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**BEFORE THE PUBLIC SERVICE COMMISSION**

**OF THE STATE OF MISSOURI**

In the Matter of the Application of	)	
Timber Creek Sewer Company for permission,	)	
approval and Certificate of Convenience	)	
and Necessity Authorizing It to Construct,	)	<u>Case No. SA-99-202</u>
Own, Operate, Control, Manage and Maintain	)	
Maintain a Sewer System for the Public	)	
Located in an Unincorporated Area in	)	
Platte County, Missouri	)	

**ORDER GRANTING INTERVENTION**

On November 5, 1998, Timber Creek Sewer Company (Applicant) filed an application with the Commission requesting issuance of 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 in Platte County, Missouri, in an area west of Interstate 435 (proposed service area). The Commission issued an order and notice, directing interested parties to file applications to intervene no later than December 18, 1998.

Platte County Regional Sewer District (PCRSB) and the City of Kansas City, Missouri (Kansas City) both filed timely applications to intervene. PCRSB states that it has an interest in the Commission's decision in this case because the proposed service area is presently under the jurisdiction of PCRSB. Furthermore, PCRSB argues that no other party will adequately protect its interests in this matter.

Kansas City states that the proposed service area is proximate or adjacent to the Kansas City International Airport and to the corporate boundaries of the City of Kansas City. To the extent that

Kansas City will become a customer of Applicant, Kansas City states that the Commission's proceedings will affect the city, its residents and businesses. Kansas City argues that no other party will adequately protect its interests in this matter and that it is entitled to intervention pursuant to 4 CSR 240-2.075(4)(B) because it is a municipality.

The Commission has reviewed the applications and finds that they are in substantial compliance with Commission rules regarding intervention and that the applicants have interests in this matter that are different from that of the general public. The Commission concludes that the requests for intervention should be granted.

**IT IS THEREFORE ORDERED:**

1. That Platte County Regional Sewer District and the City of Kansas City, Missouri are granted intervention in this case in accordance with 4 CSR 240-2.075(4).

2. That this order shall be effective on January 8, 1999.

**BY THE COMMISSION**



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

( S E A L )

Anji Gandhi, 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 29th day of December, 1998.

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COMMISSION COUNCIL  
PUBLIC SERVICE COMMISSION