

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF NORTHERN	)	
KENTUCKY WATER DISTRICT FOR A	)	CASE NO.
CERTIFICATE OF CONVENIENCE AND	)	2014-00150
NECESSITY, FINANCING, SURCHARGE AND	)	
CREATION OF SUB DISTRICT M PURSUANT	)	
TO KRS 278.023	)	

ORDER

On May 1, 2014, Northern Kentucky Water District (“NKWD”) tendered for filing an application, pursuant to KRS 278.023, for a Certificate of Public Convenience and Necessity (“CPCN”) to construct certain water main extensions within its proposed Sub District M and for authority to assess a surcharge to all customers within that area. Additionally, NKWD seeks to increase rates to customers in 11 other sub districts.<sup>1</sup> Following an initial review of the application, the Commission notified NKWD by letter on May 13, 2014, that its application had been accepted for filing as of May 8, 2014. However, based upon a further review of the filing, as well as the newspaper notice published on May 22, 2014, the Commission has determined that the application as tendered is deficient and cannot be accepted for filing for the following reasons:

(a) By publishing notice of the change in rates for customers in Sub District M on May 22, 2014, 14 days after its application was accepted by the Commission, NKWD did not comply with 807 KAR 5:069, Section 3(2)(b)(3), which requires “[p]ublishing

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<sup>1</sup> Letter from Thomas G. Fern, State Director, RD to C. Ronald Lovan, President/CEO, Northern Kentucky Water District (July 1, 2013). Application, Exhibit A, pp. 9-10.

notice in a prominent manner in a newspaper of general circulation ... no later than the date the application is submitted to the commission;" and

(b) NKWD failed to publish notice of the changes that it proposes in the rates for customers in Sub Districts A, B, C, D, E, F, G, K, R, RF, and RL, as required by 807 KAR 5:069, Section 3(4)(b), (c), and (d).

Having reviewed the application and being otherwise advised, the Commission finds that:

1. NKWD should republish notice in a prominent manner in a newspaper of general circulation in its area to reflect the change of rates for Sub Districts A, B, C, D, E, F, G, K, M, R, RF, and RL in compliance with 807 KAR 5:069, Section 3(4)(b), (c), and (d).

2. NKWD's application cannot be accepted as filed until NKWD republishes the corrected notice pursuant to 807 KAR 5:069, Section 3, and submits a copy of the corrected notice to the Commission.

3. NKWD should submit proof of the publication in a newspaper of general circulation within 15 days of publication pursuant to 807 KAR 5:069, Section 3(2)(b)(3).

IT IS THEREFORE ORDERED that:

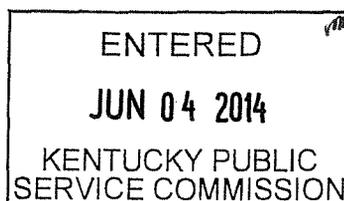
1. NKWD's application as tendered is deficient and is rejected for filing.

2. NKWD shall republish notice to reflect the proposed change in rates for Sub Districts A, B, C, D, E, F, G, K, M, R, RF, and RL in compliance with 807 KAR 5:069, Section 3(4)(b), (c), and (d).

3. NKWD's application shall not be accepted as filed until it republishes the corrected notice pursuant to 807 KAR 5:069, Section 3, and submits a copy of the corrected notice to the Commission.

4. NKWD shall submit proof of the publication in a newspaper of general circulation within 15 days of publication pursuant to 807 KAR 5:069, Section 3(2)(b)(3).

By the Commission



ATTEST:

  
Executive Director

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