

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Application of)	DOCKET UW-060240
)	
PACIFIC WATER COMPANY,)	ORDER 01
INC.,)	
)	
Applicant,)	
)	ORDER REMOVING COMPANY
Requesting Removal from)	FROM REGULATION AND
Commission Regulation)	CANCELING TARIFF
.....)	

BACKGROUND

- 1 On February 3, 2006, North Beach Public Development Authority, purchased the assets and took over operation and ownership of Pacific Water Company, Inc. North Beach Public Development Authority's office is located in Ocean Park and serves approximately 2,200 customers on two water systems in Pacific County.

- 2 On February 6, 2006, the company filed a letter to be removed from regulation and to cancel its current tariff. After Commission investigation, Pacific Water Company, Inc., is determined to no longer provide regulated water service. The Commission can remove a water company from regulation under the provisions of RCW 80.04.010. A water company cannot be removed from regulation except with the approval of the Commission. Removing Pacific Water Company, Inc., from regulation will be consistent with the public interest, because the water system is now operated and owned by North Beach Public Development Authority, which is a public entity.

FINDINGS AND CONCLUSIONS

- 3 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate rates, rules, regulations, practices, accounts, securities, and transfers of public service companies, including water companies. *RCW 80.01.040; Chapter 80.04 RCW; Chapter 80.28 RCW; Chapter 80.08 RCW and Chapter 80.12 RCW.*

- 4 (2) Pacific Water Company, Inc., is an investor-owned water company and is a public service company subject to the jurisdiction of the Commission.

- 5 (3) North Beach Public Development Authority is a public entity with a five-member board created by the Pacific County Commissioners in October 2004 and is a public service company not subject to the jurisdiction of the Commission.
- 6 (4) This matter was brought before the Commission at its regularly scheduled meeting on March 15, 2006.
- 7 (5) From all indications, it appears to be in the public interest to grant the request of removal from regulation and canceling the corresponding tariff.

ORDER

THE COMMISSION ORDERS:

- 8 (1) Pacific Water Company, Inc., is hereby determined not to be jurisdictional pursuant to the Commission Staff investigation and documents filed with the Commission.
- 9 (2) Pacific Water Company, Inc., is removed from regulation by this Commission and its current Tariff WN U-1 is cancelled as of the effective date of this Order.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective March 15, 2006.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Executive Secretary