

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

NORTHERN KENTUCKY WATER DISTRICT'S)	
PROPOSED ADDITIONS TO SUBDISTRICT F)	
AND NOTIFICATION OF MODIFICATIONS TO)	CASE NO. 2009-00262
PREVIOUSLY APPROVED CONSTRUCTION)	
PROJECTS)	

ORDER

Northern Kentucky Water District ("NKWD") has submitted revised tariff sheets in which it proposes to add areas to its Subdistrict F and has notified the Commission of modifications to the construction project that we approved in Case No. 2006-00315¹ to provide water service to these areas. Having reviewed the submission, the Commission finds that further review of the proposed revisions to Subdistrict F is required.² We further find that, as the proposed construction modifies the project as proposed and approved in Case No. 2006-00315,³ it requires Commission approval.

¹ Case No. 2006-00315, *Application of Northern Kentucky Water District for a Certificate of Public Convenience and Necessity for the Construction of Subdistrict F Water Main Extensions, Financing and Surcharge* (Ky. PSC Sep. 20, 2008).

² Although NKWD has proposed an effective date of July 8, 2009 for the proposed territorial revisions, we find that no action is necessary to suspend these proposed revisions. No revision to an existing tariff may be made unless in compliance with KRS 278.180 and 807 KAR 5:011, Sections 6 and 9. 807 KAR 5:011, Section 6(4), expressly provides that a modification to an existing tariff sheet may be made by filing a revised tariff sheet in accordance with 807 KAR 5:011. As the proposed tariff sheet revision was unsigned, it did not comply with 807 KAR 5:011, Section 4, and cannot take effect.

³ Case No. 2006-00315, *supra* note 1 at 12.

Accordingly, the Commission, on its own motion, HEREBY ORDERS that:

1. This case is established to investigate the reasonableness of the proposed revisions to the boundaries of Subdistrict F and to review the modifications to the construction previously approved in Case No. 2006-00315.

2. The record of Case No. 2006-00315 is incorporated by reference into the record of this case.

3. NKWD shall file with the Commission the original and six copies of the information listed in the Appendix to this Order within 14 days of the date of this Order and shall serve a copy on all parties of record.

4. NKWD's responses to this Order shall be appropriately bound, tabbed and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided.

5. Each response shall be answered under oath or shall be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

6. NKWD shall make timely amendment to any response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

7. For any request to which NKWD fails or refuses to furnish all or part of the requested information, it shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

By the Commission

ENTERED
JUL 13 2009 *M*
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2009-00262 DATED JUL 13 2009

1. Provide the plans and specifications for Project 184-647.
2. State whether the Division of Water has approved the plans and specifications for Project 184-647. If yes, provide the letter of approval.
3. Provide the bid tabulation sheets for Project 184-647.
4. State the date when the bids for Project 184-647 will expire.
5. State the relationship between the Flatwoods Road and Siry Road areas and the other portions of Subdistrict F. Explain why these areas were selected for inclusion into Subdistrict F.
6. Describe how the customer density of the Flatwoods Road and Siry Road areas compares to other areas of Campbell County that NKWD does not currently serve.
7. In the project description of Project 184-647, NKWD states, "The District is proposing the second option of an 8-inch water main along Flatwoods and Siry Roads because as stated above, it provides a secondary feed to Pendleton Water District in the event we have problems along U.S. 27." Describe what, if any, allowance NKWD has made in the calculation of the Subdistrict F surcharge to reflect the benefits that the proposed project will have for Pendleton Water District.
8. State the number of customers expected to connect to Project 184-647 within the first year of the project's completion.

9. Explain how NKWD determined that the Subdistrict F surcharge proceeds from customers along Flatwoods Road and Siry Road will generate \$51,310.

10. State the amount of the customer contribution, if any, that will be required of each applicant for service as a condition for connecting to Project 184-647.

11. State whether any contribution from Pendleton County Water District will be made toward the cost of Project 184-647 or the reduction of the Subdistrict F Surcharge. Explain.

12. List and provide all permits and approvals, if any, required for the proposed construction.

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