expense	
66900 · Reconciliation Discrepancies	45.04
57500 · Cont Ed Travel & Ent	7,487.78
61010 · Penalties	510.05
56500 · Office Expense	
56510 · Printing and Reproduction	408.50
56550 · Office Supplies	1,926.66
56520 · Office Equipment	4,754.75
56500 · Office Expense - Other	36.98
Total 56500 · Office Expense	<u>7,126.89</u>
55000 · RENT	2,000.00
53000 · Automobile Expense	
53010 · other	5,523.98
53020 · Fuel	15,284.32
53030 · Maintenance	15,848.57
Total 53000 · Automobile Expense	<u>36,656.87</u>
58300 · Bank Service Charges	44.22
70100 · chemicals (chlorine & SO2)	19,994.98
70200 · Collection System	
70210 · Pump Station	12,904.27
70220 · Sewer Lines	93,069.88
70230 · Sewer System Overflow Work	16,624.21
Total 70200 · Collection System	<u>122,598.36</u>
54000 · Contract Labor	
54040 · Plant Repair Labor	0.00
54000 · Contract Labor - Other	23,314.00
Total 54000 · Contract Labor	<u>23,314.00</u>
70500 · Equipment - Shop Tools	4,909.86
61700 · Equipment Rental	6,704.16
58500 · Insurance	
58520 · Health Insurance	21,711.66
58530 · Liability Insurance	13,395.18
58540 · Worker Compensation	5,110.00
Total 58500 · Insurance	<u>40,216.84</u>
80400 · Interest Expense	
80420 · LOC Interest	4,868.37
Total 80400 · Interest Expense	<u>4,868.37</u>
70400 · laboratory testing	70,139.50
57000 · Licenses and Permits	
57200 · Dues and Subscriptions	1,727.60
57300 · News Paper	189.90
57100 · Continuing Education	24.00
57000 · Licenses and Permits - Other	225.00
Total 57000 · Licenses and Permits	<u>2,166.50</u>
50000 · Payroll Expenses	
50800 · Commissioner Salary	4,350.00
50500 · Other Salaries	119,679.14
50600 · Retirement	12,916.07
50400 · Superintendent Salary	67,665.14
50000 · Payroll Expenses - Other	470.17
Total 50000 · Payroll Expenses	<u>205,080.52</u>

7:20 AM
 03/16/10
 Accrual Basis

Bullitt County Sanitation District
Profit & Loss
 January 1, 2009 through March 16, 2010

	Jan 1, '09 - Mar 16, 10
51000 · Payroll Tax Expense	
51030 · FUI Expense	424.44
51040 · KY Unemployment Expense	3,943.46
51010 · Medicare Tax - Company	2,662.16
51020 · Social Security -Company	11,383.03
51000 · Payroll Tax Expense - Other	12,547.83
	30,960.92
Total 51000 · Payroll Tax Expense	30,960.92
56600 · Postage and Delivery	863.15
60000 · Professional Fees	
60010 · Accounting	17,784.00
60020 · Computer Consulting	737.50
60030 · Consulting	27,441.44
60040 · Legal Fees	26,688.83
	72,651.77
Total 60000 · Professional Fees	72,651.77
56000 · Repairs	
56010 · Building Repairs	4,385.30
56030 · Equipment Repairs	42,353.82
56040 · Plant Repair	150,267.34
56000 · Repairs - Other	1,100.00
	198,106.46
Total 56000 · Repairs	198,106.46
70600 · Sludge Disposal	47,691.25
52500 · Miscellaneous Supplies	15,891.26
59500 · Telephone	7,318.48
54500 · Utilities	
54530 · Garbage Service	4,296.78
54510 · Gas and Electric	117,213.25
54520 · Water	3,797.17
	125,307.20
Total 54500 · Utilities	125,307.20
Total Expense	1,052,654.43
Net Ordinary Income	68,746.08
Other Income/Expense	
Other Income	
80200 · Impact Fees	70,500.00
80000 · Aid in Construction	340,850.41
	411,350.41
Total Other Income	411,350.41
Other Expense	
80500 · TRUCK PURCHASE	8,679.92
80600 · Other Disbursements	16,416.04
80800 · Capital Improv. - Coll System	
80805 · Capital Improv-Willabrook	78,335.43
	78,335.43
Total 80800 · Capital Improv. - Coll System	78,335.43
80900 · Capital Improv.-Plant	
80905 · Capital Improv_Willabrook	21,607.77
80904 · Capital Improv-Bullitt Hills	3,040.65
80903 · Capital Improv-Hillview III	88,695.43
80902 · Capital Improvement-Hillview II	5,196.74
80900 · Capital Improv.-Plant - Other	1,903.76
	120,444.35
Total 80900 · Capital Improv.-Plant	120,444.35
81000 · Principal Pymt - Line Credit	75,000.00
	298,875.74
Total Other Expense	298,875.74
Net Other Income	112,474.67
Net Income	181,220.75

Pioneer Village Sewerage System Plant #1, Inc.

4869 Brownsboro Center ❖ Louisville, Kentucky 40207

Phone (502) 895-4273 Fax (502) 895-4280

December 15, 2009

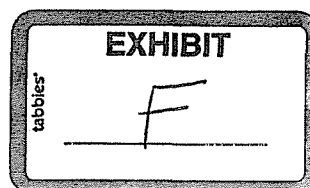
Bullitt County Sanitation District
P.O. Box 818
Hillview, KY 40129

RE: Purchase of Pioneer Village Sewerage System Plant #1, Inc.

Dear Sirs:

As per your attached letter dated September 16, 2009 we accept the terms of the purchase as follows:

1. Countryside Enterprises, Inc. will retain twenty (20) commercial and thirty (30) residential sewer taps and an additional tap for its Shop. A commercial tap will be considered as a tap utilizing 6,000 gallons of water consumption per month. Residential taps will be considered a single-family unit or an individual apartment unit. Each tap will be considered to be prepaid.
2. Countryside Enterprises, Inc., or its successor or assign, shall be able to purchase sewer taps above the twenty (20) commercial and thirty (30) residential for the first five (5) years after the purchase agreement between the Bullitt County Sanitation District and Pioneer Village Sewerage System Plant #1, Inc. is completed at the cost of \$2,000.00 per tap. Countryside Enterprises, Inc., or its successor or assign, shall be able to purchase sewer taps above the twenty (20) commercial and thirty (30) residential for the five (5) years following the first five (5) years after the agreement between the Bullitt County Sanitation District and Pioneer Village Sewerage System Plant #1, Inc. is finalized at the cost of the current rate the Bullitt County Sanitation District charges at the time such tap is requested for commercial or residential taps, with a \$500.00 discount per tap purchased by Countryside Enterprises, Inc., or its successor or assign. These taps shall be set aside until used or date expired.
3. Taps will be available as long as the Division of Water has not intervened due to capacity or permit violations.
4. Taps will be available for purchase only by properties currently owned by Countryside Enterprises, Inc. or any subsidiaries or affiliated companies at the time that the agreement between the Bullitt County Sanitation District and Pioneer Village Sewerage System Plant #1, Inc. is finalized.
5. The purchase price for the plant, sewers and property shall be \$400,000.00.

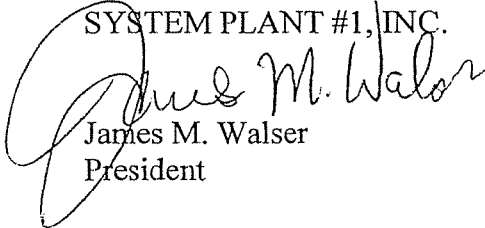


6. At the time of ownership change, all existing equipment and pumping station must be in working order.
7. At the time of ownership change, mixed liquor in the aeration basins shall not exceed 3,500 mg/l concentration and all sludge holding tanks must be empty.
8. Purchase transaction shall take place within 60 days of acceptance of this agreement.
9. John A. Walser, Inc. will give Bullitt County Sanitation District first right of refusal to purchase warehouses and remaining property as per attached plat behind Pioneer Village Sewer Plant #1. A fair market value as per an independent appraisal will be received and Bullitt County Sanitation District will have 30 days to accept after price is given.
10. Any delinquent accounts collected after closing of Pioneer Village Sewerage System Plant #1, Inc., Bullitt County Sanitation District will forward payments to Pioneer Village Sewerage System Plant #1, Inc.

If the above terms and conditions are acceptable, please sign below and return an executed copy of this agreement.

Sincerely,

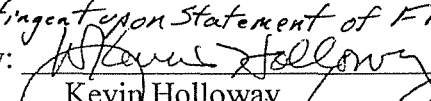
PIONEER VILLAGE SEWERAGE
SYSTEM PLANT #1, INC.

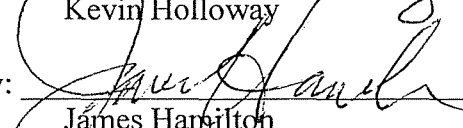


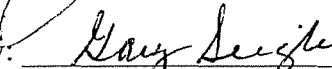
James M. Walser
President

JMW/mb

Accepted this 15th day of December, 2009.

BULLITT COUNTY SANITATION DISTRICT
contingent upon Statement of FMV of \$400,000.00 or More from Qualific. Appraiser.
By: 
Kevin Holloway

By: 
James Hamilton

By: 
Gary Seigle



ERNIE FLETCHER
GOVERNOR

ENVIRONMENTAL AND PUBLIC PROTECTION CABINET

LAJUANA S. WILCHER
SECRETARY

DEPARTMENT FOR ENVIRONMENTAL PROTECTION

DIVISION OF WATER

14 REILLY ROAD

FRANKFORT, KENTUCKY 40601-1190

www.kentucky.gov

MAY 19 2004

James M. Walser, President
Pioneer Village Sewerage System
Plant #1, Incorporated
4869 Brownsboro Center
Louisville, Kentucky 40207

Re: Pioneer Village #1
KPDES No.: KY0034185
Bullitt County, Kentucky

Dear Mr. Walser:

Enclosed is the Kentucky Pollutant Discharge Elimination System (KPDES) permit for the above-referenced facility. This action constitutes a final permit issuance under 401 KAR 5:075, pursuant to KRS 224.16-050.

Your facility is being issued a permit that is shorter than the normal five-year term in order to synchronize permit issuance by watershed. The permit fee that is assessed for this short-term permit is prorated based on the permit duration. Implementation of watershed permitting began in the year 2001 and your targeted permit issuance is based upon your location in the watershed basin.

This permit will become effective on the date indicated in the attached permit provided that no request for adjudication is granted. All provisions of the permit will be effective and enforceable in accordance with 401 KAR 5:075, unless stayed by the Hearing Officer under Sections 11 and 13.

Any demand for a hearing on the permit shall be filed in accordance with the procedures specified in KRS 224.10-420, 224.10-440, 224.10-470 and any regulations promulgated thereto. Any person aggrieved by the issuance of a permit final decision may demand a hearing, pursuant to KRS 224.10-420(2) within thirty (30) days from the date of the issuance of this letter. Two (2) copies of request for hearing should be submitted in writing to the Natural Resources and Environmental Protection Cabinet, Office of Administrative Hearings, 35-36 Fountain Place, Frankfort, Kentucky 40601 and the Commonwealth of Kentucky, Natural Resources and Environmental Protection Cabinet, Division of Water, 14 Reilly Road, Frankfort, Kentucky 40601. For your record keeping purposes, it is recommended that these requests be sent by certified mail. The written request must conform to the appropriate statutes referenced above.



Mr. James M. Walser
Pioneer Village #1/KY0034185
Page Two

If you have any questions regarding the KPDES decision, please contact Courtney Seitz, Inventory and Data Management Section, KPDES Branch, at (502) 564-2225, extension 465.

Further information on procedures and legal matters pertaining to the hearing request may be obtained by contacting the Office of Administrative Hearings at (502) 564-7312.

Sincerely,



Jeffrey W. Pratt, Director
Division of Water

JWP:NG:ng
Enclosure

c: Louisville Regional Office
Division of Water Files



ERNE FLETCHER
GOVERNOR

ENVIRONMENTAL AND PUBLIC PROTECTION CABINET

DEPARTMENT FOR ENVIRONMENTAL PROTECTION

DIVISION OF WATER

14 REILLY ROAD

FRANKFORT, KENTUCKY 40601-1190

www.kentucky.gov

STATEMENT OF BASIS

LAJUANA S. WILCHER
SECRETARY

KPDES No.: KY0034185 **Permit Writer:** Paul L. Beckley **Date:** March 4, 2004

Facility Name: Pioneer Village #1

Facility Location: 12600 Morningside Drive
Pioneer Village, Bullitt County, Kentucky

Permitting Action: This is a re-issuance of a permit for a subdivision, a school, and four (4) churches.

Permit Duration: Expires February 29, 2008. This expiration date will place the facility in the correct 5-year cycle as per the Kentucky Watershed Management Framework. In this instance, the permit is scheduled for re-issuance in March 2008 for the Salt/Licking Basin Management Unit

Receiving Stream: Unnamed tributary/Mile point 0.12 to Brooks Run/Mile point 3.5

Stream Segment Use Classification: Warmwater Aquatic Habitat, Primary/Secondary Contact Recreation, and Domestic Water Supply. The receiving stream is listed in Kentucky's 303(d) list and in the ADB Database of impaired streams due to nutrients, organic enrichment, low DO, and pathogens. The sources of these problems are municipal point discharges (small flows from package plants). A TMDL is under development. Bullitt County Sanitation District is working to eliminate package plants that discharge into Brooks Run. Properly operated package plants would not contribute to the problems. Year round Phosphorus monitoring is added to the requirements for this facility.

Stream Low Flow Condition: 0.00 cfs

Justification of Permit Conditions:

The following regulations are pursuant to KRS 224.70-100 and KRS 224.70-110.

Biochemical Oxygen Demand (5-day), Total Suspended Solids, Fecal Coliform, and pH

The effluent limitations for the above permit parameters are consistent with 401 KAR 5:045.

Ammonia Nitrogen, Dissolved Oxygen, and Phosphorus

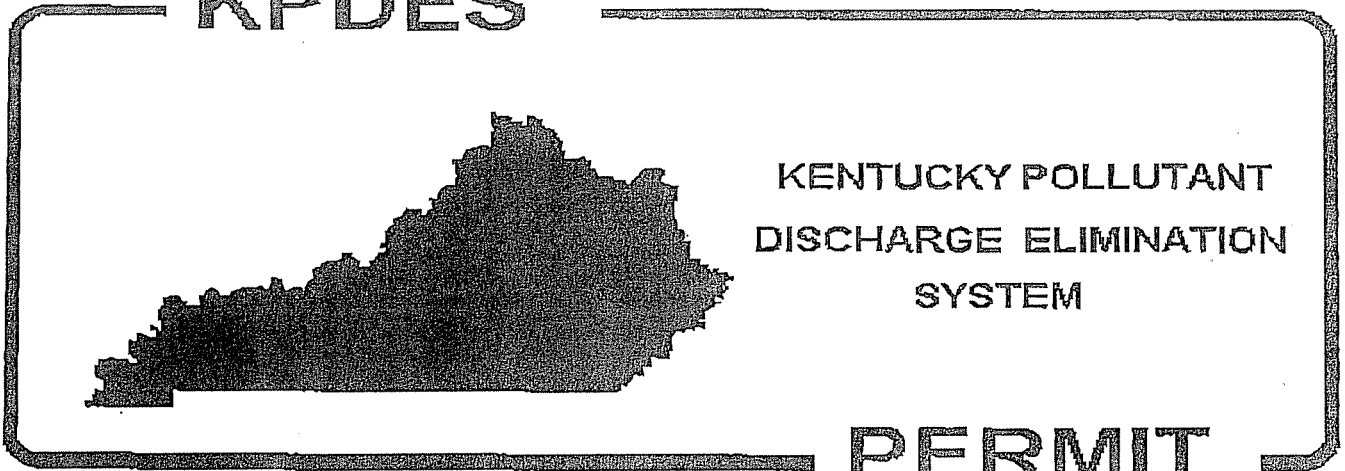
The effluent limitations for the above permit parameters are consistent with 401 KAR 5:031. Due to nutrient concerns for the receiving stream, phosphorus monitoring is being required for this permit re-issuance. A limitation may be required in the future.

Antidegradation:

The conditions of 401 KAR 5:029, Section 1(1) have been satisfied by this permit action. A review under Section 1(2), (3), and (4) is not applicable.

tam

KPDES



PERMIT NO.: KY0034185

AUTHORIZATION TO DISCHARGE UNDER THE KENTUCKY POLLUTANT DISCHARGE ELIMINATION SYSTEM

Pursuant to Authority in KRS 224,

James M. Walser, President
Pioneer Village Sewerage System Plant #1, Incorporated
4869 Brownsboro Center
Louisville, Kentucky 40207

is authorized to discharge from a facility located at

Pioneer Village #1
12600 Morningside Drive
Pioneer Village, Bullitt County, Kentucky

to receiving waters named

Unnamed tributary/Mile point 0.12 to Brooks Run/Mile point 3.5


in accordance with effluent limitations, monitoring requirements and other conditions set forth in Parts I, II, and III hereof. The permit consists of this cover sheet, and Part I 2 pages, Part II 1 page, and Part III 1 page.

This permit shall become effective on **JUL 1 2004**

This permit and the authorization to discharge shall expire at midnight, February 29, 2008.

MAY 19 2004

Date Signed



Jeffrey W. Pratt, Director
Division of Water

Lloyd R. Cress
Commissioner

PART I
 Page I-1
 Permit No.: KY0034184

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

During the period beginning on the effective date of this permit and lasting through the term of this permit, the permittee is authorized to discharge from Outfall serial number: 001, Sanitary Wastewater.

Such discharges shall be limited and monitored by the permittee as specified below:

<u>EFFLUENT CHARACTERISTICS</u>	<u>DISCHARGE LIMITATIONS</u>			<u>MONITORING REQUIREMENTS</u>		
	Monthly Avg.	lbs/day Daily Max.	Other Units (Specify) Monthly Avg.	Measurement Frequency	Sample Type	Sampling Location
Flow, Design (0.310 mgd)	N/A	N/A	Report	Continuous	N/A	Influent or Effluent
Biochemical Oxygen Demand (5-day), Carbonaceous	38.8	77.6	15 mg/l	1/Week	Composite	Effluent
Total Suspended Solids	77.6	155	30 mg/l	1/Week	Composite	Effluent
Fecal Coliform Bacteria, N/100	N/A	N/A	200	1/Week	Grab	Effluent
Ammonia (as N)	10.3 25.9	20.7 51.7	4 mg/l* 10 mg/l**	1/Week	Composite	Effluent
Dissolved Oxygen shall not be less than 7 mg/l				1/Week	Grab	Effluent
Phosphorus	N/A	N/A	Report	1/Week	Composite	Effluent
Total Residual Chlorine (TRC)	N/A	N/A	0.010 mg/l	1/Week	Grab	Effluent

The pH of the effluent shall not be less than 6.0 standard units nor greater than 9.0 standard units and shall be monitored once per Week by grab sample.

There shall be no discharge of floating solids or visible foam in other than trace amounts.

The effluent shall not cause a visible sheen on the receiving water.

* Effective May 1 - October 31
 ** Effective November 1 - April 30

PART I
Page I-2
Permit No.: KY0034185

B. Schedule of Compliance

1. The permittee shall achieve compliance with all requirements on the effective date of this permit.
2. This treatment unit is temporary and in no way supersedes the need of a regional sewer system. The permittee will eliminate the discharge and treatment unit by connection to a regional sewer system when it becomes available as defined in 401 KAR 5:002.

PART II
Page II-1
Permit No.: KY0034185

STANDARD CONDITIONS FOR KPDES PERMIT

The permittee is also advised that all KPDES⁴ permit conditions in KPDES Regulation 401 KAR 5:065, Section 1, will apply to all discharges authorized by this permit.

This permit has been issued under the provisions of KRS Chapter 224 and regulations promulgated pursuant thereto. Issuance of this permit does not relieve the permittee from the responsibility of obtaining any other permits or licenses required by this Cabinet and other state, federal, and local agencies.

It is the responsibility of the permittee to demonstrate compliance with permit parameter limitations by utilization of sufficiently sensitive analytical methods.

PART III
Page III-1
Permit No.: KY0034185

PART III

OTHER REQUIREMENTS

A. Reporting of Monitoring Results

Monitoring results obtained during each month must be reported on a preprinted Discharge Monitoring Report (DMR) Form, which will be mailed to you. Each month's completed DMR must be sent to the Division of Water at the address listed below (with a copy to the appropriate Regional Office) postmarked no later than the 28th day of the month following the month for which monitoring results were obtained.

Division of Water
Louisville Regional Office
9116 Leesgate Road
Louisville, Kentucky 40222-5084
Attn: Supervisor

Kentucky Natural Resources and
Environmental Protection Cabinet
Dept. for Environmental Protection
Division of Water/KPDES Branch
14 Reilly Road, Frankfort Office Park
Frankfort, Kentucky 40601

B. Reopener Clause

This permit shall be modified, or alternatively revoked and reissued, to comply with any applicable effluent standard or limitation issued or approved under 401 KAR 5:050 through 5:080 and KRS 224, if the effluent standard or limitation so issued or approved:

1. Contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
2. Controls any pollutant not limited in the permit.

The permit as modified or reissued under this paragraph shall also contain any other requirements of KRS Chapter 224 when applicable.



Visit us online at: www.pbibank.com



*****AUTO**SCH 3-DIGIT 400

5111 0.4310 AT 0.357 19 1 203



BULLITT CO SANITATION DISTRICT

% JIM HAMILTON TREAS

JERRY KENNEDY AUTH SIGNER

PO BOX 818

HILLVIEW KY 40129-0818

Account Number:

Statement Date: 2/28/10

Page Number: 1

Items: 0

STATEMENT OF ACCOUNT

PBI Bank wants to make you aware of a growing cyber threat, "money-mule" attacks. More information about such cyber threats can be found on www.pbibank.com.

MONEY MARKET INVEST		1006142	
Previous Balance on	1/31/10		\$ 190,652.24
1 Deposits and Other Additions (Credits)			+ 179.21

Current Balance on	2/28/10		\$ 190,831.45

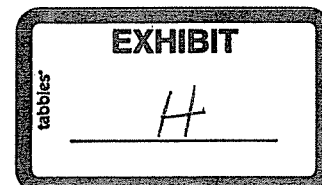
Deposit and Other Addition Details

2/18/10 INTEREST RATE CHANGE		1.1100
2/28/10 INTEREST DEPOSIT		179.21 +
Total of 2 Deposits/Other Additions		+ 179.21

DAILY BALANCE SUMMARY

-Balance Date-	-Balance Date-	-Balance Date-	-Balance Date-
190,652.24 1/31	190,652.24 2/18	190,831.45 2/28	

Interest Paid Year to Date is 389.48
Average Collected Balance for Period was 190,652.24
Statement Period = 28 days
Interest Earned for Period = 179.21
Annual Percentage Yield Earned= 1.23%





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*****AUTO**SCH 3-DIGIT 400
 5113 1.2410 AT 0.482 19 1 205
 BULLITT CO SANITATION DISTRICT
 % JIM HAMILTON TREAS
 PO BOX 818
 HILLVIEW KY 40129-0818

Account Number: ██████████
 Statement Date: 2/28/10
 Page Number: 1
 Items: 55

STATEMENT OF ACCOUNT

PBI Bank wants to make you aware of a growing cyber threat, "money-mule" attacks. More information about such cyber threats can be found on www.pbibank.com.

BUSINESS CHECKING		491006096	
Previous Balance on	1/31/10		\$ 25,735.58
4 Deposits and Other Additions (Credits)			+ 81,341.98
55 Checks and Other Charges (Debits)			- 68,828.45

Current Balance on	2/28/10		\$ 38,249.11

Deposit and Other Addition Details

2/05/10 DIRECT DEPOSIT LOU WATER CO VENDOR EFT		77,359.60 +
2/09/10 REGULAR DEPOSIT		796.28 +
2/11/10 REGULAR DEPOSIT		2,900.00 +
2/19/10 REGULAR DEPOSIT		286.10 +
Total of 4 Deposits/Other Additions		+ 81,341.98

Checks and Other Charge Details

2/03/10 POINT OF SALE D TLG*SHOPPER38850009FEB	800-526-4848	CT	15.99 -
2/10/10 ACH TRANSACTION HARLAND CLARKE CHK ORDER			199.00 -
2/25/10 POINT OF SALE D TLG*TRVLADV38850022FEB	800-5481116	CT	15.99 -
Subtotal of 3 Other Charges/Transfers			- 230.98

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BULLITT CO SANITATION DISTRICT
 % JIM HAMILTON TREAS
 PO BOX 818
 HILLVIEW KY 40129

Account Number: ~~XXXXXXXXXX~~
 Statement Date: 2/28/10
 Page Number: 2
 Items: 55

STATEMENT OF ACCOUNT

Check #	Date Paid	Amount	Check #	Date Paid	Amount
6552	2/09/10	162.46	6630	2/22/10	105.00
6560*	2/22/10	894.98	6631	2/22/10	216.43
6588*	2/01/10	487.55	6632	2/22/10	72.90
6603*	2/08/10	1,000.00	6633	2/24/10	110.00
6604	2/01/10	1,263.00	6634	2/22/10	894.98
6606*	2/16/10	807.75	6635	2/16/10	3,539.82
6608*	2/12/10	4,040.83	6636	2/25/10	3,337.21
6609	2/09/10	2,290.00	6637	2/18/10	3,721.68
6610	2/11/10	715.99	6638	2/18/10	2,253.38
6611	2/11/10	2,090.65	6639	2/18/10	27.95
6613*	2/12/10	684.12	6640	2/19/10	7,150.00
6615*	2/17/10	1,263.00	6641	2/18/10	2,555.00
6616	2/17/10	1,546.44	6642	2/19/10	271.31
6617	2/24/10	58.71	6643	2/23/10	805.70
6618	2/18/10	128.00	6644	2/19/10	180.00
6619	2/18/10	10,391.00	6645	2/22/10	4,101.49
6620	2/23/10	146.68	6646	2/18/10	970.00
6621	2/22/10	67.57	6647	2/18/10	1,098.90
6622	2/19/10	355.05	6648	2/24/10	88.00
6623	2/22/10	101.06	6649	2/23/10	2,215.00
6624	2/19/10	251.01	6650	2/22/10	150.00
6625	2/22/10	888.34	6651	2/24/10	75.00
6626	2/22/10	568.78	6653*	2/22/10	950.00
6627	2/22/10	140.95	6658*	2/25/10	650.00
6628	2/18/10	272.32	6660*	2/26/10	1,546.44
6629	2/22/10	210.91	6662*	2/26/10	684.13
Subtotal of 52 Checks					- 68,597.47
Total of 55 Checks/Other Charges					- 68,828.45


Continued On Next Page...



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% JIM HAMILTON TREAS
PO BOX 818
HILLVIEW KY 40129

Account Number: 
Statement Date: 2/28/10
Page Number: 3
Items: 55

STATEMENT OF ACCOUNT

DAILY BALANCE SUMMARY

-Balance Date-	-Balance Date-	-Balance Date-	-Balance Date-
25,735.58 1/31	98,672.46 2/09	86,684.86 2/17	44,482.88 2/24
23,985.03 2/01	98,473.46 2/10	65,266.63 2/18	40,479.68 2/25
23,969.04 2/03	98,566.82 2/11	57,345.36 2/19	38,249.11 2/26
101,328.64 2/05	93,841.87 2/12	47,981.97 2/22	
100,328.64 2/08	89,494.30 2/16	44,814.59 2/23	

Average Collected Balance for Period was 67,004.85

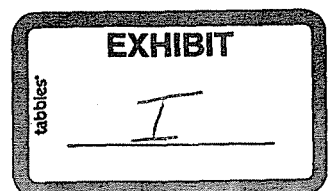
DAVID G. DERRICK

Principal and Project Manager

Mr. Derrick has over twenty years experience in water quality engineering. In 1977 he founded Derrick Engineering, Inc. to provide consulting engineering services to governmental, commercial and industrial clients in the specialized area of water quality control. Since the firm's founding, he has been the chief executive officer of the firm and has served as project director for the major projects that the firm has undertaken. Prior to founding Derrick Engineering, Mr. Derrick was a project engineer and project manager for three other consulting engineering firms engaged in the field of water quality control. He also served as an officer in the U.S. Navy Civil Engineer Corps, where he directed the design, construction and operation of public works facilities at bases in the United States and Central America.

Mr. Derrick has authored a number of technical papers on water quality control published in technical journals and/or presented at technical conferences. In 1987 he was selected to present a paper on industrial wastewater treatment at the Industrial Pollution Control Symposium held in Kaohsiung, Republic of China.

The following is a brief description of several of the major water quality engineering projects that Mr. Derrick has directed during the past few years.



Evaluation of Airport Facility Needs at Standiford Field, Louisville, Kentucky. This study by a team of consultants including Derrick Engineering evaluated the near term and long term facility needs of Standiford Field. Facility needs for the next 20 years were projected and five alternatives were evaluated to improve the airside facilities of Standiford Field. These onsite improvement alternatives were compared with an alternative to build a new remote airport. The team recommended a project to construct two new parallel runways at Standiford Field as the best alternative to meet future aviation needs of the community. Derrick Engineering developed water quality control strategies and costs for each alternative and participated in the overall evaluation and selection process.

Study of Surface Water Quality Problems at Standiford Field and Bowman Field, Louisville, Kentucky. This currently ongoing study for the Louisville and Jefferson County Regional Airport Authority is evaluating and developing strategies for control of surface water quality at these two Louisville airports. A surface water quality monitoring program is being carried out, stream discharge permits are being obtained, and control strategies will be developed where required to control contamination from deicing chemicals used on aircraft and pavement surfaces.

Surface Water Quality Control Project, United Parcel Service Air Parcel Hub, Standiford Field, Louisville, Kentucky. This project was undertaken to identify and control surface water quality

problems associated with the use of deicing chemicals at the UPS Air Parcel Hub at Standiford Field. Initially, an extensive surface water monitoring program was carried out to define the problem. Secondly, several control alternatives were evaluated including segregation of surface drainage, storage, treatment, and discharge to a public sewer system. Lastly, over \$2 million in facilities were designed and constructed to segregate, store, and pump contaminated surface water to the Metropolitan Sewer District for final treatment and discharge.

Louisville Downtown District Heating and Cooling System Studies, Louisville, Kentucky. On behalf of the City of Louisville and the Jefferson County Fiscal Court, Derrick Engineering has performed two feasibility studies to identify the potential for development of a district heating and cooling system to serve the Louisville Central Business District. The studies have done extensive investigation of the potential for using the Louisville Aquifer as a source of geothermal energy for the system. A ground-water-based district heating and cooling system has been proposed to spur economic development in the Downtown Area.

Municipal Sewer System Expansion, Frankfort, Kentucky. This project involved the planning, financing, design, and construction supervision of a \$20 million project to upgrade and expand the entire municipal sewer system for the City of Frankfort. Under the direction of the Frankfort Municipal Sewer Board, the project

included: a new 9 million gallon per day wastewater treatment plant, 5 new major pumping stations, improvements to 30 existing pumping stations, and over 20 miles of new major trunk sewers and force mains. Most of the facilities were built in developed and congested areas of this Capital City of the Commonwealth.

Mammoth Cave Area Regional Sewer System, Cave City, Kentucky. Derrick Engineering has served as the lead consultant in planning, designing, and supervising the construction of this regional sewer system for the Caveland Sanitation Authority. The system will serve the cities of Horse Cave, Cave City and Park City, and also rural areas of Hart, Barren, and Edmonson Counties. The project includes 2 wastewater treatment plants, 6 pumping stations, and 18 miles of trunk sewers and force mains. The system will reduce widespread groundwater pollution in the caves of the area and preclude serious groundwater pollution problems in Mammoth Cave National Park.

Mr. Derrick holds a bachelors degree in civil engineering from Purdue University. He also has a masters degree in water quality engineering from Cornell University, financed by a fellowship from the U.S. Environmental Protection Agency. He has taught graduate level courses in water and wastewater treatment at the Speed Scientific School of the University of Louisville. He holds professional engineering licenses in the fields of civil and sanitary engineering in the states of Kentucky, Indiana, and Tennessee.

BULLITT COUNTY SANITATION DISTRICT

Commissioners

Jim Hamilton

Gary Seigle

Kevin Holloway

RESUME

JERRY KENNEDY MANAGER OF THE BULLITT COUNTY SANITATION DISTRICT

EDUCATION:

- Master of Environmental Engineering, University of Louisville, 1975
- Bachelor of Science, University of Louisville, 1974
- Continuing Education Classes
- Six (6) Hours, MBA Program, University of Louisville

PROFESSIONAL:

- Indiana Class IV Collection System Certification
- Kentucky Class IV Operators Certification
- Indiana Class IV Operators Certification
- Illinois Class II Operators Certification
- US Patent-for Oxidation Ditch In- channel Clarification
- Ozone Disinfection Presentation, WPCA-AWWA Conference
- Member of the Kentucky Water and Wastewater Operators Association

CAREER EXPERIENCE:

I have had a unique career experience with respect to having worked as a Consulting Engineer, Wastewater Plant Superintendent and in the private Pollution Control Equipment Manufacturing Industry. Some highlights are as follows:

- Environmental Engineer for Miller, Wihry and Lee Inc.
- Wastewater Plant Superintendent for Frankfort, Kentucky, 9 MGD Plant
- Field Research Engineer for Lakeside Equipment Corporation
- Staff Engineer for Derrick Engineering
- Wastewater Plant Superintendent for Clarksville, Indiana, 3.1 MGD Plant
- Staff Engineer for New Albany, Indiana Wastewater Department

P.O. BOX 818 • HILLVIEW, KY • 40129
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