



Agenda Date: 11/30/16
Agenda Item: VA

STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 3rd Floor, Suite 314
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

WATER

IN THE MATTER OF THE PETITION OF THE)
ATLANTIC CITY SEWERAGE COMPANY FOR)
AUTHORIZATION TO INCREASE TARIFF RATES AND)
CHARGES FOR SEWERAGE SERVICE)
)
))
) DOCKET NO. WR16100957

Parties of Record:

Ira G. Megdal, Esq., Cozen O'Connor, on behalf of Atlantic City Sewerage Company
Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel

BY THE BOARD:

On October 13, 2016, pursuant to N.J.S.A. 48:2-21, N.J.S.A. 48:2-21.1, and N.J.A.C. 14:1-5.12, Atlantic City Sewerage Company ("ACSC," "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 for authority to increase its base tariff rates and charges for sewerage service amounting to approximately \$3,003,981 or 15%. The increase in rates was proposed to become effective on November 15, 2016. ACSC services approximately 7,400 customers located in the City of Atlantic City, Atlantic County, New Jersey.

According to the petition, the need for the base rate relief is primarily driven by two factors: (1) the continuing prudent capital investment by the Company in its sewerage system, and (2) the continuing erosion of the Atlantic City casino industry.

Because the case will not be completed by November 15, 2016,¹ and the proposed revisions will increase existing rates and change or alter existing classifications in Petitioner's tariff, it is **HEREBY ORDERED** that:

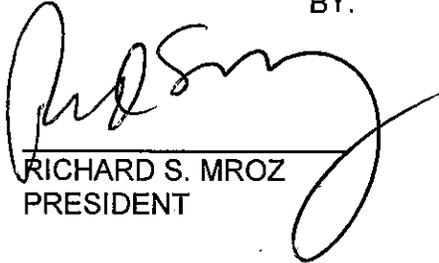
¹ On October 26, 2016, the Company submitted a letter to the Board Secretary advising that it will not implement rates on an interim basis prior to the effective date of the Board's Initial Suspension Order resulting from the November 30, 2016 agenda meeting. However, the Company asserted that it "in no way waives it[s] right to implement the proposed rates at the conclusion of the eight month suspension period on July 15, 2017, should the Board not issue a final Decision and Order by that date." Ibid. The effective date of the Board's Initial Suspension Order is December 10, 2016.

- (1) Pursuant to N.J.S.A. 48:2-21, the proposed revisions be, and are suspended until March 15, 2017, 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, N.J. 08625-0003), the clerk of the affected municipality, the clerk of the Board of Chosen Freeholders of the affected county and, where appropriate, the executive officer of the affected county within its service area. Service of this petition, notice of hearings and this Order may be made simultaneously. Proof of service of the Order shall be filed with the Board within fifteen (15) days of the date of this Order.

This Order shall be effective on December 10, 2016.

DATED: 11/30/16

BOARD OF PUBLIC UTILITIES
BY:



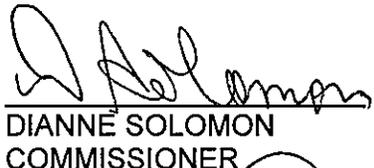
RICHARD S. MROZ
PRESIDENT



JOSEPH L. FIORDALISO
COMMISSIONER



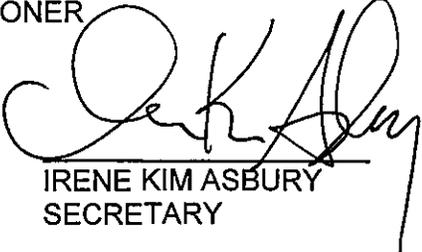
MARY-ANNA HOLDEN
COMMISSIONER



DIANNE SOLOMON
COMMISSIONER

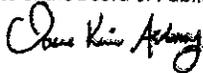


UPENDRA J. CHIVUKULA
COMMISSIONER

ATTEST: 

IRENE KIM ASBURY
SECRETARY

I HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public Utilities



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SEWERAGE SERVICE - DOCKET NO. WR16100957

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