

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Connection Fee)	<u>DOCKET NO. 00-2184-01</u>
Increase of HARMONY HEIGHTS)	
WATER COMPANY)	<u>REPORT AND ORDER</u>

ISSUED: May 30, 2000

SYNOPSIS

The proposed increase having been approved in a water user's meeting, the Commission approved the increase in connection fees summarily.

By The Commission:

PROCEDURAL HISTORY

On May 17, 2000, the Division of Public Utilities, Utah Department of Commerce (DPU), filed with the Commission a memorandum recommending approval of a proposed increase in connection fees from \$1,250 to \$2,000 for the Harmony Heights Water Company (Applicant). The application for increase should have been filed with the Commission, rather than the DPU, but since we would have referred the matter to the DPU for evaluation anyway, we will overlook the irregularity and treat the matter as if it had been properly filed and referred for recommendation.

Harmony Heights is a mutual water company that is regulated by the Commission because the developer still holds a majority of the outstanding shares. The proposed connection fee increase was presented to the shareholders at the Company's annual meeting on

March 25, 2000. The connection fee increase was proposed by one of the Company's shareholders during the above meeting and approved by 87.5% of those present. The Company notified all shareholders of the proposed connection fee increase after it was approved at the shareholders meeting. The DPU has received no protests of the proposed increase in the time since the meeting was held.

The DPU conducted an Audit of the Company on February 8, 2000, and found that the Company is operating in full compliance with the Commission's rules and regulations.

The Administrative Law Judge, having been fully advised in the matter, now enters the following proposed

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

- The proposed connection fee increase, from \$1,250 to \$2,000, be, and it is, approved; provided, nevertheless, that should a meritorious protest to said increase be filed with the Commission within 20 days of the date of this Order, it shall be suspended and a hearing in the matter scheduled.
- Any person aggrieved by this Order may petition the Commission for review within 20 days of the date of this Order. Failure to do so will forfeit the right to appeal to the Utah Supreme Court.

DATED at Salt Lake City, Utah, this 30th day of May, 2000.

/s/ A. Robert Thurman
Administrative Law Judge

Approved and Confirmed this 30th day of May, 2000, as the Report and Order of the Public Service Commission of Utah.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Clark D. Jones, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary