

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

A REQUEST TO THE KENTUCKY PUBLIC)
SERVICE COMMISSION FOR A CERTIFICATE)
OF CONVENIENCE AND NECESSITY AND THE) CASE NO. 9982
ESTABLISHMENT OF SEWER RATES FOR)
OLDHAM WOODS SANITATION, INC.)

O R D E R

On July 30, 1987, Oldham Woods Sanitation, Inc., ("Oldham Woods") filed an application with the Commission requesting authorization to construct a \$131,855 treatment facility, \$189,540 sanitary sewer lines and establishment of sanitary sewer rates. Oldham Woods has been unable to provide a third party agreement acceptable to the Commission.

The proposed agreement is guaranteed by a party with no financial interest in the development and with no long term financial relationship with the plant operations. For a beneficiary agreement to provide the security required for continued operations, the mortgagee or some other financially viable party should be the guarantor.

As of the date of this Order neither Oldham Woods nor the staff has sought a hearing in this matter. The Commission is of the opinion that a decision regarding the proposed construction cannot be rendered without an acceptable third party agreement.

IT IS THEREFORE ORDERED that Oldham Woods' application is hereby dismissed without prejudice.

Done at Frankfort, Kentucky, this 25th day of March, 1988.

PUBLIC SERVICE COMMISSION

Richard D. Hemeny, Jr.
Chairman

Robert M. Davis
Vice Chairman

Spencer N. Williams
Commissioner

ATTEST:

Executive Director