

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 18<sup>th</sup> day  
of March, 2009.

In the Matter of a Small Company Rate ) **Case No. WR-2009-0098**  
Increase by Raytown Water Company ) **Tariff No. YW-2009-0587**

**ORDER SETTING LOCAL PUBLIC HEARING**

Issue Date: March 18, 2009

Effective Date: March 18, 2009

On September 12, 2008, Raytown Water Company (“RWC”) initiated a small water sewer company rate increase action pursuant to Commission Rule 4 CSR 240-3.050. RWC requested an increase of \$405,402 in operating revenues. RWC serves approximately 6,216 residential customers and 390 commercial customers in Raytown and Independence, Missouri.<sup>1</sup>

After discussions with the Commission’s Staff (“Staff”), RWC and Staff agreed that RWC’s annualized operating revenue increase should be reduced to \$317,990 and on February 9, 2009,<sup>2</sup> Staff and RWC filed a Disposition Agreement (“Agreement”). On February 17, RWC filed tariff sheets, bearing an effective date of April 2; those sheets

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<sup>1</sup> The Company’s growth is limited because a large percentage of the land in its service territory has already been developed and its service territory is bounded on all sides by a public water district and a municipal water system. The Company’s 20 square-mile service territory is generally bounded by 50th Street to the north, Woodson Road to the east, 350 Highway to the south and Blue Ridge Cutoff to the west.

<sup>2</sup> All dates from this point forward refer to the year 2009 unless otherwise noted.

reflect the reduction from their originally requested rates and contain all other provisions necessary to implement the terms of the Agreement.

The Office of the Public Counsel (“Public Counsel”) did not join in the Agreement. Instead, on March 16, Public Counsel filed a notice stating that it believes that resolution of the issues has been achieved and that a Unanimous Disposition Agreement may be forthcoming. However, Public Counsel also stated that it wishes to reserve its right to have a local public hearing in case resolution is not achieved. Consequently, Public Counsel requested the Commission schedule a public hearing.

Commission Rule 4 CSR 240-2.110(1) requires the Commission to set the time and place for hearings and serve notice as required by law. Section 536.067(4), RSMo 2000, and Section 386.390.5, RSMo 2000, require at least ten days notice be given prior to a hearing. In complying with its statutory mandate, and taking into consideration the expedited nature of the small water company rate increase procedure, the Commission shall set the date for the local public hearing for Thursday, April 16. At the hearing, the Staff of the Commission will hold an informal question-and-answer session beginning at 5:30 p.m. The hearing will begin at 6:00 p.m. and will conclude when every person who wishes to testify has done so.

**THE COMMISSION ORDERS THAT:**

1. The Commission gives notice that it shall hold a local public hearing on April 16, 2009, beginning at 6:00 p.m. A question-and-answer session will be held before the hearing beginning at 5:30 p.m.

2. The local public hearing shall be held at: City Hall, Council Chambers, 10000 East 59<sup>th</sup> Street, Raytown, Missouri 64133.

3. On March 31, 2009, Raytown Water Company shall mail notice of this hearing consistent with this order, such notice being approved by the Staff of the Commission and the Office of the Public Counsel before it is mailed, as required by Commission Rule 4 CSR 240-3.050(18). Staff shall file a copy of the notice in these cases no later than April 10, 2009.

4. Customers wishing to make written comments or secure additional information may contact the Office of the Public Counsel, Post Office Box 2230, Jefferson City, Missouri 65102, telephone (573) 751-4857. Comments may also be registered in this case using the Internet Electronic Filing System at <http://pscsc/mpsc/>. Use the link to the Public Comment section and fill in all required fields on the comment page.

5. The local public hearing shall be held in a facility that meets the accessibility requirements of the Americans with Disabilities Act. Any person who needs additional accommodation to participate in the hearing should call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the hearing.

6. On March 31, 2009, the Data Center of the Missouri Public Service Commission shall serve a copy of this order upon the County Commissions of Jackson and Clay Counties, Missouri.

7. On March 31, 2009, the Public Information Office of the Missouri Public Service Commission shall make notice of this order available to members of the General Assembly representing the residents in Raytown Water Company's service area.

8. No later than April 20, 2009, the Staff of the Commission shall file a pleading as required by Commission Rule 4 CSR 240-3.050(19).

9. No later than April 27, 2009, the Office of the Public Counsel shall file a pleading as required by Commission Rule 4 CSR 240-3.050(19).

10. This order shall become effective immediately upon issue.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Clayton, Chm., Davis, and Gunn, concur;  
Murray and Jarrett, CC., dissent.

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

Dated at Jefferson City, Missouri,  
on this 18<sup>th</sup> day of March, 2009.