

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Stipulation Respecting Adjustments to)
Sewer Charges Applicable to Four Seasons Racquet and) **File No. SO-2011-0046**
and Country Club Condominium Owners Association, Inc.)

ORDER GRANTING REQUESTS AND CLOSING FILE

Issue Date: April 25, 2012

Effective Date: April 25, 2012

On April 13, 2012, Lake Region Water and Sewer Company ("Lake Region"), Four Seasons Racquet Club and Country Club Condominium Property Owners Association, Inc. ("Racquet Club") and the Commission's Staff requested Commission approval to amend its previously approved a Partial Non-Unanimous Stipulation¹ ("Agreement"). The Agreement was approved by the Commission, effective April 24, 2010, in File Numbers WR-2010-0110 and WR-2010-0111.² The purpose of the Agreement was to determine if any of the customer base on the Horseshoe Bend sewer system was subsidizing the Racquet Club and the Country Club Hotel ("Hotel"). This determination was to be made by installing flow meters to measure, and determine the cause of, any inflow and infiltration into the system.

Lake Region, the Racquet Club and Staff now state that: (1) the basic purpose of the Agreement has been achieved; (2) it is apparent from the inflow and infiltration data collected that the Horseshoe Bend customer base is not subsidizing the Racquet Club and the Hotel with regards to the sewer system; and, (3) the sewer usage measured by the flow meter was less than the sewer usage as billed using the water meters. Both the

¹ The full title of the Agreement was "Partial Nonunanimous Stipulation Respecting Adjustments to Sewer Charges Applicable to Intervenor Four Seasons Racquet and Country Club Condominium Owners Association, Inc.", and it was filed on February 22, 2010.

² An extension was granted for complete implementation of the Agreement, effective October 13, 2010, in this file.

Racquet Club and the Hotel state they would prefer to continue using the water meters for billing due to their familiarity with and confidence in that methodology.

The proposed amendments to the Agreement add access restrictions to the flow meters and establish that bills for sewer service to the Racquet Club will continue to be based upon the Racquet Club's meter water usage. The parties also ask that this file be closed stating that keeping it open would merely require continuing status reports when no issue remains for resolution.

No other party has responded to the requests. The Commission finds the requests to be reasonable and will grant them.

THE COMMISSION ORDERS THAT:

1. The Commission approves the unopposed amendments to the Partial Non-Uniform Stipulation and Agreement that was previously approved in File Numbers WR-2010-0110 and WR-2010-0111.
2. The unopposed request to close this file is granted.
3. This order shall become effective immediately upon issuance.
4. This file shall be closed.

(S E A L)

BY THE COMMISSION



**Steven C. Reed
Secretary**

Harold Stearley, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 25th day of April, 2012.