

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE MERGER OF THE OKOLONA SEWER)
CONSTRUCTION DISTRICT INTO THE)
LOUISVILLE AND JEFFERSON COUNTY) CASE NO. 9227
METROPOLITAN SEWER DISTRICT)
LOUISVILLE, KENTUCKY)

O R D E R

On November 26, 1984, the Okolona Sewer Construction District of Jefferson County, Kentucky, ("Okolona") filed an application with the Commission requesting authorization to merge into the Louisville and Jefferson County Metropolitan Sewer District ("MSD"). Based on the evidence of record, and being advised, the Commission is of the opinion and hereby finds that:

1. On November 9, 1984, the United States District Court of the Western District of Kentucky entered a Consent Decree requiring Okolona to cease discharging pollutants into Pond Creek, and to connect the Okolona sewer system to MSD by January 2, 1985.

2. Okolona and MSD entered into an Agreement, dated June 25, 1984, and amended November 27, 1984, setting forth each party's rights and responsibilities with respect to Okolona's merger into MSD, MSD's construction of sewer mains to physically connect MSD with Okolona, Okolona's abandonment of its existing

sewerage treatment facilities, and the repayment and defeasance of Okolona indebtedness.

3. By letter dated December 3, 1984, Okolona, by counsel, requested the Jefferson County Judge/Executive to enter an order dissolving Okolona on January 3, 1985.

4. MSD owns and operates sewer facilities in the City of Louisville and portions of Jefferson County, Kentucky, and has the requisite expertise to own and operate Okolona.

5. Okolona should file with the Commission its 1984 Annual Report covering January 1, 1984, through the date of merger, and a copy of the dissolution order entered by the Jefferson County Judge/Executive.

IT IS THEREFORE ORDERED that Okolona be and it hereby is authorized to merge into MSD and for Okolona to be dissolved.

IT IS FURTHER ORDERED that within 5 days subsequent to the entry of an order of dissolution by the Jefferson County Judge/Executive, Okolona shall file a copy of said order with the Commission.

IT IS FURTHER ORDERED that within 60 days subsequent to the merger, Okolona shall file with the Commission its 1984 Annual Report.

Done at Frankfort, Kentucky, this 18th day of December, 1984.

PUBLIC SERVICE COMMISSION

Richard D. Hemeryk
Chairman

W. H. [unclear]
Vice Chairman

[unclear]
Commissioner

ATTEST:

Secretary