

BEFORE THE
NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. W-1274, Sub 7

In the Matter of)
Application of Lake Junaluska Assembly, Inc.)
for a Certificate of Public Convenience)
And Necessity, and for Approval of Rates)

**AMENDMENT TO APPLICATION FOR A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY AND FOR APPROVAL OF RATES,
AND REQUEST FOR APPROVAL OF PASS THROUGH OF WAYNESVILLE'S
RATE INCREASE FOR PURCHASED SEWER SERVICE**

NOW COMES Lake Junaluska Assembly, Inc. ("LJA"), and hereby amends its Application for a Certificate of Public Convenience and Necessity and for Approval of Rates ("Application") filed in this docket on September 28, 2018.

1. Amendment to Application.

As shown in Attachment 1C to its Application, LJA requested approval of a base sewer rate of \$17.00 per month for a standard residential sewer customer, and other higher monthly base rates for commercial users. LJA also initially requested approval of a metered sewer rate of \$0.04400 per cubic foot, which equates to \$4.40 per 100 cubic feet ("CCF").

LJA resells bulk sewer service which it purchases from the Town of Waynesville ("Waynesville"). LJA initially proposed rates for sewer usage based on the \$4.40 per CCF rate, except for one commercial customer with a 4" meter who is billed based on usage under a per thousand gallons rate of \$5.88.¹

As shown by attached LJA Exhibit 2, effective as of July 1, 2019, Waynesville increased its rate for bulk sewer service by ten percent (10%) from \$3.098 per CCF to

¹ This rate is adjusted due to the fact that there are only 748 gallons in a CCF.

\$3.4078 per CCF. This is a \$0.31 per CCF increase, which equates to \$0.41 per thousand gallons. Waynesville's rate for bulk water service did not change.

LJA accordingly hereby amends its Application to request Commission approval of a metered sewer rate that will reflect Waynesville's 2019 bulk sewer service rate increase, resulting in amended proposed metered sewer usage rates for LJA of \$4.71 per CCF ($\$4.40 + \0.31) and of \$6.29 per 1,000 gallons ($\$5.88 + \0.41).

2. Request for Approval of Pass Through.

LJA finds itself in an unusual status, where it is not presently subject to Commission rate regulation but has agreed to re-submit itself to the Commission's jurisdiction. No approval would be necessary for an unregulated provider of sewer service that is not currently subject to rate regulation to be able to pass through Waynesville's rate increase for purchased sewer service. Likewise, a regulated provider of water or sewer service would be readily able to pass through the Waynesville rate increase pursuant to N.C. Gen. Stat. § 62-133.11.

LJA accordingly requests that the Commission approve a pass through of the Waynesville rate increase for purchased bulk sewer service at this time, whereupon LJA will increase its present rates from \$3.99/CCF to \$4.30/CCF ($\$3.99 + \0.31) and from \$5.33/1,000 gallons to \$5.74/1,000 gal. ($\$5.33 + \0.41).

WHEREFORE, LJA respectfully requests that the Commission:

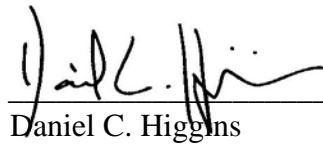
1. Grant LJA a Certificate of Public Convenience and Necessity and approve LJA's proposed rates, as such proposed rates are amended herein;
2. In the interim, issue an order approving LJA's pass through of Waynesville's purchased sewer rate increase as described herein; and

3. For such other and further relief as the Commission deems just and proper.

Respectfully submitted, this the 12th day of August, 2019.

BURNS, DAY & PRESNELL, P.A.

By:



Daniel C. Higgins

Post Office Box 10867

Raleigh, North Carolina 27605

Tel: (919) 782-1441

Facsimile: (919) 782-2311

E-mail: dhiggins@bdppa.com

Attorneys for Lake Junaluska Assembly, Inc.

VERIFICATION

Mckenzie B Howle [name], personally appearing before me and, first being duly sworn, says that the information contained in the attached Amendment of Application and Request for Approval of Pass Through, and in the exhibit attached thereto, are true to the best of his knowledge and belief.

This the 9th day of August, 2019.

State: North Carolina
County: Buncombe

Mck B Howle
[name]

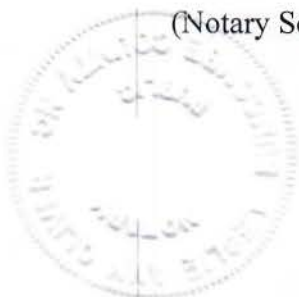
Sworn to and subscribed before me,
this 9th day of August, 2019.

Leslie Ann Oliver
NOTARY PUBLIC

Printed Name: Leslie Ann Oliver

My Commission expires: 9/20/2021

(Notary Seal)



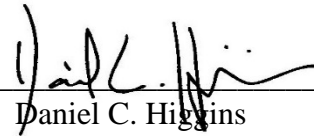
CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing document has been served on all counsel of record in these dockets, if any, and the Public Staff, by either placing same in a depository of the United States Postal Service, first-class postage prepaid and addressed as shown below, or by electronic delivery.

This the 12th day of August, 2019.

BURNS, DAY & PRESNELL, P.A.

By: _____



Daniel C. Higgins
Post Office Box 10867
Raleigh, North Carolina 27605

SERVED ON:

LJA Exhibit 2

-----Original Message-----

From: Dean Trader <dtrader@waynesvillenc.gov>

To: jtweed629@aol.com <jtweed629@aol.com>

Sent: Fri, Jun 21, 2019 8:36 am

Subject: RE: Lake Junaluska sewer rates

Mr. Tweed,

The new rates of \$3.4078 for Sewer will take effect as of August 1, 2019 for service rendered on and after July 1, 2019

The new Sewer rates are a 10% increase over the 2018-2019 Sewer rates.

The water rates will remain unchanged.

Please contact our office if you have any questions or if you need any additional information !

Best Regards



Dean Trader | Finance

Town of Waynesville, NC

16 S. Main Street | PO Box 100 | Waynesville, NC 28786

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OFFICIAL COPY

Aug 12 2019

From: jtweed629@aol.com <jtweed629@aol.com>
Sent: Thursday, June 20, 2019 10:47 AM
To: Dean Trader <dtrader@waynesvillenc.gov>
Cc: jcarlisle@lakejunaluska.com; jsenocak@lakejunaluska.com; dhiggins@bdppa.com; gina.casselberry@psncuc.nc.gov; william.grantmyre@psncuc.nc.gov
Subject: Lake Junaluska sewer rates

Dear Mr. Trader:

I am Jerry Tweed and am working with Lake Junaluska as a consultant to help in establishing their franchise and initial rates before the North Carolina Utilities Commission. It is my understanding that the Town of Waynesville will increase the bulk sewer rate (I assume for service rendered on and after July 1, 2019) from \$3.098/100cf to \$3.4078/100cf. This is an increase of \$0.3098/100cf or a 10% increase.

Can you please confirm this email and date of implementation of the new rate so that we can request approval to adjust our application to the Utilities Commission to increase our requested rate by \$0.3098/100cf.

My understanding is that the water rates will remain unchanged.

Thanks
Jerry H. Tweed
103 Redgate Drive
Cary, N.C. 27513
Cellphone (919) 880-4525