

Service Date: March 6, 1979

DEPARTMENT OF PUBLIC SERVICE REGULATION **READING FILE.**  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application )	
of the TOWN OF BIG SANDY for au- )	DOCKET NO. 6649
thority to increase sewer rates. )	DEFAULT ORDER NO. 4493
_____ )	

The TOWN OF BIG SANDY (Applicant) filed an application with the Montana Public Service Commission pursuant to Title 69, Chapter 3, MCA (Section 70-101 et seq., RCM 1947) and interpretation by the Montana Supreme Court of MCA 7-13-4311 (11-1001(1) RCM 1947) in Cause No. 14145 for an order authorizing Applicant to increase its sewer rates to provide additional revenue to accomplish the extension, expansion, repair and improvement and defray increased costs of operation of the facilities.

Having considered the application and the documentation furnished by Applicant in support of its application and deeming itself fully advised in the premises, the Commission makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

1. A Notice of Proposed Hearing to be held, if requested, was published in the January 29, 1979 edition of the Great Falls Tribune and the February 1, 1979 edition of the Big Sandy Pioneer. The notice stated that if no requests for a public hearing were received by February 28, 1979 an appropriate order would be issued based upon evidence submitted with the application.

2. No protests nor requests for a hearing were received and no

hearing was scheduled.

3. By affirmative vote of the entire Town Council of the Town of Big Sandy, Resolution No. 114 was passed.

4. Applicant alleges that the additional revenue will be used to replace old sewer lines and to make mandatory improvements and additions to the existing sewage lagoon, also to defray increased costs of operation.

5. The increased sewer rates will generate approximately \$5,900 annual sewer revenues.

CONCLUSIONS OF LAW

1. The Applicant is a municipal sewer utility subject to the regulatory jurisdiction of the Commission according to Section 11-1001 (1) RCM 1947 as interpreted by the Montana Supreme Court in Cause No. 14145.

2. The Commission concludes that the proposed rates are reasonable and just and should be granted as hereafter ordered.

ORDER

IT IS HEREBY ORDERED:

1. The following monthly flat rate is authorized:

\$1.00 per month flat rate

2. The new rate is effective for sewer service rendered on and after March 5, 1979.

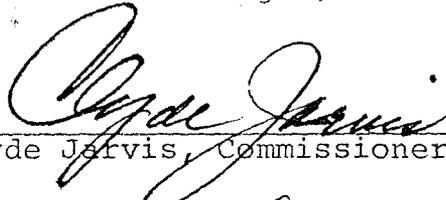
3. Applicant is required to file a certification of compliance to the Federal Anti-Inflation Guidelines and Tax Modifications.

DONE IN OPEN SESSION at Helena, Montana 59601 this 5th day of

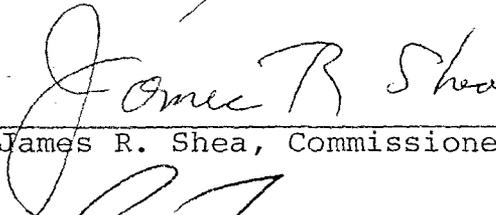
March, 1979 by a 5 - 0 vote.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

  
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Gordon E. Bollinger, Chairman

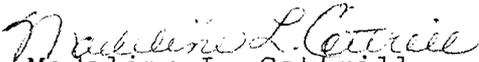
  
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Clyde Jarvis, Commissioner

  
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Thomas J. Schneider, Commissioner

  
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James R. Shea, Commissioner

  
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George Turman, Commissioner

ATTEST:

  
Madeline L. Cottrill  
Secretary

(SEAL)

NOTICE: You are entitled to judicial review of the final decision in this matter. If no Motion for Reconsideration is filed, judicial review may be obtained by filing a petition for review within thirty (30) days from the service of this order. If a Motion for Reconsideration is filed, a Commission order is final for purpose of appeal upon the entry of a ruling on that motion, or upon the passage of ten (10) days following the filing of that motion. cf. the Montana Administrative Procedure Act, esp. Sec. 2-4-702, MCA; and Commission Rules of Practice and Procedure, esp. 38-2.2(64)-P2750, ARM.