

Agenda Date: 6/18/14 Agenda Item: VA

WATER

STATE OF NEW JERSEY

Board of Public Utilities 44 South Clinton Avenue, 9th Floor Post Office Box 350 Trenton, New Jersey 08625-0350

www.nj.gov/bpu/

		1.000
IN THE MATTER OF THE PETITION OF FAYSON LAKE WATER COMPANY FOR THE APPROVAL OF)	ORDER SUSPENDING INCREASES, CHANGES OR
AN INCREASE IN RATES AND OTHER APPROPRIATE)	ALTERATIONS IN RATES FOR
RELIEF)	SERVICE
*)	
)	BPU DOCKET NO. WR14050405

Parties of Record:

Thomas C. Kelly, Esq, on behalf of Fayson Lakes Water Company, Petitioner Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel

BY THE BOARD:

On May 6, 2014, pursuant to N.J.S.A. 48:2-21 and N.J.A.C. 14:1-5.12, Fayson Lake Water Company (Fayson Lake", "Company" or "Petitioner"), a public utility of the State of New Jersey subject to the jurisdiction of the Board of Public Utilities ("Board") filed a petition seeking to increase its rates for water service amounting to approximately \$181,922 or 30.56% in additional annual revenues. The increase in rates is proposed to become effective on August 1, 2014.

The Company is engaged in the business of collecting, treating and distributing water for retail service to approximately 882 customers in certain portions of the Borough Kinnelon, Morris County, New Jersey.

According to the petition, the rate increase is driven by several factors including: (a) that the Petitioner's existing tariff has become unjust and unreasonable because the revenues derived therefrom are insufficient to permit the Petitioner to meet the cost of operating the facilities used and useful in the service of the public; (b) to obtain a just and reasonable return on the investment in said facilities; (c) to maintain its financial integrity, attract capital, and to compensate investors for the risks assumed on a basis comparable to that in other business undertakings attended by corresponding risks; (d) to encourage good management and furnish incentive for efficiency; and (e) to continue to furnish safe, adequate and proper service.

It appearing that the proposed revisions will increase existing rates and change or alter existing classifications in Petitioner's tariff, it is **HEREBY ORDERED** that:

- (1) Pursuant to N.J.S.A. 48:2-21, the proposed revisions be, and are suspended until December 1, 2014, unless the Board prior to that date, makes a determination disposing of the petition or enters an Order further suspending the proposed revisions;
- (2) Petitioner shall, at least ten (10) days prior to the date set for hearing on the petition by the Office of Administrative Law, file with this Board and with the Office of Administrative Law (33 Washington Street, Newark N.J. 07102) proof of compliance with the Notice provisions of N.J.S.A. 48:2-32.2 and N.J.A.C. 14:1-5.12 (b) and (c), which Notice shall include a statement that any relief found by the Board to be just and reasonable may be allocated by the Board to any class or classes of customers on any rate or schedule as the Board may determine; and
- (3) Petitioner shall serve copies of this Order upon the Office of Administrative Law, the Division of Rate Counsel (140 East Front Street, 4th Floor, Post Office Box 003, Trenton, NJ 08625-0003), the clerk the affected municipality, the clerk of the Boards of Chosen Freeholders of the affected county, and where appropriate, the executive officer of the affected county within its service area. Service of the petition, notice of hearings and this Order may be made simultaneously. Proof of service of this Order shall be filed with the Board within fifteen (15) days of the date of this Order.

This Order shall be effective on June 28, 2014.

DATED: 6/18/14

BOARD OF PUBLIC UTILITIES BY:

PRESIDENT

COMMISSIONER

2

COMMISSIONER

JØSEPH L. FIORDALISO

ÇØMMISSIONER

ATTEST:

SECRETARY

BPU DOCKET NO. WR14040405

IN THE MATTER OF THE PETITION OF FAYSON LAKE WATER COMPANY FOR THE APPROVAL OF AN INCREASE IN RATES AND OTHER APPROPRIATE RELIEF DOCKET NO. WR14040405

SERVICE LIST

Thomas C. Kelly, Esq. Russo Tumulty Nester Thompson & Kelly LLP 175 Fairrfield Ave, Unit 1C West Caldwell, NJ 07006

Stefanie A. Brand, Esq., Director Division of Rate Counsel 140 East Front Street, 4th Floor Post Office Box 003 Trenton, N.J. 08625-0003

Debra Robinson, Esq. Division of Rate Counsel 140 East Front Street, 4th Floor Post Office Box 003 Trenton, N.J. 08625-0003

Susan McClure, Esq.
Division of Rate Counsel
140 East Front Street, 4th Floor
Post Office Box 003
Trenton, N.J. 08625-0003

Geoffrey Gersten, DAG
Department of Law and Public Safety
Division of Law
124 Halsey Street
Post Office Box 45029
Newark, NJ 07101-45029

Jennifer Hsia, DAG
Department of Law and Public Safety
Division of Law
124 Halsey Street
Post Office Box 45029
Newark, NJ 07101-45029

Maria L. Moran, Director
Division of Water
Board of Public Utilities
Division of Water
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, NJ 08625-0350

Michael Kammer, Bureau Chief Division of Water Board of Public Utilities Division of Water 44 South Clinton Avenue, 9th Floor Post Office Box 350 Trenton, NJ 08625-0350

Mona Mosser, Bureau Chief Division of Water Board of Public Utilities Division of Water 44 South Clinton Avenue, 9th Floor Post Office Box 350 Trenton, NJ 08625-0350

James Kelly
Division of Water
Board of Public Utilities
Division of Water
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, NJ 08625-0350

Kofi Ocansey
Division of Water
Board of Public Utilities
Division of Water
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, NJ 08625-0350

Rupal Patel
Division of Water
Board of Public Utilities
Division of Water
44 South Clinton Avenue, 9th Floor
Post Office Box 350
Trenton, NJ 08625-0350