

Service Date: May 14, 1982

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

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IN THE MATTER of the Application of	)	UTILITY DIVISION
the City of Libby for Authority to	)	DOCKET NO. 6800
Increase Rates for Sewer Service.	)	ORDER NO. 4563b

A proposed order in Docket No. 6800 was issued with a service date of January 5, 1981, and no exceptions, written briefs, or oral arguments were presented to the Commission within twenty (20) days of the service date.

FINDINGS OF FACT

1. Commissioner Turman in Proposed Order No. 4563a ordered that the City file metered rates for sewer service based upon the water consumption, obtained from Pacific Power and Light Company operator of the Libby water utility. He further ordered that the metered rates were to yield annual revenues of \$83,450.

2. The Applicant in this docket filed a waiver of the nine (9) month statute so that it would have adequate time to obtain from Pacific Power and Light the actual water consumption for the City of Libby. It was necessary for the Applicant to obtain the actual water consumption in order to determine the appropriate metered rate to generate \$83,450 in annual revenues.

3. The Applicant has filed metered rates that will generate \$83,450 in annual revenues. Those rates are included in this order on Appendix "A".

CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all interested parties reasonable notice and an opportunity to participate in this proceeding.

The rates to be approved herein are reasonable and just.

ORDER

NOW THEREFORE, at a session of the Public Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 1221 11th Avenue, Helena, Montana, on the 10th day of May, 1982, there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. 6800, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of the City of Libby, Montana, is approved as ordered by Commissioner George Turman, in his Proposed Order No. 4563a, dated January 5, 1981.

IT IS FURTHER ORDERED that the rates set forth on Appendix "A" attached and by this reference incorporated herein are authorized.

IT IS FURTHER ORDERED that a full, true and correct copy of this order be sent forthwith by first class mail to the Applicant and all other appearances herein.

THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, and incorporates Proposed Order No. 4563a by reference.

DONE IN OPEN SESSION at Helena, Montana this 10th day of May 1982, by a vote of 4 - 0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

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GORDON E. BOLLINGER, Chairman

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HOWARD L. ELLIS, Commissioner

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CLYDE JARVIS, Commissioner

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THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Madeline L. Cottrill  
Commission Secretary

(SEAL)

NOTE: You may be 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. 38.2.4806 ARM.

APPENDIX "A"  
MONTHLY RATES

RESIDENTIAL USERS:

Each residential user will pay a fixed amount of \$3.30 plus an additional amount of \$0.61 for each 1,000 gallons of water used based on the average monthly water use in October, November, and December as shown by Pacific Power and Light Company water meter measurements.

COMMERCIAL USERS:

Each commercial user will pay a fixed amount of \$3.30 plus an additional \$0.61 for each 1,000 gallons of water used based on Pacific Power and Light Company water meter measurements.

Users which place waste water in the system that has above normal strength wastes shall also have to comply with the charges presented in attached "Exhibit A".

All users that reside outside the city limits shall be charged the same rates as those similar users that reside in the city limits.