

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PANORAMA SHORES WATER)
ASSOCIATION)

CASE NO.
8567

ORDER DISMISSING CASE

On July 21, 1982, the Commission ordered the Panorama Shores Water Association ("Panorama") to show cause as to why it should not be declared a water utility subject to the PSC's jurisdiction. On August 1, 1982, Panorama submitted certain written information by which it explained the nature of its organization and ownership. Based upon a review of this information the Commission hereby finds:

(1) Each member of the Panorama Shores Water Association owns an equal share in the property of the association. The water is sold only to those persons who are members of the association. Accordingly, these member-owners do not constitute "the public" as used in KRS 278.010(5)(a).

(2) The show cause proceeding previously scheduled in this matter for August 18, 1982, should be dismissed since it is clear from the documents submitted herein that Panorama is not subject to the jurisdiction of the PSC.

Based upon the above-stated findings and being advised, the Commission HEREBY ORDERS that the show cause proceeding scheduled for August 18, 1982, against Panorama Shores Water Association is cancelled and that this proceeding is dismissed.

Done at Frankfort, Kentucky, this the 17th day of August, 1982.

PUBLIC SERVICE COMMISSION

Marlin M. Voth
Chairman

Katherine Randall
Vice Chairman

Ann L. Wagoner
Commissioner

ATTEST:

Secretary