

COMMONWEALTH OF KENTUCKY
BEFORE THE ENERGY REGULATORY COMMISSION

In the Matter of:

APPLICATION OF MR. BEE HAYS,)
BETSY LAYNE, KENTUCKY, TO DEVIATE)
FROM COMMISSION REGULATION 807) CASE NO. 8049
KAR 50:045, SECTION 6, SUBPART 6)

O R D E R

On November 26, 1980, Mr. Bee Hays, Betsy Layne, Kentucky, filed a letter with the Commission requesting authority to use plastic pipe in the construction of a service line from his house to a gas line of Cities Service Company.

The Commission decided to treat this letter as an Application requesting authority to deviate from the provisions of Commission Regulation 807 KAR 50:045, Section 6, Subpart 6.

A member of the Commission staff inspected the proposed location of the service line and found that it would be possible to bury the line to a sufficient depth to prevent damage to same by various surface plowing and digging activities and recommended the granting of the requested authority.

The Commission, having considered the Application, all evidence of record and being fully advised, is of the opinion and finds:

1. That a hearing to consider the merits of the application will not be necessary.
2. That Mr. Hays should be granted permission to use plastic pipe in lieu of black steel pipe provided the pipe is of an approved type and is buried a minimum of 36 inches.
3. That the completed service line installation shall be inspected by Commission staff members prior to the filling of the ditch.
4. That Mr. Hays shall notify the Commission when construction is sufficiently completed to allow for the above inspection.

5. That the plastic pipe be installed by persons who have qualified under O.P.S.O. requirements.

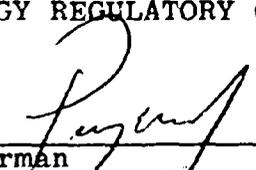
6. That Mr. Hays shall meet all other requirements of the Energy Regulatory Commission Regulation 807 KAR 50:045, Section 6 in his installation.

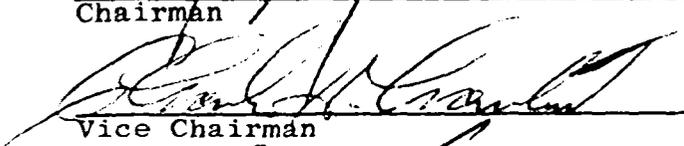
IT IS THEREFORE ORDERED that Mr. Bee Hays, Betsy Layne, ,Kentucky, be and hereby is granted authority to deviate from Energy Regulatory Commission Regulation 807 KAR 50:045, Section 6, Subpart 6, and install one and one-fourth (1-1/4) inch plastic pipe of an approved type in his service line, said pipe to be buried a minimum of 36 inches.

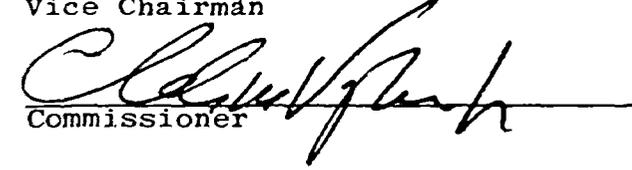
IT IS FURTHER ORDERED that Mr. Hays notify the Commission when construction is sufficiently completed to allow for the inspection and approval of the line by the Energy Regulatory Commission's Division of Utility Engineering and Services before service is rendered.

Done at Frankfort, Kentucky, this 10th day of December, 1980.

ENERGY REGULATORY COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Secretary