

Agenda Date: 3/20/24 Agenda Item: VB

STATE OF NEW JERSEY **Board of Public Utilities** 44 South Clinton Avenue, 1<sup>st</sup> Floor Trenton, New Jersey 08625-0350 www.nj.gov/bpu/

# WATER

IN THE MATTER OF THE PETITION OF FAYSON LAKE WATER COMPANY FOR APPROVAL OF AN INCREASE IN RATES AND OTHER APPROPRIATE RELIEF

ORDER SUSPENDING **INCREASES, CHANGES OR** ALTERATIONS IN RATES FOR WATER SERVICE

DOCKET NO. WR24030179

Parties of Record:

Brian O. Lipman, Esg., Director, New Jersey Division of Rate Counsel Martin C. Rothfelder, Esq., Rothfelder Stern, L.L.C., on behalf of Fayson Lake Water Company

BY THE BOARD:

On March 12, 2024, Fayson Lake Water Company ("Fayson Lake" or "Company") filed a petition with the New Jersey Board of Public Utilities ("Board") seeking approval of an increase in its base rates for water service of approximately \$262,048 for services rendered on and after April 11, 2024 ("Petition").

Fayson Lake provides water service to approximately 890 customers in the Borough of Kinnelon, Morris County.

According to the Petition, since the Company's last base rate case, which concluded in 2018, its rates have not been sufficient to cover the operating expenses necessary to provide safe, adequate, and proper utility service to its customers.

By the Petition, Fayson Lake noted that, since 2018, the Company made three (3) major additions to its plant: 1) a water main replacement on Water's Edge Street in 2020; 2) a water main replacement by Lakeside Trail and Sylvan Trail in 2023; and 3) a telemetry update of its Human Machine Interface System in 2023.

Because the proposed revisions, if approved, will likely increase existing rates, and change or alter existing classifications in the Fayson Lake's tariff, it is **HEREBY ORDERED** as follows:

(1) Pursuant to N.J.S.A. 48:2-21(d), and consistent with N.J.A.C. 14:1-5.12, the proposed revisions are suspended until August 11, 2024, unless prior to that date the Board makes

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a determination disposing of the Petition or enters an Order further suspending the proposed revisions;

- (2) Fayson Lake shall, at least 10 days prior to the date set for hearing on the Petition by the Office of Administrative Law ("OAL"), file with this Board, and with the OAL, 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) Fayson Lake shall serve copies of this Order upon the OAL, the Division of Rate Counsel (140 East Front Street, 4th Floor, Post Office Box 003, Trenton, N.J. 08625), the clerk of each affected municipality, the clerk of the Boards of County Commissioners of each 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.

This Order shall be effective on March 27, 2024.

DATED: March 20, 2024

**BOARD OF PUBLIC UTILITIES** BY.

GUHL-SADOVY PRESIDENT

MARIAN ABDOL

COMMISSIONER

MICHAEL BANGE COMMISSIONER

GOLDEN SH SFC RETARY

ATTEST:

I HEREBY CERTIFY that the w document is a true copy of the original In the files of the Board of Public Utilities. 2

DR. ZENON CHRISTODOULOU

COMMISSIONER

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#### SERVICE LIST

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