

CASE NO. 2022-00404

EXHIBIT J

RESOLUTION OF THE BOARD
AUTHORIZING THE FILING OF AN APPLICATION
TO THE PSC

RESOLUTION NO. _____

**A RESOLUTION OF THE BOARD OF
COMMISSIONERS OF BATH COUNTY WATER DISTRICT
AUTHORIZING AN APPLICATION TO THE KENTUCKY
PUBLIC SERVICE COMMISSION FOR AUTHORITY TO
ADJUST RATES FOR RETAIL AND WHOLESALE WATER
SERVICE**

WHEREAS, Bath County Water District is a water district created pursuant to the provisions of KRS Chapter 74;

WHEREAS, pursuant to KRS 278.015, the Kentucky General Assembly has declared water districts to be public utilities and subject to the jurisdiction of the Kentucky Public Service Commission in the same manner and to the same extent as any other utility as defined in KRS 278.010;

WHEREAS, on March 30, in Case No. 2022-00067, the Kentucky Public Service Commission ordered Bath County Water District to file an application for rate adjustment within one year;

WHEREAS, in response to the Kentucky Public Service Commission's Order, Bath County Water District has retained Kentucky Engineering Group, PLLC to perform a study of retail and wholesale rates based upon Bath County Water District's operations for the calendar year ending December 31, 2021;

WHEREAS, Kentucky Engineering Group, PLLC has advised Bath County Water District, that using the ratemaking methodology that the Kentucky Public Service Commission has historically employed for water districts to establish the appropriate level of revenue from retail rates, Bath County Water District's present retail and wholesale rates for water service are producing less than the level of revenue required to meet Bath County Water District's operating expenses, service its debt obligations and provide for adequate working capital and that an increase in Bath County Water District's current retail and wholesale rates is necessary to obtain the appropriate level of revenue to ensure adequate and reliable service;

WHEREAS, Bath County Water District proposes to adjust its rates for retail and wholesale water service to produce the appropriate level of revenue to ensure adequate and reliable service to persons within its territory and to reflect the actual cost of providing retail and wholesale service;

WHEREAS, the schedule of rates attached to this Resolution as Exhibit A are the: retail and wholesale rates that, based upon Bath County Water District's adjusted operations for the year ending December 31, 2021, will produce the appropriate level of revenue; and,

WHEREAS, KRS 278.180 and 807 KAR 5:076 require Bath County Water District to serve notice of its proposed rate adjustment on and to make application for rate adjustment to the Kentucky Public Service Commission;

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE BOARD OF COMMISSIONERS OF BATH COUNTY WATER DISTRICT AS FOLLOWS:

Section 1. The facts, recitals, and statements contained in the foregoing preamble of this Resolution are true and correct and are hereby affirmed and incorporated as a part of this Resolution.

Section 2. The Chairman is authorized and directed to take all actions reasonably necessary to apply to the Kentucky Public Service Commission, pursuant to 807 KAR 5:076, for authority to adjust Bath County Water District's rates for retail and wholesale water service to those set forth in Exhibit A to this Resolution.

Section 3. The Chairman, or his designated agent, is hereby authorized and directed to execute an application to the Kentucky Public Service Commission necessary to obtain an adjustment of rates for retail water service.

ADOPTED BY THE BOARD OF COMMISSIONERS OF BATH COUNTY WATER DISTRICT at a meeting held on November 28, 2022, signed by the Chairman, and attested by the Secretary.


L.W. Patton, Chairman

ATTEST:


Rodney Donathan, Secretary