

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE TARIFF FILING OF JESSAMINE-)
SOUTH ELKHORN WATER DISTRICT) CASE NO. 2003-00120
TO MAKE VARIOUS TARIFF)
LANGUAGE REVISIONS)

O R D E R

On March 21, 2003, Jessamine-South Elkhorn Water District (Jessamine) submitted a tariff proposal that would make revisions in its current tariff. Specifically, it submitted a new tariff provision entitled Lawn Sprinkler System. After working with Commission Staff, Jessamine re-submitted a revised Lawn Sprinkler System provision on September 25, 2003 which resolved Commission Staff s concerns.

Jessamine also changed Section 4 (Application For Service) of its tariff by adding a sentence at the end of the first paragraph stating, All landlords/lessors shall sign such forms with their tenants/lessees and be jointly and severally responsible thereunder. The issue of joint and several liability as between landlord/lessors and tenants/lessees is currently under research and review by the Commission.¹ Until the Commission resolves the issue of landlord/tenant liability, the new and additional sentence addressing the issue should not be allowed. After the Commission resolves the issue, tariff amendments may be made accordingly.

¹ Case No. 2003-00168, The Tariff Filing of Jessamine-South Elkhorn Water District to revise its Water User Agreement.

The balance of the tariff provisions and amendments prepared by Jessamine should be accepted as proposed.

The Commission, being otherwise sufficiently advised, HEREBY ORDERS that:

1. The revised provision in the Lawn Sprinkler System filed on September 25, 2003 is approved as a new addition to Jessamine's existing tariff.

2. The new sentence added to tariff Section 4 (Application For Service), first paragraph relating to joint and several liability of water service bills, is rejected.

3. The balance of the proposed tariff amendments are adopted.

Done at Frankfort, Kentucky, this 17th day of October, 2003.

By the Commission

ATTEST:


Executive Director