

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UW 126

In the Matter of	)	
	)	
ANGLERS COVE SHADY COVE	)	
HEIGHTS WATER COMPANY	)	ORDER
	)	
Proposed Tariff for Water Service.	)	
Advice No. 08-19	)	

**DISPOSITION: TARIFF SHEETS SUSPENDED**

On January 22, 2008, ANGLERS COVE SHADY COVE HEIGHTS WATER COMPANY filed tariff sheets in Advice No. 08-19 to be effective March 1, 2008. The terms of the proposed tariff sheets are set forth in the Staff Report dated February 19, 2008, attached as the Appendix to this order.

At its February 26, 2008, public meeting, the Public Utility Commission of Oregon found good and sufficient cause exists to investigate the propriety and reasonableness of the tariff sheets pursuant to ORS 757.210 and 757.215. The Commission ordered suspension of the advice pending that investigation.

IT IS ORDERED that Advice No. 08-19 filed by ANGLERS COVE SHADY COVE HEIGHTS WATER COMPANY is suspended for a period of time not to exceed six months from March 1, 2008, the effective date of the tariff sheets.

Made, entered, and effective FEB 29 2008.



BY THE COMMISSION:

*Becky L. Beier*  
Becky Beier  
Commission Secretary

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order by filing a petition for review with the Court of Appeals in compliance with ORS 183.480-183.484.

**PUBLIC UTILITY COMMISSION OF OREGON  
STAFF REPORT  
PUBLIC MEETING DATE: February 26, 2008**

REGULAR   X   CONSENT        EFFECTIVE DATE       March 1, 2008      

DATE: February 19, 2008

TO: Public Utility Commission

FROM: Kathy Miller 

THROUGH:  Lee Sparling,  Marc Hellman and  Michael Dougherty

SUBJECT: ANGLERS COVE SHADY COVE HEIGHTS WATER COMPANY:  
(Docket No. UW 126/Advice No. 08-19) Requests a general rate revision.

**STAFF RECOMMENDATION:**

Pursuant to ORS 757.215, Staff recommends that the proposed tariffs filed by Anglers Cove/Shady Cove Heights Water Company (Angler's Cove or Utility) requesting a general rate decrease of \$320.98, or a 0.96 percent decrease from 2007 revenues of \$33,387.52, be suspended for six months effective March 1, 2008.

**DISCUSSION:**

Angler's Cove is a water association with members (Domestic Nonprofit Mutual Benefit Corporation) located in Shady Cove, Oregon. The Utility provides only domestic residential water service to approximately 37 of 41 members.

On July 26, 2007, the Commission received written petitions from 20 percent or more of the members requesting Commission regulation. The number of petitions exceeded the statutory threshold of 20 percent. Therefore, pursuant to ORS 757.063, upon receipt of a sufficient number of petitions, Angler's Cove became a financially regulated water utility. The Commission confirmed the Utility's change in regulatory status in Order No. 07-412, which ordered Angler's Cove to file tariffs.

On January 22, 2008, Angler's Cove filed an application to establish tariffs. The purpose of the filing is to comply with Order No. 07-412. In its application, the Utility proposes a less than one percent decrease in annual revenues, from \$33,387.52 to \$33,066.54, or \$320.98. The Utility states it has calculated a 3.2 percent rate of return on a rate base of \$52,449.78, into its requested revenue.

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Although the application shows a slight decrease in revenues, it is misleading. The revenue decrease is associated with miscellaneous other revenue, not water sales. The proposed rates and the current rates are the same; there is no proposed change in rates.

In addition, it should be noted that the current rates, which are the proposed rates, as shown in the application are not reflected in the actual tariffs that were filed. It is obvious that Angler's Cove made an inadvertent error when filling out the tariff forms. Staff will work with the Utility to file replacement tariffs.

Angler's Cove's current, proposed, and actual filed tariff rates for a residential customer, regardless of meter size are as follows:

<u>Current Rates</u>		
Base Rate	\$15	
Tier One	\$.011 per gallon	Up to 10,000 gals
Tier Two	\$.022 per gallons	Above 10,000 gals
<u>Proposed Rates</u>		
Base Rate	\$15	
Tier One	\$.011 per gallon	Up to 10,000 gals
Tier Two	\$.022 per gallons	Above 10,000 gals
<u>Actual Proposed Tariffs Rates</u>		
Base Rate	\$15	
Tier One	n/a	n/a
Tier Two	n/a	n/a

Again, as can be seen in the table above, Angler's Cove is not proposing any change to its current rates.

Even though the Utility is requesting a slight decrease in annual revenue, Staff needs time to complete its normal investigation of the revenues, expenses, plant rate base, and rate design.

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**PROPOSED COMMISSION MOTION:**

Pursuant to ORS 757.215, the proposed tariffs filed by Anglers Cove/Shady Cove Heights Water Company be suspended for six months, effective March 1, 2008.

AnglersCove suspension pmm.doc