

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

THE APPLICATION OF RESIDENTS OF FLOYD )  
COUNTY, KENTUCKY FOR A PRELIMINARY )  
HEARING TO DETERMINE THE DESIRABILITY ) CASE NO. 8910  
OF THE FORMATION OF THE MIDDLE CREEK )  
WATER DISTRICT )

O R D E R

On September 28, 1983, the Public Service Commission received an application signed by five resident freeholders of Floyd County, Kentucky, desiring the formation of a water district to be known as the Middle Creek Water District. The proposed service area was indicated on an accompanying map to consist of that portion of Floyd County along state highways 115 and 1427 west of Prestonsburg. The number of potential customers was listed as approximately 105 homes. The source of the water supply was given as the City of Prestonsburg's water system. The application was prepared by Ms. Holly Leach of the Big Sandy Area Development District for the Middle Creek Water Committee.<sup>1</sup>

A hearing was held on February 2, 1984, in the offices of the Public Service Commission, Frankfort, Kentucky. A feasibility study of the proposed water district that had been prepared by a staff engineer of the Commission was introduced into evidence. The staff engineer's report concluded that consideration should be given to serving the residents of the proposed service area through one of the existing water utilities in the area--Parkway

Water Association or the City of Prestonsburg. The report recommended that the Middle Creek Water District not be established. Ms. Leach stated that the Middle Creek Water Committee agreed with the staff's report and had discussed the possibility of Parkway Water Association serving the area.<sup>2</sup> Mr. Sam Fitzpatrick, Vice President of the Parkway Water Association, testified that the Parkway Water Association was not willing to raise its rates in order to construct an extension to its system.<sup>3</sup>

The Commission, after consideration of the record and being advised, is of the opinion and finds that:

(1) There is a definite need for a water distribution system in the Middle Creek area of Floyd County.

(2) The City of Prestonsburg has adequate water treatment capacity to provide potable water to the area.

(3) The City of Prestonsburg and the Parkway Water Association both operate existing water systems in the immediate vicinity of the proposed service area.

(4) The geographical area sought to be served by the proposed Middle Creek Water District can be served more feasibly by either or both of the existing water suppliers.

(5) The Middle Creek Water District as proposed is not a financially viable organization for operating and maintaining a system and should not be established.

IT IS THEREFORE ORDERED that the application of the residents of Floyd County, Kentucky, to petition the Floyd County Court for the establishment of the Middle Creek Water District be and it hereby is denied.

IT IS FURTHER ORDERED that the Parkway Water Association shall join with the Middle Creek Water Committee and seek financial assistance in order to extend its water system to serve the residents in the Middle Creek area.

Done at Frankfort, Kentucky, this 6th day of March, 1984.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

  
Commissioner

ATTEST:

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Secretary

FOOTNOTES

1. Transcript of Evidence, February 2, 1984, page 5.
2. Ibid., page 22.
3. Ibid., page 29.