

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC TARIFF FILING OF MCCREARY)	CASE NO.
COUNTY WATER DISTRICT TO REVISE ITS)	2021-00281
WASTEWATER TARIFF)	

ORDER

On June 24, 2021, McCreary County Water District (McCreary District) filed with the Commission, through counsel, a revision to its wastewater tariff to be effective July 14, 2021. The revision would increase the limit of the maximum daily concentration of antimony in the wastewater discharge of a significant industrial user from 0.09 milligrams per liter (mg/l) to 9.61 mg/l. McCreary District requested that the 30-day statutory notice period set forth in KRS 278.180(1) be shortened to expedite Commission review of the revision given the fact that the Kentucky Division of Water (KDOW), the state agency with primary jurisdiction over water quality matters, approved the proposed revision. KDOW granted conditional approval to McCreary District's increase to the maximum daily concentration of antimony in the wastewater discharge of a significant industrial user on November 24, 2020. After a 30-day public comment period, KDOW gave final approval on January 6, 2021. McCreary District also claimed that the shortened notice period would permit a major manufacturer in McCreary County to more quickly expand its operations, which would benefit the local economy.

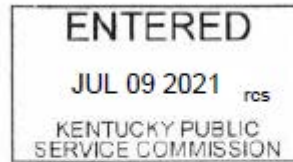
KRS 278.030 provides that a utility may collect fair, just and reasonable rates and that the service it provides must be adequate, efficient, and reasonable. Having

considered the proposed tariff revision and being otherwise sufficiently advised, the Commission finds that the tariff revision is reasonable and should be approved. Because KDOW approved the revision and the revision could benefit the local economy, the Commission finds good cause to reduce the notice period pursuant to KRS 278.180(1). The Commission notes that this is the third time McCreary District has requested a shortened notice period to accommodate this particular major manufacturer, the other two occurring in 2019. The Commission also notes that KDOW gave its final approval of the proposed revision on January 6, 2021, but McCreary District did not file the revision with the Commission until June 24, 2021, a lag of over six months. In the future, the Commission will not look favorably on similar requests for shortened notice periods when there is a significant lag between the date that McCreary District becomes aware that a revision needs to be made to its tariff and the date that McCreary District files a revised tariff with the Commission for approval.

IT IS THEREFORE ORDERED that:

1. McCreary District's request to shorten the notice period under KRS 278.180(1) is approved.
2. McCreary District's proposed revision to its tariff is approved for service rendered on and after July 14, 2021.
3. Within 20 days of the date of the entry of this Order, McCreary District shall file with this Commission, using the Commission's electronic Tariff Filing System, revised tariff sheets setting out the revisions approved herein and reflecting that they were approved pursuant to this Order.
4. This case is closed and removed from the Commission's docket.

By the Commission



ATTEST:


Executive Director

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