

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

FOREST HILLS DEVELOPERS, INC.)	
_____)	
ALLEGED VIOLATION OF COMMISSION)	CASE NO.
REGULATION 807 KAR 5:071)	92-095

O R D E R

Forest Hill Developers, Inc. ("Forest Hills") is a Kentucky corporation which owns and operates the subdivision treatment facility plant providing sewer service for compensation to the residents of the Forest Hills Subdivision of Jefferson County, Kentucky and, therefore, is a utility under Commission jurisdiction. KRS 278.010(3)(f).

KRS 278.280 authorizes the Commission to prescribe rules for performance of any service furnished or supplied by a utility. Pursuant to this authority, the Commission has promulgated Commission Regulation 807 KAR 5:071, Section 7, which requires sewage treatment facilities to be constructed, installed, maintained, and operated in accordance with accepted good engineering practice.

On February 20, 1992, Commission Staff inspected Forest Hills' facilities for compliance with Commission regulations. In its report of this inspection, a copy of which is appended hereto,

Commission Staff listed 11 instances where the utility's maintenance and operation were not in accordance with accepted good engineering practices.

Having reviewed the report of this inspection and being otherwise sufficiently advised, the Commission finds that a prima facie showing has been made that Forest Hills is in violation of Commission Regulation 807 KAR 5:071, Section 7(1).

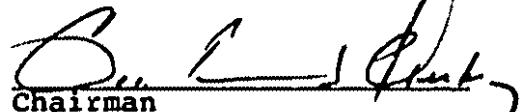
The Commission, on its own motion, HEREBY ORDERS that:

1. Forest Hills shall appear before the Commission on April 15, 1992 at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, for the purpose of presenting evidence concerning the maintenance and operation of its sewage treatment facilities, specifically, the alleged violations of Commission Regulation 807 KAR 5:071, Section 7(1), and of showing cause why it should not be subject to the penalties prescribed in KRS 278.990 for its alleged failure to comply with Commission regulations.

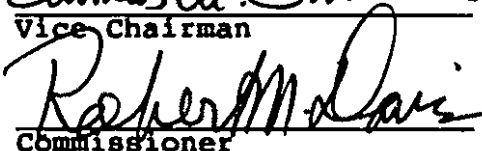
2. Forest Hills shall submit to the Commission a written response to the allegations contained in the Inspection Report within 14 days of the date of this Order.

Done at Frankfort, Kentucky, this 13th day of March, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice-Chairman


Commissioner

ATTEST:


Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 92-095 DATED 3/13/92

Commonwealth of Kentucky
Public Service Commission

UTILITY REINSPECTION REPORT

Forest Hills Developers, Inc.
Louisville, Kentucky

On February 20, 1992, a reinspection of Forest Hills Developers, Inc.'s wastewater treatment system serving the Forest Hills Subdivision was conducted. The purpose of this reinspection was to see what progress, if any, had been made to date on the improvements or corrections recommended in the Public Service Commission's staff reinspection report dated October 14, 1991. The proposed improvements and corrections and their current status are as follows:

1. The scum behind the baffle in the clarifier needs to be removed. (807 KAR 5:071, Section 7,1)

Current Status: Still needs to be corrected

2. One belt on blower/motor unit No. 2 needs to be replaced. (807 KAR 5:071, Section 7,1)

Current Status: Still needs to be corrected

3. A flow meter needs to be installed. (807 KAR 5:071, Section 7,1)

Current Status: Still needs to be corrected

4. An outside switch is needed for the fan in the chlorine room. (807 KAR 5:071, Section 7,4)

Current Status: Still needs to be corrected.

5. Lagoon No. 2 is high in sludge deposits. Both Lagoon No. 1 and No. 2 need to be closely monitored for overloading conditions. Before overloading occurs the lagoon should be dredged. (807 KAR 5:071, Section 7,1)

Current Status: Lagoons No. 1 and No. 2 have become overloaded and need to be dredged.

6. The lagoon impoundment bank needs to be inspected for muskrat damage and repaired if necessary. (807 KAR 5:071, Section 7,1)

Current Status: Is still needed

7. The sludge deposits in the stream behind Doss High School need to be removed. (807 KAR 5:071, Section 7,1)

Current Status: Still needs to be corrected.

8. The skimmer in the clarifier next to the aeration basin needs to be adjusted to water surface level. (807 KAR 5:071, Section 7,1)

Current Status: The skimmer is now at water surface level.

9. The bar screen for the aeration basin needs to be improved to provide adequate protection for the plant. (807 KAR 5:071, Section 7,1)

Current Status: Still needs to be corrected.

10. The pump out in the clarifier needs to be repaired. (807 KAR 5:071, Section 7,1)


Current Status: The repair of the pump has been made.

11. The sludge deposits removed from Lagoon No. 2 and stored in the plant area need to be disposed of properly. (807 KAR 5:071, Section 7,1)

Current Status: Still needs to be corrected.

In addition, the exhaust fan in the room housing the chlorination unit needs to be repaired and put in service and one pump at the Pikes Peak Lift Station needs to be repaired and put in service.

Submitted,
February 21, 1992


Larry N. Updike
Utility Investigator

ER