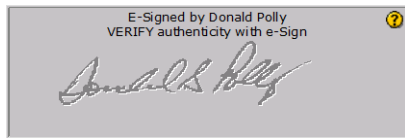


Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations violated. In addition, violations may be concurrently enjoined. Compliance with remedial measures and their deadlines does not provide exemption from liability for violations during the period of remediation, nor prevent additional remedial measures from being required.

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If you have questions or need further information, write or call the undersigned:

Department for Environmental Protection  
Division of Enforcement  
300 Sower Blvd, 3<sup>rd</sup> Floor  
Frankfort, KY 40601  
502-782-6859 (7:45 AM – 3:45 PM)  
Donald Polly, Enforcement Specialist



Issued By:

---

Donald Polly  
Environmental Enforcement Specialist  
Compliance and Operations Branch  
Date: January 17, 2018

How Delivered: Certified Mail Certified/Registered # 7015 3430 0000 4914 9912



MATTHEW G. BEVIN  
GOVERNOR

CHARLES G. SNAVELY  
SECRETARY

**ENERGY AND ENVIRONMENT CABINET**  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION

AARON B. KEATLEY  
COMMISSIONER

300 SOWER BOULEVARD  
FRANKFORT, KENTUCKY 40601

May 31, 2018

Certified No. 7010 0290 0001 4823 0069

**Longview Country Club**  
**c/o LH Treatment Co LLC**  
Attn: Manager or Superintendent  
134 Prater Drive  
Georgetown, KY 40324

Re: Notice of Violation  
AI ID: 8083  
AI Name: L H Treatment Company LLC  
Activity ID: ENV20180002  
Water Withdrawal Permit: #1173  
Scott County, KY

Dear Manager/Superintendent:

The Kentucky Department for Environmental Protection (DEP) has issued the enclosed Notice of Violation for violations discovered at your facility. Please review this Notice of Violation carefully to ensure that all remedial measures are completed by the specified deadlines.

If you have any questions regarding the water withdrawal program and instructions on how to submit the missing reports, please contact Ms. Chloe Brantley at 502-782- 6898 or by email at [Chloe.Brantley@ky.gov](mailto:Chloe.Brantley@ky.gov). If you have any questions regarding enforcement procedures please contact myself at 502-782-6855 or by email at [Marlon.Bascombe@ky.gov](mailto:Marlon.Bascombe@ky.gov).

Sincerely,

E-Signed by Bascombe, Marlon  
VERIFY authenticity with eSign Desktop  
*Marlon A Bascombe*

Marlon Bascombe  
Environmental Enforcement Specialist  
Division of Enforcement

Enclosure



**COMMONWEALTH OF KENTUCKY  
ENERGY and ENVIRONMENT CABINET  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
Division of Enforcement**

**NOTICE OF VIOLATION**

**To:** Longview Country Club  
c/o LH Treatment Co LLC  
Attn: Manager or Superintendent  
134 Prater Drive  
Georgetown, KY 40324

**AI Name:** L H Treatment Company LLC      **AI ID:** 8083      **Activity ID:** ENV20180002  
**County:** Scott  
**Permit Number:** #1173  
**Date(s) Violation(s) Observed:** 03/30/2018

This is to advise that you are in violation of the provisions cited below:

- 1 Violation Description for Subject Item AIOO0000008083():  
The permittee shall report recorded daily water withdrawals to the Division: Due monthly, by the 15th of the month. This data shall be reported for each operation under this authorization. [401 KAR 4:010 Section 3, KRS 151.160]

**Description of Non Compliance:**

L H Treatment Company LLC has failed to regularly submit monthly reports for Water Withdrawal Permits: **#1173 over the past 6 years (2012-2017)**. All permitted facilities are required to submit monitoring results submittal forms and water withdrawal report forms every month per regulatory requirements (401 KAR 4:010 Section 3).

**The remedial measure(s), and date(s) to be completed by are as follows:**

L H Treatment Company LLC shall submit past due monthly monitoring results submittal forms and water withdrawal report forms for compliance with their permits **within 30 days following receipt of this Notice of Violation**.

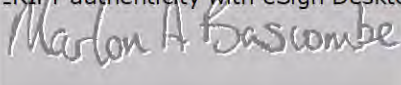
L H Treatment Company LLC shall continue to submit ongoing required monthly monitoring results submittal forms and water withdrawal report forms for compliance with their permits on **the 15th day of every month**. [401 KAR 4:010 Section 3]

Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations violated. In addition, violations may be concurrently enjoined. Compliance with remedial measures and their

deadlines does not provide exemption from liability for violations during the period of remediation, nor prevent additional remedial measures from being required.

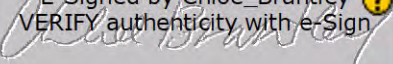
If you have questions or need further information, write or call the undersigned:

Department for Environmental Protection  
Division of Enforcement  
300 Sower Boulevard, 3rd Floor  
Frankfort, KY 40601  
502-782-6855 (7:30 AM – 3:30 PM)  
**Email:** Marlon.Bascombe@ky.gov  
Mr. Marlon Bascombe, Enforcement Specialist

E-Signed by Bascombe, Marlon  
VERIFY authenticity with eSign Desktop  


Issued By:

Mr. Marlon A. Bascombe  
Environmental Enforcement Specialist  
Compliance and Operations Branch  
Date: May 31, 2018

E-Signed by Chloe Brantley  
VERIFY authenticity with e-Sign  


Issued By:

Ms. Chloe Brantley  
Environmental Control Supervisor  
Water Quantity Management Section  
Department of Environmental Protection  
Date: May 31, 2018

How Delivered: Certified Mail

Certified/Registered: 7010 0290 0001 4823 0069



MATTHEW G. BEVIN  
GOVERNOR

CHARLES G. SNAVELY  
SECRETARY

**ENERGY AND ENVIRONMENT CABINET**  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION

AARON B. KEATLEY  
COMMISSIONER

300 SOWER BOULEVARD  
FRANKFORT, KENTUCKY 40601

April 26, 2018

Certified No. 7010 0290 0001 4823 4609

**Longview Country Club**  
Attn: Mr. William R. Pulliam III  
3243 Frankfort Pike  
Georgetown, KY 40324

Re: Notice of Violation  
AI ID: 8083  
AI Name: Longview Country Club  
Activity ID: ENV20180002  
Permit Number: #1173  
Scott County, KY

Dear Mr. Pulliam III:

The Kentucky Department for Environmental Protection (DEP) has issued the enclosed Notice of Violation for violations discovered at your facility. Please review this Notice of Violation carefully to ensure that all remedial measures are completed by the specified deadlines.

If you have any questions, please contact Ms. Chloe Brantley at 502-782- 6898 or by email at [Chloe.Brantley@ky.gov](mailto:Chloe.Brantley@ky.gov) or myself at 502-782-6855 or by email at [Marlon.Bascombe@ky.gov](mailto:Marlon.Bascombe@ky.gov).

Sincerely,

E-Signed by Bascombe, Marlon  
VERIFY authenticity with eSign Desktop  
*Marlon A. Bascombe*

Marlon Bascombe  
Environmental Enforcement Specialist  
Division of Enforcement

Enclosure



**COMMONWEALTH OF KENTUCKY  
ENERGY and ENVIRONMENT CABINET  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
Division of Enforcement**

**NOTICE OF VIOLATION**

**To:** Longview Country Club  
Attn: Mr. William R. Pulliam III  
98 Buena Vista Dr  
Frankfort, KY 40601

**AI Name:** Longview Country Club

**AI ID:** 8083

**Activity ID:** ENV20180002

**County:** Scott

**Permit Number:** #1173

**Date(s) Violation(s) Observed:** 03/30/2018

This is to advise that you are in violation of the provisions cited below:

**1** Violation Description for Subject Item AIOO0000008083():

The permittee shall report recorded daily water withdrawals to the Division: Due monthly, by the 15th of the month. This data shall be reported for each operation under this authorization. [401 KAR 4:010 Section 3, KRS 151.160]

**Description of Non Compliance:**

Longview Country Club has failed to regularly submit monthly reports for Water Withdrawal Permits: **#1173 over the past 6 years (2012-2017)**. All permitted facilities are required to submit monitoring results submittal forms and water withdrawal report forms every month per regulatory requirements (401 KAR 4:010 Section 3).

**The remedial measure(s), and date(s) to be completed by are as follows:**

Longview Country Club shall submit past due monthly monitoring results submittal forms and water withdrawal report forms for compliance with their permits **within 30 days following receipt of this Notice of Violation**.

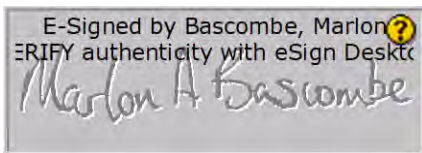
Longview Country Club shall continue to submit ongoing required monthly monitoring results submittal forms and water withdrawal report forms for compliance with their permits on **the 15th day of every month**. [401 KAR 4:010 Section 3]

Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations violated. In addition, violations may be concurrently enjoined. Compliance with remedial measures and their deadlines does not provide exemption from liability for violations during the period of remediation, nor prevent additional remedial measures from being required.

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If you have questions or need further information, write or call the undersigned:

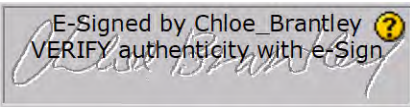
Department for Environmental Protection  
Division of Enforcement  
300 Sower Boulevard, 3rd Floor  
Frankfort, KY 40601  
502-782-6855 (7:30 AM – 3:30 PM)  
**Email:** Marlon.Bascombe@ky.gov  
Mr. Marlon Bascombe, Enforcement Specialist



E-Signed by Bascombe, Marlon  
VERIFY authenticity with eSign Desktop

Issued By:

Mr. Marlon A. Bascombe  
Environmental Enforcement Specialist  
Compliance and Operations Branch  
Date: April 26, 2018



E-Signed by Chloe\_Brantley  
VERIFY authenticity with e-Sign

Issued By:

Ms. Chloe Brantley  
Environmental Control Supervisor  
Water Quantity Management Section  
Department of Environmental Protection  
Date: April 26, 2018

How Delivered: Certified Mail

Certified/Registered: 7010 0290 0001 4823 4609



MATTHEW G. BEVIN  
GOVERNOR

CHARLES G. SNAVELY  
SECRETARY

**ENERGY AND ENVIRONMENT CABINET**  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION

AARON B. KEATLEY  
COMMISSIONER

300 SOWER BOULEVARD  
FRANKFORT, KENTUCKY 40601

May 23, 2018

Certified No. 7017 0530 0000 5314 4831

LH Treatment Co LLC  
Kevin Hammond  
134 Prater Dr  
Georgetown, KY 40324


Re: Notice of Violation  
AI ID: 8083  
AI Name: Longview Country Club  
Activity ID: ENV20180003  
Facility No. KY0081591  
Scott County, KY

Dear Mr. Hammond:

The Kentucky Department for Environmental Protection (DEP) has issued the enclosed Notice of Violation for violations discovered at your facility. Please review this Notice of Violation carefully to ensure that all remedial measures are completed by the specified deadlines.

Your cooperation and attention to this matter is appreciated. If you have any questions, please contact me at (502) 782-6859.

Sincerely,

E-Signed by Donald Polly  
VERIFY authenticity with e-Sign  


Donald Polly, Enforcement Specialist  
Compliance and Operations Branch

Enclosure





**COMMONWEALTH OF KENTUCKY  
ENERGY and ENVIRONMENT CABINET  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
Division of Enforcement**

**NOTICE OF VIOLATION**

**To:** LH Treatment Co LLC  
Kevin Hammond  
134 Prater Dr  
Georgetown, KY 40324

**AI Name:** Longview Country Club    **AI ID:** 8083    **Activity ID:** ENV20180003  
**County:** Scott  
**Enforcement Case ID:** DOW180005  
**Facility Number:** KY0081591  
**Date(s) Violation(s) Observed:** 05/23/2018

This is to advise that you are in violation of the provisions cited below:

- 1 Violation Description for Subject Item AIOO0000008083():  
No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

**Description of Non Compliance:**

Failing to comply with 401 KAR 5:065, which cites 40 CFR 122.41(a), by failing to comply with the terms and conditions of KPDES Permit No. KY0081591, Outfall 001-1, for Total Suspended Solids (TSS) during the months of December 2017; and January and February 2018. The permitted limits for TSS Loading are a monthly average of 25 lbs/day and a maximum weekly average of 37.5 lbs/day. The reported results were a maximum weekly average of 48.44 lbs/day for December 2017; a monthly average of 28.24 lbs/day and a maximum weekly average of 80.89 lbs/day for January 2018; and a maximum weekly average of 62.38 lbs/day for February 2018. The permitted limits for TSS Concentration are a monthly average of 30 mg/l and a maximum weekly average of 45 mg/l. The reported results were a monthly average of 44 mg/l and a maximum weekly average of 121 mg/l for December 2017; a monthly average of 56 mg/l and a maximum weekly average of 159 mg/l for January 2018; and a maximum weekly average of 68 mg/l for February 2018.

**The remedial measure(s), and date(s) to be completed by are as follows:**

LH Treatment Co LLC shall comply with the terms and conditions of KPDES permit #KY0081591. The KDEP will continue to monitor your DMRs. [KRS 224.70-110]

- 2 Violation Description for Subject Item AIOO0000008083():  
No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

**Description of Non Compliance:**

Failing to comply with 401 KAR 5:065, which cites 40 CFR 122.41(a), by failing to comply with the terms and conditions of KPDES Permit No. KY0081591, Outfall 001-1, for Total Residual Chlorine (TRC) during the months of December 2017; and February 2018. The permitted limits for TRC Concentration are a monthly average of 0.011 mg/l and a maximum weekly average of 0.019 mg/l. The reported results were a maximum weekly average of 0.02 mg/l for December 2017; and a monthly average of 0.11 mg/l and a maximum weekly average of 0.44 mg/l for February 2018.

**The remedial measure(s), and date(s) to be completed by are as follows:**

LH Treatment Co LLC shall comply with the terms and conditions of KPDES permit #KY0081591. The KDEP will continue to monitor your DMRs. [KRS 224.70-110]

**3 Violation Description for Subject Item AIOO0000008083():**

No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

**Description of Non Compliance:**

Failing to comply with 401 KAR 5:065, which cites 40 CFR 122.41(a), by failing to comply with the terms and conditions of KPDES Permit No. KY0081591, Outfall 001-1, for Dissolved Oxygen (DO) during the month of February 2018. The permitted limit for DO Concentration is a minimum of 7 mg/l. The reported result was a minimum of 5.2 mg/l.

**The remedial measure(s), and date(s) to be completed by are as follows:**

LH Treatment Co LLC shall comply with the terms and conditions of KPDES permit #KY0081591. The KDEP will continue to monitor your DMRs. [KRS 224.70-110]

Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations

violated. In addition, violations may be concurrently enjoined. Compliance with remedial measures and their deadlines does not provide exemption from liability for violations during the period of remediation, nor prevent additional remedial measures from being required.

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If you have questions or need further information, write or call the undersigned:

Department for Environmental Protection  
Division of Enforcement  
300 Sower Blvd, 3<sup>rd</sup> Floor  
Frankfort, KY 40601  
502-782-6859 (7:45 AM – 3:45 PM)  
Donald Polly, Enforcement Specialist



Issued By:

---

Donald Polly  
Environmental Enforcement Specialist  
Compliance and Operations Branch  
Date: May 23, 2018

How Delivered: Certified Mail Certified/Registered # 7017 0530 0000 5314 4831

MATTHEW G. BEVIN  
GOVERNOR



CHARLES G. SNAVELY  
SECRETARY

ENERGY AND ENVIRONMENT CABINET  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION

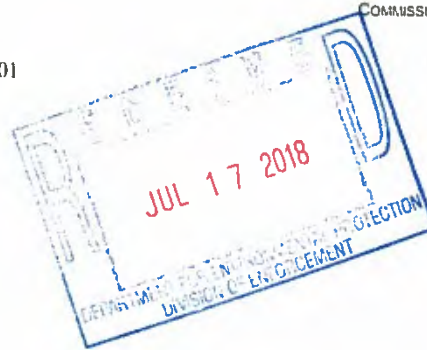
ANTHONY R. HATTON  
COMMISSIONER

300 SOWER BOULEVARD  
FRANKFORT, KENTUCKY 40601

June 12, 2018

Certified No. 7010 0290 0001 4823 0267

Longview Golf Club, LLC  
Attention: Luther Conley  
3243 Frankfort Road  
Georgetown, KY 40324



Re: Notice of Violation  
AI ID: 8083  
AI Name: Longview Country Club  
Activity ID: ENV20180002  
Water Withdrawal Permit: #1173  
Scott County, KY

Dear Mr. Conley:

The Kentucky Department for Environmental Protection (DEP) has issued the enclosed Notice of Violation for violations discovered at your facility. Please review this Notice of Violation carefully to ensure that all remedial measures are completed by the specified deadlines.

Failure to comply with all remedial measures could result in enforcement action and the assessment of penalties. If you have any questions regarding the water withdrawal program and instructions on submitting the missing reports, please contact Ms. Chloe Brantley at 502-782- 6898 or by email at [Chloe.Brantley@ky.gov](mailto:Chloe.Brantley@ky.gov). If you have questions regarding enforcement procedures please contact myself at 502-782-6855 or by email at [Marlon.Bascombe@ky.gov](mailto:Marlon.Bascombe@ky.gov).

Sincerely,

A handwritten signature in black ink that reads "Marlon A. Bascombe".

Marlon Bascombe  
Environmental Enforcement Specialist  
Division of Enforcement

Enclosure

COMMONWEALTH OF KENTUCKY  
ENERGY and ENVIRONMENT CABINET  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
Division of Enforcement

NOTICE OF VIOLATION

To: Longview Golf Club, LLC  
Attention: Luther Conley  
3243 Frankfort Road  
Georgetown, KY 40324

AI Name: Longview Country Club  
County: Scott

AI ID: 8083

Activity ID: ENV20180002

Permit Number: #1173

Date(s) Violation(s) Observed: 03/30/2018

This is to advise that you are in violation of the provisions cited below:

- 1 Violation Description for Subject Item AIOO0000008083():  
The permittee shall report recorded daily water withdrawals to the Division: Due monthly, by the 15th of the month. This data shall be reported for each operation under this authorization. [401 KAR 4:010 Section 3, KRS 151.160]

**Description of Non Compliance:**

Longview Golf Club has failed to regularly submit monthly reports for Water Withdrawal Permits: #1173 over the past 6 years (2012-2017). All permitted facilities are required to submit monitoring results submittal forms and water withdrawal report forms every month per regulatory requirements (401 KAR 4:010 Section 3).

**The remedial measure(s), and date(s) to be completed by are as follows:**

Longview Golf Club shall submit past due monthly monitoring results submittal forms and water withdrawal report forms for compliance with their permits **within 30 days following receipt of this Notice of Violation.**

Longview Golf Club shall continue to submit ongoing required monthly monitoring results submittal forms and water withdrawal report forms for compliance with their permits **on the 15th day of every month.** [401 KAR 4:010 Section 3]

Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike  
Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter  
 to: Kentucky River Authority  
 627 Wilkinson Blvd.  
 Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	JAN / 2018	Feb / 2018	Mar / 2018
1			
2			
3			
4			
5			
6			
7			
8			
9	PUMPS	PUMPS	PUMPS
10	OFF	OFF	OFF
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike  
Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter to: Kentucky River Authority  
 627 Wilkinson Blvd.  
 Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	<u>Apr / 2018</u>	<u>May / 2018</u>	<u>Jun / 2018</u>
1		.03	0
2		.03	.03
3		.03	.03
4		.03	.03
5		0	.03
6	<u>Pumps OFF</u>	0	.03
7		0	.03
8		.03	.03
9		.03	.03
10		.03	.03
11		.03	.03
12		.03	0
13		.03	.03
14		.03	.03
15		0	.03
16		.03	.03
17	.03	.03	
18	0	.03	
19	0	.03	
20	0	.03	
21	0	0	
22	.03	.03	
23	.03	.03	
24	.03	.03	
25	.03	0	
26	.03	0	
27	.03	0	
28	0	.03	
29	.03	.03	
30	.03	.03	
31		0	.
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: *Juth Conly*

This report should be submitted within 15 days following the end of each calendar quarter  
 to: Kentucky River Authority  
 627 Wilkinson Blvd.  
 Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	Jan / 2017	Feb / 2017	Mar / 2017
1			
2			
3			
4			
5			
6			
7			
8			
9	<i>Pumps</i>	<i>Pumps</i>	<i>Pumps</i>
10	<i>OFF</i>	<i>OFF</i>	<i>OFF</i>
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			



WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike  
Georgetown, KY 40324

Signature of Preparer: *John Conley*

This report should be submitted within 15 days following the end of each calendar quarter to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	<u>Apr / 2017</u>	<u>May / 2017</u>	<u>Jun / 2017</u>
1		0	.03
2		0	.03
3		.03	.03
4		0	.03
5		0	0
6		.03	.03
7		.03	.03
8		.03	.03
9		.03	.03
10	<u>Pumps OFF</u>	.03	.03
11		0	.03
12		0	.03
13		0	.03
14		.03	0
15		.03	0
16		.03	.03
17		.03	.03
18		.03	0
19		.03	.03
20		0	.03
21		0	.03
22		.03	0
23		.03	0
24		0	0
25		0	.03
26		0	.03
27		0	.03
28		.03	.03
29		.03	.03
30		.03	.03
31		.03	
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: *Juth Couly*

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	July / 2017	Aug / 2017	sep / 2017
1	.03	.03	0
2	.03	0	0
3	.03	.03	.03
4	0	.03	.03
5	0	.03	0
6	0	0	.03
7	0	.03	.03
8	0	.03	.03
9	.03	.03	.03
10	.03	.03	.03
11	.03	.03	.03
12	.03	.03	0
13	.03	.03	0
14	0	0	.03
15	.03	.03	.03
16	.03	0	.03
17	.03	0	.03
18	.03	.03	.03
19	.03	.03	0
20	.03	.03	.03
21	.03	.03	.03
22	.03	0	.03
23	0	.03	.03
24	0	.03	.03
25	.03	.03	.03
26	.03	.03	.03
27	.03	.03	.03
28	0	0	.03
29	0	.03	.03
30	.03	.03	.03
31	.03	.03	

\*Monthly Total  
\*Daily Average  
No. of Days Water  
Withdrawn/Pumped

-	-	-

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: Luther Conly

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	<u>Oct / 2017</u>	<u>Nov / 2017</u>	<u>Dec / 2017</u>
1			
2			
3			
4			
5			
6			
7			
8			
9	<u>Pumps</u>	<u>Pumps</u>	<u>Pumps</u>
10			
11			
12	<u>OFF</u>	<u>OFF</u>	<u>OFF</u>
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

\*Monthly Total  
\*Daily Average  
No. of Days Water  
Withdrawn/Pumped

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: *Luth Conly*

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

	Month/ Year	Month/ Year	Month/ Year
DAY	JAN / 2016	Feb / 2016	Mar / 2016
1			
2			
3			
4			
5			
6			
7			
8	<i>Pumps</i>	<i>Pumps</i>	<i>Pumps</i>
9	<i>OFF</i>	<i>OFF</i>	<i>OFF</i>
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike  
Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter  
 to: Kentucky River Authority  
 627 Wilkinson Blvd.  
 Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	<u>Apr / 2016</u>	<u>May / 2016</u>	<u>JUN / 2016</u>
1		0	.03
2		.03	.03
3		.03	.03
4		.03	.03
5		.03	.03
6		.03	0
7		0	.03
8		.03	.03
9		.03	.03
10	<u>Pump's OFF</u>	0	.03
11		0	0
12		0	.03
13		0	.03
14		.03	.03
15		.03	.03
16		.03	.03
17		0	.03
18	0	.03	
19		.03	.03
20		0	.03
21		0	.03
22		.03	.03
23		.03	.03
24		.03	.03
25		.03	0
26		0	0
27		0	0
28		.03	.03
29		.03	.03
30		.03	0
31		.03	
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	July / 2016	Aug / 2016	Sep / 2016
1	0	0	.03
2	0	0	.03
3	.03	0	.03
4	0	0	.03
5	.03	.03	.03
6	.03	0	.03
7	.03	.03	.03
8	.03	.03	.03
9	.03	.03	.03
10	.03	.03	0
11	.03	.03	.03
12	.03	.03	.03
13	.03	.03	.03
14	0	.03	.03
15	.03	0	.03
16	.03	0	.03
17	.03	0	0
18	.03	0	.03
19	.03	0	.03
20	.03	0	.03
21	.03	.03	.03
22	0	.03	.03
23	0	.03	.03
24	0	.03	.03
25	.03	.03	.03
26	.03	.03	.03
27	.03	.03	.03
28	.03	.03	0
29	.03	.03	0
30	.03	.03	.03
31	.03	.03	
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	Oct / 2016	Nov / 2016	Dec / 2016
1			
2			
3			
4			
5			
6			
7	Pumps		
8	OFF		
9		Pumps	Pumps
10		OFF	OFF
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

\*Monthly Total  
\*Daily Average  
No. of Days Water  
Withdrawn/Pumped

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike  
Georgetown, KY 40324

Signature of Preparer: Luther Conly

This report should be submitted within 15 days following the end of each calendar quarter  
 to: Kentucky River Authority  
 627 Wilkinson Blvd.  
 Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	JAN / 2015	Feb / 2015	Mar / 2015
1			
2			
3			
4			
5			
6			
7			
8	Pumps	Pumps	Pumps
9	OFF	OFF	OFF
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			



WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: Luthie Conly

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	<u>Apr / 2015</u>	<u>May / 2015</u>	<u>JUN / 2015</u>
1		.03	0
2		.03	0
3		.03	.03
4		.03	.03
5		.03	.03
6	<u>Pumps OFF</u>	.03	.03
7		.03	.03
8		.03	0
9		.03	.03
10		.03	.03
11		0	.03
12		.03	.03
13		.03	.03
14	.03	.03	
15	.03	.03	
16		0	.03
17		0	0
18		.03	0
19		.03	0
20		.03	0
21		.03	0
22		.03	.03
23		.03	.03
24		.03	.03
25		.03	.03
26		0	0
27		0	0
28		.03	.03
29		0	0
30		.03	0
31		.03	
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: Luth Conly

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	July / 2015	Aug / 2015	Sep / 2015
1	.03	.03	.03
2	0	.03	.03
3	0	.03	.03
4	.03	0	.03
5	.03	0	.03
6	.03	0	.03
7	0	.03	.03
8	.03	.03	.03
9	.03	.03	0
10	0	0	.03
11	.03	.03	.03
12	0	.03	.03
13	0	.03	.03
14	0	.03	.03
15	0	.03	.03
16	.03	.03	.03
17	0	.03	.03
18	0	.03	.03
19	.03	0	.03
20	.03	0	.03
21	.03	.03	.03
22	.03	.03	.03
23	.03	.03	.03
24	.03	.03	.03
25	.03	.03	0
26	.03	.03	.03
27	0	.03	.03
28	0	.03	.03
29	0	0	0
30	.03	.03	0
31	.03	.03	
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	<u>OCT / 2015</u>	<u>NOV / 2015</u>	<u>Dec / 2015</u>
1			
2			
3			
4			
5			
6			
7	<u>Pumps</u>	<u>Pumps</u>	<u>Pumps</u>
8			
9	<u>OFF</u>	<u>OFF</u>	<u>OFF</u>
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: Jutha Conly

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	JAN / 2014	Feb / 2014	March / 2014
1			
2			
3			
4			
5			
6	Pumps	Pumps	Pumps
7	OFF	OFF	OFF
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike  
Georgetown, KY 40324

Signature of Preparer: Duth Couly

This report should be submitted within 15 days following the end of each calendar quarter  
 to: Kentucky River Authority  
 627 Wilkinson Blvd.  
 Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	<u>Apr / 2014</u>	<u>May / 2014</u>	<u>JUN / 2014</u>
1		.03	.03
2		.03	.03
3		.03	.03
4		.03	0
5		.03	0
6	<u>Pump's off</u>	.03	.03
7		.03	.03
8		.03	.03
9		0	.03
10		0	0
11		.03	0
12		.03	0
13		.03	.03
14		0	.03
15		0	.03
16		0	.03
17		.03	.03
18		.03	.03
19		.03	0
20		.03	0
21		0	.03
22		0	0
23		0	.03
24		.03	0
25		.03	.03
26		.03	.03
27		.03	.03
28		.03	.03
29		.03	0
30		.03	.03
31		.03	
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	July / 2014	Aug / 2014	Sept / 2014
1	0	.03	0
2	.03	.03	0
3	.03	.03	.03
4	.03	.03	.03
5	.03	.03	.03
6	.03	.03	.03
7	.03	.03	.03
8	.03	.03	.03
9	.03	0	.03
10	.03	0	.03
11	.03	0	0
12	.03	0	0
13	.03	.03	.03
14	.03	.03	.03
15	.03	.03	.03
16	.03	.03	.03
17	.03	0	.03
18	0	0	.03
19	.03	.03	.03
20	0	0	.03
21	.03	.03	.03
22	.03	0	.03
23	.03	0	.03
24	.03	0	.03
25	.03	.03	.03
26	.03	.03	.03
27	0	.03	.03
28	0	.03	.03
29	.03	.03	.03
30	.03	.03	.03
31	.03	0	-
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: Luth Conly

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	<u>Oct / 2014</u>	<u>Nov / 2014</u>	<u>Dec / 2014</u>
1			
2			
3			
4			
5			
6	<u>Pumps</u>	<u>Pumps</u>	<u>Pumps</u>
7	<u>OFF</u>	<u>OFF</u>	<u>OFF</u>
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

\*Monthly Total  
\*Daily Average  
No. of Days Water  
Withdrawn/Pumped

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	<u>JAN / 2013</u>	<u>Feb / 2013</u>	<u>Mar / 2013</u>
1			
2			
3			
4			
5			
6	<u>Pumps</u>	<u>Pumps</u>	<u>Pumps</u>
7	<u>OFF</u>	<u>OFF</u>	<u>OFF</u>
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			



WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	Apr / 2012	May / 2012	Jun / 2012
1		.03	.03
2		.03	.03
3		.03	.03
4		0	.03
5		0	.03
6	Pumps off	0	.03
7		0	.03
8		.03	.03
9		.03	.03
10		0	0
11		0	0
12		0	.03
13		.03	0
14		.03	0
15		.03	.03
16	0	0	
17	.03	0	
18	.03	0	
19	.03	0	
20	.03	.03	
21	.03	.03	
22	.03	.03	
23	.03	.03	
24	.03	.03	
25	.03	.03	
26	.03	0	
27	.03	0	
28	.03	.03	
29	.03	.03	0
30	.03	.03	0
31		.03	
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: Juth Conly

This report should be submitted within 15 days following the end of each calendar quarter

to: Kentucky River Authority

627 Wilkinson Blvd.

Frankfort, Ky. 40601

	Month/ Year	Month/ Year	Month/ Year
Day	July / 2013	Aug / 2013	SEP / 2013
1	.03	.03	.03
2	.03	.03	.03
3	.03	.03	.03
4	0	.03	.03
5	0	.03	.03
6	0	.03	.03
7	0	0	.03
8	.03	0	.03
9	.03	0	.03
10	0	0	.03
11	0	.03	.03
12	.03	0	.03
13	.03	0	.03
14	.03	.03	.03
15	.03	.03	.03
16	.03	.03	.03
17	.03	.03	.03
18	.03	.03	.03
19	.03	.03	.03
20	.03	.03	.03
21	0	.03	0
22	0	.03	0
23	0	.03	.03
24	0	.03	.03
25	0	.03	.03
26	.03	.03	.03
27	.03	.03	.03
28	.03	.03	.03
29	.03	.03	.03
30	.03	.03	.03
31	.03	0	0 Pumps OFF
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter  
 to: Kentucky River Authority  
 627 Wilkinson Blvd.  
 Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	Oct / 2013	Nov / 2013	Dec / 2013
1			
2			
3			
4			
5			
6	Pumps	Pumps	Pumps
7	OFF	OFF	OFF
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

	Month/ Year	Month/ Year	Month/ Year
Day	JAN /2012	Feb /2012	March /2012
1			
2			
3			
4			
5			
6			
7	Pumps OFF	Pumps OFF	Pumps OFF
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

\*Monthly Total  
\*Daily Average  
No. of Days Water  
Withdrawn/Pumped

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	April /2012	May /2012	June /2012
1		.03	.03
2		.03	.03
3		.03	.03
4		.03	.03
5		0	.03
6		.03	.03
7	Pumps OFF	0	.03
8		0	.03
9		.03	.03
10		.03	.03
11		.03	0
12		.03	0
13		0	.03
14		0	.03
15		.03	.03
16		.03	.03
17	.03	0	
18	.03	0	
19	.03	.03	
20	.03	.03	
21	.03	.03	
22	.03	.03	
23	.03	.03	
24	.03	.03	
25	.03	.03	
26	.03	.03	
27	.03	.03	
28	.03	.03	
29	.03	.03	
30	.03	.03	
31		0	

\*Monthly Total  
\*Daily Average  
No. of Days Water  
Withdrawn/Pumped

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: [Signature]

This report should be submitted within 15 days following the end of each calendar quarter  
to: Kentucky River Authority  
627 Wilkinson Blvd.  
Frankfort, Ky. 40601

DAY	Month/ Year	Month/ Year	Month/ Year
	July / 2012	Aug / 2012	Sep / 2012
1	.03	.03	.03
2	.03	.03	0
3	.03	0	0
4	.03	0	.03
5	.03	.03	0
6	.03	.03	.03
7	.03	.03	.03
8	.03	.03	0
9	.03	0	0
10	.03	.03	.03
11	.03	.03	.03
12	0	.03	.03
13	0	.03	.03
14	0	.03	.03
15	0	.03	.03
16	0	.03	.03
17	.03	.03	0
18	0	.03	0
19	0	.03	0
20	.03	.03	.03
21	.03	.03	.03
22	.03	.03	.03
23	.03	.03	.03
24	.03	.03	.03
25	.03	.03	0
26	0	.03	0
27	0	.03	0
28	0	.03	0
29	.03	.03	0
30	.03	.03	.03
31	.03	.03	
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

WATER USE REPORTING FORM

Permit # 1173

Company Name: Longview Golf Club

Address: 3243 Frankfort Pike

Georgetown, KY 40324

Signature of Preparer: Luth Conly

This report should be submitted within 15 days following the end of each calendar quarter  
 to: Kentucky River Authority  
 627 Wilkinson Blvd.  
 Frankfort, Ky. 40601

Day	Month/ Year	Month/ Year	Month/ Year
	oct / 2012	Nov / 2012	Dec / 2012
1			
2			
3			
4			
5	Pumps	Pumps	Pumps
6			
7	OFF	OFF	OFF
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
*Monthly Total	-	-	-
*Daily Average			
No. of Days Water Withdrawn/Pumped			

Longview Country Club  
Josiah Cox  
500 Northwest Plaza Dr Ste 500  
Saint Ann, MO 63074

**COMMONWEALTH OF KENTUCKY  
ENERGY and ENVIRONMENT CABINET  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
Division of Enforcement**

**NOTICE OF VIOLATION**

**To:** Longview Country Club  
Josiah Cox  
500 Northwest Plaza Dr Ste 500

Saint Ann, MO 63074

**AI Name:** Longview Country Club    **AI ID:** 8083    **Activity ID:** ENV20190002  
**County:** Scott  
**Enforcement Case ID:**  
**Date(s) Violation(s) Observed:** 09/27/2019

This is to advise that you are in violation of the provisions cited below:

- 1** Violation Description for Subject Item AIOO0000008083():  
No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

**Description of Non Compliance:**

Failing to comply with 40 CFR 122.41(a), as adopted by 401 KAR 5:065, Section 2(1), by failing to comply with the terms and conditions of KPDES Permit No. KY0081591, monitoring point 001-1, for E. Coli. The permitted limit for E. Coli is concentration 7-day geometric, less than or equal to 240 MPN/100 mL. The facility reported the following: concentration 7-day geometric 659 MPN/100 mL for January 2019.

**The remedial measure(s), and date(s) to be completed by are as follows:**

The permittee shall comply with the terms and conditions of the KPDES Permit. [KRS 224.70-110]

- 2** Violation Description for Subject Item AIOO0000008083():  
No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

**Description of Non Compliance:**

Failing to comply with 40 CFR 122.41(a), as adopted by 401 KAR 5:065, Section 2(1), by failing to comply with the terms and conditions of KPDES Permit No. KY0081591, monitoring point 001-1, for Dissolved Oxygen. The permitted limit for Dissolved Oxygen is concentration instantaneous min., greater than or equal to 7 mg/L. The facility reported the following: concentration instantaneous min. 6.8 mg/L for May 2019.

**The remedial measure(s), and date(s) to be completed by are as follows:**

The permittee shall comply with the terms and conditions of the KPDES Permit. [KRS 224.70-110]



**3** Violation Description for Subject Item AIOO0000008083():

No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

**Description of Non Compliance:**

Failing to comply with 40 CFR 122.41(a), as adopted by 401 KAR 5:065, Section 2(1), by failing to comply with the terms and conditions of KPDES Permit No. KY0081591, monitoring point 001-1, for Total Suspended Solids. The permitted limit for Total Suspended Solids is loading weekly avg., less than or equal to 37.5 lbs/day. The facility reported the following: loading weekly avg. 39.19 lbs/day for February 2019.

**The remedial measure(s), and date(s) to be completed by are as follows:**

The permittee shall comply with the terms and conditions of the KPDES Permit. [KRS 224.70-110]

**4** Violation Description for Subject Item AIOO0000008083():

No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

**Description of Non Compliance:**

Failing to comply with 40 CFR 122.41(a), as adopted by 401 KAR 5:065, Section 2(1), by failing to comply with the terms and conditions of KPDES Permit No. KY0081591, monitoring point 001-1, for CBOD. The permitted limit for CBOD is loading weekly avg., less than or equal to 37.53 lbs/day; and concentration weekly avg., less than or equal to 45 mg/L. The facility reported the following: loading weekly avg. 70.97 lbs/day; and concentration weekly avg. 67 mg/L for February 2019.

**The remedial measure(s), and date(s) to be completed by are as follows:**

The permittee shall comply with the terms and conditions of the KPDES Permit. [KRS 224.70-110]

**5** Violation Description for Subject Item AIOO0000008083():

No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

**Description of Non Compliance:**

Failing to comply with 40 CFR 122.41(a), as adopted by 401 KAR 5:065, Section 2(1), by failing to comply with the terms and conditions of KPDES Permit No. KY0081591, monitoring point 001-1, for E. Coli. The permitted limit for E. Coli is concentration 7-day geometric, less than or equal to 240 MPN/100 mL. The facility reported the following: concentration 7-day geometric 870 MPN/100 mL for March 2019.

**The remedial measure(s), and date(s) to be completed by are as follows:**

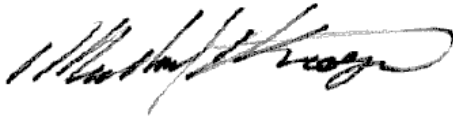
The permittee shall comply with the terms and conditions of the KPDES Permit. [KRS 224.70-110]

Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations violated. In addition, violations may be concurrently enjoined. Compliance with remedial measures and their deadlines does not provide exemption from liability for violations during the period of remediation, nor prevent additional remedial measures from being required.

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If you have questions or need further information, write or call the undersigned:

Department for Environmental Protection  
Division of Enforcement  
300 Sower Blvd  
Frankfort, KY 40601  
502-782-6859 (8:00 AM – 4:30 PM)



Issued By:

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Michael B. Kroeger, Director  
Date: December 19, 2019

MATTHEW G. BEVIN  
GOVERNOR



CHARLES G. SNAVELY  
SECRETARY

**ENERGY AND ENVIRONMENT CABINET**  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
DIVISION OF WATER  
300 SOWER BOULEVARD  
FRANKFORT, KENTUCKY 40601  
[www.kentucky.gov](http://www.kentucky.gov)

**MEMORANDUM**

TO: Marlon Bascombe  
Division of Enforcement

THRU: Chloe Brantley, Supervisor  
Water Quantity Management Section  
Watershed Management Branch

FROM: Rita Hockensmith  
Water Quantity Management Section

DATE: July 18, 2018

SUBJECT: Longview Country Club (AI 8083)  
Water Withdrawal Compliance  
Scott County

Longview Country Club has submitted all missing monthly water withdrawal reports for permit #1173. They are now in compliance with 401 KAR 4:010 Section 3.

Should you have any questions or require any additional information please feel free to contact me at (502) 782-6975.



Andy Beshear  
Governor

Rebecca W. Goodman  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

Kent A. Chandler  
Chairman

Mary Pat Regan  
Commissioner

July 29, 2022

Josiah Cox  
CEO  
Central States Water Resources  
1630 Des Peres Rd., Suite 140  
Des Peres, MO 63131

Re: Periodic Wastewater Inspection  
Bluegrass Water Utility Operating Company, LLC – Lake Columbia Wastewater  
System  
Bullitt County, KY

Dear Mr. Cox:

Public Service Commission staff performed a periodic inspection of the Bluegrass Water Utility Operating Company, LLC – Lake Columbia wastewater system located in Bullitt County, KY on April 27, 2022, reviewing utility operations and management practices pursuant to Commission regulations. The report of this inspection is enclosed with this letter.

Based on the inspector's observations, no deficiencies were noted during this inspection.

Please review the enclosed inspection report in its entirety as you will find further information noted regarding the inspection. If you have any questions regarding this inspection, feel free to contact me at 502-330-5986 or via email at [Brian.Rice@ky.gov](mailto:Brian.Rice@ky.gov).

Sincerely,

Brian L. Rice  
Utility Inspector  
Public Service Commission

Enclosure(s)

Copy: Aaron Silas, Regulatory Case Manager  
Jake Freeman, Director of Engineering, Central States Water Resources  
Terry Merritt, VP of Midwest Water Operations  
1351 Jefferson Street, Suite 301  
Washington, MO 63090



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# Kentucky Public Service Commission

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## Periodic Compliance Inspection

**Utility:** Bluegrass Water Utility Operating Company, LLC – Lake Columbia

**Utility's Principal office location:** 1630 Des Peres Road, Suite 140 St Louis, MO 63131

**Utility representative during inspection:** Jake Freeman, Arthur Faiello and Aaron Silas

**Counties served:** Bullitt

**Customers:** 32

**Investigator:** Brian L. Rice

**Date(s) of inspection:** April 27, 2022

**Date(s) of last inspection:** April 20, 2021

**Deficiencies noted during the last inspection:** No deficiencies noted during this inspection

**Have deficiencies been corrected since last inspection?**

Yes  No  N/A

If no, provide a response as to why these deficiencies have not been addressed.

### General Questions

**Treatment Facility:**

Yes  No  N/A

**Collection System:**

Yes  No  N/A

### Utility Information

**Total number of Employees:** 0

**Number of Office Employees:** 0

**Note:** The Company is comprised of contracted operations, billing, and customer service.

**Does the utility have its own maintenance staff?**

Yes  No  N/A

If not, give the name the person(s) doing the work:

Operation and Maintenance is contracted out to Midwest Water Operations.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

### 807 KAR 5:006 (General Rules)

**Section 2: General Provisions.** Reference to standards or codes in 807 KAR Chapter 5 shall not prohibit a utility from continuing or initiating experimental work and installations to improve, decrease the cost of, or increase the safety of its service.

#### **Section 4: Reports**

Has the utility filed its gross annual operating revenue report?

Yes  No  N/A

#### **Section 7: Billings, Meter Readings, and Information.**

Is the Billing and Collection handled by the Utility? Yes  No  N/A

If no, then who? Billing and Collection is handled by Nitro Billing Services.

Does each bill for utility service issued periodically by a utility clearly show the following?

The date the bill was issued:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Class of service:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Present and last preceding meter readings:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Date of the present reading:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Number of units consumed:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Net amount for service rendered:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
All taxes:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Adjustments, if applicable:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
The gross amount of the bill:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
The date after which a penalty may apply to the gross amount:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
If the bill is estimated or calculated:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Is the rate schedule under which the bill is computed posted on the utility's Web site (if it maintains a Web site)?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>

**Note:** Yes, the tariff (including the rate schedule) is found on the Company website. Additionally, no readings/units/etc. are included due to the nature of the flat rates charged.

Also furnished by one (1) of the following methods, by:

Printing it on the bill: Yes  No  N/A   
Publishing it in a newspaper of general circulation once each year:

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Mailing it to each customer once each year; or: Yes  No  N/A

Provide a place on each bill for a customer to indicate the customer's desire for a copy of the applicable rates: Yes  No  N/A   
Yes  No  N/A

**Note:** Due to the nature of the bills, the flat rate found on the bill is the rate schedule associated with the service areas. Additionally, the bills have multiple options for contacting the Utility if they have any billing inquiries including questions regarding the rate schedule.

### Section 8. Deposits.

Is the utility requiring a minimum cash deposit or other guarantee from customers to secure payment of bills? Yes  No  N/A

### Section 10: Customer Complaints to the Utility

Upon complaint to a utility by a customer at the utility's office, by telephone or in writing, does the utility make a prompt and complete investigation and advise the customer of the utility's findings? Yes  No  N/A

Does the utility keep a record of all written complaints concerning the utility's service? Yes  No  N/A

Does the record include the following?

The customer's name and address: Yes  No  N/A   
The date and nature of the complaint: Yes  No  N/A   
The disposition of the complaint: Yes  No  N/A

Does the utility maintain these records for two (2) years from the date of resolution of the complaint? Yes  No  N/A

If a written complaint or a complaint made in person at the utility's office is not resolved, does the utility provide written notice to the customer of his or her right to file a complaint with the commission? Yes  No  N/A

**Note:** The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office.

Does the utility provide the customer with the mailing address, Web site address, and telephone number of the commission? Yes  No  N/A



# Kentucky Public Service Commission

## Periodic Compliance Inspection

**Note:** The Company does not maintain a local office but has a representative available to answer customer questions and provide the Commissions mailing address, website address and telephone number and provides this information on the utility's website.

**If a telephonic complaint is not resolved, does the utility provide at least oral notice to the customer of his or her right to file a complaint with the commission?**

Yes  No  N/A

### Section 14: Utility Customer Relations

**Does the utility post and maintain regular business hours and provide representatives available to assist its customers and to respond to inquiries from the commission regarding customer complaints?**

Yes  No  N/A

**Does the utility designate at least one (1) representative to be available to answer customer questions, resolve disputes, and negotiate partial payment plans at the utility's office?**

Yes  No  N/A

**Note:** The Company does not maintain a local office, but has a representative available to answer customer questions, resolve disputes, and negotiate partial payment plans thru telephone only. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office.

**If the utility has an annual operating revenue of \$250,000 or more, does the utility have a designated representative available during the utility's established working hours not fewer than seven (7) hours per day, five (5) days per week excluding legal holidays?**

Yes  No  N/A

**If the utility has an annual operating revenue of less than \$250,000, does the utility have a designated representative available during the utility's established working hours not fewer than seven (7) hours per day, one (1) day per week?**

Yes  No  N/A

**Does the utility provide the following?**

**Maintain a telephone:** Yes  No  N/A

**Publish the telephone number in all service areas:** Yes  No  N/A

**Note:** The number is available on the website and customer bills.

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# Kentucky Public Service Commission

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## Periodic Compliance Inspection

Permit all customers to contact the utility's designated representative without charge:

Yes  No  N/A

Does the utility prominently display in each office open to the public for customer service (and shall post on its Web site, if it maintains a Web site) a summary, prepared and provided by the commission, of the customer's rights pursuant to this section and Section 16 of this administrative regulation?

Yes  No  N/A

Note: The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

### Section 20: Access to Property

Do employees of the utility (whose duties require him to enter the customer's premises) wear a distinguishing uniform or other insignia, identifying them as an employee of the utility, and show a badge or other identification that shall identify them as an employee of the utility?

Yes  No  N/A

### Section 23: System Maps and Records

Does the utility have on file at its principal office located within the state and shall file upon request with the commission a map or maps of suitable scale of the general territory it serves or holds itself ready to serve?

Yes  No  N/A

Note: In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' methodology of utilizing the Kentucky Infrastructure Authority to comply with mapping requirements. The Company does maintain maps electronically that can be filed upon request with the Commission. Additionally, the Company utilizes the Kentucky Infrastructure Authority for maps that can show layers including districts.

Is the map or maps available in electronic format as a PDF file or as a digital geographic database?

Yes  No  N/A

Is the following data available on the map or maps?

Operating districts	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Rate districts:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Communities served:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>

# Kentucky Public Service Commission

## Periodic Compliance Inspection

### Section 24: Location of Records.

All records required by 807 KAR Chapter 5 shall be kept in the office of the utility and shall be made available to representatives, agents, or staff of the commission upon reasonable notice at all reasonable hours.

Are all records required by 807 KAR Chapter 5 kept in the office of the utility and shall be made available to representatives, agents, or staff of the commission upon reasonable notice at all reasonable hours? Yes  No  N/A

In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

### Section 25: Safety Program:

Each utility shall adopt and execute a safety program, appropriate to the size and type of its operations. At a minimum, the safety program shall:

- (1) Establish a safety manual with written guidelines for safe working practices and procedures to be followed by utility employees.
- (2) Instruct employees in safe methods of performing their work.
- (3) Instruct employees who, in the course of their work, are subject to the hazard of electrical shock, asphyxiation, or drowning, in accepted methods of artificial respiration.

Has the utility adopted and executed a safety program, appropriate to the size and type of its operations? Yes  No  N/A

**Note:** Bluegrass Water contracts with Midwest Water Operations to operate and maintain the wastewater treatment facility. Midwest Water Operations has a safety program.

At a minimum, does the safety program include the following?

A safety manual with written guidelines for safe working practices and procedures to be followed by utility employees: Yes  No  N/A

**Note:** Bluegrass Water has no employees.

Instruct employees in safe methods of performing their work. Yes  No  N/A

**Note:** Bluegrass Water has no employees.

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# Kentucky Public Service Commission

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## Periodic Compliance Inspection

Instruct employees who, in the course of their work, are subject to the hazard of electrical shock, asphyxiation, or drowning, in accepted methods of artificial respiration:

Yes  No  N/A

Note: Bluegrass Water has no employees.

### Section 26: Inspection of Systems:

(1) A utility shall adopt inspection procedures to assure safe and adequate operation of the utility's facilities and compliance with KRS Chapter 278 and 807 KAR Chapter 5 and shall file these procedures with the commission for review.

(2) Upon receipt of a report of a potentially hazardous condition at a utility facility, the utility shall inspect all portions of the system that are the subject of the report.

(3) Appropriate records shall be kept by a utility to identify the inspection made, the date and time of inspection, the person conducting the inspection, deficiencies found, and action taken to correct the deficiencies.

Has the utility adopted inspection procedures to assure safe and adequate operation of the utility's facilities and compliance with KRS Chapter 278 and 807 KAR Chapter 5?

Yes  No  N/A

Have these inspection procedures been filed with the commission for review?

Yes  No  N/A

Upon receipt of a report of a potentially hazardous condition at a utility facility, does the utility inspect all portions of the system that are the subject of the report?

Yes  No  N/A

Are appropriate records kept by a utility to identify the inspection made, the date and time of inspection, the person conducting the inspection, deficiencies found, and action taken to correct the deficiencies?

Yes  No  N/A

### Section 27: Reporting of Accidents, Property Damage, or Loss of Service.

(1) Within two (2) hours following discovery each utility, other than a natural gas utility, shall notify the commission by telephone or electronic mail of a utility related accident that results in:

(a) Death or shock or burn requiring medical treatment at a hospital or similar medical facility, or any accident requiring inpatient overnight hospitalization.

(b) Actual or potential property damage of \$25,000 or more; or

# Kentucky Public Service Commission

## Periodic Compliance Inspection

(c) Loss of service for four (4) or more hours to ten (10) percent or 500 or more of the utility's customers, whichever is less.

(2) A summary written report shall be submitted by the utility to the commission within seven (7) calendar days of the utility related accident. For good cause shown, the executive director of the commission, shall, upon application in writing, allow a reasonable extension of time for submission of this report.

Has the Utility had any Accidents, Property Damage, or Loss of Service?

Yes  No  N/A

If yes, was the Commission notified by telephone or electronic mail within two (2) hours of discovery of a utility related accident that resulted in the following:

Death, shock, or burn requiring medical treatment at a hospital or similar medical facility, or any accident requiring inpatient overnight hospitalization:

Yes  No  N/A

Actual or potential property damage of \$25,000 or more:

Yes  No  N/A

Loss of service for four (4) or more hours to ten (10) percent or 500 or more of the utility's customers, whichever is less:

Yes  No  N/A

Was a summary written report submitted by the utility to the commission within seven (7) calendar days of the utility related accident?

Yes  No  N/A

### Section 28: Deviations from Administrative Regulation:

In special cases, for good cause shown, the commission shall permit deviations from this administrative regulation.

Has the utility been permitted by the commission to deviate from these administrative regulations?

Yes  No  N/A

If so, provide the case no. Case No. 2019-00104.

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# Kentucky Public Service Commission

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## Periodic Compliance Inspection

### 807 KAR 5:011 (Tariffs)

#### Section 12: Posting tariffs, Administrative Regulations, and Statutes

Does the utility display a suitable placard, in large type, that states that the utility's tariff and statutes are available for public inspection?      Yes       No       N/A

Note: The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

Does the utility provide a suitable table or desk in its office or place of business on which the public may view all effective tariffs?      Yes       No       N/A

Note: The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

#### Section 13: Special Contracts

Does the utility have any special contracts that establish rates, charges, or conditions of service not contained in its tariff?      Yes       No       N/A

If yes, has the utility filed the special contracts with the PSC?      Yes       No       N/A

### 807 KAR 5:071 (Sewage):

#### Section 1: General.

The purpose of this administrative regulation is to provide standard rules administrative regulations governing the service of sewage utilities operating under the Jurisdiction of the Public Service Commission.

#### Section 4: Information Available to Customers.

**(1) System maps or records. Each utility shall maintain up-to-date maps, plans, or records of its entire force main and collection systems, with such other information as may be necessary to**

# Kentucky Public Service Commission

## Periodic Compliance Inspection

enable the utility to advise prospective customers, and others entitled to the information, as to the facilities available for serving any locality.

**(2) Rates, rules, and regulations.** A schedule of approved rates for sewage service applicable for each class of customers and the approved rules and regulations of the sewage utility shall be available to any customer or prospective customer upon request.

Does the Utility have a current map and/or plans for its system?

Yes

No

N/A

### Section 5. Quality of Service.

**(1) General.** Each utility shall maintain and operate sewage treatment facilities of adequate size and properly equipped to collect, transport, and treat sewage, and discharge the effluent at the degree of purity required by the health laws of the State of Kentucky, and all other regulatory agencies, federal, state, and local, having jurisdiction over such matters.

**(2) Limitations of service.** No sewage disposal company shall be obliged to receive for treatment or disposal any material except sewage as defined by Section 2(7) of this administrative regulation. In compliance with the administrative regulation, the utility shall make all reasonable efforts to eliminate or prevent the entry of surface or ground water, or any corrosive or toxic industrial liquid waste into its sanitary sewer system. A utility may request assistance from the appropriate state, county, or municipal authorities in its efforts, but such a request does not relieve the utility of its responsibilities.

Is the utility in compliance with the Division of Water? Yes

No

N/A

**Note:** The Company is under an Agreed Order with Division of Water.

Is the utility making every reasonable effort to eliminate or prevent the entry of surface or ground water, or any corrosive or toxic industrial liquid waste into its sanitary sewer system?

Yes

No

N/A

### Section 6: Continuity of Service.

**(1) Emergency interruptions.** Each utility shall make all reasonable efforts to prevent interruptions of service and when such interruptions occur shall endeavor to reestablish service with the shortest possible delay consistent with the safety of its customers and the public.

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# Kentucky Public Service Commission

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## Periodic Compliance Inspection

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(2) Scheduled interruptions. Whenever any utility finds it necessary to schedule an interruption of its service, it shall notify all customers to be affected by the interruption stating the time and anticipated duration of the interruption. Whenever possible, scheduled interruptions shall be made at such hours as will provide least inconvenience to the customers.

(3) Record of interruptions. Each utility shall keep a complete record of all interruptions on its system. This record shall show the cause of interruption, date, time, duration, remedy, and steps taken to prevent recurrence.

Is the utility making all reasonable efforts to prevent interruptions of service and when such interruptions occur shall endeavor to reestablish service with the shortest possible delay consistent with the safety of its customers and the public?

Yes  No  N/A

If the utility schedules an interruption of service are all customers notified that are affected by the interruption?

Yes  No  N/A

PROVIDE DOCUMENTATION DURING INSPECTION IF ANY.

Does the utility make all reasonable efforts to schedule interruptions at such hours as will provide least inconvenience to the customers? Yes  No  N/A

Does the utility maintain a record of all interruptions of service regarding the following items?

	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Cause of interruption	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Date	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Time	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Duration	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Remedy	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
# Of customers affected	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
steps taken to prevent recurrence	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>

### Section 7. Design, Construction, and Operation.

(1) General. The sewage treatment facilities of the sewage utility shall be constructed, installed, maintained and operated in accordance with accepted good engineering practice to assure, as far as reasonably possible, continuity of service, uniformity in the quality of service furnished, and the safety of persons and property.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

(2) Design and construction requirements. The design and construction of the sewage utility's collecting sewers, treatment plant and facilities, and all additions thereto and modifications thereof, shall conform to the requirements of the Kentucky Department for Natural Resources and Environmental Protection, Bureau of Environmental Quality, Division of Water Quality.

(3) Adequacy of facilities. The capacity of the sewage utility's sewage treatment facilities for the collection, treatment and disposal of sewage and sewage effluent must be sufficiently sized to meet all normal demands for service and provide a reasonable reserve for emergencies.

(4) Inspection of facilities. Each sewage utility shall adopt procedures for inspection of its sewage treatment facilities to assure safe and adequate operation of its facilities and compliance with commission rules. These procedures shall be filed with the commission. Unless otherwise authorized in writing by the commission, the sewage utility shall make inspections of collecting sewers and manholes on a scheduled basis at intervals not to exceed one (1) year, unless conditions warrant more frequent inspections and shall make inspections of all mechanical equipment daily. The sewage utility shall maintain a record of findings and corrective actions required, and/or taken, by location and date.

Is the utility operating and maintaining their facility in accordance with accepted good engineering practice to assure, as far as reasonably possible, continuity of service, uniformity in the quality of service furnished, and the safety of persons and property? Yes  No  N/A

Is the utility adhering to their inspection procedures to assure safe and adequate operation of its facilities and compliance with the Commission rules? Yes  No  N/A

Unless otherwise authorized in writing by the commission, does the sewage utility make inspections of their collecting sewers and manholes on a scheduled basis at intervals not to exceed one (1) year, unless conditions warrant more frequent inspections? Yes  No  N/A

Does the utility inspect all mechanical equipment daily? Yes  No  N/A

**Note:** This facility has a Mission-Manage SCADA monitoring system.

Does the utility maintain a record of findings and corrective actions required, and/or taken, by location and date? Yes  No  N/A



**Lake Columbia**







**Chlorine Contact Basin**



**Effluent Discharge**

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# Kentucky Public Service Commission

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## Periodic Compliance Inspection

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**Comment:** During this periodic regulatory compliance inspection, it was not possible to review/discuss every record relating to all Commission requirements. Therefore, in some instances the results contained in this report are indicative of those items inspected and reviewed on a sample basis.

**Report by:**

**Date:** July 27, 2022



**Brian L. Rice  
Utility Inspector  
Kentucky Public Service Commission**



**COMMONWEALTH OF KENTUCKY  
ENERGY and ENVIRONMENT CABINET  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
Division of Enforcement**

**NOTICE OF VIOLATION**

**To:** LH WWTP  
Josiah Cox  
500 Northwest Plaza Dr Ste 500

Saint Ann, MO 63074

**AI Name:** LH WWTP **AI ID:** 163895 **Activity ID:** ENV20200001  
**County:** Scott  
**Enforcement Case ID:**  
**Date(s) Violation(s) Observed:** 05/14/2020

This is to advise that you are in violation of the provisions cited below:

- 1** Violation Description for Subject Item AIOO0000163895():  
No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

**Description of Non Compliance:**

Failing to comply with 40 CFR 122.41(a), as adopted by 401 KAR 5:065, Section 2(1), by failing to comply with the terms and conditions of KPDES Permit No. KY0081591, monitoring point 001-1, for Dissolved Oxygen. The permitted limit for Dissolved Oxygen is concentration instantaneous min., greater than or equal to 7 mg/L. The facility reported the following: concentration instantaneous min. 4 mg/L for March 2020.

**The remedial measure(s), and date(s) to be completed by are as follows:**

The permittee shall comply with the terms and conditions of the KPDES Permit. [KRS 224.70-110]

AI: LH WWTP -- 163895

Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations violated. In addition, violations may be concurrently enjoined. Compliance with remedial measures and their deadlines does not provide exemption from liability for violations during the period of remediation, nor prevent additional remedial measures from being required.

If you have questions or need further information, write or call the undersigned:

Department for Environmental Protection  
Division of Enforcement  
300 Sower Blvd  
Frankfort, KY 40601  
502-782-6859 (8:00 AM – 4:30 PM)

Issued By:



Michael B. Kroeger, Assistant Director  
Date: May 29, 2020



Andy Beshear  
Governor

Kent A. Chandler  
Chairman

Rebecca W. Goodman  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

Mary Pat Regan  
Commissioner

July 29, 2022

Josiah Cox  
CEO  
Central States Water Resources  
1630 Des Peres Road, Suite 140  
Des Peres, MO 63131

Re: Periodic Wastewater Inspection  
Bluegrass Water Utility Operating Company, LLC – LH Treatment Wastewater System  
Scott County, KY

Dear Mr. Cox:

Public Service Commission staff performed a periodic inspection of the Bluegrass Water Utility Operating Company, LLC – LH Treatment Wastewater System located in Scott County, KY on April 27, 2022, reviewing utility operations and management practices pursuant to Commission regulations. The report of this inspection is enclosed with this letter.

Based on the inspector's observations, no deficiencies were identified.

Please review the enclosed inspection report in its entirety as you will find further information noted about the inspection. If you have any questions regarding this inspection, feel free to contact me at 502-330-5986 or via email at [Brian.Rice@ky.gov](mailto:Brian.Rice@ky.gov).

Sincerely,

Brian L. Rice  
Utility Inspector  
Public Service Commission

Enclosure(s)

Copy: Aaron Silas, Regulatory Case Manager  
Jake Freeman, Director of Engineering, Central States Water Resources  
Terry Merritt, VP of Midwest Water Operations  
1351 Jefferson Street, Suite 301  
Washington, MO 63090



# Kentucky Public Service Commission

## Periodic Compliance Inspection

Utility: Bluegrass Water Utility Operating Company, LLC – LH Treatment

Utility's Principal office location: 1630 Des Peres Road, Suite 140 St Louis, MO 63131

Utility representative during inspection: Jake Freeman, Arthur Faiello and Aaron Silas

Counties served: Scott

Customers: 345

Investigator: Brian L. Rice

Date(s) of inspection: April 27, 2022

Date(s) of last inspection: April 19, 2021

Deficiencies noted during the last inspection: No deficiencies noted during this inspection

Have deficiencies been corrected since last inspection?

Yes

No

N/A

If no, provide a response as to why these deficiencies have not been addressed.

### General Questions

Treatment Facility:

Yes

No

N/A

Collection System:

Yes

No

N/A

### Utility Information

Total number of Employees: 0

Number of Office Employees: 0

Note: The Company is comprised of contracted operations, billing, and customer service.

Does the utility have its own maintenance staff?

Yes

No

N/A

If not, give the name the person(s) doing the work: Operation and Maintenance is contracted out to Midwest Water Operations.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

### 807 KAR 5:006 (General Rules)

**Section 2: General Provisions.** Reference to standards or codes in 807 KAR Chapter 5 shall not prohibit a utility from continuing or initiating experimental work and installations to improve, decrease the cost of, or increase the safety of its service.

#### Section 4: Reports

Has the utility filed its gross annual operating revenue report?

Yes  No  N/A

#### Section 7: Billings, Meter Readings, and Information.

Is the Billing and Collection handled by the Utility? Yes  No  N/A

If no, then who? Billing and Collection is handled by Nitro Billing Services.

Does each bill for utility service issued periodically by a utility clearly show the following?

The date the bill was issued:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Class of service:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Present and last preceding meter readings:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Date of the present reading:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Number of units consumed:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Net amount for service rendered:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
All taxes:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Adjustments, if applicable:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
The gross amount of the bill:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
The date after which a penalty may apply to the gross amount:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
If the bill is estimated or calculated:	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Is the rate schedule under which the bill is computed posted on the utility's Web site (if it maintains a Web site)?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>

**Note:** Yes, the tariff (including the rate schedule) is found on the Company website. Additionally, no readings/units/etc. are included due to the nature of the flat rates charged.

Also furnished by one (1) of the following methods, by:

Printing it on the bill: Yes  No  N/A   
Publishing it in a newspaper of general circulation once each year:

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Mailing it to each customer once each year; or:  
Provide a place on each bill for a customer to indicate the customer's desire for a copy of the applicable rates:

Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>

**Note:** Due to the nature of the bills, the flat rate found on the bill is the rate schedule associated with the service areas. Additionally, the bills have multiple options for contacting the Utility if they have any billing inquiries including questions regarding the rate schedule.

### Section 8. Deposits.

Is the utility requiring a minimum cash deposit or other guarantee from customers to secure payment of bills?  
Yes  No  N/A

### Section 10: Customer Complaints to the Utility

Upon complaint to a utility by a customer at the utility's office, by telephone or in writing, does the utility make a prompt and complete investigation and advise the customer of the utility's findings?  
Yes  No  N/A

Does the utility keep a record of all written complaints concerning the utility's service?  
Yes  No  N/A

Does the record include the following?  
The customer's name and address: Yes  No  N/A   
The date and nature of the complaint: Yes  No  N/A   
The disposition of the complaint: Yes  No  N/A

Does the utility maintain these records for two (2) years from the date of resolution of the complaint?  
Yes  No  N/A

If a written complaint or a complaint made in person at the utility's office is not resolved, does the utility provide written notice to the customer of his or her right to file a complaint with the commission?  
Yes  No  N/A

**Note:** The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office.

Does the utility provide the customer with the mailing address, Web site address, and telephone number of the commission?  
Yes  No  N/A

# Kentucky Public Service Commission

## Periodic Compliance Inspection

**Note:** The Company does not maintain a local office but has a representative available to answer customer questions and provide the Commissions mailing address, website address and telephone number and provides this information on the utility's website.

**If a telephonic complaint is not resolved, does the utility provide at least oral notice to the customer of his or her right to file a complaint with the commission?**

Yes  No  N/A

### Section 14: Utility Customer Relations

**Does the utility post and maintain regular business hours and provide representatives available to assist its customers and to respond to inquiries from the commission regarding customer complaints?**

Yes  No  N/A

**Does the utility designate at least one (1) representative to be available to answer customer questions, resolve disputes, and negotiate partial payment plans at the utility's office?**

Yes  No  N/A

**Note:** The Company does not maintain a local office, but has a representative available to answer customer questions, resolve disputes, and negotiate partial payment plans thru telephone only. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office.

**If the utility has an annual operating revenue of \$250,000 or more, does the utility have a designated representative available during the utility's established working hours not fewer than seven (7) hours per day, five (5) days per week excluding legal holidays?**

Yes  No  N/A

**If the utility has an annual operating revenue of less than \$250,000, does the utility have a designated representative available during the utility's established working hours not fewer than seven (7) hours per day, one (1) day per week?**

Yes  No  N/A

**Does the utility provide the following?**

**Maintain a telephone:** Yes  No  N/A

**Publish the telephone number in all service areas:** Yes  No  N/A

**Note:** The number is available on the website and customer bills.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Permit all customers to contact the utility's designated representative without charge:

Yes  No  N/A

Does the utility prominently display in each office open to the public for customer service (and shall post on its Web site, if it maintains a Web site) a summary, prepared and provided by the commission, of the customer's rights pursuant to this section and Section 16 of this administrative regulation?

Yes  No  N/A

Note: The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

### Section 20: Access to Property

Do employees of the utility (whose duties require him to enter the customer's premises) wear a distinguishing uniform or other insignia, identifying them as an employee of the utility, and show a badge or other identification that shall identify them as an employee of the utility?

Yes  No  N/A

### Section 23: System Maps and Records

Does the utility have on file at its principal office located within the state and shall file upon request with the commission a map or maps of suitable scale of the general territory it serves or holds itself ready to serve?

Yes  No  N/A

Note: In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' methodology of utilizing the Kentucky Infrastructure Authority to comply with mapping requirements. The Company does maintain maps electronically that can be filed upon request with the Commission. Additionally, the Company utilizes the Kentucky Infrastructure Authority for maps that can show layers including districts.

Is the map or maps available in electronic format as a PDF file or as a digital geographic database?

Yes  No  N/A

Is the following data available on the map or maps?

Operating districts Yes  No  N/A

Rate districts: Yes  No  N/A

Communities served: Yes  No  N/A

# Kentucky Public Service Commission

## Periodic Compliance Inspection

### Section 24: Location of Records.

All records required by 807 KAR Chapter 5 shall be kept in the office of the utility and shall be made available to representatives, agents, or staff of the commission upon reasonable notice at all reasonable hours.

Are all records required by 807 KAR Chapter 5 kept in the office of the utility and shall be made available to representatives, agents, or staff of the commission upon reasonable notice at all reasonable hours? Yes  No  N/A

In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

### Section 25: Safety Program:

Each utility shall adopt and execute a safety program, appropriate to the size and type of its operations. At a minimum, the safety program shall:

- (1) Establish a safety manual with written guidelines for safe working practices and procedures to be followed by utility employees.
- (2) Instruct employees in safe methods of performing their work.
- (3) Instruct employees who, in the course of their work, are subject to the hazard of electrical shock, asphyxiation, or drowning, in accepted methods of artificial respiration.

Has the utility adopted and executed a safety program, appropriate to the size and type of its operations? Yes  No  N/A

**Note:** Bluegrass Water contracts with Midwest Water Operations to operate and maintain the wastewater treatment facility. Midwest Water Operations has a safety program.

At a minimum, does the safety program include the following?

A safety manual with written guidelines for safe working practices and procedures to be followed by utility employees: Yes  No  N/A

**Note:** Bluegrass Water has no employees.

Instruct employees in safe methods of performing their work.

Yes  No  N/A

**Note:** Bluegrass Water has no employees.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Instruct employees who, in the course of their work, are subject to the hazard of electrical shock, asphyxiation, or drowning, in accepted methods of artificial respiration:

Yes  No  N/A

Note: Bluegrass Water has no employees.

### Section 26: Inspection of Systems:

(1) A utility shall adopt inspection procedures to assure safe and adequate operation of the utility's facilities and compliance with KRS Chapter 278 and 807 KAR Chapter 5 and shall file these procedures with the commission for review.

(2) Upon receipt of a report of a potentially hazardous condition at a utility facility, the utility shall inspect all portions of the system that are the subject of the report.

(3) Appropriate records shall be kept by a utility to identify the inspection made, the date and time of inspection, the person conducting the inspection, deficiencies found, and action taken to correct the deficiencies.

Has the utility adopted inspection procedures to assure safe and adequate operation of the utility's facilities and compliance with KRS Chapter 278 and 807 KAR Chapter 5?

Yes  No  N/A

Have these inspection procedures been filed with the commission for review?

Yes  No  N/A

Upon receipt of a report of a potentially hazardous condition at a utility facility, does the utility inspect all portions of the system that are the subject of the report?

Yes  No  N/A

Are appropriate records kept by a utility to identify the inspection made, the date and time of inspection, the person conducting the inspection, deficiencies found, and action taken to correct the deficiencies?

Yes  No  N/A

### Section 27: Reporting of Accidents, Property Damage, or Loss of Service.

(1) Within two (2) hours following discovery each utility, other than a natural gas utility, shall notify the commission by telephone or electronic mail of a utility related accident that results in:

(a) Death or shock or burn requiring medical treatment at a hospital or similar medical facility, or any accident requiring inpatient overnight hospitalization.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

- (b) Actual or potential property damage of \$25,000 or more; or  
(c) Loss of service for four (4) or more hours to ten (10) percent or 500 or more of the utility's customers, whichever is less.

(2) A summary written report shall be submitted by the utility to the commission within seven (7) calendar days of the utility related accident. For good cause shown, the executive director of the commission, shall, upon application in writing, allow a reasonable extension of time for submission of this report.

Has the Utility had any Accidents, Property Damage, or Loss of Service?

Yes  No  N/A

If yes, was the Commission notified by telephone or electronic mail within two (2) hours of discovery of a utility related accident that resulted in the following:

Death, shock, or burn requiring medical treatment at a hospital or similar medical facility, or any accident requiring inpatient overnight hospitalization:

Yes  No  N/A

Actual or potential property damage of \$25,000 or more:

Yes  No  N/A

Loss of service for four (4) or more hours to ten (10) percent or 500 or more of the utility's customers, whichever is less:

Yes  No  N/A

Was a summary written report submitted by the utility to the commission within seven (7) calendar days of the utility related accident?

Yes  No  N/A

### Section 28: Deviations from Administrative Regulation:

In special cases, for good cause shown, the commission shall permit deviations from this administrative regulation.

Has the utility been permitted by the commission to deviate from these administrative regulations?

Yes  No  N/A

If so, provide the case no. Case No. 2019-00104.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

### 807 KAR 5:011 (Tariffs)

#### Section 12: Posting tariffs, Administrative Regulations, and Statutes

Does the utility display a suitable placard, in large type, that states that the utility's tariff and statutes are available for public inspection? Yes  No  N/A

Note: The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

Does the utility provide a suitable table or desk in its office or place of business on which the public may view all effective tariffs? Yes  No  N/A

Note: The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

#### Section 13: Special Contracts

Does the utility have any special contracts that establish rates, charges, or conditions of service not contained in its tariff? Yes  No  N/A

If yes, has the utility filed the special contracts with the PSC?

Yes  No  N/A

### 807 KAR 5:071 (Sewage):

**Section 1: General. The purpose of this administrative regulation is to provide standard rules administrative regulations governing the service of sewage utilities operating under the Jurisdiction of the Public Service Commission.**

**Section 4: Information Available to Customers.**

**(1) System maps or records. Each utility shall maintain up-to-date maps, plans, or records of its entire force main and collection systems, with such other information as may be necessary to enable the utility to advise prospective customers, and others entitled to the information, as to the facilities available for serving any locality.**

# Kentucky Public Service Commission

## Periodic Compliance Inspection

(2) Rates, rules, and regulations. A schedule of approved rates for sewage service applicable for each class of customers and the approved rules and regulations of the sewage utility shall be available to any customer or prospective customer upon request.

Does the Utility have a current map and/or plans for its system?

Yes

No

N/A

### Section 5. Quality of Service.

(1) General. Each utility shall maintain and operate sewage treatment facilities of adequate size and properly equipped to collect, transport, and treat sewage, and discharge the effluent at the degree of purity required by the health laws of the State of Kentucky, and all other regulatory agencies, federal, state, and local, having jurisdiction over such matters.

(2) Limitations of service. No sewage disposal company shall be obliged to receive for treatment or disposal any material except sewage as defined by Section 2(7) of this administrative regulation. In compliance with the administrative regulation, the utility shall make all reasonable efforts to eliminate or prevent the entry of surface or ground water, or any corrosive or toxic industrial liquid waste into its sanitary sewer system. A utility may request assistance from the appropriate state, county, or municipal authorities in its efforts, but such a request does not relieve the utility of its aforementioned responsibilities.

Is the utility in compliance with the Division of Water? Yes

No

N/A

**Note:** The Company is no longer under an Agreed Order with Division of Water.

Is the utility making every reasonable effort to eliminate or prevent the entry of surface or ground water, or any corrosive or toxic industrial liquid waste into its sanitary sewer system?

Yes

No

N/A

### Section 6: Continuity of Service.

(1) Emergency interruptions. Each utility shall make all reasonable efforts to prevent interruptions of service and when such interruptions occur shall endeavor to reestablish service with the shortest possible delay consistent with the safety of its customers and the general public.

(2) Scheduled interruptions. Whenever any utility finds it necessary to schedule an interruption of its service, it shall notify all customers to be affected by the interruption stating the time and anticipated duration of the interruption. Whenever possible, scheduled

# Kentucky Public Service Commission

## Periodic Compliance Inspection

interruptions shall be made at such hours as will provide least inconvenience to the customers.

(3) Record of interruptions. Each utility shall keep a complete record of all interruptions on its system. This record shall show the cause of interruption, date, time, duration, remedy, and steps taken to prevent recurrence.

Is the utility making all reasonable efforts to prevent interruptions of service and when such interruptions occur shall endeavor to reestablish service with the shortest possible delay consistent with the safety of its customers and the public?

Yes  No  N/A

If the utility schedules an interruption of service are all customers notified that are affected by the interruption?

Yes  No  N/A

### PROVIDE DOCUMENTATION DURING INSPECTION IF ANY.

Does the utility make all reasonable efforts to schedule interruptions at such hours as will provide least inconvenience to the customers? Yes  No  N/A

Does the utility maintain a record of all interruptions of service regarding the following items?

	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Cause of interruption	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Date	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Time	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Duration	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Remedy	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
# Of customers affected	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
steps taken to prevent recurrence	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>

### Section 7. Design, Construction, and Operation.

(1) General. The sewage treatment facilities of the sewage utility shall be constructed, installed, maintained and operated in accordance with accepted good engineering practice to assure, as far as reasonably possible, continuity of service, uniformity in the quality of service furnished, and the safety of persons and property.

(2) Design and construction requirements. The design and construction of the sewage utility's collecting sewers, treatment plant and facilities, and all additions thereto and modifications

# Kentucky Public Service Commission

## Periodic Compliance Inspection

thereof, shall conform to the requirements of the Kentucky Department for Natural Resources and Environmental Protection, Bureau of Environmental Quality, Division of Water Quality.

(3) Adequacy of facilities. The capacity of the sewage utility's sewage treatment facilities for the collection, treatment and disposal of sewage and sewage effluent must be sufficiently sized to meet all normal demands for service and provide a reasonable reserve for emergencies.

(4) Inspection of facilities. Each sewage utility shall adopt procedures for inspection of its sewage treatment facilities to assure safe and adequate operation of its facilities and compliance with commission rules. These procedures shall be filed with the commission. Unless otherwise authorized in writing by the commission, the sewage utility shall make inspections of collecting sewers and manholes on a scheduled basis at intervals not to exceed one (1) year, unless conditions warrant more frequent inspections and shall make inspections of all mechanical equipment daily. The sewage utility shall maintain a record of findings and corrective actions required, and/or taken, by location and date.

Is the utility operating and maintaining their facility in accordance with accepted good engineering practice to assure, as far as reasonably possible, continuity of service, uniformity in the quality of service furnished, and the safety of persons and property? **Yes**  **No**  **N/A**

Is the utility adhering to their inspection procedures to assure safe and adequate operation of its facilities and compliance with the Commission rules? **Yes**  **No**  **N/A**

Unless otherwise authorized in writing by the commission, does the sewage utility make inspections of their collecting sewers and manholes on a scheduled basis at intervals not to exceed one (1) year, unless conditions warrant more frequent inspections? **Yes**  **No**  **N/A**

Does the utility inspect all mechanical equipment daily? **Yes**  **No**  **N/A**

**Note: This facility has a Mission-Manage SCADA monitoring system.**

Does the utility maintain a record of findings and corrective actions required, and/or taken, by location and date? **Yes**  **No**  **N/A**



**LH Treatment**







**Aeration Basin**



**Clarifier**

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

**Comment:** During this periodic regulatory compliance inspection, it was not possible to review/discuss every record relating to all Commission requirements. Therefore, in some instances the results contained in this report are indicative of those items inspected and reviewed on a sample basis.

**Report by:**

**Date: July 26, 2022**



**Brian L. Rice**  
**Utility Inspector**  
**Kentucky Public Service Commission**

**COMMONWEALTH OF KENTUCKY  
ENERGY and ENVIRONMENT CABINET  
DEPARTMENT FOR ENVIRONMENTAL PROTECTION  
Division of Enforcement**

**NOTICE OF VIOLATION**

**To:** LH WWTP  
Ali Alexander  
1650 Des Peres Rd Suite 303  
Des Peres, MO 63131

**AI Name:** LH WWTP **AI ID:** 163895 **Activity ID:** ENV20200002  
**County:** Scott  
**Enforcement Case ID:**  
**Date(s) Violation(s) Observed:** 09/04/2020

This is to advise that you are in violation of the provisions cited below:

- 1 Violation Description for Subject Item AIOO0000163895():  
No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

**Description of Non Compliance:**

Failing to comply with 40 CFR 122.41(a), as adopted by 401 KAR 5:065, Section 2(1), by failing to comply with the terms and conditions of KPDES Permit No. KY0081591, monitoring point 001-1, for Total Ammonia Nitrogen (as N). The permitted limit for Total Ammonia Nitrogen (as N) is concentration monthly avg., less than or equal to 4 mg/L. The facility reported the following: concentration monthly avg. 6 mg/L for June 2020.

**The remedial measure(s), and date(s) to be completed by are as follows:**

The permittee shall comply with the terms and conditions of the KPDES Permit. [KRS 224.70-110]



AI: LH WWTP -- 163895

Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations violated. In addition, violations may be concurrently enjoined. Compliance with remedial measures and their deadlines does not provide exemption from liability for violations during the period of remediation, nor prevent additional remedial measures from being required.

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If you have questions or need further information, write or call the undersigned:

Department for Environmental Protection  
Division of Enforcement  
300 Sower Blvd  
Frankfort, KY 40601  
502-782-6859 (8:00 AM – 4:30 PM)

Issued By:



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Michael B. Kroeger, Assistant Director  
Date: December 4, 2020



Crystal Stevenson  
Health Env III  
Kentucky Department for Public Health P.O. Box 2597  
Paducah, KY 42002

sent via email: [Cstevenson@purchasehealth.org](mailto:Cstevenson@purchasehealth.org)

May 10th, 2023

Subject: Periodic Wastewater Inspections – Notice to Correct Violations  
Marshall Ridge – No Discharge

Ms. Stevenson–

This letter is submitted in response to your Inspection Report dated April 5<sup>th</sup>, 2023 (received April 11, 2023). Bluegrass Water purchases distressed small water and wastewater systems that often require extensive upgrades and repairs. Bluegrass Water transforms these utilities by using technology and innovation to quickly assess and invest in infrastructure that meets or exceeds state and federal standards. We have made considerable progress on corrective actions at eighteen facilities purchased in Kentucky since 2019. Based on your Inspection Report we understand the following deficiencies need to be addressed at this time.

Marshall Ridge Deficiency

- *Lagoon fencing damaged; gaps in the bottom of the fence in multiple areas.*
- *Failing overflow sewage laterals for lagoon. Standing sewage in area where overflow laterals are located.*

Response to Deficiency

- Our operating partner has begun repairing the fence and as of 5/2/23 is 90% complete with one small opening left. The operator is also planning to add extra reinforcement for particularly determined varmints. An example of fence extended to ground level can be seen in the photo below.





**BLUEGRASS WATER**  
Utility Operating Company  
A CSWR Managed Utility

- We have inspected and verified the failing lateral drain field. A third-party engineering firm has been contracted to make plans for drain field improvements and to ensure the overflow does not recur. Design is underway and improvements will begin as soon as possible.

We appreciate your ongoing compliance assistance. If you have any questions regarding this submittal, please contact me directly at 314-492-8425 or [jlundgren@cswrgroup.com](mailto:jlundgren@cswrgroup.com).

Sincerely,

A handwritten signature in blue ink, appearing to read "Justin Lundgren".

Justin Lundgren  
EHS Compliance Coordinator

Crystal Stevenson  
Health Env III  
Kentucky Department for Public Health  
P.O. Box 2597  
Paducah, KY 42002

sent via email: [crystal.stevenson@ky.gov](mailto:crystal.stevenson@ky.gov)

May 10th, 2023

Subject: Periodic Wastewater Inspections – Notice to Correct Violations  
Marshall Ridge – No Discharge

Ms. Stevenson–

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We appreciate your ongoing compliance assistance. If you have any questions regarding this submittal, please contact me directly at 314-492-8425 or [jlundgren@cswrgroup.com](mailto:jlundgren@cswrgroup.com).

Sincerely,

Justin Lundgren  
EHS Compliance Coordinator



Andy Beshear  
Governor

Rebecca W. Goodman  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

Kent A. Chandler  
Chairman

Mary Pat Regan  
Commissioner

July 29, 2022

Josiah Cox  
CEO  
Central States Water Resources  
1630 Des Peres Rd., Suite 140  
Des Peres, MO 63131

Re: Periodic Wastewater Inspection  
Bluegrass Water Utility Operating Company, LLC – Persimmon Ridge Wastewater  
System  
Shelby County, KY

Dear Mr. Cox:

Public Service Commission staff performed a periodic inspection of the Bluegrass Water Utility Operating Company, LLC – Persimmon Ridge wastewater system located in Shelby County, KY on April 27, 2022, reviewing utility operations and management practices pursuant to Commission regulations. The report of this inspection is enclosed with this letter.

Based on the inspector's observations, no deficiencies were noted during this inspection.

Please review the enclosed inspection report in its entirety as you will find further information noted regarding the inspection. If you have any questions regarding this inspection, feel free to contact me at 502-330-5986 or via email at [Brian.Rice@ky.gov](mailto:Brian.Rice@ky.gov).

Sincerely,

Brian L. Rice  
Utility Inspector  
Public Service Commission

Enclosure(s)

Copy: Aaron Silas, Regulatory Case Manager  
Jake Freeman, Director of Engineering, Central States Water Resources  
Terry Merritt, VP of Midwest Water Operations  
1351 Jefferson Street, Suite 301  
Washington, MO 63090

# Kentucky Public Service Commission

## Periodic Compliance Inspection

**Utility:** Bluegrass Water Utility Operating Company, LLC – Persimmon Ridge

**Utility's Principal office location:** 1630 Des Peres Road, Suite 140 St Louis, MO 63131

**Utility representative during inspection:** Jake Freeman, Arthur Faiello and Aaron Silas

**Counties served:** Shelby

**Customers:** 355

**Investigator:** Brian L. Rice

**Date(s) of inspection:** April 27, 2022

**Date(s) of last inspection:** April 20, 2021

**Deficiencies noted during the last inspection:** No deficiencies noted during this inspection

**Have deficiencies been corrected since last inspection?**

Yes

No

N/A

If no, provide a response as to why these deficiencies have not been addressed.

### General Questions

**Treatment Facility:**

Yes

No

N/A

**Collection System:**

Yes

No

N/A

### Utility Information

**Total number of Employees:** 0

**Number of Office Employees:** 0

**Note:** The Company is comprised of contracted operations, billing, and customer service.

**Does the utility have its own maintenance staff?**

Yes

No

N/A

**If not, give the name the person(s) doing the work:**

Operation and Maintenance is contracted out to Midwest Water Operations.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Mailing it to each customer once each year; or: Yes  No  N/A

Provide a place on each bill for a customer to indicate the customer's desire for a copy of the applicable rates: Yes  No  N/A

Yes  No  N/A

**Note:** Due to the nature of the bills, the flat rate found on the bill is the rate schedule associated with the service areas. Additionally, the bills have multiple options for contacting the Utility if they have any billing inquiries including questions regarding the rate schedule.

### Section 8. Deposits.

Is the utility requiring a minimum cash deposit or other guarantee from customers to secure payment of bills? Yes  No  N/A

### Section 10: Customer Complaints to the Utility

Upon complaint to a utility by a customer at the utility's office, by telephone or in writing, does the utility make a prompt and complete investigation and advise the customer of the utility's findings? Yes  No  N/A

Does the utility keep a record of all written complaints concerning the utility's service? Yes  No  N/A

Does the record include the following?

The customer's name and address: Yes  No  N/A

The date and nature of the complaint: Yes  No  N/A

The disposition of the complaint: Yes  No  N/A

Does the utility maintain these records for two (2) years from the date of resolution of the complaint? Yes  No  N/A

If a written complaint or a complaint made in person at the utility's office is not resolved, does the utility provide written notice to the customer of his or her right to file a complaint with the commission? Yes  No  N/A

**Note:** The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office.

Does the utility provide the customer with the mailing address, Web site address, and telephone number of the commission? Yes  No  N/A



# Kentucky Public Service Commission

## Periodic Compliance Inspection

Permit all customers to contact the utility's designated representative without charge:

Yes  No  N/A

Does the utility prominently display in each office open to the public for customer service (and shall post on its Web site, if it maintains a Web site) a summary, prepared and provided by the commission, of the customer's rights pursuant to this section and Section 16 of this administrative regulation?

Yes  No  N/A

Note: The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

### Section 20: Access to Property

Do employees of the utility (whose duties require him to enter the customer's premises) wear a distinguishing uniform or other insignia, identifying them as an employee of the utility, and show a badge or other identification that shall identify them as an employee of the utility?

Yes  No  N/A

### Section 23: System Maps and Records

Does the utility have on file at its principal office located within the state and shall file upon request with the commission a map or maps of suitable scale of the general territory it serves or holds itself ready to serve?

Yes  No  N/A

Note: In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' methodology of utilizing the Kentucky Infrastructure Authority to comply with mapping requirements. The Company does maintain maps electronically that can be filed upon request with the Commission. Additionally, the Company utilizes the Kentucky Infrastructure Authority for maps that can show layers including districts.

Is the map or maps available in electronic format as a PDF file or as a digital geographic database?

Yes  No  N/A

Is the following data available on the map or maps?

Operating districts Yes  No  N/A

Rate districts: Yes  No  N/A

Communities served: Yes  No  N/A

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Instruct employees who, in the course of their work, are subject to the hazard of electrical shock, asphyxiation, or drowning, in accepted methods of artificial respiration:

Yes  No  N/A

**Note:** Bluegrass Water has no employees.

### Section 26: Inspection of Systems:

(1) A utility shall adopt inspection procedures to assure safe and adequate operation of the utility's facilities and compliance with KRS Chapter 278 and 807 KAR Chapter 5 and shall file these procedures with the commission for review.

(2) Upon receipt of a report of a potentially hazardous condition at a utility facility, the utility shall inspect all portions of the system that are the subject of the report.

(3) Appropriate records shall be kept by a utility to identify the inspection made, the date and time of inspection, the person conducting the inspection, deficiencies found, and action taken to correct the deficiencies.

Has the utility adopted inspection procedures to assure safe and adequate operation of the utility's facilities and compliance with KRS Chapter 278 and 807 KAR Chapter 5?

Yes  No  N/A

Have these inspection procedures been filed with the commission for review?

Yes  No  N/A

Upon receipt of a report of a potentially hazardous condition at a utility facility, does the utility inspect all portions of the system that are the subject of the report?

Yes  No  N/A

Are appropriate records kept by a utility to identify the inspection made, the date and time of inspection, the person conducting the inspection, deficiencies found, and action taken to correct the deficiencies?

Yes  No  N/A

### Section 27: Reporting of Accidents, Property Damage, or Loss of Service.

(1) Within two (2) hours following discovery each utility, other than a natural gas utility, shall notify the commission by telephone or electronic mail of a utility related accident that results in:

(a) Death or shock or burn requiring medical treatment at a hospital or similar medical facility, or any accident requiring inpatient overnight hospitalization.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

### 807 KAR 5:011 (Tariffs)

#### Section 12: Posting tariffs, Administrative Regulations, and Statutes

Does the utility display a suitable placard, in large type, that states that the utility's tariff and statutes are available for public inspection?      Yes       No       N/A

**Note:** The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

Does the utility provide a suitable table or desk in its office or place of business on which the public may view all effective tariffs?      Yes       No       N/A

**Note:** The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

#### Section 13: Special Contracts

Does the utility have any special contracts that establish rates, charges, or conditions of service not contained in its tariff?      Yes       No       N/A

If yes, has the utility filed the special contracts with the PSC?

Yes       No       N/A

### 807 KAR 5:071 (Sewage):

**Section 1: General.** The purpose of this administrative regulation is to provide standard rules administrative regulations governing the service of sewage utilities operating under the Jurisdiction of the Public Service Commission.

#### Section 4: Information Available to Customers.

**(1) System maps or records.** Each utility shall maintain up-to-date maps, plans, or records of its entire force main and collection systems, with such other information as may be necessary to enable the utility to advise prospective customers, and others entitled to the information, as to the facilities available for serving any locality.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

(2) Scheduled interruptions. Whenever any utility finds it necessary to schedule an interruption of its service, it shall notify all customers to be affected by the interruption stating the time and anticipated duration of the interruption. Whenever possible, scheduled interruptions shall be made at such hours as will provide least inconvenience to the customers.

(3) Record of interruptions. Each utility shall keep a complete record of all interruptions on its system. This record shall show the cause of interruption, date, time, duration, remedy, and steps taken to prevent recurrence.

Is the utility making all reasonable efforts to prevent interruptions of service and when such interruptions occur shall endeavor to reestablish service with the shortest possible delay consistent with the safety of its customers and the public?

Yes  No  N/A

If the utility schedules an interruption of service are all customers notified that are affected by the interruption?

Yes  No  N/A

### PROVIDE DOCUMENTATION DURING INSPECTION IF ANY.

Does the utility make all reasonable efforts to schedule interruptions at such hours as will provide least inconvenience to the customers? Yes  No  N/A

Does the utility maintain a record of all interruptions of service regarding the following items?

	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Cause of interruption	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Date	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Time	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Duration	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Remedy	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
# Of customers affected	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
steps taken to prevent recurrence	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>

### Section 7. Design, Construction, and Operation.

(1) General. The sewage treatment facilities of the sewage utility shall be constructed, installed, maintained and operated in accordance with accepted good engineering practice to assure, as far as reasonably possible, continuity of service, uniformity in the quality of service furnished, and the safety of persons and property.



**Persimmon Ridge WWTF**



# Kentucky Public Service Commission

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## Periodic Compliance Inspection

**Utility:** JoAnn Estates Utilities, Inc.

**Utility's Principal office location:** 6550 US Hwy 60 W Paducah, KY 42001

**Utility representative during inspection:** Brian Waid and Todd Teas

**Counties served:** McCracken

<b>Name of Plant:</b>	<b>Customers:</b>
JoAnn Estates –	156
Timberland -	68
Wilmington-Chiles –	60

**Investigator:** Brian L. Rice

**Date(s) of inspection:** August 27 and August 31, 2018

**Date(s) of last inspection:** December 3, 2015

**Deficiencies noted during the last inspection:** 2

**Have deficiencies been corrected since last inspection?**

Yes  No  N/A

**Person(s) who should receive this inspection report:**

Name: Brian Waid  
Title: President  
Address: 6550 US Hwy 60 W  
Email: waidbrian@gmail.com

### General Questions

**Treatment Facility:** Yes  No  N/A

**Number of Treatment Facilities:** 3

# Kentucky Public Service Commission

## Periodic Compliance Inspection

### Name of Treatment Facilities:

1. **JoAnn Estates WWTP (AI#-3047)** – 2 Extended Aeration treatment plants side by side with one lagoon and a concrete chlorine contact basin – Facility located off Connie Sue Drive
2. **Wilmington-Chiles WWTP (AI#3080)** – 2 Extended Aeration treatment plants side by side with three lagoons, a concrete chlorine contact basin and a lift station – Facility located off Craven Drive
3. **Timberland WWTP (AI#3070)** – 1 Extended Aeration treatment plant with an influent lift station, a lagoon and a concrete chlorine contact basin – Facility located off Timberland Drive

**Age of Plant(s):** 42 yrs, 25 yrs, 32 yrs

**Collection System:** Yes  No  N/A

### Type of Collection system:

Gravity

**Are both the pumping equipment and electrical wiring protected from exposure to the elements?** Yes  No  N/A

**Are their residential grinder stations in the utility's system?** Yes  No  N/A

**If so, please provide the following information:**

**No. of Grinder Stations:** N/A

**Type:** N/A

**Who owns these grinder stations:** Utility  Residents  Other  N/A

**Who operates and maintains these individual grinder stations?**

Utility  Residents  Other  N/A

### Utility Information

**Total Number of Employees:** 2

JoAnn Estates Utilities, Inc.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Number of Office Employees: 2  
Number of Field Employees: 0  
Contracted Operator: 1

### 807 KAR 5:006 (General Rules)

**Section 2: General Provisions.** Reference to standards or codes in 807 KAR Chapter 5 shall not prohibit a utility from continuing or initiating experimental work and installations to improve, decrease the cost of, or increase the safety of its service.

#### **Section 4: Reports**

Has the utility filed its gross and annual operating revenue report?

Yes  No  N/A

#### **Section 7: Billings, Meter Readings, and Information.**

**Billing and Collection is done by:**

JoAnn Estates and Wilmington-Chiles - [Paducah Water](#)

Timberland - [West McCracken Water District](#)-

**Does each bill for utility service issued periodically by a utility clearly show the following?**

The date the bill was issued: Yes  No  N/A

Class of service: Yes  No  N/A

Present and last preceding meter readings: Yes  No  N/A

Date of the present reading: Yes  No  N/A

Number of units consumed: Yes  No  N/A

Net amount for service rendered: Yes  No  N/A

All taxes: Yes  No  N/A

JoAnn Estates Utilities, Inc.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

Adjustments, if applicable: Yes  No  N/A

The gross amount of the bill: Yes  No  N/A

The date after which a penalty may apply to the gross amount:  
Yes  No  N/A

Is the rate schedule under which the bill is computed posted on the utility's Web site (if it maintains a Web site)? Yes  No  N/A

Also furnished by one (1) of the following methods, by:

Printing it on the bill: Yes  No  N/A

Publishing it in a newspaper of general circulation once each year:  
Yes  No  N/A

Mailing it to each customer once each year; or:  
Yes  No  N/A

Provide a place on each bill for a customer to indicate the customer's desire for a copy of the applicable rates: Yes  No  N/A

Does the utility maintain the information required by this subsection, and is it available to the commission and any customer requesting this information?  
Yes  No  N/A

### **Section 8. Deposits.**

Is the utility requiring a minimum cash deposit or other guarantee from customers to secure payment of bills? Yes  No  N/A

### **Section 10: Customer Complaints to the Utility**

Upon complaint to a utility by a customer at the utility's office, by telephone or in writing, does the utility make a prompt and complete investigation and advise the customer of the utility's findings? Yes  No  N/A

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

Does the utility keep a record of all written complaints concerning the utility's service? Yes  No  N/A

Does the record include the following?

The customer's name and address: Yes  No  N/A

The date and nature of the complaint: Yes  No  N/A

The disposition of the complaint: Yes  No  N/A

Does the utility maintain these records for two (2) years from the date of resolution of the complaint? Yes  No  N/A

If a written complaint or a complaint made in person at the utility's office is not resolved, does the utility provide written notice to the customer of his or her right to file a complaint with the commission?

Yes  No  N/A

Does the utility provide the customer with the mailing address, Web site address, and telephone number of the commission?

Yes  No  N/A

If a telephonic complaint is not resolved, does the utility provide at least oral notice to the customer of his or her right to file a complaint with the commission?

Yes  No  N/A

### Section 14: Utility Customer Relations

Does the utility post and maintain regular business hours and provide representatives available to assist its customers and to respond to inquiries from the commission regarding customer complaints?

Yes  No  N/A

Does the utility designate at least one (1) representative to be available to answer customer questions, resolve disputes, and negotiate partial payment plans at the utility's office?

Yes  No  N/A

If the utility has an annual operating revenues more than \$250,000, is there a designated representative available during the utility's established working hours

# Kentucky Public Service Commission

## Periodic Compliance Inspection

not fewer than seven (7) hours per day, five (5) days per week excluding legal holidays? Yes  No  N/A

If the utility has an annual operating revenues less than \$250,000, is there a designated representative available during the utility's established working hours not fewer than seven (7) hours per day, one (1) days per week? Yes  No  N/A

Does the utility provide the following?

Maintain a telephone: Yes  No  N/A

Publish the telephone number in all service areas: Yes  No  N/A

Permit all customers to contact the utility's designated representative without charge: Yes  No  N/A

Does the utility prominently display in each office open to the public for customer service (and shall post on its Web site, if it maintains a Web site) a summary, prepared and provided by the commission, of the customer's rights pursuant to this section and Section 16 of this administrative regulation? Yes  No  N/A

### Section 20: Access to Property

Do employees of the utility (whose duties require him to enter the customer's premises) wear a distinguishing uniform or other insignia, identifying them as an employee of the utility, and show a badge or other identification that shall identify them as an employee of the utility? Yes  No  N/A

### Section 23: System Maps and Records

Does the utility have on file at its principal office located within the state and shall file upon request with the commission a map or maps of suitable scale of the general territory it serves or holds itself ready to serve? Yes  No  N/A

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

Is the map or maps available in electronic format as a PDF file or as a digital geographic database?      Yes       No       N/A

Is following data available on the map or maps?

Operating districts:      Yes       No       N/A

Rate districts      Yes       No       N/A

Communities served:      Yes       No       N/A

### **Section 24: Location of Records.**

All records required by 807 KAR Chapter 5 shall be kept in the office of the utility and shall be made available to representatives, agents, or staff of the commission upon reasonable notice at all reasonable hours.

Are all records required by 807 KAR Chapter 5 kept in the office of the utility and shall be made available to representatives, agents, or staff of the commission upon reasonable notice at all reasonable hours?      Yes       No       N/A

### **Section 25: Safety Program:**

Each utility shall adopt and execute a safety program, appropriate to the size and type of its operations. At a minimum, the safety program shall:

(1) Establish a safety manual with written guidelines for safe working practices and procedures to be followed by utility employees;

(2) Instruct employees in safe methods of performing their work.

(3) Instruct employees who, in the course of their work, are subject to the hazard of electrical shock, asphyxiation, or drowning, in accepted methods of artificial respiration.

Has the utility adopted and executed a safety program, appropriate to the size and type of its operations?      Yes       No       N/A

At a minimum, does the safety program include the following?

A safety manual with written guidelines for safe working practices and procedures to be followed by utility employees:      Yes       No       N/A

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

Instruct employees in safe methods of performing their work.

Yes  No  N/A

Instruct employees who, in the course of their work, are subject to the hazard of electrical shock, asphyxiation, or drowning, in accepted methods of artificial respiration:

Yes  No  N/A

### **Section 26: Inspection of Systems:**

**(1) A utility shall adopt inspection procedures to assure safe and adequate operation of the utility's facilities and compliance with KRS Chapter 278 and 807 KAR Chapter 5 and shall file these procedures with the commission for review.**

**(2) Upon receipt of a report of a potentially hazardous condition at a utility facility, the utility shall inspect all portions of the system that are the subject of the report.**

**(3) Appropriate records shall be kept by a utility to identify the inspection made, the date and time of inspection, the person conducting the inspection, deficiencies found, and action taken to correct the deficiencies.**

Has the utility adopted inspection procedures to assure safe and adequate operation of the utility's facilities and compliance with KRS Chapter 278 and 807 KAR Chapter 5?

Yes  No  N/A

Have these inspection procedures been filed with the commission for review?

Yes  No  N/A

Upon receipt of a report of a potentially hazardous condition at a utility facility, does the utility inspect all portions of the system that are the subject of the report?

Yes  No  N/A

Are appropriate records kept by a utility to identify the inspection made, the date and time of inspection, the person conducting the inspection, deficiencies found, and action taken to correct the deficiencies?

Yes  No  N/A

**(8) Sewage utility inspection. Each sewage utility shall make systematic inspections of its system in the manner established in 807 KAR 5:071 to ensure that the commission's safety requirements are being met. These inspections shall**

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JoAnn Estates Utilities, Inc.

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

be made as often as necessary but not less frequently than as established in 807 KAR 5:071.

### Section 27: Reporting of Accidents, Property Damage, or Loss of Service.

(1) Within two (2) hours following discovery each utility, other than a natural gas utility, shall notify the commission by telephone or electronic mail of a utility related accident that results in:

(a) Death or shock or burn requiring medical treatment at a hospital or similar medical facility, or any accident requiring inpatient overnight hospitalization;

(b) Actual or potential property damage of \$25,000 or more; or

(c) Loss of service for four (4) or more hours to ten (10) percent or 500 or more of the utility's customers, whichever is less.

(2) A summary written report shall be submitted by the utility to the commission within seven (7) calendar days of the utility related accident. For good cause shown, the executive director of the commission, shall, upon application in writing, allow a reasonable extension of time for submission of this report.

Within two (2) hours following discovery does the utility notify the commission by telephone or electronic mail of a utility related accident that results in the following:

Death or shock or burn requiring medical treatment at a hospital or similar medical facility, or any accident requiring inpatient overnight hospitalization:

Yes  No  N/A

Actual or potential property damage of \$25,000 or more:

Yes  No  N/A

Loss of service for four (4) or more hours to ten (10) percent or 500 or more of the utility's customers, whichever is less:

Yes  No  N/A

Are summary written reports submitted by the utility to the commission within seven (7) calendar days of the utility related accident?

Yes  No  N/A

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

**Section 28: Deviations from Administrative Regulation:** In special cases, for good cause shown, the commission shall permit deviations from this administrative regulation.

Has the utility been permitted by the commission to deviate from these administrative regulations?

Yes  No  N/A

If yes, provide a list of the deviations (Case Number):

**807 KAR 5:011  
(Tariffs)**

## **Section 12: Posting tariffs, Administrative Regulations, and Statutes**

Does the utility display a suitable placard, in large type, that states that the utility's tariff and statutes are available for public inspection?

Yes  No  N/A

Does the utility provide a suitable table or desk in its office or place of business on which the public may view all effective tariffs? Yes  No  N/A

## **Section 13: Special Contracts**

Does the utility have any special contracts that establish rates, charges, or conditions of service not contained in its tariff? Yes  No  N/A

If yes, has the utility filed the special contracts with the PSC?

Yes  No  N/A

## **807 KAR 5:071 (Sewage):**

**Section 1: General.** The purpose of this administrative regulation is to provide standard rules administrative regulations governing the service of sewage utilities operating under the Jurisdiction of the Public Service Commission.

## **Section 4: Information Available to Customers.**

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JoAnn Estates Utilities, Inc.

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

(1) **System maps or records.** Each utility shall maintain up-to-date maps, plans, or records of its entire force main and collection systems, with such other information as may be necessary to enable the utility to advise prospective customers, and others entitled to the information, as to the facilities available for serving any locality.

(2) **Rates, rules, and regulations.** A schedule of approved rates for sewage service applicable for each class of customers and the approved rules and regulations of the sewage utility shall be available to any customer or prospective customer upon request.

Does the Utility have a current map and/or plans for its system?

Yes

No

N/A

### Section 5. Quality of Service.

(1) **General.** Each utility shall maintain and operate sewage treatment facilities of adequate size and properly equipped to collect, transport, and treat sewage, and discharge the effluent at the degree of purity required by the health laws of the State of Kentucky, and all other regulatory agencies, federal, state, and local, having jurisdiction over such matters.

(2) **Limitations of service.** No sewage disposal company shall be obliged to receive for treatment or disposal any material except sewage as defined by Section 2(7) of this administrative regulation. In compliance with the administrative regulation, the utility shall make all reasonable efforts to eliminate or prevent the entry of surface or ground water, or any corrosive or toxic industrial liquid waste into its sanitary sewer system. A utility may request assistance from the appropriate state, county, or municipal authorities in its efforts, but such a request does not relieve the utility of its aforementioned responsibilities.

Is the utility in compliance with the Division of Water?

Yes

No

N/A

**Note: See Attachment A**

Is the utility making every reasonable effort to eliminate or prevent the entry of surface or ground water, or any corrosive or toxic industrial liquid waste into its sanitary sewer system?

Yes

No

N/A



# Kentucky Public Service Commission

## Periodic Compliance Inspection

### Section 6: Continuity of Service.

(1) **Emergency interruptions.** Each utility shall make all reasonable efforts to prevent interruptions of service and when such interruptions occur shall endeavor to reestablish service with the shortest possible delay consistent with the safety of its customers and the general public.

(2) **Scheduled interruptions.** Whenever any utility finds it necessary to schedule an interruption of its service, it shall notify all customers to be affected by the interruption stating the time and anticipated duration of the interruption. Whenever possible, scheduled interruptions shall be made at such hours as will provide least inconvenience to the customers.

(3) **Record of interruptions.** Each utility shall keep a complete record of all interruptions on its system. This record shall show the cause of interruption, date, time, duration, remedy, and steps taken to prevent recurrence.

Is the utility making all reasonable efforts to prevent interruptions of service and when such interruptions occur shall endeavor to reestablish service with the shortest possible delay consistent with the safety of its customers and the general public?

Yes  No  N/A

If the utility schedules an interruption of service are all customers notified that are affected by the interruption?

Yes  No  N/A

Does the utility make all reasonable efforts to schedule interruptions at such hours as will provide least inconvenience to the customers?

Yes  No  N/A

Does the utility maintain a record of all interruptions of service with regard to the following items?

Yes  No  N/A

Cause of interruption Yes  No  N/A

Date Yes  No  N/A

Time Yes  No  N/A

Duration Yes  No  N/A

Remedy Yes  No  N/A

# of customers affected Yes  No  N/A

steps taken to prevent reoccurrence Yes  No  N/A

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

Is standby pumping equipment provided in the event of failure of the primary pumping equipment?                      Yes                       No                       N/A

### **Section 7. Design, Construction, and Operation.**

**(1) General.** The sewage treatment facilities of the sewage utility shall be constructed, installed, maintained and operated in accordance with accepted good engineering practice to assure, as far as reasonably possible, continuity of service, uniformity in the quality of service furnished, and the safety of persons and property.

**(2) Design and construction requirements.** The design and construction of the sewage utility's collecting sewers, treatment plant and facilities, and all additions thereto and modifications thereof, shall conform to the requirements of the Kentucky Department for Natural Resources and Environmental Protection, Bureau of Environmental Quality, Division of Water Quality.

**(3) Adequacy of facilities.** The capacity of the sewage utility's sewage treatment facilities for the collection, treatment and disposal of sewage and sewage effluent must be sufficiently sized to meet all normal demands for service and provide a reasonable reserve for emergencies.

**(4) Inspection of facilities.** Each sewage utility shall adopt procedures for inspection of its sewage treatment facilities to assure safe and adequate operation of its facilities and compliance with commission rules. These procedures shall be filed with the commission. Unless otherwise authorized in writing by the commission, the sewage utility shall make inspections of collecting sewers and manholes on a scheduled basis at intervals not to exceed one (1) year, unless conditions warrant more frequent inspections and shall make inspections of all mechanical equipment on a daily basis. The sewage utility shall maintain a record of findings and corrective actions required, and/or taken, by location and date.

Is the utility operating and maintaining their facility in accordance with accepted good engineering practice to assure, as far as reasonably possible, continuity of service, uniformity in the quality of service furnished, and the safety of persons and property?

Yes                       No                       N/A

**Note: See Inspector Comments**

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JoAnn Estates Utilities, Inc.

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

Is the utility adhering to their inspection procedures to assure safe and adequate operation of its facilities and compliance with the Commission rules?

Yes  No  N/A

Unless otherwise authorized in writing by the commission, does the sewage utility make inspections of their collecting sewers and manholes on a scheduled basis at intervals not to exceed one (1) year, unless conditions warrant more frequent inspections?

Yes  No  N/A

**Note:** No records were produced during inspection. (Repeat)

Does the utility make inspections of all mechanical equipment on a daily basis?

Yes  No  N/A

Does the utility maintain a record of findings and corrective actions required, and/or taken, by location and date?

Yes  No  N/A

### Findings

1. The utility is not conducting annual inspections of their collecting sewers and manholes as required by 807 KAR 5:071, Section 7(4). (Repeat)
2. The utility is not conducting daily inspections on all mechanical equipment at each treatment facility as required by 807 KAR 5:071, Section 7(4).
3. At JoAnn estates wastewater treatment facility, the entrance gate to the plants has a gap between the fence post and gate large enough for animals and unauthorized persons to enter. This is contrary to 807 KAR 5:071, Section 7(1).
4. At JoAnn estates wastewater treatment facility, the gate behind the chlorine contact basin that allows utility personnel access to the effluent discharge was not locked or secured to keep unauthorized persons from entering the facility. This is contrary to 807 KAR 5:071, Section 7(1).
5. At Wilmington-Chiles, plant #2 has a leak at the effluent pipe that leads to one of the lagoons. This leak is before any type of disinfecting takes place.

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JoAnn Estates Utilities, Inc.

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

6. At the Timberland wastewater treatment facility, there's untreated wastewater by-passing the chlorine contact chamber and entering the receiving stream. This is contrary to 807 KAR 5:071, Section 7(1).
7. The grating near the bar screen at the Timberland wastewater facility has deteriorated and appears to be unsafe to walk on. This is contrary to 807 KAR 5:071, Section 7(1).
8. The utility doesn't have a backup blower/motor unit nor do they have an immediate access to one for each of the three wastewater treatment facilities in case of emergencies as per 807 KAR 5:071, Section 7(1).
9. The utility is out of compliance with the Division of Water's regulations. This is contrary to 807 KAR 5:071, Section 5(1).

## Additional Inspector Comments

### Observations/Areas of Concern

#### JoAnn Estates WWTP (2 wwtp's):

1. Plant #1 and #2 continues to show major rust and deterioration. Plant #1's metal partitions are showing major rust and deterioration. Plant #2's angle iron cross bars have deteriorated to the point that the structural integrity appears to be compromised. The grating on top of the cross bars appears to be unsafe to walk on.
2. Both plants do not have some type of safety mechanism in place, such as grating over top the aeration basins nor is there any hand rails/guards rails around these basins for the safety of personnel while conducting routine duties.
3. Plant #2's clarifier had a dark murky appearance to it indicating operational issues.

#### Wilmington-Chiles WWTP (2 wwtp's):

1. Both plants are showing signs of major rust and deterioration.
2. The grass and weeds surrounding the wwtp's, lagoons, and chlorine contact chamber have over grown and needs to be cut.

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

### Timberland WWTP:

1. The grass and weeds surrounding the lagoon have over grown and needs to be cut.
2. The bar screen has vegetation growth along with sludge deposits and rags and/or debris.
3. On top of the clarifier is a layer of duckweed indicating operational issues.

Since the last inspection in 2015, Mr. B.G. Waid, the original owner, passed away and his son, Brian Waid, inherited the three wastewater treatment plants. Mr. Waid is in the process of transferring at least two of the three wastewater treatment plants to Paducah McCracken County Joint Sewer Agency (JSA).

A transfer agreement was made and entered into the day of July 30, 2018 by Paducah McCracken County JSA and JoAnn Estates Utilities, Inc. This agreement is for JoAnn Estates Utilities, Inc. to transfer two (JoAnn Estates wwtp and Wilmington-Chiles wwtp) of their three wwtp's to JSA. (See attachment B) The utility states the bidding process for the transfer project has begun and believed that the transfer of these two plants should take place sometime by spring of 2019.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

JoAnn Estates WWTP – Plant #1 (Rt side of pix) Plant #2 (left side of pix)



Gap between the fence post and gate



JoAnn Estates Utilities, Inc.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

Gate behind the chlorine contact chamber.



Gate behind the chlorine contact chamber has no lock.



JoAnn Estates Utilities, Inc.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

### JoAnn Estates WWTP - Plant #1



### Plant #2



JoAnn Estates Utilities, Inc.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

### Plant 2 metal degradation



### Wilmington – Chiles WWTP



JoAnn Estates Utilities, Inc.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

Plant #1 (on the left) Plant #2 (on the right)



Plant #2 aeration basin



JoAnn Estates Utilities, Inc.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Plant #1 aeration basin



Plant #2 has a leak at the effluent pipe that leads to one of the lagoons. This leak is before any type of disinfecting takes place.



JoAnn Estates Utilities, Inc.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

Closer view of leak



JoAnn Estates Utilities, Inc.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

### Chlorine Contact Chamber



### Timberland WWTP



JoAnn Estates Utilities, Inc.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

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**Bar Screen with vegetation and sludge. Grating appears unsafe to walk on.**



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JoAnn Estates Utilities, Inc.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

### Clarifier



### Chlorine Contact Chamber – Leak



JoAnn Estates Utilities, Inc.



# Kentucky Public Service Commission

## Periodic Compliance Inspection

Leak by-passing the chlorine contact chamber



Leak



JoAnn Estates Utilities, Inc.



# Kentucky Public Service Commission

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## Periodic Compliance Inspection

**Comment:** During this periodic regulatory compliance inspection, it was not possible to review/discuss every record relating to all Commission requirements. Therefore, in some instances the results contained in this report are indicative of those items inspected and reviewed on a sample basis.

**Report by:**

**Date: October 5, 2018**



**Brian L. Rice  
Utility Inspector  
Kentucky Public Service Commission**

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

### Attachment(s):

- A. Division of Waters inspection reports
- B. Transfer Agreement Contract

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

### Attachment A

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### Division of Waters inspection reports

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JoAnn Estates Utilities, Inc.

Energy and Environment Cabinet  
Department for Environmental Protection  
Division of Water  
Wastewater Inspection Report

**AI ID:** 3047      **AI Type:** RESIDENCE- Subdivision (nec)  
**AI Name:** Joanne Estates Subd  
**AI Address:** Connie Sue Dr  
**City:** Paducah, **State:** Kentucky **Zip:** 42001  
**County:** McCracken **Regional Office:** Paducah Regional Office  
**Latitude:** 37.079472    **Longitude:** -88.723667  
**Site Contact:** Todd Teas  
**Title:** Operator      **Phone #:**  
**Inspection Type:** WW Routine-Minor Mun **Activity #:** CIN20180002  
**Inspection Start Date:** August 28, 2018 **Time:** 10:43 AM **End Date:** August 28, 2018 **Time:** 11:43 AM  
**Site/Permit ID:** KY0045250

**Lead DEP Investigator:** Benjamin Allen  
**Persons Interviewed:** Todd Teas

**General Comments:**

This routine inspection was conducted to observe compliance with KPDES permit # KY0045250. The facility grounds were walked, the treatment plant and lagoon was observed. The facility does have a lockable fence around it, however the chain to lock the gate is not secure. Mechanically, the plants appeared to be operating properly. Mr. Todd Teas the certified operator was not present during this inspection. The contact chamber was observed with chlorination tablet in the chamber. The chamber is in need of repairs, the walls are deteriorating water coming from the lagoon into the chamber is cloudy and grey. De-chlorination is conducted by a floater containing sodium sulfate tablets. The effluent was observed at the discharge in to the creek, it appeared cloudy and grey. There were violations documented during this inspection. This facility is in the process of a permit renewal, a permit draft has been completed. This package plant is part of a regionalization program to be closed and the collection system tied into The Joint Sewer Agency by the end of 2019. If there are any questions regarding this inspection please contact the Paducah Regional Office at 270-898-8468.

**Overall Compliance Status:** Out of Comp- Viol documented

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**Investigation Results**

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**SI:** AIOO3047

**SI Description:**

**Inspector Comment:**

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**Requirement:** Does the facility hold the proper KPDES permit?. [401 KAR 5:055 Section 2]

**Compliance Status:** C-No Violations observed

**Comment:** KPDES permit # KY0045250 became effective on August 1, 2012 and shall expired at midnight, July 31, 2017. This package plant is part of a large project of regionalization, eliminating this plant and adding collection system to Paducah Joint Sewer Agency. The project is waiting for funding, and is planned to be completed early spring 2019.

The plant is in the process of a Permit renewal until the plant can be taken over. A draft permit has been completed.

---

**Requirement:** Have all required permits been obtained from the Division of Water prior to the construction or modification of the facility? [401 KAR 5:005 Section 1]

**Compliance Status:** C-No Violations observed

**Comment:**

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**Requirement:** Is the facility being operated under the supervision of a properly certified operator? [401 KAR 5:010 Section 1]

**Compliance Status:** C-No Violations observed

**Comment:** Todd Teas Certified operator through 2019.

---

**Requirement:** Is the collection system under the primary responsibility of an individual who holds an active collection system certification at the level appropriate for the size of the treatment facility receiving the waste? [401 KAR 5:010 Section 2]

**Compliance Status:** C-No Violations observed

**Comment:**

---

**Requirement:** Does the permittee retain records of all monitoring information including: the date, exact place, and time of sampling or measurements; the name of the individual who performed the sampling or measurements; the dates and times analyses were performed; the name of the individual who performed the analyses; the analytical techniques or methods used; the results of the analyses; all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation; copies of all reports required by this permit; and records of all data used to complete the application for this permit, for the period required by the cabinet and at a minimum of at least three (3) years from the date of the sample, measurement, report, or application? [401 KAR 5:065 Section 2(1)]

**Compliance Status:** C-No Violations observed

**Comment:**

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**Requirement:** Is the facility required to prepare and implement a groundwater protection plan (GPP) as specified in regulation 401 KAR 5:037? If yes, does the facility have a GPP? [401 KAR 5:037 Section 3]

**Compliance Status:** E-Not Evaluated

**Comment:**

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**Requirement:** Is the permittee reporting monitoring results to the cabinet at the intervals specified in the permit? [401 KAR 5:065 Section 2(1)]

**Compliance Status:** C-No Violations observed

**Comment:**

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**Requirement:** Are the monitoring results reported to the cabinet on a Discharge Monitoring Report (DMR)? [401 KAR 5:065 Section 2(1)]

**Compliance Status:** C-No Violations observed

**Comment:**

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**Requirement:** If the permittee monitors any pollutant more frequently than required by the permit, using test procedures approved under 40 CFR Part 136 or as specified in the permit, are the results of this monitoring included in the calculation and reporting of the data submitted in the DMR? [401 KAR 5:065 Section 2(1)]

**Compliance Status:** C-No Violations observed

**Comment:**

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**Requirement:** Are the calculations for all limitations which require averaging of measurements utilizing an arithmetic mean unless otherwise specified by the Cabinet in the permit? [401 KAR 5:065 Section 2(1)]

**Compliance Status:** C-No Violations observed

**Comment:**

---

**Requirement:** Is the permittee in compliance for the reporting of spills, bypasses, and non-compliance according 401 KAR 5:065 Section 2(1)

**Compliance Status:** C-No Violations observed

**Comment:**

---

**Requirement:** Did the facility notify the Division of Water by the most rapid means available whenever, by reason of emergency or accident, a spill or discharge occurs which results in pollution of the waters of the Commonwealth? [401 KAR 5:015 Section 2]

**Compliance Status:** C-No Violations observed

**Comment:**

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**Requirement:** Is the facility being properly operated and maintained as specified in regulation 5:065? This includes:  
(a) proper operation and maintenance of all facilities, systems of treatment and control, and related appurtenances which are installed or used by the permittee to achieve compliance with permit conditions;  
(b) proper operation and maintenance also includes adequate laboratory controls, and appropriate quality assurance procedures;  
(c) this provision also requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit. [401 KAR 5:065 Section 2(1)]

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**Compliance Status:** D-Out of Compliance-Violations Documented

**Comment:** The facility is not being properly operated and maintained as required. The Chlorine contact chamber water is cloudy and milky and is discharging to the creek.

---

**Requirement:** Are the disinfection unit(s) maintained and operated properly to allow for compliance with permit conditions? [401 KAR 5:005 Section 11]

**Compliance Status:** D-Out of Compliance-Violations Documented

**Comment:** The facility has failed to properly maintain and / or operate the disinfection unit. The chlorine contact chamber is eroding and needs repairs, water is cloudy coming from the lagoon into the chamber.

---

**Requirement:** Is a source of water provided for cleanup? If potable water is used, is a backflow preventor installed to protect the water supply? [401 KAR 5:005 Section 10(6)]

**Compliance Status:** C-No Violations observed

**Comment:**

---

**Requirement:** Has fencing with a lockable gate been installed around the wastewater treatment plant? [401 KAR 5:005 Section 10(7)]

**Compliance Status:** I-No Violations obs-but impending viol trends obs

**Comment:** The facility has failed to install fencing with a lockable gate around the wastewater treatment plant site. There is a gate and make shift fence. how ever the chain to lock the gate is not secured.

---

**Requirement:** Has an all-weather access road been installed to allow access to the wastewater treatment plant? Is the road adequately maintained to allow access to the facility for operation and maintenance activity? [401 KAR 5:005 Section 10(8)]

**Compliance Status:** C-No Violations observed

**Comment:**

---

**Requirement:** Sewage sludge. Did the facility meet the requirements governing the disposal of sewage sludge from publicly owned treatment works, in accordance with 40 CFR Part 503? [401 KAR 5:065 Section 2(4)]

**Compliance Status:** C-No Violations observed

**Comment:**

---

**Requirement:** Is the effluent in compliance with KPDES permit limitations? Do the Discharge Monitoring Reports indicate KPDES permit violations? [401 KAR 5:065 Section 2(1)]

**Compliance Status:** E-Not Evaluated

**Comment:**

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**Requirement:** Are samples taken in compliance with the monitoring requirements and taken at the following location(s): nearest accessible point after final treatment, but prior to actual discharge or mixing with receiving waters? Are the samples representative of plant flow? Are flow proportioned samples obtained when required by the KPDES permit? Are grab samples collected according to the KPDES permit requirements? Are composite samples collected and analyzed according to the KPDES permit conditions? Are samples collected according to KPDES permit requirements? [401 KAR 5:065 Section 2(1)]

**Compliance Status:** C-No Violations observed

**Comment:**

---

**Requirement:** Are the facility sample collection procedures adequate? Are the samples collected in proper containers, preserved, and refrigerated properly? Are all samples analyzed within the allowed holding times? [401 KAR 5:065 Section 2(1)]

**Compliance Status:** C-No Violations observed

**Comment:**

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**Requirement:** Have pollutants entered the waters of the Commonwealth? [KRS 224.70-110]

**Compliance Status:** I-No Violations obs-but impending viol trends obs

**Comment:** The receiving stream was under low flow conditions at the time of this inspection. The stream was relatively clear upstream the cloudy discharge was coming from the outfall. If the plants continue to be poorly maintained, then the stream is likely to become degraded.

---

**Requirement:** Have surface waters been aesthetically or otherwise degraded? [401 KAR 10:031 Section 2]

**Compliance Status:** I-No Violations obs-but impending viol trends obs

**Comment:** The receiving stream was under low flow conditions at the time of this inspection. The stream was relatively clear upstream the cloudy discharge was coming from the outfall. If the plants continue to be poorly maintained, then the stream is likely to become degraded.

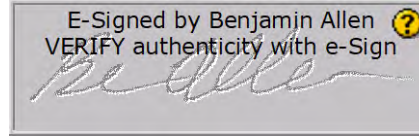
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## Documentation

- Photos taken**
- Documents obtained from facility**
- Samples taken by outside source**
- Request for Submission of Documents**

- Record of visual determination of opacity
- Samples taken by DEP**
- Regional office instrument readings taken
- Other documentation**

**Inspector:**



**Date:** August 29, 2018

**Received By:** \_\_\_\_\_ **Title:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Delivery Method:** USPS

Energy and Environment Cabinet  
Department for Environmental Protection  
Division of Water  
Wastewater Inspection Report

**AI ID:** 3080      **AI Type:** RESIDENCE- Subdivision (nec)  
**AI Name:** Wilmington Chiles Estate Subd  
**AI Address:** Craven Dr & Cairo Rd  
**City:** Paducah, **State:** Kentucky **Zip:** 42001  
**County:** McCracken **Regional Office:** Paducah Regional Office  
**Latitude:** 37.090103    **Longitude:** -88.737173  
**Site Contact:** Todd Teas  
**Title:** Operator      **Phone #:**  
**Inspection Type:** WW Routine-Min Nmun **Activity #:** CIN20170001  
**Incident IDs:**  
**Inspection Start Date:** November 3, 2016 **Time:** 12:00 AM **End Date:** November 3, 2016 **Time:** 12:00 AM  
**Site/Permit ID:** KY0078336

**Lead DEP Investigator:** Benjamin Allen  
**Persons Interviewed:** Todd Teas

**General Comments:** On October 26, 2017, a routine Waste Water inspection was conducted at Wilmington Chiles WWTP located at Craven Dr. West Paducah, KY. This facility is operating under permit # KY0078336. During this inspection the facility grounds were walked and I spoke with the operator Todd Teas, via telephone. The Plant was operating however the lift station that feeds the plant was not. There was a large amount of grease on the top of the water and water was leaking out of the side of the lift station. No pumps were running. I contacted Mr. Teas, he came out that afternoon pulled the pump and removed a mop head that had caused the pump to fail. I returned on October 27, and the lift station was back down to normal levels and operating properly. This effluent was also observed it appeared turbid, there is aeration in the chlorine contact Chamber and de chlorination area. The lagoons were observed and are both covered in duckweed. This facility is under an Agreed Order (Case No. DOW 130133). Please note that stipulated penalties, as explained in the Agreed Order, may be considered for violations of the KPDES permit or the Agreed Order. If there are any questions regarding this inspection please contact the Paducah Regional Office at 270-898-8468.

**Overall Compliance Status:** No Viol Obs- impend viol trend

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**Investigation Results**

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**SI:** AIOO3080

**SI Description:**

**Inspector Comment:**

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**Requirement:** Does the facility hold the proper KPDES permit?. [401 KAR 5:055 Section 2]

**Compliance Status:** C-No Violations observed

**Comment:**

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**Requirement:** Have all required permits been obtained from the Division of Water prior to the construction or modification of the facility? [401 KAR 5:005 Section 1]

**Compliance Status:** C-No Violations observed

**Comment:**

---

**Requirement:** Is the facility being operated under the supervision of a properly certified operator? [401 KAR 5:010 Section 1]

**Compliance Status:** C-No Violations observed

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**Comment:** Todd W Teas, WW Treatment III, #13178.

---

**Requirement:** Is the collection system under the primary responsibility of an individual who holds an active collection system certification at the level appropriate for the size of the treatment facility receiving the waste? [401 KAR 5:010 Section 2]

**Compliance Status:** C-No Violations observed

**Comment:**

---

**Requirement:** Is the permittee in compliance for the reporting of spills, bypasses, and non-compliance according 401 KAR 5:065 Section 2(1)

**Compliance Status:** C-No Violations observed

**Comment:**

---

**Requirement:** Is the facility being properly operated and maintained as specified in regulation 5:065? This includes:  
(a) proper operation and maintenance of all facilities, systems of treatment and control, and related appurtenances which are installed or used by the permittee to achieve compliance with permit conditions;  
(b) proper operation and maintenance also includes adequate laboratory controls, and appropriate quality assurance procedures;  
(c) this provision also requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit. [401 KAR 5:065 Section 2(1)]

**Compliance Status:** I-No Violations obs-but impending viol trends obs

**Comment:** The facility is not being properly operated and maintained as required. The Chlorine contact chamber walls are deteriorating. The lift station was over flowing and the pump was clogged. Mr. Teas came out and fixed the pump that evening and the next day i returned the lift station was operating properly. It appears the plant is also leaking from the clarifier..

---

**Requirement:** Are the disinfection unit(s) maintained and operated properly to allow for compliance with permit conditions? [401 KAR 5:005 Section 11]

**Compliance Status:** C-No Violations observed

**Comment:** The chlorine contact chamber was being aerated and was turbid. Chlorine and dechlor tablets were present.

---

**Requirement:** Have pollutants entered the waters of the Commonwealth? [KRS 224.70-110]

**Compliance Status:** I-No Violations obs-but impending viol trends obs

**Comment:** The final effluent discharges to a small shallow pool just beyond the chlorine contact chamber and may not flow to the receiving stream through a pipe. The receiving stream was not observed during this inspection; however, the discharge to the ditch was slightly turbid.

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**Requirement:** Have surface waters been aesthetically or otherwise degraded? [401 KAR 10:031 Section 2]

**Compliance Status:** I-No Violations obs-but impending viol trends obs

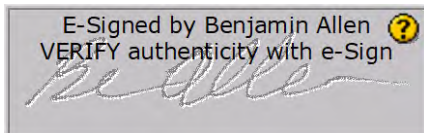
**Comment:** The final effluent discharges to a small shallow pool just beyond the chlorine contact chamber and may not flow to the receiving stream through a pipe. The receiving stream was not observed during this inspection; however, the discharge to the ditch was slightly turbid.

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#### Documentation

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> <b>Photos taken</b>             | <input type="checkbox"/> Record of visual determination of opacity |
| <input type="checkbox"/> <b>Documents obtained from facility</b>    | <input type="checkbox"/> <b>Samples taken by DEP</b>               |
| <input type="checkbox"/> <b>Samples taken by outside source</b>     | <input type="checkbox"/> Regional office instrument readings taken |
| <input type="checkbox"/> <b>Request for Submission of Documents</b> | <input type="checkbox"/> <b>Other documentation</b>                |

**Inspector:**



**Date:** October 31, 2017

**Received By:** \_\_\_\_\_ **Title:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Delivery Method:** USPS

Energy and Environment Cabinet  
Department for Environmental Protection  
Division of Water  
Wastewater Inspection Report

**AI ID:** 3070      **AI Type:** RESIDENCE- Subdivision (nec)  
**AI Name:** Timberland Subd  
**AI Address:** Timberland Rd  
**City:** Heath, **State:** Kentucky **Zip:** 42086  
**County:** McCracken **Regional Office:** Paducah Regional Office  
**Latitude:** 37.07756    **Longitude:** -88.77024  
**Site Contact:** Todd Teas  
**Title:** Operator **Phone #:**  
**Inspection Type:** WW CEI-Minor Mun **Activity #:** CIN20180001  
**Inspection Start Date:** January 23, 2018 **Time:** 09:11 AM **End Date:** January 23, 2018 **Time:** 09:11 AM  
**Site/Permit ID:** KY0083755

**Lead DEP Investigator:** Benjamin Allen  
**Persons Interviewed:** Todd Teas

**General Comments:** On January 23, 2018, a Compliance Evaluation inspection was conducted at Timberland WWTP, located in West Paducah, KY. This inspection was conducted to observe compliance with KPDES Permit No. KY0083755. During this inspection the plant was in operation. The Aeration basin had good color and mixing, the return sludge and clarifier were operating properly and looked well maintained. The discharge to the lagoon appeared clear and free of solids. The levee around the lagoon is in need of repair as there are holes from animals as well as low spot by the contact chamber. The levee is barely over the water line potential overflow and bypass of disinfection at this spot. Effluent was observed, photos were taken on site. There is significant beaver activity around the plant and lagoon, several large trees have fallen onto the plant or lagoon. Also the creek where the discharge enters has been dammed up. Mr. Teas is aware of the issue and working on possible solutions. Mr. Teas, the certified operator, presented his license and field certification to perform field analysis. Also chain of custody forms for sampling were observed. Field meter calibration logs and sampling logs were always reviewed. If you have any questions regarding this inspection please contact the Paducah Regional Office at 270-898-8468.  
**Overall Compliance Status:** Out of Comp- Viol documented

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**Investigation Results**

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**SI:** AIOO3070

**SI Description:**

**Inspector Comment:**

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**Requirement:** Does the facility hold the proper KPDES permit?. [401 KAR 5:055 Section 2]

**Compliance Status:** C-No Violations observed

**Comment:** KY0083755 issued on November 1, 2014

---

**Requirement:** Is the facility being operated under the supervision of a properly certified operator? [401 KAR 5:010 Section 1]

**Compliance Status:** C-No Violations observed

**Comment:** Todd W Teas, WW Treatment III, #13178.

---

**Requirement:** Is the collection system under the primary responsibility of an individual who holds an active collection system certification at the level appropriate for the size of the treatment facility receiving the waste? [401 KAR 5:010 Section 2]

**Compliance Status:** C-No Violations observed

**Comment:** Jimmy E Waid, WW Collection II, #19366.

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**Requirement:** Is the facility being properly operated and maintained as specified in regulation 5:065? This includes:  
(a) proper operation and maintenance of all facilities, systems of treatment and control, and related appurtenances which are installed or used by the permittee to achieve compliance with permit conditions;  
(b) proper operation and maintenance also includes adequate laboratory controls, and appropriate quality assurance procedures;  
(c) this provision also requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit. [401 KAR 5:065 Section 2(1)]

**Compliance Status:** D-Out of Compliance-Violations Documented

**Comment:** The facility is not being properly operated and maintained as required. Lagoon levee adjacent to the contact chamber is eroding and lagoon could over flow to chamber or past chamber. Also there is a lots of beaver activity around the lagoon and plant. Several large trees have been chewed and fallen onto the lagoon levee, and around the discharge and contact chamber. Mr. Teas has been in contact with a trapper to try and address the issue before further damage is done.

---

**Requirement:** Are the disinfection unit(s) maintained and operated properly to allow for compliance with permit conditions? [401 KAR 5:005 Section 11]

**Compliance Status:** C-No Violations observed

**Comment:** Chlorine and de-chlorination tablets were present and the tank was being aerated. Turbid water was discharging. Contact chamber has been leaking looks like foam sealant has been used to seal the chamber.

---

**Requirement:** Have pollutants entered the waters of the Commonwealth? [KRS 224.70-110]

**Compliance Status:** C-No Violations observed

**Comment:** The discharge was clear and disinfection is unit is in operation.

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**Requirement:** Have surface waters been aesthetically or otherwise degraded? [401 KAR 10:031 Section 2]

**Compliance Status:** C-No Violations observed

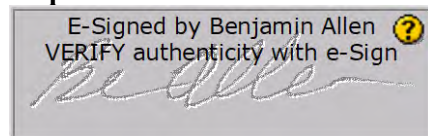
**Comment:**

---

**Documentation**

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> <b>Photos taken</b>             | <input type="checkbox"/> Record of visual determination of opacity |
| <input type="checkbox"/> <b>Documents obtained from facility</b>    | <input type="checkbox"/> <b>Samples taken by DEP</b>               |
| <input type="checkbox"/> <b>Samples taken by outside source</b>     | <input type="checkbox"/> Regional office instrument readings taken |
| <input type="checkbox"/> <b>Request for Submission of Documents</b> | <input type="checkbox"/> <b>Other documentation</b>                |

**Inspector:**



**Date:** January 30, 2018

**Received By:** \_\_\_\_\_ **Title:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Delivery Method:** USPS

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

**Attachment B**

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**Transfer Agreement Contract**

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JoAnn Estates Utilities, Inc.

**TRANSFER AGREEMENT**

THIS TRANSFER AGREEMENT made and entered into this 30 day of JULY, 2018, by and between PADUCAH MCCRACKEN COUNTY JOINT SEWER AGENCY ("JSA") and JOANN ESTATES UTILITIES, INC., ("Joann Estates").

**WITNESSETH:**

WHEREAS, Joann Estates desires to transfer the wastewater collection facilities for Joann Estates and Wilmington Chiles subdivisions in McCracken County, Kentucky to JSA and JSA has agreed to accept such facilities in accordance with the terms and conditions of this agreement.

NOW, THEREFORE, for valuable consideration, the legal adequacy and sufficiency of which is hereby acknowledged by all parties, the parties do covenant and agree as follows:

**1. TRANSFER AND ACCEPTANCE.**

1.1 Description of Agreement. Subject to the terms and conditions of this Agreement, Joann Estates shall sell and transfer unto JSA and JSA shall purchase and receive from Joann Estates, the wastewater collection facilities and equipment (the "Facilities") serving the Joann Estates and Wilmington Chiles subdivisions of McCracken County, Kentucky, including the sanitary sewer lines, force mains, equipment, structures, easements, permits and licenses used to collect and transport wastewater in the Joann Estates and Wilmington Chiles subdivisions, with all appurtenances and rights and privileges arising therefrom or relating thereto (the "Assets"), but specifically excluding the package treatment plant, the lagoon property, any accounts receivable, any customer deposits, and any contracts, contract obligations, responsibilities or liabilities of Joann Estates, none of which are assumed or shall be assumed by JSA.

1.2 Title to be Delivered. Joann Estates shall transfer marketable fee simple title to the Assets to JSA. The Assets shall not be subject to any lien or adverse interest of another except as may be acceptable to JSA. JSA may have a title examination performed on the Assets at its cost.

1.3 Documents of Transfer. Joann Estates shall execute all documents of transfer, including appropriate and recordable deeds of conveyance and bills of sale. All documents of transfer shall be duly authorized by appropriate resolution of Joann Estates.

**2. REPRESENTATIONS AND WARRANTIES OF JOANN ESTATES.**

2.1 Organization and Authority. Joann Estates represents and warrants to JSA that Joann Estates is a duly organized and legal corporation in existence under laws of the Commonwealth of Kentucky and has absolute authority to execute and deliver the documents regarding the transactions contemplated by this Agreement.

2.2 Merchantable Title. Joann Estates represents and warrants to JSA that it has full and complete merchantable title to its real and personal properties. JSA may waive any defect at its option.

2.3 Condition of Facilities and Operations. Joann Estates represents and warrants to JSA that Joanne Estates' facilities and operations have been and are in compliance with all federal, state, and local

law, as well as any permits issued by the Kentucky Departments for Environmental Protection, Division of Water, with the exception of those violations identified on Schedule 2.3 attached hereto.

2.4 Adverse Proceeding. Joann Estates represents and warrants to JSA that Joann Estates' is not presently a party to any judicial or administrative proceeding, nor has it knowledge of any threatened or imminent judicial or administrative proceeding.

### **3. OBLIGATIONS OF JOANN ESTATES PRIOR TO CLOSING.**

3.1 Obligations to Continue Management of Facilities. From and after the date of the execution of this Agreement to date of closing, Joann Estates shall continue the management, operation, and maintenance of the Assets in a sound and reasonable manner and in accordance with wastewater collection and treatment best practices. Additionally, Joann Estates shall continue to collect its charges from its customers in the usual and customary manner and shall maintain good operating and accounting records.

3.2 Prohibition Against Further Liability and Expenditures. From and after the date of the execution of this Agreement to date of closing, Joann Estates shall not incur any additional liability or debt nor make any expenditure of funds unless such liability, debt, or expenditure is in the ordinary course of business and reasonably necessary to the continued operations of Joann Estates, or Joann Estates' compliance with its obligations.

3.3 Information to be Disclosed to JSA. Joann Estates shall provide to JSA full and complete access to all and copies of files related to the Assets, records, documents, discharge monitoring reports, maps and writings, and JSA may request that Joann Estates personnel be available to JSA to be interviewed about operational matters, or otherwise provide information regarding the operation of the Assets.

3.4 Access to Real and Personal Property. Joann Estates shall provide to JSA full and complete access to the real and personal properties pertaining to the Assets. JSA shall have the right to fully inspect same, and perform any test or study as relates to same. Joann Estates shall identify to JSA any known defects or needs of imminent repair or replacement regarding any of the Assets. Additionally, Joann Estates shall identify and provide to JSA any manufacturer's warranties, documents of purchase, service agreements or other written representations as relate to any of the Assets.

3.5 Approvals. Following the execution of this Agreement the parties shall file a joint petition with the Kentucky Public Service Commission seeking the approval of the transfer contemplated in this agreement. JSA shall pay the normal and customary attorney's fees and costs associated with the preparation and prosecution of such petition. Joann Estates shall pay the attorney's fees and costs associated with providing any post approval reports to the Kentucky Public Service Commission. Additionally, JSA may initiate at its cost, and Joann Estates shall cooperate in, he appropriate proceedings before any state or federal agencies for the consent and approval of the transactions contemplated by this Agreement.

### **4. OBLIGATIONS OF JSA PRIOR TO CLOSING.**

4.1 Investigation. From and after the date of execution of this Agreement, JSA may immediately commence its due diligence and inspection of the Assets, including the physical assets and all documents and records relating to the Assets, and of the document and records relating to the financial

worth and condition of Joann Estates. JSA may employ, at its expense, any engineer, accountant, attorney, or any other expert to perform any part of the investigation and inspection to be performed by JSA.

4.2 Approvals. Following the execution of this Agreement the parties shall file a joint petition with the Kentucky Public Service Commission seeking the approval of the transfer contemplated in this agreement. JSA shall pay the normal and customary attorney's fees and costs associated with the preparation and prosecution of such petition. Additionally, JSA may initiate at its cost, and Joann Estates shall cooperate in, the appropriate proceedings before any state or federal agencies for the consent and approval of the transactions contemplated by this Agreement.

4.3 Documents of Transfer. JSA shall bear the cost of the preparation of all documents of transfer, including any deeds of conveyance and bills of sale which shall be available for inspection by Joann Estates prior to the time of closing.

## **5. CONDITIONS PRECEDENT TO TRANSFER AND ACCEPTANCE.**

5.1 Conditions Precedent. Notwithstanding the foregoing transfer and acceptance, this sale and transfer and purchase and acceptance shall be subject to the following conditions precedent:

5.1.1 Title to the real and personal property transferred herein shall be marketable fee simple title free and clear of all liens or adverse interests except those acceptable to JSA;

5.1.2 The transfer and assignment shall be fully and finally approved by applicable state and federal agencies, specifically including the Kentucky Public Service Commission;

5.1.3 The assets to be received or accepted by JSA as provided for herein are acceptable to JSA at its sole and absolute discretion

5.1.4 The Assets to be transferred herein shall be in a working and operable condition and good state of repair;

5.1.5 All other representations and warranties of Joann Estates to JSA have been fully satisfied and complied with; and

5.2 Satisfaction of Conditions Precedent. On the date of closing, the conditions precedent shall be fully satisfied and complied with. In the event any one of the aforesaid conditions precedent is not fully satisfied and complied with, JSA, at its option, may terminate this Agreement, and upon such termination, the Agreement shall be of no further legal force and effect. Upon such termination, the Joann Estates shall not be liable to JSA in any manner whatsoever.

## **6. CLOSING.**

6.1 Date and Place of Closing. Upon JSA's determination that all conditions precedent have been fully satisfied and complied with, JSA shall give written notice of such fact to Joann Estates. Closing shall take place as soon as practicable following the date of said notice, but in no event shall it be more than 30 days from notice.

6.2 Documents of Transfer. At the time of closing, Joann Estates shall tender to JSA properly executed documents of transfer including appropriate resolutions of Joann Estates authorizing the transfer and appropriate deeds of conveyance and bills of sale. Additionally, at the time of transfer, Joann Estates shall tender to JSA all records and documents related to the Assets including, but not limited to customer accounts and files, engineering plans, financial statements, audits, easements, contracts with customers, etc.

6.3 Notice of Closing to Joann Estates Customers. In the event there is any requirement that notification of final transfer of Joann Estates' assets and property be given to the customers of Joann Estates by order of the Kentucky Public Service Commission or otherwise, Joann Estates agrees to provide such notification at its cost and expense.

## **7. OBLIGATIONS OF JOANN ESTATES' SUBSEQUENT TO CLOSING.**

Immediately subsequent to closing, Joann Estates shall utilize its best efforts to assist JSA in transferring the customer accounts and files to JSA and to otherwise cooperate and assist JSA to finalize the transfer of property and the assumption of operation of the Assets by JSA. Joann Estates shall not do any act or omit to perform any act which is adverse or inimical to this Agreement.

## **8. POST-CLOSING OBLIGATIONS OF JSA.**

From and after closing, JSA shall assume full control of the operation of the Assets and provide wastewater collection and treatment services to the Joann Estates and Wilmington Chiles subdivisions of McCracken County, Kentucky in accordance with its policies and procedures, as amended from time to time.

## **9. MISCELLANEOUS.**

9.1 Entire Agreement. This Agreement represents the entire agreement by and between the parties hereto, and all prior promises, representations, covenants and understandings are fully merged herein. There are no other promises, terms, conditions, or obligations other than those specifically contained herein.

9.2 Captions. The captions appearing in this Agreement have been asserted for the purpose of convenience and ready reference. They do not purport to, and shall not be deemed to, define, limit, or extend the scope or intent of the clauses to which they pertain.

9.3 Applicable Law-Venue. It is mutually understood and agreed that this Agreement shall be governed by the laws of the Commonwealth of Kentucky as to both interpretation and performance. The venue of any legal action relating to this Agreement or the transactions contemplated herein shall be in the court of appropriate jurisdiction in McCracken County, Kentucky or the U.S. District Court for the Western District of Kentucky, Paducah Division.

9.4 Binding Effect. This Agreement shall bind and inure to the benefit of the parties hereto, and each of their respective successors and assigns.



9.5 Assignment. This Agreement, any interest herein, or any claim arising hereunder, shall not be transferred by either party without the prior written consent of the other party. Any such assignment shall be void.

9.6 Notices. Notice to JSA and Joann Estates shall be given at the following addresses:

JOANN ESTATES: 6500 Highway 60 West  
Paducah, Kentucky 42001

JSA: 621 Northview Street  
Paducah, Kentucky 42001

9.7 Severability. The parties agree that if a court of competent jurisdiction holds any one or more of the paragraphs or subparagraphs of this Agreement to be invalid or ineffective for any reason, any such paragraph or subparagraph will be deemed separate from the remainder of this Agreement and will not affect the validity and enforceability of the remaining provisions.

IN WITNESS WHEREOF, the parties hereto have set their hands on the date first above written.

PADUCAH MCCRACKEN COUNTY JOINT SEWER AGENCY

By:   
JOHN HODGES, EXECUTIVE DIRECTOR

JOANN ESTATES UTILITIES, INC.

By:   
BRIAN WAID, PRESIDENT

STATE OF KENTUCKY     )  
COUNTY OF McCracken    )

Subscribed and sworn to before me this 30<sup>th</sup> day of July, 2018, by John Hodges, Executive Director, on behalf of Paducah McCracken County Joint Sewer Agency, on behalf of said entity.

My commission expires: April 14, 2022

Sabrina Ann Kelly  
NOTARY PUBLIC, STATE AT LARGE

Notary ID# 598755

STATE OF KENTUCKY     )  
COUNTY OF McCracken    )

Subscribed and sworn to before me this 25<sup>th</sup> day of April, 2018, by Brian Waid, President of Joann Estates Utilities, Inc., on behalf of said entity.

My commission expires: April 14, 2022.

Sabrina Ann Kelly  
NOTARY PUBLIC, STATE AT LARGE

Notary ID# 598755



**Andy Beshear**  
Governor

**Rebecca W. Goodman**  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

**Kent A. Chandler**  
Chairman

**Mary Pat Regan**  
Commissioner

August 2, 2022

Josiah Cox  
CEO  
Central States Water Resources  
1630 Des Peres Rd., Suite 140  
Des Peres, MO 63131

Re: Periodic Wastewater Inspection  
Bluegrass Water Utility Operating Company, LLC – Randview  
Graves County, KY

Dear Mr. Cox:

Public Service Commission staff performed a periodic inspection of the Bluegrass Water Utility Operating Company, LLC – Randview wastewater system located in Graves County, KY on April 26, 2022, reviewing utility operations and management practices pursuant to Commission regulations. The report of this inspection is enclosed with this letter.

Based on the inspector's observations, six deficiencies were identified:

1. The first lagoon is not enclosed within a fence. This is contrary to 807 KAR 5:071, Section 7(1).
2. There are no signs around the first lagoon indicating the nature of the facility and advising against trespassing. This is contrary to 807 KAR 5:071, Section 7(1).
3. Parts of the fence around the second lagoon is either damaged or broken and other areas of the fence are laying on the ground. This is contrary to 807 KAR 5:071, Section 7(1).
4. There are no signs around the second lagoon indicating the nature of the facility and advising against trespassing. This is contrary to 807 KAR 5:071, Section 7(1).
5. There's no access road to the second lagoon. This contrary to 807 KAR 5:071, Section 7(1).
6. Vegetation is growing in the lagoon, on the banks and around the area of the lagoon. This is contrary to 807 KAR 5:071(1).

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Utility: Bluegrass Water Utility Operating Company, LLC – Randview

Utility's Principal office location: 1630 Des Peres Road, Suite 140 St Louis, MO 63131

Utility representative during inspection: Jake Freeman, Arthur Faiello and Aaron Silas

Counties served: Graves

Customers: 56

Investigator: Brian L. Rice

Date(s) of inspection: April 26, 2022

Date(s) of last inspection: April 21, 2021

Deficiencies noted during the last inspection: No deficiencies noted during this inspection

Have deficiencies been corrected since last inspection?

Yes

No

N/A

If no, provide a response as to why these deficiencies have not been addressed.

### General Questions

Treatment Facility:

Yes

No

N/A

Collection System:

Yes

No

N/A

### Utility Information

Total number of Employees: 0

Number of Office Employees: 0

Note: The Company is comprised of contracted operations, billing, and customer service.

Does the utility have its own maintenance staff?

Yes

No

N/A

If not, give the name the person(s) doing the work:

Operation and Maintenance is contracted out to Midwest Water Operations.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Mailing it to each customer once each year; or: Yes  No  N/A

Provide a place on each bill for a customer to indicate the customer's desire for a copy of the applicable rates: Yes  No  N/A   
Yes  No  N/A

**Note:** Due to the nature of the bills, the flat rate found on the bill is the rate schedule associated with the service areas. Additionally, the bills have multiple options for contacting the Utility if they have any billing inquiries including questions regarding the rate schedule.

### Section 8. Deposits.

Is the utility requiring a minimum cash deposit or other guarantee from customers to secure payment of bills? Yes  No  N/A

### Section 10: Customer Complaints to the Utility

Upon complaint to a utility by a customer at the utility's office, by telephone or in writing, does the utility make a prompt and complete investigation and advise the customer of the utility's findings? Yes  No  N/A

Does the utility keep a record of all written complaints concerning the utility's service? Yes  No  N/A

Does the record include the following?

The customer's name and address: Yes  No  N/A

The date and nature of the complaint: Yes  No  N/A

The disposition of the complaint: Yes  No  N/A

Does the utility maintain these records for two (2) years from the date of resolution of the complaint? Yes  No  N/A

If a written complaint or a complaint made in person at the utility's office is not resolved, does the utility provide written notice to the customer of his or her right to file a complaint with the commission? Yes  No  N/A

**Note:** The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office.

Does the utility provide the customer with the mailing address, Web site address, and telephone number of the commission? Yes  No  N/A

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Permit all customers to contact the utility's designated representative without charge:

Yes  No  N/A

Does the utility prominently display in each office open to the public for customer service (and shall post on its Web site, if it maintains a Web site) a summary, prepared and provided by the commission, of the customer's rights pursuant to this section and Section 16 of this administrative regulation?

Yes  No  N/A

Note: The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

### Section 20: Access to Property

Do employees of the utility (whose duties require him to enter the customer's premises) wear a distinguishing uniform or other insignia, identifying them as an employee of the utility, and show a badge or other identification that shall identify them as an employee of the utility?

Yes  No  N/A

### Section 23: System Maps and Records

Does the utility have on file at its principal office located within the state and shall file upon request with the commission a map or maps of suitable scale of the general territory it serves or holds itself ready to serve?

Yes  No  N/A

Note: In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' methodology of utilizing the Kentucky Infrastructure Authority to comply with mapping requirements. The Company does maintain maps electronically that can be filed upon request with the Commission. Additionally, the Company utilizes the Kentucky Infrastructure Authority for maps that can show layers including districts.

Is the map or maps available in electronic format as a PDF file or as a digital geographic database?

Yes  No  N/A

Is the following data available on the map or maps?

Operating districts Yes  No  N/A

Rate districts: Yes  No  N/A

Communities served: Yes  No  N/A

# Kentucky Public Service Commission

## Periodic Compliance Inspection

Instruct employees who, in the course of their work, are subject to the hazard of electrical shock, asphyxiation, or drowning, in accepted methods of artificial respiration:

Yes  No  N/A

Note: Bluegrass Water has no employees.

### Section 26: Inspection of Systems:

(1) A utility shall adopt inspection procedures to assure safe and adequate operation of the utility's facilities and compliance with KRS Chapter 278 and 807 KAR Chapter 5 and shall file these procedures with the commission for review.

(2) Upon receipt of a report of a potentially hazardous condition at a utility facility, the utility shall inspect all portions of the system that are the subject of the report.

(3) Appropriate records shall be kept by a utility to identify the inspection made, the date and time of inspection, the person conducting the inspection, deficiencies found, and action taken to correct the deficiencies.

Has the utility adopted inspection procedures to assure safe and adequate operation of the utility's facilities and compliance with KRS Chapter 278 and 807 KAR Chapter 5?

Yes  No  N/A

Have these inspection procedures been filed with the commission for review?

Yes  No  N/A

Upon receipt of a report of a potentially hazardous condition at a utility facility, does the utility inspect all portions of the system that are the subject of the report?

Yes  No  N/A

Are appropriate records kept by a utility to identify the inspection made, the date and time of inspection, the person conducting the inspection, deficiencies found, and action taken to correct the deficiencies?

Yes  No  N/A

### Section 27: Reporting of Accidents, Property Damage, or Loss of Service.

(1) Within two (2) hours following discovery each utility, other than a natural gas utility, shall notify the commission by telephone or electronic mail of a utility related accident that results in:

(a) Death or shock or burn requiring medical treatment at a hospital or similar medical facility, or any accident requiring inpatient overnight hospitalization.

# Kentucky Public Service Commission

## Periodic Compliance Inspection

### 807 KAR 5:011 (Tariffs)

#### Section 12: Posting tariffs, Administrative Regulations, and Statutes

Does the utility display a suitable placard, in large type, that states that the utility's tariff and statutes are available for public inspection? Yes  No  N/A

**Note:** The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

Does the utility provide a suitable table or desk in its office or place of business on which the public may view all effective tariffs? Yes  No  N/A

**Note:** The Company does not maintain a local office, but this information is available via the Company's website. In the Order associated with Docket 2019-00104, the Commission approved Bluegrass' operations without a local office. Records are kept electronically and can be made available upon reasonable notice at reasonable hours.

#### Section 13: Special Contracts

Does the utility have any special contracts that establish rates, charges, or conditions of service not contained in its tariff? Yes  No  N/A

If yes, has the utility filed the special contracts with the PSC?

Yes  No  N/A

### 807 KAR 5:071 (Sewage):

**Section 1: General.** The purpose of this administrative regulation is to provide standard rules administrative regulations governing the service of sewage utilities operating under the Jurisdiction of the Public Service Commission.

#### Section 4: Information Available to Customers.

**(1) System maps or records.** Each utility shall maintain up-to-date maps, plans, or records of its entire force main and collection systems, with such other information as may be necessary to



# Kentucky Public Service Commission

## Periodic Compliance Inspection

(2) Scheduled interruptions. Whenever any utility finds it necessary to schedule an interruption of its service, it shall notify all customers to be affected by the interruption stating the time and anticipated duration of the interruption. Whenever possible, scheduled interruptions shall be made at such hours as will provide least inconvenience to the customers.

(3) Record of interruptions. Each utility shall keep a complete record of all interruptions on its system. This record shall show the cause of interruption, date, time, duration, remedy, and steps taken to prevent recurrence.

Is the utility making all reasonable efforts to prevent interruptions of service and when such interruptions occur shall endeavor to reestablish service with the shortest possible delay consistent with the safety of its customers and the public?

Yes  No  N/A

If the utility schedules an interruption of service are all customers notified that are affected by the interruption?

Yes  No  N/A

PROVIDE DOCUMENTATION DURING INSPECTION IF ANY.

Does the utility make all reasonable efforts to schedule interruptions at such hours as will provide least inconvenience to the customers? Yes  No  N/A

Does the utility maintain a record of all interruptions of service regarding the following items?

	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Cause of interruption	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Date	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Time	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Duration	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
Remedy	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
# Of customers affected	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
steps taken to prevent recurrence	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>

### Section 7. Design, Construction, and Operation.

(1) General. The sewage treatment facilities of the sewage utility shall be constructed, installed, maintained and operated in accordance with accepted good engineering practice to assure, as

# Kentucky Public Service Commission

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## Periodic Compliance Inspection

### Deficiencies

1. The first lagoon is not enclosed within a fence. This is contrary to 807 KAR 5:071, Section 7(1).
2. There are no signs around the first lagoon indicating the nature of the facility and advising against trespassing. This is contrary to 807 KAR 5:071, Section 7(1).
3. Parts of the fence around the second lagoon is either damaged or broken and other areas of the fence are laying on the ground. This is contrary to 807 KAR 5:071, Section 7(1).
4. There are no signs around the second lagoon indicating the nature of the facility and advise against trespassing. This is contrary to 807 KAR 5:071, Section 7(1).
5. There's no access road to the second lagoon. This contrary to 807 KAR 5:071, Section 7(1).
6. Vegetation in and around the lagoon area is not being properly maintained. This is contrary to 807 KAR 5:071(1).

### Additional Comments

BW has made the following improvements:

Cleared Vegetation from around the first lagoon.

Replaced the old lift station on Mitchell Drive with a new one

Repaired a leak in the first lagoon



**Randview WWTF**  
**Second lagoon – No access road**



**Heavy Vegetation**





**Mitchell Drive Lift Station - Before Replacement**



**Mitchell Drive Lift Station – After Replacement**

RECEIVED

APR 11 2023

PUBLIC SERVICE  
COMMISSION

Ronald Sigers  
5940 Majestic Oak Drive  
Paducah, KY 42003

Kentucky Public Service Commission  
P.O. Box 615  
Frankfort, KY 40602

RE: CONSUMER PROTECTION COMPLAINT REGARDING CENTRAL  
STATES WATER RESOURCES / BLUEGRASS WATER CASE 2022-00432.

Dear Representative,

After filing a consumer protection complaint regarding Bluegrass Water / Central States Water Resources, Consumer Complaint Investigator II, Heather Napier advised me to contact the Kentucky Public Service Commission in writing to have my objection to the current petition for a rate increase noted in the official record in case 2022-00432. See attached letter.

My complaint is as follows:

According to the Office of the Environmentalist at the Purchase District Health Department in McCracken County, Kentucky; Bluegrass Water was found to be in an environmental violation regarding the failure of a lateral fill line at the end of a sewage lagoon. This violation was discovered by an inspector in September 2022. Bluegrass Water is the current owner/operator of this sewage lagoon pursuant to an acquisition agreement granted in order 2019-00104 by the Kentucky Public Service Commission on 8-14-19. Notice of the violation was sent to Bluegrass Water in October 2022. In 5 months, the health department states Bluegrass Water has done nothing to remedy the environmental violation.

Through the Office of Civil and Environmental Law, the Attorney General has statutory authority under KRS 15.255 to bring legal action to prevent or remedy damage to the environment. Under KRS 15.260, the Attorney General is granted statutory authority to investigate and prosecute cases involving environmental damage.

My complaint involves three issues as follows:

- (1) Reported failure of Central States Water Resources / Bluegrass Water to remedy an environmental violation in McCracken County, Kentucky after receiving notice by the Purchase District Health Department in McCracken County, Kentucky.
- (2) Breach of an acquisition agreement granted by the Kentucky Public Service Commission in order 2019-00104 on 8-14-19.
- (3) Breach of fiduciary duty to customers of Central States Water Resources / Bluegrass Water who pay a costly monthly flat-rate for sewer services and citizens of McCracken County, Kentucky at large who may be impacted by the environmental violation.

Ronald Sigers



RS