

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF MARROWBONE WATER)
DISTRICT FOR A DEVIATION FROM SERVICE)
LINE REQUIREMENTS OF 807 KAR 5:066,) CASE NO. 10251
SECTION 10(3))

O R D E R

By letter received May 6, 1988, Marrowbone Water District ("Marrowbone") requested a deviation from 807 KAR 5:066, Section 10(3) which requires utility inspection of service line installation.

Marrowbone should be aware that House Bill 490, as enacted by the 1986 session of the Kentucky General Assembly, exempted farmsteads from state plumbing inspections. KRS 318.010(8) defines farmsteads as follows:

Farmstead means a farm dwelling together with other farm buildings and structures incident to the operation and maintenance of the farm situated on ten (10) acres or more of land which is located outside the corporate limits of a municipality.

The Commission, having reviewed the evidence of record, and being advised, is of the opinion and finds that:

1. The Kentucky Department of Housing, Building and Construction, in accordance with KRS 318.134, requires that a permit be obtained for the installation of customers' service lines.

2. State plumbing inspectors of the Department of Housing, Building and Construction in accordance with KRS 318.134 make inspections of customers' service lines, except for those installations made for farmsteads or those installations under the jurisdiction of local government inspectors.

3. A local government may, by ordinance, enact the Kentucky State Plumbing Code and regulate the installation of customers' service lines within its jurisdictional area in accordance with KRS 318.140.

4. Subject to the exclusion of customers' service lines that are not inspected by state plumbing inspectors per KRS 318.134 or local government plumbing inspectors per KRS 318.140, Marrowbone's requested deviation from the requirements of 807 KAR 5:066, Section 10(3) should be granted.

IT IS THEREFORE ORDERED that Marrowbone's request for a deviation from 807 KAR 5:066, Section 10(3) for those service lines inspected by state or local plumbing inspectors under KRS 318 be and it hereby is granted. Marrowbone shall, however, conduct such inspections where the same are not provided by state or local plumbing inspectors under KRS 318.

Done at Frankfort, Kentucky, this 24th day of June, 1988.

PUBLIC SERVICE COMMISSION

Richard D. / Lerman, Jr.
Chairman

Robert M. Davis
Vice Chairman

James N. Wellhead
Commissioner

ATTEST:

Executive Director