

**BEFORE THE PUBLIC SERVICE COMMISSION**

**OF THE STATE OF MISSOURI**

In the Matter of Timber Creek Sewer Company, Inc.'s ) **Case No. SR-2008-0080**  
Tariff Designed to Increase Rates for Sewer Service. ) **Tariff No. YS-2008-0171**

## ORDER DIRECTING NOTICE AND ORDER DIRECTING FILINGS

Issue Date: September 18, 2007

Effective Date: September 18, 2007

On September 14, 2007, Timber Creek Sewer Company, Inc., filed a tariff proposing to increase sewer service rates. The tariff carries an effective date of November 1, 2007. Along with the tariff, Timber Creek filed a letter indicating that it has reached an agreement in this matter with the Commission's Staff. The Staff of the Missouri Public Service Commission has not yet filed the agreement. The Commission will direct Staff to file the agreement, as well as its recommendation and memorandum in this matter.

The Commission will also direct its Staff to provide additional information regarding Timber Creek's compliance with the Missouri Department of Natural Resources (DNR). Specifically, the Commission will direct Staff to investigate and include in its recommendation whether Timber Creek is in compliance with DNR's requirements regarding sewer service. If the company is not in compliance with DNR's requirements, Staff shall outline what steps the company has taken to come into compliance. The Commission shall direct its Data Center to provide a copy of this order to DNR.

Subsection (1)(D) of Commission rule 4 CSR 240-3.330, which establishes the procedure for consideration of small sewer company rate increases, requires the company

to notify its customers in writing of the proposed rates resulting from the agreement with Staff. That notice must inform the customers that they have 20 days in which to respond to the Commission or to the Public Counsel. Timber Creek will be directed to send the required notice to its customers.

Finally, in accordance with 4 CSR 240-3.330(E), the Office of the Public Counsel shall file any request for a local public hearing no later than 20 days after the tariff sheets were filed. Public Counsel must then file a pleading indicating whether it objects to the tariff within seven days after any local public hearing or, if no hearing is held, within 25 days of the tariff filing.

**IT IS ORDERED THAT:**

1. No later than September 25, 2007, Timer Creek Sewer Company, Inc., shall send written notice to its customers informing them of the proposed increased rates that would result from its agreement with the Staff of the Commission. The notice must inform the customers that they may send responses to the notice to Staff or to the Office of the Public Counsel within 20 days of the date shown on the notice. Aqua Missouri, Inc., shall file a copy of the notice in this case.

2. The Commission's Data Center is directed to serve a copy of this order on the Missouri Department of Natural Resources.

3. The Commission's Staff shall file the disposition agreement no later than September 25, 2007.

4. The Commission's Staff shall file its recommendation and memorandum no later than October 15, 2007.

5. Any responses to Staff's recommendation and memorandum shall be filed no later than October 22, 2007.

6. The Office of the Public Counsel shall file any request for a public hearing no later than October 4, 2007.

7. The Office of the Public Counsel shall file a pleading indicating whether it agrees or disagrees with the tariff within seven days after any local public hearing or, if no hearing is held, no later than October 9, 2007.

8. This order shall become effective on September 18, 2007.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

( S E A L )

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

Dated at Jefferson City, Missouri,  
on this 18th day of September, 2007.