

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF  
THE STATE OF MISSISSIPPI**

THAXTON HILLS UTILITIES, LLC  
SC003248200

DOCKET NO. 2020-UN-210

IN RE: NOTICE OF THAXTON HILLS UTILITIES, LLC OF INTENT TO SET INITIAL RATES FOR SEWAGE DISPOSAL SERVICE IN ITS CERTIFICATED AREA IN PONTOTOC COUNTY, MISSISSIPPI (*THAXTON HILLS SUBDIVISION*)

**ORDER APPROVING INITIAL RATES**

**THIS DAY**, there came on for consideration before the Mississippi Public Service Commission (“the Commission”), the Notice of Intent filing (“NOI”) submitted by Thaxton Hills Utilities, LLC (“Thaxton Hills”) to establish initial rates, charges, and a Tariff applicable to its sewage disposal service provided within its Certificated Area located in Pontotoc County, Mississippi. Based upon the NOI filing by Thaxton Hills, the entire record of this matter and upon the recommendation of the Public Utilities Staff (“the Staff”), the Commission hereby finds, as follows:

**INTRODUCTION AND PROCEDURAL HISTORY**

On December 22, 2020, Thaxton Hills filed its NOI to establish initial rates, charges and a Tariff applicable to its rendition of a sewage disposal service within its Certificated Area, as granted to it by the Commission in Docket 2020-UA-014, which Certificated Area is located within Pontotoc County, Mississippi.

On December 23, 2020, the Commission issued a Suspension Order and requested that the Staff conduct a full investigation of the lawfulness of the NOI presented by Thaxton Hills. The Staff has completed its investigation of the NOI filed by Thaxton Hills, after receiving sufficient

data and information provided to it by Thaxton Hills in response to data requests sent during the discovery phase of this proceeding.

### **JURISDICTION/NOTICE**

Thaxton Hills operates as a public utility, as defined in Miss. Code Ann. §77-3-3(d)(iv), pursuant to its Commission-issued Initial Certificate of Public Convenience and Necessity (“CPCN”) for the provision of a sewage disposal service within Pontotoc County, Mississippi. This CPCN covers an area also known as *Thaxton Hills Subdivision*, consisting of around ninety-two (92) lots.

The Commission has jurisdiction over Thaxton Hills and the subject matter in this proceeding. Publication of the NOI filing submitted by Thaxton Hills occurred on January 21, 2021, in *The Clarion-Ledger* & on January 20, 2021, in *The Pontotoc Progress*. In addition to these publications, all affected customers located within the Certificated Area held by Thaxton Hills were provided notice of the NOI filing by Thaxton Hills on January 24, 2021. The Commission incorporates herein, by reference, all publications and notice to customers, which documents are on file in the record hereof. The Commission finds that due and proper notice of this filing has been provided pursuant to applicable law. No objections or requests to intervene have been filed in this Docket.

### **FINDINGS**

After its thorough investigation of the NOI filing, as submitted by Thaxton Hills, the Staff recommends to the Commission approval of the NOI establishing initial rates, charges, and a Tariff for the rendition of a sewage disposal service applicable to the *Thaxton Hills Subdivision*.

The Commission finds that the NOI, along with the proposed Tariff filed by Thaxton Hills, contains initial sewer rates, which are deemed to be fair, just and reasonable. Approval of these

initial sewer rates should enable Thaxton Hills to meet its reasonable and necessary expenses and be financially able to furnish reasonably adequate sewer service to the residents located within *Thaxton Hills Subdivision*.

The Commission hereby approves the NOI, including the proposed Tariff filed by Thaxton Hills and marked hereto as Exhibit "A". This approved Tariff reflects the schedule of initial monthly rates and charges, along with the terms and conditions for the rendition of sewer service, to the public for compensation, within the Certificated Area held by Thaxton Hills, located in Pontotoc County, Mississippi.

**IT IS THEREFORE, ORDERED**, that the NOI, submitted by Thaxton Hills, is approved, along with the attached Tariff, marked as Exhibit "A" hereto, which Tariff reflects the schedule of approved initial rates, terms, and conditions for the rendition of sewer service, to the public for compensation, within the Certificated Area served by Thaxton Hills and located within Pontotoc County, Mississippi.

This Order shall be deemed issued on the date it is served upon the parties herein by the Executive Secretary of the Commission who shall note the service date in the file of this Docket.

Chairman Dane Maxwell

Aye X Nay \_\_\_\_\_

Commissioner Brent Bailey

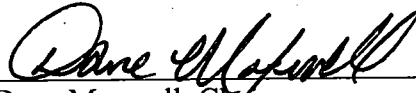
Aye X Nay \_\_\_\_\_

Commissioner Brandon Presley

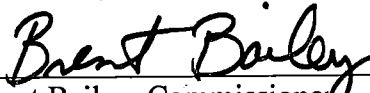
Aye X Nay \_\_\_\_\_

DATED this the 6<sup>th</sup> day of April 2021.

MISSISSIPPI PUBLIC SERVICE COMMISSION



Dane Maxwell, Chairman  
Southern District

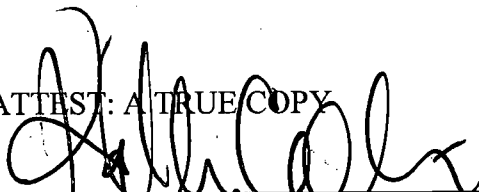


Brent Bailey, Commissioner  
Central District



Brandon Presley, Commissioner  
Northern District

ATTEST: A TRUE COPY



Katherine Collier, Executive Secretary  
Effective this the 6<sup>th</sup> day of April 2021.

**TARIFF****OF****THAXTON HILLS UTILITIES, LLC**

(Name of Utility Organization or Other Serving Agency)

**SCHEDULE OF RATES,****TERMS AND CONDITIONS****FOR****SEWER**

(Electric, Gas, Telephone, Water, Sewer Service)

**APPLYING TO****CERTIFICATED AREA IN PONTOTOC COUNTY**

(Area to which Rates, Rules and Regulations, &amp; Extension Policy Apply)

NO MODIFICATION OF THESE SCHEDULES SHALL BE  
MADE EXCEPT FOR THE PURPOSE OF CANCELING OR  
SUPERSEDING PREVIOUSLY ISSUED SCHEDULES

ISSUED BY Jake Clemmons  
(Name)

Owner/Managing Member  
(Title)

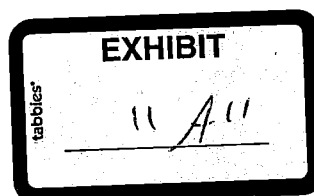
ADDRESS 12260 Highway 6 West  
(Street or Box Number)

Thaxton  
(City)

MS 38871  
(State and ZIP)

STATE OF MISSISSIPPI

PUBLIC SERVICE COMMISSION



Sheet 402 <b>Thaxton Hills Utilities, LLC</b> (Name of Utility Organization or Other Service Agency) <b>Certificated Area in Pontotoc County</b> (Area to which Rates, Rules, and Regulations, & Extension Policy Apply)	STATE OF MISSISSIPPI PUBLIC SERVICE COMMISSION  INDEX TO TARIFF  DATE ISSUED _____  SHEET <u>1</u> of <u>1</u> SHEETS

TYPE SERVICE	CLASS OF SERVICE	SCHEDULES/SECTION NUMBER
Sewer	Residential	I
Sewer	Service Rules & Regulations	II
Sewer	Service Extension Policy	III

(JX457898.1) Thaxton Hills Utilities LLC		
12260 Highway 6 West	Thaxton, MS 38871	

Sheet 402	<b>Thaxton Hills Utilities, LLC</b> (Name of Utility Organization or Other Service Agency)	STATE OF MISSISSIPPI PUBLIC SERVICE COMMISSION PSC SCHEDULE NO. <u>1</u>
	<b>Certificated Area in Pontotoc County</b> (Rate Area to Which Rate is Applicable)	DATE ISSUED _____ SUPERCEDES SCHEDULE NO. _____ ISSUED ON _____
	<b>TYPE UTILITY SERVICE</b> <b>Sewer</b> (Electric, Gas, Telephone, Water, Sewer)	SHEET <u>1</u> of <u>1</u> SHEETS
<b>CLASS OF SERVICE</b> <b>Residential</b> (Residential, Commercial, Industrial, Rural, etc.)		

(The space below is for a statement of availability, character of service, rate, minimum charge, terms of payment, special conditions, and minimum contract period pertinent to the application of this particular rate schedule.)

Availability:

Sewer Service is available under this Rate Schedule subject to the Service Rules and Regulations, and the Service Extension Policy.

Monthly Rate

Flat Rate      \$ 37.00

Other Rates

Tap/Connection Fee	\$125.00
Reconnection Fee	\$75.00
Deposit	\$ 0.00
Late Fee	\$ 5.00
NSF Check Fee	\$ 25.00

Reconnection Fee:

When it has been deemed necessary by Thaxton Hills Utilities, LLC to physically disconnect a customer's sewage disposal service, a charge of \$75.00 shall be collected before the physical reconnection is made. In the event a utility representative is dispatched to disconnect service and the customer chooses to pay any arrearage at such time, in lieu of the disconnection and resulting reconnection fee, there shall be levied a \$37.50 charge at such time, in addition to the arrearage.

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Sheet 402 <b>Thaxton Hills Utilities, LLC</b> (Name of Utility Organization or Other Service Agency)	STATE OF MISSISSIPPI PUBLIC SERVICE COMMISSION PSC SCHEDULE NO. <u>II</u>
<b>Certificated Area in Pontotoc County</b> (City, Town, or Other Area to Which These Rules are Applicable)	<b>SERVICE RULES AND REGULATIONS          APPLYING TO:  <u>SEWER</u></b>
	SHEET <u>1</u> of <u>2</u> SHEETS

**I. Availability**

Service from Thaxton Hills Utilities, LLC is available in the Certificated Service Area subject to the Service Extension Policy of the Utility and other duly approved fees and charges.

**II. Cash Deposit**

Thaxton Hills does not intend to require a deposit from its customers.

**III. Tap/Connection Fee**

A service connection fee as shown by rates and charges herein will be required of each customer. Payment of this fee will be in advance of any installation or construction work by the Utility, and will include the cost of making actual connection and extending the service line to the customer's property line at a mutually agreeable point. This fee will be collected only once for a given service location.

**IV. Late Fee**

All bills are due and payable by the 1<sup>st</sup> of the month which is subsequent to receipt. Bills not paid by the 10<sup>th</sup> of said month will be assessed a \$5.00 late charge.

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Sheet 402 <b>Thaxton Hills Utilities, LLC</b> (Name of Utility Organization or Other Service Agency)	STATE OF MISSISSIPPI PUBLIC SERVICE COMMISSION
<b>Certificated Area in Pontotoc County</b> (City, Town, or Other Area to Which These Rules are Applicable)	CONTINUATION SHEET <b>SERVICE RULES AND REGULATIONS</b> APPLYING TO: <u>SEWER</u>
	SHEET <u>2</u> of <u>2</u> SHEETS

V. NSF Check Fee

A fee for any check of a customer properly presented for payment and returned to the Utility by the bank of the Customer which cites non-sufficient funds as reason for denial of payment by bank.

VI. Reconnection Fee

A fee for reconnection of sewer service as shown by rates and charges herein will be applicable in case the sewer is shut off for the reason of non-payment.

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Sheet 402 <b>Thaxton Hills Utilities, LLC</b> (Name of Utility Organization or Other Service Agency)	STATE OF MISSISSIPPI PUBLIC SERVICE COMMISSION PSC SCHEDULE NO. <u>III</u> <b>SERVICE EXTENSION POLICY</b>
<b>Certificated Area in Pontotoc County</b> (City, Town, or Other Area to Which These Policies Apply)	
SHEET <u>1</u> of <u>1</u> SHEETS	

**A. Application of Policy**

The Service Extension Policy of Thaxton Hills Utilities, LLC shall apply in those instances where the service in question is not readily available from a point on the existing system without a system extension and/or where the quantities are beyond the ability of the system to service at the point where the service is requested.

**B. Application for Service**

In such instances, the prospective customer shall clearly state the type of sewer service desired and shall clearly define the point at which service is desired in a written application for service.

**C. Estimate of Cost and Availability of Service**

Thaxton Hills Utilities, LLC will estimate or cause to be estimated the cost of providing the service requested at the point indicated in order to evaluate properly the factors influencing the extension of such service.

**D. Contribution-In-Aid-Of-Construction**

If a Contribution-In-Aid-Of-Construction is made by a prospective customer, the contribution will be considered as a non-refundable cash requirement of the Utility, and the Utility will own, operate and maintain all facilities pertinent to the rendition of water service to a customer's property line. Service will be rendered according to the Service Rules and Regulations of Thaxton Hills Utilities, LLC, the appropriate Rate Schedule, and any Special Agreements which have the proper approval of regulatory authorities.

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