

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 2nd  
day of February, 1996.

In the matter of the Application for )  
Variance of the Public Funding )  
Corporation of the City of Ozark, )     Case No. WO-96-212  
Missouri, for variance from 4 CSR )  
240-13.030. )

**ORDER GRANTING VARIANCE**

On January 4, 1996, the Public Funding Corporation of the City of Ozark, Missouri (Ozark) filed an application for a variance from Rule 4 CSR 240-13.030, related to deposits charged to water customers. As a result of the Commission's order in Case No. WM-95-423, Ozark has assumed the operation of a service area outside the city limits of Ozark, and previously served by Finley Valley Water Company. Ozark has, per Commission order, filed tariffs for the operation of this service area. The requested variance is to allow Ozark to charge new customers in this service area a deposit fee of \$25.00, which is the same fee charged to new customers on the Ozark city system. Ozark states that the waiver is necessary to avoid additional administrative costs for maintaining two separate deposit fee systems and to insure all customers, both inside and outside the city limits, are treated fairly.

On January 23, 1996, the Staff of the Commission (Staff) filed its recommendation in this matter. In its recommendation the Staff stated that

it would rarely, if ever, recommend approval of a variance request of this type. The Staff stated, however, that this request is unique for various reasons. The Staff recommended approval of this request as: 1) the amount of deposit is reasonable and probably lower than a deposit calculated according to the Commission rules, and 2) current customers of the newly acquired system will not be required to pay the deposit.

The Commission has considered the request for variance and the Staff recommendation and finds the request to be reasonable and in the public interest in this unique case. The Commission will, therefore, approve the requested variance and order Ozark to file tariffs in accordance with the request and Staff suggestions.

**IT IS THEREFORE ORDERED:**

1. That the requested variance by the Public Funding Corporation of the City of Ozark, Missouri, from the provisions of Rule 4 CSR 240-13.030 relating to customer deposits is granted.

2. That the Public Funding Corporation of the City of Ozark, Missouri, is hereby ordered to file a revised tariff sheet within 10 days from the effective date of this order, reflecting the nature of the variance and further reflecting the amount of the deposit, the fact that the deposit requirements are based upon a variance from the Commission's rules, the fact that a variance was granted in this case, and the fact that any future change to this deposit policy will be subject to Commission approval.

3. That this order shall become effective on February 2, 1996.

BY THE COMMISSION

A handwritten signature in cursive script that reads "David L. Rauch".

David L. Rauch  
Executive Secretary

(S E A L)

Mueller, Chm., McClure, Kincheloe,  
Crumpton, and Drainer, CC., Concur.