

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

|                                      |   |            |
|--------------------------------------|---|------------|
| ELECTRONIC FILING OF BLACK MOUNTAIN  | ) |            |
| WATER DISTRICT UNACCOUNTED FOR WATER | ) | CASE NO.   |
| LOSS REDUCTION PLAN, SURCHARGE AND   | ) | 2023-00202 |
| MONITORING                           | ) |            |

ORDER

On May 20, 2025, Black Mountain Water District (Black Mountain District) filed a motion for extension of time (Motion) to file the required annual report due on April 30, 2025.<sup>1</sup> Black Mountain District requested an extension to July 15, 2025.<sup>2</sup>

BACKGROUND

By Order issued on October 9, 2023, in Case No. 2022-00275, the Commission approved an unaccounted-for water loss reduction surcharge for Black Mountain District and ordered Black Mountain District to file an Annual Report of surcharge activity and water loss improvement progress no later than April 30 of each year.<sup>3</sup> Furthermore, the Commission ordered that the annual report should be based on the preceding year ending on December 31 with reported annual surcharge billings and expenditures reflecting the

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<sup>1</sup> Black Mountain District's Motion for Extension (filed May 20, 2025).

<sup>2</sup> Motion at 2.

<sup>3</sup> Case No. 2022-00275, *Electronic Application of Black Mountain Utility District for a Rate Adjustment Pursuant to 807 KAR 5:076* (Ky. PSC Oct. 9, 2023) at 16.

amounts reported for surcharge activity in the financial and statistical Annual Report filed with the Commission and Black Mountain District's audited financial statements.<sup>4</sup>

In its Motion, Black Mountain District requested additional time due to the Harlan County Judge Executive declaring two separate states of emergencies.<sup>5</sup> The first was issued on January 24, 2025, due to single digit temperatures causing widespread water outages.<sup>6</sup> The second state of emergency was issued on April 29, 2025, due to water line breaks that caused outages for more than three days and required the closure of a local elementary school.<sup>7</sup> Black Mountain District stated that due to these emergencies, it was requesting additional time to file the annual report.

#### DISCUSSION AND FINDINGS

The Commission finds that good cause exists to grant the requested extension, and that the due date of the annual report shall be extended until July 15, 2025. This extension only applies to the annual report due in calendar year 2025, all future reports will still be due on April 30 each calendar year as ordered by the Commission on October 9, 2023.

IT IS THEREFORE ORDERED that:

1. Black Mountain District's May 20, 2025 Motion is granted, and Black Mountain District shall file its annual report on or before July 15, 2025.

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<sup>4</sup> Case No. 2022-00275, Oct. 9, 2025 Order at 16.

<sup>5</sup> Motion at 1–2.

<sup>6</sup> Motion at 1.

<sup>7</sup> Motion at 2.

PUBLIC SERVICE COMMISSION

Chairman

  
Commissioner

Commissioner



ATTEST:

 RP  
Executive Director



Case No. 2023-00202

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