

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 4th
day of December, 1990.

Thomas L. Nondorf and Karyn D. Hardy,)	
)	
Complainants,)	
)	
vs.)	<u>CASE NO. WC-91-173</u>
)	
St. Louis County Water Company,)	
)	
Respondent.)	

Charles J. Trankler and Kerry C. Trankler,)	
)	
Complainants,)	
)	
vs.)	<u>CASE NO. WC-91-202</u>
)	
St. Louis County Water Company,)	
)	
Respondent.)	

ORDER CONSOLIDATING CASES
AND SATISFACTION OF COMPLAINTS

On November 1, 1990, Thomas L. Nondorf and Karyn D. Hardy filed a complaint, Case No. WC-91-173, against St. Louis County Water Company (SLCW or Respondent). On November 15, 1990, Charles J. and Kerry C. Trankler also filed a complaint, Case No. WC-91-202, against SLCW. Both Complainants are building houses in a subdivision known as Conestoga Trails in the SLCW service area. SLCW has refused both Complainants water service.

On November 26, 1990, SLCW answered both complaints with identical answers and an offer to satisfy the complaints. SLCW stated that it had recently purchased Public Water Supply District No. 1 (PWSD). Both Complainants' new houses were in the PWSD service area. Their houses were under construction and were not being serviced

when SLCW bought PWSD. Complainants are now ready for water service and SLCW refused them water service because they were not existing PWSD customers at the time of sale.

Respondent stated they would provide service to Complainants and other existing and potential customers' premises adjacent to presently existing water mains previously belonging to PWSD under certain conditions. Respondent feels that in order to provide safe and adequate water service to these and other potential customers, they must invest in new distribution facilities. Respondent further proposes that all mains they install pursuant to this Order would be considered "replacement mains" and would require payment of the Customer Fair Share Charge (CFSC) by all those that connect to the new service lines. SLCW also requested the Commission consolidate the two complaints.

Staff submitted a recommendation on November 28, 1990, in which they agreed with SLCW that these two cases should be consolidated since they are identical. Staff stated they believed SLCW's Answer constituted adequate satisfaction for these two Complainants.

The Commission has considered these two cases and has determined they should be consolidated. The facts are similar and both Complainants are similarly situated.

The Commission has considered Respondent's Answer and Staff's recommendation in this matter. The Commission believes that Respondent is obligated to provide water service to people in their service area and Complainants are in their service area. Service should be connected and provided without application of SLCW's extension tariffs.

The Commission in its Order approving the purchase of PWSD by SLCW approved a CFSC for PWSD No. 1 customers. The Commission finds it is reasonable to charge these Complainants and other customers whose property fronting the existing mains purchased from PWSD No. 1 the additional charge of CFSC as provided in SLCW's tariff.

IT IS THEREFORE ORDERED:

1. That Cases No. WC-91-173 and WC-91-202 are hereby consolidated.
2. That St. Louis County Water Company shall provide water service to Complainants Thomas L. Nondorf and Karyn D. Hardy as well as to Complainants Charles J. Trankler and Kerry C. Trankler.
3. That St. Louis County Water Company shall provide water service, upon request, to persons with property fronting the existing mains purchased by the Company from Public Water Supply District No. 1, consistent with Company's practice throughout its service area, and without application of Company's extension tariffs.
4. That St. Louis County Water Company shall be allowed to charge the the Customer Fair Share Charge as specified in its tariff to customers whose property fronts the existing mains purchased by the Company from Public Water Supply District No. 1.
5. That this Order shall become effective on December 14, 1990.

BY THE COMMISSION

Brent Stewart
Brent Stewart
Interim Executive Secretary

(S E A L)

Steinmeier, Chm., Rauch, McClure,
and Letsch-Roderique, CC., Concur.
Mueller, C., Absent.