

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF BREATHITT)	CASE NO.
COUNTY WATER DISTRICT FOR A RATE)	2022-00136
ADJUSTMENT PURSUANT TO 807 KAR 5:076)	

ORDER

This matter arises upon Breathitt County Water District's (Breathitt District) March 20, 2025, motion for waiver of implementation of the Phase three rates previously ordered by the Commission in the final Order issued on January 31, 2024.

BACKGROUND

On January 31, 2024, the Commission issued its final Order in the above-styled case.¹ In the final Order, the Commission ordered a 54.07 percent increase in revenue from water sales.² The Commission further ordered the increase to be phased-in over a 3-year period.³ Phase one rates consisted of an 18.04 percent increase effective on and after January 31, 2024.⁴ Phase two rates became effective on January 31, 2025, and increased rates by 15.30 percent.⁵ Phase three rates are scheduled to become effective on January 31, 2026, and would consist of a 13.23 percent increase.⁶

¹ Order (Ky. PSC Jan. 31, 2024).

² Jan. 31, 2024 Order at 32.

³ Jan. 31, 2024 Order at 33.

⁴ Jan. 31, 2024 Order, Appendix B.

⁵ Jan. 31, 2024 Order, Appendix B.

⁶ Jan. 31, 2024 Order, Appendix B.

MOTION

On March 20, 2025, Breathitt District filed a motion to waive implementation of Phase three rates.⁷ Breathitt District stated that the county just experienced its second catastrophic flood in a little over two years.⁸ Breathitt District further stated that the flooding has left many residents with destroyed or damaged homes and water systems.⁹ Breathitt District argued that the implementation of the Phase three rate increases would have a significant, negative impact on the customers during this time.¹⁰

FINDINGS

Having reviewed the record and being otherwise sufficiently advised, the Commission finds that Breathitt District failed to provide sufficient evidence to grant the motion. Breathitt District did not provide any updated information on its financial condition, nor has it filed its 2024 Annual Report with the Commission. Therefore, the Commission finds that Breathitt District's motion for waiver of implementation should be denied.

IT IS THEREFORE ORDERED that Breathitt District's motion for waiver of implementation is denied.


⁷ Order (Ky. PSC Mar. 20, 2025).

⁸ Mar. 20, 2025 Order at 1.

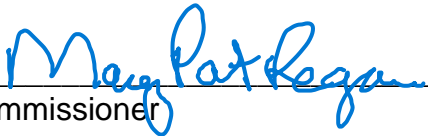
⁹ Mar. 20, 2025 Order at 1.

¹⁰ Mar. 20, 2025 Order at 1.

PUBLIC SERVICE COMMISSION

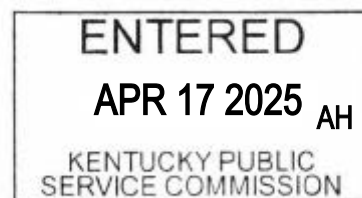

Chairman

Vice Chairman


Commissioner

ATTEST:


Executive Director



*Breathitt County Water District
1137 Main Street, Suite 305
Jackson, KY 41339

*Estill McIntosh
Superintendent
Breathitt County Water District
1137 Main Street, Suite 305
Jackson, KY 41339

*David P. Foster
Rural Community Assistance Partnership
101 Burch Court
Frankfort, KY 40601