

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
September 24, 1999**

CASE NO: SA-2000-248

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Mark E. Kelly
Withers, Brant, Igoe & Mullennix, P.C.
Two South Main Street
Liberty, MO 64068

Enclosed find certified copy of an ORDER in the above-numbered case(s).

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

Uncertified Copy:
To the county commissioners of Clay County.

Mark Geisinger
205 S. Spartan Drive
Richmond MO 64085

Kevin Hawthorne
1114 N. Walrond
Kansas City, MO 64120

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Central	)	
Rivers Wastewater Utility, Inc., for a	)	
Certificate of Convenience and Necessity	)	
Authorizing It to Construct, Install, Own,	)	<u>Case No. SA-2000-248</u>
Operate, Control, Manage, and Maintain a	)	
Sewer System for the Public, Located in an	)	
Unincorporated Area in Clay County, Missouri.	)	

ORDER DIRECTING FILING

On September 22, 1999, Central Rivers Wastewater Utility, Inc. (Central Rivers or Applicant), filed an application with the Commission seeking a certificate of convenience and necessity to construct, install, own, operate, control, manage, and maintain a sewer system for the public in an unincorporated area of Clay County, Missouri.

Commission Rule 4 CSR 240-2.060(1) requires that all applications comply with Commission Rule 4 CSR 240-2.080; which, in turn, requires at (4) that one copy of every pleading and brief, plus the cover letter, be served upon the Public Counsel. Central Rivers' application does not contain evidence of service on the Public Counsel. Central Rivers must supplement its application with a certificate showing service on the Public Counsel.

Commission Rule 4 CSR 240-2.060(2)(F)(2) requires that an application by a sewer corporation for a certificate of convenience and necessity include the name of all residents or landowners if there are fewer than ten; the names and addresses of at least ten residents or

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landowners if there are ten or more; or the names and addresses of at least ten landowners in the area if there are no residents. Central Rivers' application states that there are no residents in the proposed service area. However, presumably, someone owns the land in question. Central Rivers must supplement its application with the name and address of the landowner.

Commission Rule 4 CSR 240-2.060(2)(F)(5) requires that an application by a sewer corporation for a certificate of convenience and necessity include a feasibility study setting out, among other things, the estimated construction costs of the facility over the first three years of construction. Central Rivers' application is supported by a feasibility study that lacks this information. Central Rivers must supplement its application with estimated construction costs.

Commission Rule 4 CSR 240-2.060(2)(H), 1. and 2., require that an application by a sewer corporation for a certificate of convenience and necessity include evidence of approval by governmental entities, including the city or county. Central Rivers' application refers to an Exhibit 4, described as a letter from the Clay County Planning and Zoning Commission. In fact, Exhibit 4 to Central Rivers' application is a copy of a resolution of the Clay County Commission approving the creation of the Wil-Mar Estates Subdivision. This exhibit does not satisfy the cited regulation. The application also refers to operating and construction permits issued by the Missouri Department of Natural Resources which are not yet available. Central Rivers must either file evidence of the granting of these permits or explain when they will be available.

IT IS THEREFORE ORDERED:

1. That Central Rivers Wastewater Utility, Inc., shall, within ten (10) days of the effective date of this Order, supplement its application as discussed above or face possible dismissal of its application.

2. That this Order shall become effective on September 24, 1999.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Kevin A. Thompson, Deputy Chief
Regulatory Law Judge, by delegation
of authority pursuant to 4 CSR
240-2.120(1), (November 30, 1995)
and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,
on this 24th day of September, 1999.

**STATE OF MISSOURI
OFFICE OF THE PUBLIC SERVICE COMMISSION**

I have compared the preceding copy with the original on file in this office and

I do hereby certify the same to be a true copy therefrom and the whole thereof.

**WITNESS my hand and seal of the Public Service Commission, at Jefferson
City,**

Missouri, this 24TH day of SEPTEMBER, 1999.



Dale Hardy Roberts

**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**