BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION)) DOCKET UW-940874
Complainant) COMPLAINT AND ORDER
vs.) SUSPENDING CONTRACT
Stroh's Water Company, Inc.)
Respondent	')

On July 1, 1994, Stroh's Water filed an application for approval to enter into a contract with Burnham Holdings (Developer), for an extension to provide domestic and fire flow water service to proposed building, in Docket UW-940874. Stroh's Water currently serves approximately 560 water customers near Gig Harbor in Pierce County.

Under the terms of the contract, Stroh's Water will provide domestic and fire flow water service. The Developer will construct three extensions and installation of new piping in accordance with Stroh's Water standard specifications. Construction shall be at the cost not to exceed eighty-five thousand dollars to the Developer. The Developer shall pay to Stroh's Water the taxes, including the federal Contribution in Aid of Construction (CIAC) Tax applicable to the transaction.

Additionally the developer shall be entitled to a late-comers charge. The charge shall be ten thousand dollars for each commercial connection made to the Stroh's water system whose required fire flow will benefit from the increased capacity provided by the required improvements made for the connection to the property at 38th Ave. NW and Hunt Street NW. The pay-back will be for seven years or in an amount of forty-five thousand dollars which ever comes first.

It appearing that the contract has not provided necessary information for Commission staff to determine if the terms are fair, just, reasonable, and sufficient, it is the decision of the Commission to enter upon public hearing or hearings concerning such proposed charges and the reasonableness and justness thereof and to suspend the operation of the above contract pending such hearing or hearings and decision thereon.

In accordance with RCW 80.04.130 and that there is no specified tariffed rate, the burden of proof to show that such proposed charges are fair, just, reasonable, and sufficient shall be upon the respondent.

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IT IS THEREFORE ORDERED:

- 1. The operation of the above contract, filed herein on July 1, 1994, is hereby suspended.
- 2. A hearing or hearings, on the Commission's own motion, shall be held at such times and places as may be required.
- 3. No change or alteration shall be made in the contract filed herein, during the period of suspension, unless authorized by the Commission.

DATED at Olympia, Washington, and effective this \mathcal{D}^{ST} day of July, 1994.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

SHARON L. NELSON, Chairman

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RICHARD HEMSTAD, Commissioner