

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY**

April 28, 2000

CASE NO: ST-2000-694

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

Gary L. Smith
Warren County Water and Sewer Company
1248 Mimosa
Foristell, MO 63348

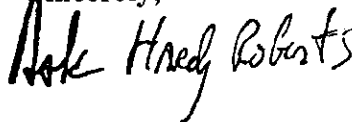
Fred Vahle, Presiding Commissioner
105 S. Market
Warrenton, MO 63383

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

Incline Village Board of Trustees
1230 Fairway Drive
Foristell, MO 63348

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

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of Warren County Water and)	
Sewer Company's Tariff Designed to Increase)	<u>Case No. ST-2000-694</u>
Connection Fees for Sewer Service.)	Tariff No. 200000892

ORDER GRANTING JOINT MOTION TO SUSPEND TARIFF AND DIRECTING THAT
NOTICE BE GIVEN

On March 31, 2000, Warren County Water and Sewer Company (WCWS) issued a tariff carrying an effective date of April 30, 2000. WCWS' tariff would increase the connection fee for new sewer service connections. The tariff also requires that if it is necessary to cross a street to make a connection, WCWS will bore under the street "if at all feasible."

On March 27, the Office of the Public Counsel (Public Counsel) and the Staff of the Missouri Public Service Commission (Staff) filed a joint motion to suspend WCWS' proposed tariff. Staff and Public Counsel's motion indicates that WCWS' failure to properly backfill its road trenches has caused damage to the streets of Incline Village and may have created the need for the change to the more expensive road boring method. The motion states that WCWS's customers should not be required to pay an increased connection fee because of WCWS' failure to properly refill its trenches. Public Counsel and Staff suggest that further investigation into this matter is required and request that the

Commission suspend the tariff in order to provide more time for such investigation.

The Commission has reviewed the tariff sheets, and the Joint Motion to Suspend Tariff. Significant questions have been raised regarding the tariff such that it should be suspended for further consideration. Therefore, the tariff will be suspended for a period of 120 days. Because the joint motion was filed too late for the Commission to consider it at an agenda meeting before the effective date of the tariff, this order is being issued by authority delegated by the Commission.

The Commission has determined that proper parties should be given notice and an opportunity to intervene in this matter. The Records Department of the Commission shall send a copy of this order to the County Government of Warren County, Missouri and to the Board of Trustees of Incline Village. In addition, the Information Officer of the Commission shall send a copy of this order to the members of the General Assembly who represent Warren County, and to the newspapers that serve Warren County as listed in the newspaper directory of the current Official Manual of the State of Missouri.

IT IS THEREFORE ORDERED:

1. That the Joint Motion to Suspend Tariff filed by the Office of the Public Counsel and the Staff of the Public Service Commission is granted.

2. That the tariff issued by Warren County Water and Sewer Company on March 31, 2000 (Tariff File No. 200000892) is suspended for a period of 120 days beyond April 30, 2000 to August 28, 2000.

3. That the Records Department and Information Office of the Commission shall provide notice as described by the Commission.

4. That any proper person or entity desiring to intervene in Case No. ST-2000-694 shall submit its application to intervene on or before May 18, 2000. Anyone wishing to intervene shall submit an application to intervene to:

The Secretary of the Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

Copies of the application to intervene shall be sent to:

Gary L. Smith
Warren County Water and Sewer Company
1248 Mimosa
Foristell, Missouri 63348

and

Office of the Public Counsel
Post Office Box 7800
Jefferson City, Missouri 65102

5. That this order shall become effective on April 30, 2000.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Morris L. Woodruff, 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 28th day of April, 2000.

FYI: To Be Issued By Delegation

ALJ/Sec'y: Woodruff/Boyce

4-28

Date Circulated

4-28 (RVSH)

Return by 3 p.m.

ST-2000-694

CASE NO.

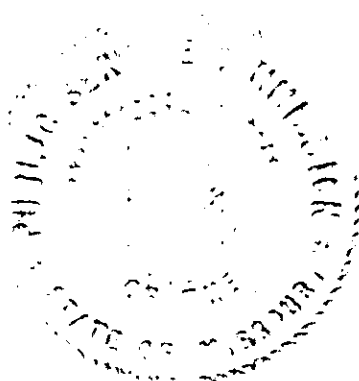
<u>SA</u>	Lumpe, Chair
<u>absent</u>	Crumpton, Commissioner
<u>SA</u>	Murray, Commissioner
<u>SA</u>	Schemenauer, Commissioner
<u>absent</u>	Drainer, Vice-Chair

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 28th day of April 2000.



Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge