

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 21st day
of January, 2026.

In the Matter of Missouri-American Water)
Company's Application for Certificates of)
Convenience and Necessity Authorizing it)
to Install, Own, Acquire, Construct,)
Operate, Control, Manage and Maintain)
Water Systems and Sewer Systems as an)
expansion of its current CCNs in and)
around the Cities of Maplewood, Branson,)
Garden City, Purcell, Hickory Hills,)
Emerald Pointe, Shell Knob, Arnold,)
Fenton, and Hallsville, Missouri)

Case No. WA-2026-0075

**ORDER APPROVING EXPANSION OF CERTIFICATE OF
CONVENIENCE AND NECESSITY**

Issue Date: January 21, 2026

Effective Date: January 31, 2026

Procedural History

On September 24, 2025,¹ Missouri-American Water Company (MAWC) filed applications seeking an order granting an expansion of its existing Certificates of Convenience and Necessity (CCNs) for both water and sewer service.² MAWC also requested a waiver of the 60-day notice requirement of Commission Rule 20 CSR 4240-4.017(D).

¹ All dates reference 2025 unless otherwise indicated.

² Case No. SA-2026-0076 was consolidated with the above captioned case. *Order Consolidating Cases*, issued October 6.

MAWC's application states that it currently provides water and sewer services to a few customers in various areas outside of, but directly adjacent to, several of its existing CCNs and the proposed expansions are intended to resolve this issue. The proposed expansions involve the following locations and service areas:

- Maplewood, Monsees Lake Estates, Smithton Service Areas (Pettis County);
- Tri-States, Riverside Estates, Lake Taneycomo Acres Service Areas (Taney County);
- Garden City Service Area (Cass County);
- Purcell Service Area (Jasper County);
- Hickory Hills & Temple Terrace Service Area (Moniteau County);
- Emerald Pointe Service Area (Taney County);
- Ozark Mountain, Lakewood Manor Service Areas (Barry and Stone Counties);
- City of Arnold & Surrounding Area (Jefferson County);
- Meramec (Fenton) Service Area (Jefferson County); and,
- Hallsville Service Area (Boone County).

The Commission issued notice of the application and set a deadline for the filing of applications to intervene, but no applications to intervene were received. The Commission also directed its Staff (Staff) to file a recommendation regarding MAWC's application.

Staff Recommendation

On December 5, Staff filed its Recommendation with an attached Memorandum. Staff stated that during MAWC's last rate case, Case No. WR-2024-0320, Staff and MAWC found current residential water and sewer customers of MAWC that were adjacent

to, but outside, MAWC's service areas. Staff's Memorandum detailed that MAWC worked extensively with Staff to determine revised service areas and legal descriptions that encapsulated all customers and physical assets. Staff stated that it and MAWC also took this opportunity to group several service areas that were near each other to simplify MAWC's tariff books.

Staff's Memorandum provided the following descriptions of the proposed CCN modifications for each area as follows:

A. Maplewood, Monsees Lake Estates, and Smithton Service Areas (Water and Sewer)

MAWC operates the Maplewood water system and the Maplewood sewer system, located in Pettis County. MAWC serves one water connection and two sewer connections adjacent to, but outside of, its existing CCNs. Due to the proximity of the water system and sewer system to the Smithton and Monsees Lake Estates water and sewer CCNs, and to simplify the CCN mapping and descriptions, MAWC proposed to combine the three water systems into a single map and legal description in its tariff book. MAWC proposed to combine the three sewer systems as well.

B. Emerald Pointe Service Area (Water and Sewer)

MAWC operates the Emerald Pointe water system and the Emerald Pointe sewer system, both located in Taney County. The water service area was formally referred to as "Taney County, MO and Vicinity" and "Taney County Service Area Granted in Case No. WA-96-96" in MAWC's water tariff. MAWC currently serves 17 water connections adjacent to, but outside of, its existing water CCN. MAWC currently serves five sewer connections adjacent to, but outside of, its existing sewer CCN.

C. Tri-States, Riverside Estates, and Lake Taneycomo Acres Service Areas (Water)

MAWC operates the Tri-States water system, located in Taney County. MAWC currently serves two connections adjacent to, but outside of, its existing CCN. Due to the proximity of this water system to the Lake Taneycomo and Riverside Estates Water CCNs, and to simplify the CCN mapping and descriptions, MAWC proposed to combine all three water CCNs into a single map and legal description in its tariff.

D. Ozark Mountain and Lakewood Manor Service Areas (Water)

MAWC operates the Ozark Mountain water system, located in Barry and Stone Counties. MAWC currently serves 38 connections adjacent to, but outside of, its existing CCN at the Ozark Mountain system. Due to the proximity of this water system to the Lakewood Manor Water CCN, and to simplify the CCN mapping and descriptions, MAWC proposed to combine both CCNs into a single map and legal description in its tariff.

E. Hickory Hills & Temple Terrace Service Area (Water)

MAWC operates the Hickory Hills & Temple Terrace water system, located in Moniteau County. MAWC currently serves three connections adjacent to, but outside of, its existing CCN.

F. Garden City Service Area (Water)

MAWC operates the Garden City water system, located in Cass County. MAWC currently serves two connections adjacent to, but outside of, its existing CCN.

G. Purcell Service Area (Water and Sewer)

MAWC operates the Purcell water system and the Purcell sewer system, both located in Jasper County. MAWC currently serves five water connections adjacent to, but outside of, its existing water CCN. MAWC currently serves two sewer connections adjacent to, but outside of, its existing sewer CCN.

H. City of Arnold & Surrounding Area (Sewer)

MAWC operates the City of Arnold & Surrounding Area sewer system, located in Jefferson County. MAWC currently serves 26 connections adjacent to, but outside of, its existing CCN.

I. Meramec (Fenton) Service Area (Sewer)

MAWC operates the Meramec (Fenton) sewer system, located in Jefferson County. MAWC currently serves one connection adjacent to, but outside of, its existing CCN.

J. Hallsville Service Area (Sewer)

MAWC operates the Hallsville sewer system, located in Boone County. MAWC currently serves 12 connections adjacent to, but outside of, its existing CCN.

Certificate of Convenience and Necessity

MAWC is an existing water and sewer corporation and public utility subject to the jurisdiction of the Commission. MAWC is currently providing water service to approximately 485,000 customers and sewer service to more than 24,000 customers in several service areas throughout Missouri.

Section 393.170, RSMo (Supp. 2024), in subsection 2, requires MAWC to have a CCN. Subsection 393.170.3, RSMo, requires that the Commission determine that the services are "necessary or convenient for the public service." The term "necessity" does not mean "essential" or "absolutely indispensable," but rather that the proposed project "would be an improvement justifying its cost," and that the inconvenience to the public

occasioned by lack of the proposed service is great enough to amount to a necessity.³ It is within the Commission's discretion to determine when the evidence indicates the public interest would be served by the award of the certificate.⁴

The Commission has articulated specific criteria when evaluating applications for utility CCNs as follows:

- (1) there must be a need for the service;
- (2) the applicant must be qualified to provide the proposed service;
- (3) the applicant must have the financial ability to provide the service;
- (4) the applicant's proposal must be economically feasible; and
- (5) the service must promote the public interest.⁵

These criteria are known as the Tartan Factors.⁶

There is a need for the service, as the customers are already receiving water and sewer service, and will continue to need those services. MAWC acquired some of these connections from prior systems and is qualified to provide the service, as it is an existing water and sewer utility, subject to the Commission's jurisdiction. MAWC has financial ability as there will be no new or expanded treatment facility construction and no capital investment for the proposed expansion of the listed service areas. The proposed expansion is economically feasible due to the lack of necessary investment partnered with existing customers. The proposal promotes the public interest, as the granting of this

³ *State ex rel. Intercon Gas, Inc., v. Pub. Serv. Commission of Missouri*, 848 S.W.2d 593, 597 (Mo. App. 1993), citing *State ex rel. Beaufort Transfer Co. v. Clark*, 504 S.W.2d 216, 219 (Mo. App. 1973), citing *State ex rel. Transport Delivery Service v. Burton*, 317 S.W.2d 661 (Mo. App. 1958).

⁴ *State ex rel. Ozark Electric Coop. v. Public Service Commission*, 527 S.W.2d 390, 392 (Mo. App. 1975).

⁵ *Report and Order*, In re Application of Tartan Energy Company, L.C., d/b/a Southern Missouri Gas Company, for a Certificate of Convenience and Necessity, Case No. GA-94-127, 3 Mo. P.S.C. 3d 173 (September 16, 1994), 1994 WL 762882, *3 (Mo. P.S.C.).

⁶ *In re Tartan Energy Company*, 3 Mo.P.S.C. 173, 177 (1994).

requested CCN will result in tariff maps and legal descriptions that are more accurate, clear and beneficial to the public.

Staff stated that MAWC is already serving these customers. There will be no new or expanded treatment facility construction and no capital investment directly made by MAWC for the proposed changes to the service areas listed. Rate base will not be directly affected, and there will be no changes in depreciation of plant accounts. Staff recommended the Commission grant MAWC's request for an expansion of certain of its existing CCNs.

Staff also noted that if the application is approved, MAWC will need to revise several tariff sheets in tariff book PSC MO No. 13 (water) and tariff book PSC MO No. 26 (sewer) to include modified legal descriptions and maps for each affected service area. Service rates and rules will not be changed or modified. The existing rates and rules are found in tariff books PSC MO No. 13 (water) and PSC MO No. 26 (sewer). Staff recommended that the Commission order MAWC to file the appropriate revised tariff sheets as 30-day filings, to be filed within 10 days of the effective date of this order.

Lastly, Staff recommended the Commission make no finding that would preclude the Commission from considering the ratemaking treatment to be afforded any matters pertaining to utility plant constructed within the modified or expanded service areas, or providing service in these service areas, in any later proceeding.

On December 15, MAWC responded to Staff's recommendation. MAWC stated that it had no objection to Staff's proposed conditions and actions. No other responses or objections to the application or to Staff's Recommendation were received.⁷ The

⁷ Commission Rule 20 CSR 4240-2.080(13).

requirement for a hearing is met when the opportunity for a hearing has been provided.⁸

No party requested a hearing. Thus, the Commission will rule on the application.

Conclusion

Based on the application and Staff's Recommendation and attached Memorandum, the Commission concludes that the factors for expanding MAWC's CCNs have been satisfied and that it is in the public's interest for MAWC to update and expand the applicable CCN service areas to continue to provide water and sewer service to the customers currently served. Further, the Commission finds it reasonable to merge several of the service areas as discussed above. Thus, the Commission will authorize the expansion of MAWC's applicable CCNs to provide water and sewer service within the proposed service area and will authorize the merger of certain service areas as described above.

The Commission finds it is reasonable to make this order effective in less than 30 days.

Waiver of 60-day notice rule

MAWC also sought a waiver of the 60-day notice requirement of Commission Rule 20 CSR 4240-4.017(1)(D). Because MAWC verified that it had no communication with the office of the Commission regarding any substantive issue likely to be in this case during the preceding 150 days, the Commission finds good cause to waive the notice requirement.

⁸ *State ex rel. Rex Deffenderfer Ent., Inc. v. Public Serv. Comm'n*, 776 S.W.2d 494, 496 (Mo. App., W.D. 1989).

THE COMMISSION ORDERS THAT:

1. MAWC's request for waiver from the 60-day notice requirement of Commission rule 20 CSR 4240-4.017(1)(D) is granted.
2. The application is approved. MAWC's existing CCNs are expanded and approved as described in the body of this order.
3. MAWC shall file the appropriate revised tariff sheets for tariff books PSC MO No. 13 and PSC MO No. 26, with a legal description and a map for each of the affected service areas, applicable to water and sewer service, respectively. The tariff sheets shall be filed as 30-day filings, to be filed within 10 days of the effective date of this order.
4. The Commission makes no finding that would preclude the Commission from considering the ratemaking treatment to be afforded any matters pertaining to utility plant constructed within the modified or expanded service areas, or providing service in these service areas, in any later proceeding.
5. This order shall become effective on January 31, 2026.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Hahn, Ch., Coleman, Kolkmeier,
and Mitchell CC., concur.

Hatcher, Senior Regulatory Law Judge.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 21st day of January 2026.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

January 21, 2026

File/Case No. WA-2026-0075

MO PSC Staff

Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

**Office of the Public Counsel
(OPC)**

Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opc@psc.mo.gov

**Missouri-American Water
Company**

Dean Cooper
312 East Capitol
P.O. Box 456
Jefferson City, MO 65102
dcooper@brydonlaw.com

**Missouri-American Water
Company**

Timothy Luft
727 Craig Road
St. Louis, MO 63141
timothy.luft@amwater.com

**Missouri-American Water
Company**

Rachel Niemeier
727 Craig Rd.
St. Louis, MO 63141
rachel.niemeier@amwater.com

MO PSC Staff

Casi Aslin
200 Madison Street
Jefferson City, MO 65101
casi.aslin@psc.mo.gov

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Nancy Dippell
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.