

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF RESIDENTS OF ROCKCASTLE)  
COUNTY, KENTUCKY FOR A PRELIMINARY HEARING) CASE NO.  
TO DETERMINE THE DESIRABILITY OF THE ) 90-159  
FORMATION OF A WATER ASSOCIATION )

O R D E R

On October 8, 1990, a public hearing was held in the Commission's offices to examine the application of 10 resident freeholders of Rockcastle County for authority to proceed to incorporate a water association. In accordance with KRS 74.012, the Commission gave notice of the hearing to all water suppliers in the general area proposed to be served, as well as to other regulatory agencies having concern with the application. No water suppliers or agencies intervened or testified at the hearing.

Before the Commission may approve any application for incorporation of a water association, it must make a finding and determination of fact that the geographical area sought to be served by the proposed water association cannot be feasibly served by any existing water supplier. After careful examination of the record in this proceeding, the Commission finds that, due chiefly to the lack of input from existing water suppliers, insufficient testimony was presented at the hearing to enable the Commission to make this determination. The Commission also finds that there is

insufficient evidence to enable it to determine whether existing suppliers are unwilling to extend service to the applicants.

IT IS THEREFORE ORDERED that a second public hearing shall be held in this matter on February 22, 1991, at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, to further examine the feasibility of the water association proposed to be incorporated by the applicants. Pursuant to KRS 74.012, the persons and entities listed on the attached Appendix A have been served with a copy of this Order.

IT IS FURTHER ORDERED that Northern Rockcastle County Water District, Western Rockcastle Water Association, and Jackson County Water Association, all of which are water suppliers in the vicinity of the proposed service area and are subject to the jurisdiction of the Commission, are hereby made parties to this proceeding, and shall appear at the hearing on February 22, 1991 for the purpose of presenting testimony relevant to the issues involved herein.

IT IS FURTHER ORDERED that Northern Rockcastle County Water District, Western Rockcastle Water Association, and Jackson County Water Association shall conduct an investigation into the feasibility of supplying water to the proposed service area, and shall file a written report of the findings of said investigation with the Commission no later than February 7, 1991.

Done at Frankfort, Kentucky, this 9th day of January, 1991.

ATTEST:

  
Executive Director

PUBLIC SERVICE COMMISSION

  
For the Commission

**APPENDIX A**

**APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 90-159 DATED 1/09/91**

**Mount Vernon Water Works  
P. O. Box 516  
Mt. Vernon, Ky. 40456**

**Hon. Billy B. Russell  
Mayor of Brodhead  
P.O. Box 98  
Brodhead, Ky. 40469**

**Brodhead Water Works  
P. O. Box 534  
Brodhead, Ky. 40409**

**Hon. Billy Medley  
Mayor of Livingston  
Livingston, Ky. 40445**

**Northern Rockcastle Co.  
Water District  
Route 3, Box 117  
Mt. Vernon, Ky. 40456**

**The Honorable Mayor  
Municipal Bulding  
Tyner, Ky. 40486**

**Livingston Municipal  
Water Works  
P. O. Box 280  
Livingston, Ky. 40445**

**Cumberland Valley Area  
Development District  
100 State Police Road  
London, Ky. 40741**

**Jackson County  
Water Association  
P. O. Box 232  
Tyner, Ky. 40486**

**County Judge/Executive  
Rockcastle County  
Mount Vernon, Ky. 40456**

**County Judge/Executive  
Jackson County  
McKee, Ky. 40447**

**Hon. Gary R. Cromer  
Mayor of Mount Vernon  
P. O. Box 516  
Mount Vernon, Ky. 40456**