

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION OF)
ARTESIAN WATER COMPANY, INC. FOR A)
REVISION OF RATES RELATING TO THE) PSC DOCKET NO. 12-209T
DEVELOPMENT OF BOOTHURST)
(FILED APRIL 30, 2012))

ORDER NO. 8148

This 15th day of May 2012, the Commission determines and orders the following:

WHEREAS, in PSC Docket No. 98-35, Artesian Water Company, Inc. ("Artesian" or "the Company") filed an application seeking approval of an Agreement dated December 31, 1997 ("the Agreement"), between the Board of Light and Water of the City of New Castle ("the Board")¹ and Artesian under which the rates for Artesian customers within the Boothhurst development would be changed so as to mirror the rates charged by the Board to its customers within the City, except that such linked rates charged to Boothhurst customers could not exceed the rates that Artesian charges to similar classes of its other customers;

WHEREAS, in PSC Order No. 4822 (July 21, 1998), the Commission set up the following procedures for Artesian to follow in future applications concerning Boothhurst:

- a. Artesian will provide the Commission with notice of any proposed change in the rates charged Boothhurst customers within three (3) days of

¹ The Board of Light and Water of the City of New Castle is now called the "New Castle Municipal Services Commission" ("MSC") and is an agency of the Mayor and Council of New Castle, Delaware, which is a municipal corporation of the State of Delaware.

receiving notice of any proposed change from the Board;

- b. The Commission will have twenty-one (21) days to examine the proposed change for the limited purpose of determining whether it does or does not comply with terms of the Agreement dated December 31, 1997, i.e., whether the proposed rate does or does not exceed the rate charged by Artesian to similar classes of customers. The Commission will communicate its determination to Artesian;
- c. If the Commission does not make its determination within the twenty-one (21) days provided, Artesian will be allowed to charge the proposed rate for Boothhurst customers; and
- d. If the Commission determines that the proposed rate does not comply with the terms of the Agreement (i.e., exceeds the rate charged by Artesian to similar classes of customers), Artesian will be permitted to submit to the Commission a statement as to why it believes the proposed rate in fact complies with the Agreement, or Artesian will take whatever steps are appropriate under the Agreement to comply with it.

WHEREAS, on April 26, 2012, Artesian was advised that the City of New Castle adopted new rates to be effective May 1, 2012, for water service applicable throughout the City of New Castle, which includes the development of Boothhurst; and

WHEREAS, on April 30, 2012, Artesian filed an application² to change the rates for water service relating to the development of Boothhurst. The water rates adopted by the MSC for New Castle are reflected in Artesian's application and in its revised tariff leafs. The Third - First Supplemental Sheet to Artesian's Water Tariff (Artesian Water Company, Inc. - P.S.C. No. 1 - Water, effective May 1, 2012), which is attached as Exhibit "A," identifies the new rates and charges applicable to residential customers in the Boothhurst area;

WHEREAS, Staff has reviewed Artesian's application in compliance with the procedures described above and has concluded the application is in compliance with PSC Order No. 4822 as well as Delaware laws and regulations and the proposed rates do not exceed Artesian's current rates;

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE
VOTE OF NOT FEWER THAN THREE COMMISSIONERS:**

1. That the Commission hereby permits modification of Artesian Water Company, Inc.'s rates and charges for water service to residential customers in the Boothhurst area so as to acknowledge the proposed rates to be charged to such Boothhurst customers by the City of New Castle, Delaware, effective May 1, 2012. Such rates and

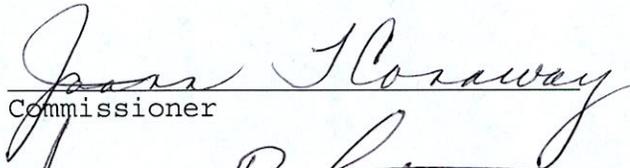
² Although Artesian's application requested approval on an expedited basis, as set forth above in the discussion of the Settlement Agreement terms, the Commission has twenty-one days to examine the proposed rate changes. This differs from the requirements set forth in 26 Del. C. §304(a).

charges are set forth in the revised Water Tariff Leaf attached as Exhibit "A."

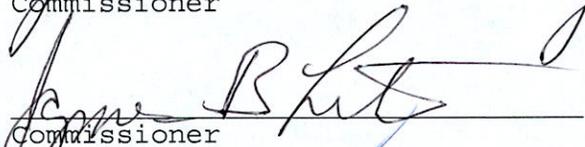
2. That the Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

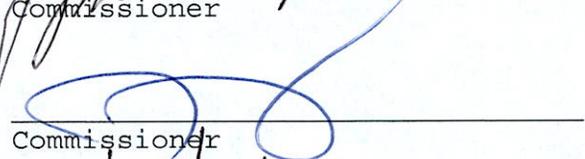
Chair



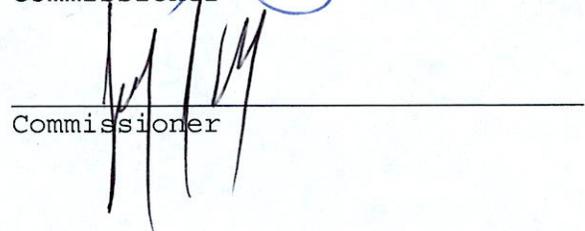
Commissioner



Commissioner

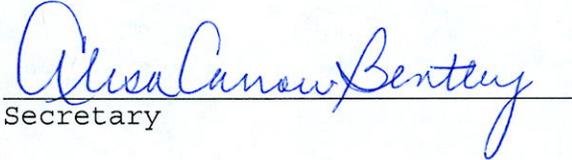


Commissioner



Commissioner

ATTEST:



Secretary

EXHIBIT "A"

REVISED TARIFF LEAF

ARTESIAN WATER COMPANY, INC.

ARTESIAN WATER COMPANY, INC.
P.S.C. No. 1 - WATER
Effective: May 1, 24062012

Second Third -First Supplemental Sheet
Canceling
~~First-Second~~ — First Supplemental Sheet

This First Supplemental Sheet is applicable to customers in the Boothurst development located within the City of New Castle. The total charge for metered service consists of the sum of the Customer Charge, and to the extent applicable, the Water Charge. Monthly Customer Charges will be billed in advance. Water Charges will be billed in arrears.

Monthly Customer Charge: \$-77-50

Water Charge: \$0.0042 per gallon _____ D

Monthly Customer Charge for Domestic Service

The monthly charge for customers served is based on meter size

Size of Meter	Customer Charge
5/8" X 3/4"	\$7.75
1"	\$9.50

Monthly Customer Charge for Public Fire Protection

The monthly charge for customers is based on the size of the service line

Size of Service Line	Customer Charge
5/8" X 3/4"	\$1.25
1"	76763

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N

Monthly Customer Charge for Private Fire Protection

The monthly charge for customers is based on the size of the service line

Size of Service Line	Customer Charge
5/8" X 3/4"	\$5.43
1"	\$6.65

Water Charges (October-June)

Water Charges on City	Cents Per Gallon
	.0067

Water Charges (July-September)

Water Charges	Cents Per Gallon
Residential	11.7 or water use under A iii
	gallons/per month
	.00735 for water use over 4,000
	gallons/per month

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All bills are due and payable upon presentation.

Restoration Charge:

When water service has been discontinued for the non-payment of a bill, there will be a charge of \$12.0040.00 payable in advance, for turning the water back on during regular working hours. When it is necessary to turn water back on during other than regular working hours, the charge is \$3-0,0060.00, also payable in advance.

This First Supplemental Sheet is applicable to customers in the Boothhurst development located within the City of New Castle. The total charge for metered service consists of the sum of the Customer Charge, and to the extent applicable, the Water Charge. Monthly Customer Charges will be billed in advance. Water Charges will be billed in arrears.

Monthly Customer Charge for Domestic Service

The monthly charge for customers served is based on meter size

Size of Meter	Customer Charge
5/8" X 3/4"	\$7.75
1"	\$9.50

Monthly Customer Charge for Public Fire Protection

The monthly charge for customers is based on the size of the service line

Size of Service Line	Customer Charge
5/8" X 3/4"	\$1.25
1"	\$6.65

Monthly Customer Charge for Private Fire Protection

The monthly charge for customers is based on the size of the service line

Size of Service Line	Customer Charge
5/8" X 3/4"	\$5.43
1"	\$6.65

Water Charges (October-June)

Water Charges	Cents Per Gallon
Non-City	.0067

Water Charges (July-September)

Water Charges	Cents Per Gallon
Residential	.0067 for water use under 4,000 gallons/per month
	.00735 for water use over 4,000 gallons/per month

All bills are due and payable upon presentation.

Restoration Charge:

When water service has been discontinued for the non-payment of a bill, there will be a charge of \$40.00 payable in advance, for turning the water back on during regular working hours. When it is necessary to turn water back on during other than regular working hours, the charge is \$60.00, also payable in advance.