

September 28, 2017

INDIANA UTILITY

REGULATORY COMMISSION

BEFORE THE

INDIANA UTILITY REGULATORY COMMISSION

PETITION OF CWA AUTHORITY, INC.)
 FOR APPROVAL PURSUANT TO)
 INDIANA CODE SECTION 8-1-31.5-12) CAUSE NO. 44990
 TO IMPLEMENT A RATE SCHEDULE)
 TO ESTABLISH A SYSTEM)
 INTEGRITY ADJUSTMENT.)

VERIFIED PETITION

CWA Authority, Inc. (“CWA” or “Petitioner”), respectfully petitions the Indiana Utility Regulatory Commission (“Commission”) for approval pursuant to Indiana Code Section 8-1-31.5-12 to implement a rate schedule to establish a “System Integrity Adjustment” as that term is defined in Indiana Code Section 8-1-31.5-9. In support of its Verified Petition, CWA states as follows:

1. CWA is an Indiana nonprofit corporation and an instrumentality of the Board of Directors for Utilities of the Department of Public Utilities of the City of Indianapolis d/b/a Citizens Energy Group (“Citizens Energy Group” or the “Board”) created in accordance with the Interlocal Cooperation Act, Indiana Code 36-1-7, pursuant to an Interlocal Cooperation Agreement (the “Interlocal Cooperation Agreement”) entered into by and among the Board, the City of Indianapolis (the “City”) and the Sanitary District of the City, acting by and through the City’s Board of Public Works (the “Sanitary District”). Petitioner’s principal office is located at 2020 North Meridian Street, Indianapolis, Indiana 46202.

2. On July 13, 2011, the Commission issued an Order in Cause No. 43936 approving the terms of an Asset Purchase Agreement under which CWA, in accordance with the Interlocal Cooperation Agreement, acquired the wastewater system assets previously owned by the City and the Sanitary District on August 26, 2011.

3. CWA provides wastewater collection and treatment service to approximately 230,000 households in Marion County and wastewater treatment services to surrounding communities. Pursuant to a Management and Operating Agreement approved by the Commission in Cause No. 43936, Citizens Energy Group provides management and operational services necessary and desirable for the operation of the wastewater utility owned by CWA.

4. In accordance with the Interlocal Cooperation Agreement and pursuant to the Commission's July 13, 2011, Order in Cause No. 43936, CWA's rates and charges for wastewater utility service are under the jurisdiction of the Commission.

5. CWA is an "Eligible Utility," as that term is defined in Indiana Code Section 8-1-31.5-7.

6. Attachment 1 to this Verified Petition, which is incorporated herein by reference, is a schedule detailing the calculation of CWA's proposed "System Integrity Adjustment" and SIA1 as described in Paragraphs 7 through 9 of this Verified Petition.

7. On July 18, 2016, in Cause No. 44685, the Commission issued an Order approving a net revenue requirement for CWA of \$269,704,907, subject to a true-up following the debt issuance contemplated in that Cause. On October 21, 2016, CWA submitted its true-up filing, including revised rates and charges based on a reduction of CWA's net revenue requirement resulting from reduced actual debt service costs CWA achieved with respect to the debt issuance contemplated in Cause No. 44685. The net revenue requirement pursuant to the October 21, 2016 compliance filing is \$267,012,483. Pursuant to the Commission's July 18, 2016, Order in Cause No. 44685 and CWA's October 21, 2016, compliance filing, CWA's "Authorized Revenues," as that term is defined in Indiana Code Section 8-1-31.5-5, are \$267,685,589 (Attachment 1, line 1). For the twelve month period ending July 31, 2017, CWA's

“Actual Revenues,” as that term is defined in Indiana Code Section 8-1-31.5-2, were \$255,800,310 (Attachment 1, line 2). CWA’s “Cumulative Deficit,” as that term is defined in Indiana Code 8-1-31.5-6, is \$11,885,279 (Attachment 1, line 3). CWA’s “System Integrity Collar,” as that term is defined in Indiana Code Section 8-1-31.5-10, is \$5,353,712 (\$267,685,589 multiplied by 0.02). (Attachment 1, line 4). A comparison of Attachment 1, line 3 with Attachment 1, line 4 establishes that CWA’s “System Integrity Collar” has been satisfied on a cumulative annual basis following the effective date of the Commission’s July 18, 2016, Order in Cause No. 44685.

8. CWA’s “Adjustment Amount,” as that term is defined in Indiana Code Section 8-1-31.5-3, is \$6,531,567 (Attachment 1, line 5). CWA’s “System Integrity Collar” is not included in the “Adjustment Amount.” Pursuant to Indiana Code Section 8-1-31.5-11, CWA’s “System Integrity Adjustment” does not exceed 94 percent of the “Adjustment Amount.” Based on the foregoing calculations, CWA’s proposed System Integrity Adjustment is \$6,139,673 (Attachment 1, line 6).

9. Attachment 1, lines 7 through 11, which will be applicable to CWA’s future petitions under Indiana Code Section 8-1-31.5-13 to reconcile the difference between the “Adjustment Amount” and “Adjustment Revenues” actually received, are not applicable to this Verified Petition. The SIA 1 Rate of \$0.2598 per 1,000 gallons shown on Attachment 1, line 14 is determined by dividing the System Integrity Adjustment (Attachment 1, line 12) by CWA’s budgeted non-industrial volumes (Attachment 1, line 13).

10. CWA is not currently collecting a “System Integrity Adjustment.”

11. Attachment 2 to this Verified Petition, which is attached hereto and incorporated herein by reference, is CWA’s proposed Rider B, which establishes the “System Integrity

Adjustment” to recover from non-industrial customers. Attachments 3 and 4, which are attached hereto (in redline and clean) and incorporated herein by reference, are revised rate schedules for Sewer Rate No. 1 and Sewer Rate No. 4 incorporating minor wording changes to effect the implementation of Rider B. Pursuant to and in accordance with Indiana Code Section 8-1-31.5-12, CWA respectfully requests approval to implement the rate schedules attached hereto as Attachments 2 through 4.

12. In accordance with Indiana Code Section 8-1-31.5-12(a), Attachment 5 to this Verified Petition, which is attached hereto and incorporated herein by reference, is a certification that CWA will use any “Adjustment Revenues,” as that term is defined in Indiana Code Section 8-1-31.5-4, for “Eligible Infrastructure Improvements,” as that term is defined in Indiana Code Section 8-1-31-5.

13. CWA will publish notice of the filing of this Verified Petition as required by law.

14. Pursuant to Indiana Code Section 8-1-31.5-12(b), (i) CWA has served the Indiana Office of Utility Consumer Counselor (the “OUCC”) a copy of this Verified Petition contemporaneous with its filing with the Commission; and (ii) the OUCC may examine CWA’s information to confirm proper calculation of the proposed System Integrity Adjustment and submit a report of such examination to the Commission not later than thirty (30) days after the date this Verified Petition was filed.

15. In accordance with Indiana Code Section 8-1-31.5-12(c)-(d), Petitioner respectfully requests the Commission hold a hearing on the Verified Petition, and if it determines the System Integrity Adjustment is properly calculated, enter an order approving the Verified Petition not later than ninety (90) days after its filing.

16. Petitioner believes that Indiana Code Sections 8-1-2-61, 8-1-31-5 and 8-1-31.5-1 *et. seq.*, among others, are or may be applicable to this Verified Petition.

17. The following attorneys are counsel for Petitioner in this proceeding and are authorized to accept service of papers on behalf of Petitioner:

Michael E. Allen (20768-49)
Citizens Energy Group
2020 N. Meridian Street
Indianapolis, Indiana 46202
Telephone: (317) 927-4318
Facsimile: (317) 927-4318
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Lauren R. Toppen (23778-49)
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2020 N. Meridian Street
Indianapolis, Indiana 46202
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ltoppen@citizensenergygroup.com

In addition, papers filed in this proceeding should be served on:

LaTona S. Prentice
Vice President, Regulatory and
External Affairs
Citizens Energy Group
2020 N. Meridian Street
Indianapolis, Indiana 46202
Telephone: (317) 927-4529
Facsimile: (317) 927-4529
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Debi Bardhan
Director, Regulatory Affairs
Citizens Energy Group
2020 N. Meridian Street
Indianapolis, Indiana 46202
Telephone: (317) 927-4591
Facsimile: (317) 927-4591
dbardhan@citizensenergygroup.com

18. The undersigned affirms under penalties for perjury that the foregoing representations are true to the best of her knowledge, information, and belief.

WHEREFORE, CWA respectfully requests that the Indiana Utility Regulatory Commission hold a hearing and thereafter make and enter an Order in this Cause:

- (i) Determining that CWA's System Integrity Adjustment is properly calculated;
- (ii) Authorizing and approving the rate schedules attached hereto and incorporated herein by reference that establish CWA's System Integrity Adjustment to be recovered from CWA's non-industrial customers; and
- (iii) Granting such other relief as the Commission may deem necessary and appropriate.

DATED this 28th day of September, 2017.

CWA AUTHORITY, INC.

By: 
LaTona S. Prentice
Vice President, Regulatory &
External Affairs

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was served on the Indiana Office of Utility Consumer Counselor by electronic mail to said office on this 28th day of September, 2017.



An Attorney for Petitioner, CWA Authority, Inc.

Michael E. Allen, Atty. No. 20768-49
Lauren Toppen, Atty. No. 23778-49
CWA Authority, Inc.
2020 N. Meridian Street
Indianapolis, IN 46202
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E-mail: mallen@citizensenergygroup.com
ltoppen@citizensenergygroup.com

Attorneys for Petitioner
CWA Authority, Inc.

CWA Authority, Inc.
System Integrity Adjustment

Line
No.

System Integrity Adjustment Calculation
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1	Authorized Revenues from Cause No. 44685	\$ 267,685,589
2	Actual Revenues, Twelve Months Ending July 31, 2017	<u>\$ 255,800,310</u>
3	Cumulative Deficit / (Excess) (line 1 - line 2)	\$ 11,885,279
4	One-Time System Integrity Collar (line 1 * 0.02)	<u>\$ 5,353,712</u>
5	Adjustment Amount (line 3 - line 4)	\$ 6,531,567
6	System Integrity Adjustment (line 5 * 0.94)	\$ 6,139,673

Reconcile Actual Cost to Recovery
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7	System Integrity Adjustment to be Recovered / (Refunded) - SIA ___	\$ -
8	Actual Discharge Billed	-
9	SIA ___ rate per 1,000 Gallons - _____	<u>\$ -</u>
10	Actual SIA Cost Recovered - _____ (line 8 * line 9)	<u>\$ -</u>
11	(Over)/Under Recovery of SIA ___ to be Included in SIA ___ Rate Adjustment Calculation (line 7 - line 10)	<u>\$ -</u>
12	Total System Integrity Adjustment (line 6 + line 11)	\$ 6,139,673
13	Budgeted Non-Industrial Volumes (1,000 gallons)	<u>23,635,000</u>
14	SIA1 Rate - per 1,000 gallons (line 12 / line 13)	<u><u>\$ 0.2598</u></u>

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RIDER B

SYSTEM INTEGRITY ADJUSTMENT

Pursuant to Indiana Code 8-1-31.5, the System Integrity Adjustment (SIA) shall recover from or credit to Customers served under Sewer Rates 1, 4 and 6, the difference between the Utility's actual revenues for a twelve (12) month period and authorized revenues for the same twelve (12) month period.

RATE:

The applicable SIA rate shall be applied to each unit of measure of metered sewage disposal service use each month.

Applicable SIA Rate \$0.2598 Per 1,000 gallons
\$0.1948 Per CCF

In any given month, if a Nonindustrial Customer is billed the Sewer Rate No. 1 Monthly Minimum Charge, an additional \$0.78 will be added for the SIA.

RATE 1 UNMETERED SEWER CUSTOMERS:

All Residential Customers of the Utility who have an unmetered water source shall incur the applicable SIA based on the number of occupants in the household.

Residential	Per Month
1 occupant	\$0.78
2 occupants	\$0.94
3 occupants	\$1.40
4 or more occupants	\$1.87

All other Nonindustrial Customers of the Utility who have an unmetered water source shall pay the applicable SIA.

All Other Nonindustrial	Per Month
Small Flat Rate	\$0.97
Large Flat Rate	\$2.73

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SEWER RATE NO. 1

NONINDUSTRIAL SEWAGE DISPOSAL SERVICE

AVAILABILITY:

The Nonindustrial rates and charges shall be applied to all Nonindustrial Customers of the Utility as defined in Section 1 of the Utility's Terms and Conditions for Sewage Disposal Service. The Monthly Base Charge, together with the variable Treatment Charges, are subject to the Monthly Minimum Charge as noted in the table below.

RATE:

All Nonindustrial Customers of the Utility shall pay a fixed Monthly Base Charge per connection and a variable Treatment Charge as shown in the table below.*

Metered Monthly Rates	Phase I Eff. 7/20/16	Phase I Eff. 11/4/16	Phase II Eff. 8/1/17	Phase II Eff. 9/1/17
Monthly Minimum Charge	\$37.92	\$37.66	\$39.57	\$39.40
Monthly Base Charge	\$18.75	\$18.75	\$18.75	\$18.75
Treatment Charges:				
First 7,500 gallons (\$/1,000 gal.)	\$6.3905	\$6.3040	\$6.9388	\$6.8828
First 10 CCF (\$/CCF)	\$4.7929	\$4.7280	\$5.2041	\$5.1621
Over 7,500 gallons (\$/1,000 gal.)	\$7.2375	\$7.1396	\$7.5113	\$7.4507
Over 10 CCF (\$/CCF)	\$5.4281	\$5.3547	\$5.6335	\$5.5880

~~In addition, addition to the charges above,~~ the Environmental Compliance Plan Recovery Mechanism rate from Rider A and the System Integrity Adjustment rate from Rider B shall apply.

MINIMUM BILL PER MONTH:

Each Nonindustrial Customer will pay a Monthly Minimum Charge if the combined Base Charge, Treatment Charges, and Rider A charge are less than the Monthly Minimum Charge. Seasonal customers will receive bills during all Months of the year even when only the Monthly Minimum Charge is due.

***BILLING FOR ONE-, TWO-, OR MULTI-FAMILY RESIDENCES FROM MAY THROUGH NOVEMBER:**

In the case of one-, two- or multi-family residences, the monthly billing for Sewage Disposal Service for the Months of May through November shall be based upon the monthly average of the water billed during the previous Months December through March. In the event the monthly average of the water billed during such previous Months December through March is less than 3,000 gallons (4 CCF), the Customer will pay the Monthly Minimum Charge reflected in the above table. This would apply to new customers that did not have usage billed in any or all of the Months December through March. CCF refers to 100 cubic feet and is approximately equivalent to 750 gallons.

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SEWER RATE NO. 1 - NONINDUSTRIAL SEWAGE DISPOSAL SERVICE (Cont'd.)

UNMETERED SEWER CUSTOMERS:

All Residential Customers of the Utility who have an unmetered water source shall pay a monthly charge based on the number of occupants in the household. The charge will be calculated using a fixed Monthly Base Charge per connection and a variable Treatment Charge based on 1,800 gallons per occupant.

Unmetered Monthly Rates	Phase I Eff. 7/20/16	Phase I Eff. 11/4/16	Phase II Eff. 8/1/17	Phase II Eff. 9/1/17
1 occupant (Monthly Minimum Charge)	\$37.92	\$37.66	\$39.57	\$39.40
2 occupants (3,600 gallons)	\$41.76	\$41.44	\$43.73	\$43.53
3 occupants (5,400 gallons)	\$53.26	\$52.79	\$56.22	\$55.92
4 or more occupants (7,200 gallons)	\$64.76	\$64.14	\$68.71	\$68.31

All other Nonindustrial Customers of the Utility who have an unmetered water source shall pay a monthly charge based on their estimated Monthly discharge. The charge will be calculated using a fixed Monthly Base Charge per connection and a variable Treatment Charge based on tiers below.

Unmetered Monthly Rates	Phase I Eff. 7/20/16	Phase I Eff. 11/4/16	Phase II Eff. 8/1/17	Phase II Eff. 9/1/17
Small Flat Rate (5-10 ccf)	\$42.71	\$42.39	\$44.77	\$44.56
Large Flat Rate (11 ccf and above)	\$88.39	\$87.45	\$93.32	\$92.72

In addition ~~to the charges above,~~ the Environmental Compliance Plan Recovery Mechanism rate from Rider A and the System Integrity Adjustment from Rider B shall apply to Unmetered Sewer Customers.

WATER USED FOR FIRE PROTECTION:

Where a metered water supply is used for fire protection as well as for other uses, the Utility may, at its sole discretion, make adjustments in the sewer user charge as may be equitable. In such cases the burden of proof as to the type of water usage shall be upon the Customer.

Where a metered water supply is used for fire protection only, the sewer user charge shall not apply.

PAYMENT:

If the bill is not paid within seventeen days after its date of issue, a Late Payment Charge will be added as provided in Appendix A.

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SEWER RATE NO. 1

NONINDUSTRIAL SEWAGE DISPOSAL SERVICE

AVAILABILITY:

The Nonindustrial rates and charges shall be applied to all Nonindustrial Customers of the Utility as defined in Section 1 of the Utility's Terms and Conditions for Sewage Disposal Service. The Monthly Base Charge, together with the variable Treatment Charges, are subject to the Monthly Minimum Charge as noted in the table below.

RATE:

All Nonindustrial Customers of the Utility shall pay a fixed Monthly Base Charge per connection and a variable Treatment Charge as shown in the table below.*

Metered Monthly Rates	Phase I Eff. 7/20/16	Phase I Eff. 11/4/16	Phase II Eff. 8/1/17	Phase II Eff. 9/1/17
Monthly Minimum Charge	\$37.92	\$37.66	\$39.57	\$39.40
Monthly Base Charge	\$18.75	\$18.75	\$18.75	\$18.75
Treatment Charges:				
First 7,500 gallons (\$/1,000 gal.)	\$6.3905	\$6.3040	\$6.9388	\$6.8828
First 10 CCF (\$/CCF)	\$4.7929	\$4.7280	\$5.2041	\$5.1621
Over 7,500 gallons (\$/1,000 gal.)	\$7.2375	\$7.1396	\$7.5113	\$7.4507
Over 10 CCF (\$/CCF)	\$5.4281	\$5.3547	\$5.6335	\$5.5880

In addition to the charges above, the Environmental Compliance Plan Recovery Mechanism rate from Rider A and the System Integrity Adjustment rate from Rider B shall apply.

MINIMUM BILL PER MONTH:

Each Nonindustrial Customer will pay a Monthly Minimum Charge if the combined Base Charge, Treatment Charges, and Rider A charge are less than the Monthly Minimum Charge. Seasonal customers will receive bills during all Months of the year even when only the Monthly Minimum Charge is due.

***BILLING FOR ONE-, TWO-, OR MULTI-FAMILY RESIDENCES FROM MAY THROUGH NOVEMBER:**

In the case of one-, two- or multi-family residences, the monthly billing for Sewage Disposal Service for the Months of May through November shall be based upon the monthly average of the water billed during the previous Months December through March. In the event the monthly average of the water billed during such previous Months December through March is less than 3,000 gallons (4 CCF), the Customer will pay the Monthly Minimum Charge reflected in the above table. This would apply to new customers that did not have usage billed in any or all of the Months December through March. CCF refers to 100 cubic feet and is approximately equivalent to 750 gallons.

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SEWER RATE NO. 1 - NONINDUSTRIAL SEWAGE DISPOSAL SERVICE (Cont'd.)

UNMETERED SEWER CUSTOMERS:

All Residential Customers of the Utility who have an unmetered water source shall pay a monthly charge based on the number of occupants in the household. The charge will be calculated using a fixed Monthly Base Charge per connection and a variable Treatment Charge based on 1,800 gallons per occupant.

Unmetered Monthly Rates	Phase I Eff. 7/20/16	Phase I Eff. 11/4/16	Phase II Eff. 8/1/17	Phase II Eff. 9/1/17
1 occupant (Monthly Minimum Charge)	\$37.92	\$37.66	\$39.57	\$39.40
2 occupants (3,600 gallons)	\$41.76	\$41.44	\$43.73	\$43.53
3 occupants (5,400 gallons)	\$53.26	\$52.79	\$56.22	\$55.92
4 or more occupants (7,200 gallons)	\$64.76	\$64.14	\$68.71	\$68.31

All other Nonindustrial Customers of the Utility who have an unmetered water source shall pay a monthly charge based on their estimated Monthly discharge. The charge will be calculated using a fixed Monthly Base Charge per connection and a variable Treatment Charge based on tiers below.

Unmetered Monthly Rates	Phase I Eff. 7/20/16	Phase I Eff. 11/4/16	Phase II Eff. 8/1/17	Phase II Eff. 9/1/17
Small Flat Rate (5-10 ccf)	\$42.71	\$42.39	\$44.77	\$44.56
Large Flat Rate (11 ccf and above)	\$88.39	\$87.45	\$93.32	\$92.72

In addition to the charges above, the Environmental Compliance Plan Recovery Mechanism rate from Rider A and the System Integrity Adjustment from Rider B shall apply to Unmetered Sewer Customers.

WATER USED FOR FIRE PROTECTION:

Where a metered water supply is used for fire protection as well as for other uses, the Utility may, at its sole discretion, make adjustments in the sewer user charge as may be equitable. In such cases the burden of proof as to the type of water usage shall be upon the Customer.

Where a metered water supply is used for fire protection only, the sewer user charge shall not apply.

PAYMENT:

If the bill is not paid within seventeen days after its date of issue, a Late Payment Charge will be added as provided in Appendix A.

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SEWER RATE NO. 4

SEPTIC AND GREASE HAULER RATES

APPLICABILITY:

Septic and grease haulers shall pay the metered rates and charges set forth below for septic waste and grease.

RATE:

The monthly metered rates in addition to the excessive strength surcharges applicable to septic and grease haulers are set forth in the table below.

Metered Monthly Rates:	Phase I Eff. 7/20/16	Phase I Eff. 11/4/16	Phase II Eff. 8/1/17	Phase II Eff. 9/1/17
Septic: Per 1,000 Gallons	\$53.83	\$53.83	\$56.24	\$56.24
Grease Waste: Per 1,000 Gallons	\$422.08	\$422.08	\$422.08	\$422.08
Excessive Strength Surcharges – Per pound:				
BOD in excess of 6,000 mg/l (\$/lb.)	\$0.4279	\$0.4235	\$0.4333	\$0.4306
SS in excess of 15,000 mg/l (\$/lb.)	\$0.1533	\$0.1519	\$0.1555	\$0.1545
NH3-N in excess of 400 mg/l (\$/lb.)	\$0.4625	\$0.4562	\$0.4669	\$0.4640

In addition to the charges above, the Environmental Compliance Plan Recovery Mechanism rate from Rider A and the System Integrity Adjustment rate from Rider B shall apply to the Septic and Grease metered monthly volumes and not to the Excessive Strength volumes.

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SEWER RATE NO. 4

SEPTIC AND GREASE HAULER RATES

APPLICABILITY:

Septic and grease haulers shall pay the metered rates and charges set forth below for septic waste and grease.

RATE:

The monthly metered rates in addition to the excessive strength surcharges applicable to septic and grease haulers are set forth in the table below.

Metered Monthly Rates:	Phase I Eff. 7/20/16	Phase I Eff. 11/4/16	Phase II Eff. 8/1/17	Phase II Eff. 9/1/17
Septic: Per 1,000 Gallons	\$53.83	\$53.83	\$56.24	\$56.24
Grease Waste: Per 1,000 Gallons	\$422.08	\$422.08	\$422.08	\$422.08
Excessive Strength Surcharges – Per pound:				
BOD in excess of 6,000 mg/l (\$/lb.)	\$0.4279	\$0.4235	\$0.4333	\$0.4306
SS in excess of 15,000 mg/l (\$/lb.)	\$0.1533	\$0.1519	\$0.1555	\$0.1545
NH3-N in excess of 400 mg/l (\$/lb.)	\$0.4625	\$0.4562	\$0.4669	\$0.4640


In addition to the charges above, the Environmental Compliance Plan Recovery Mechanism rate from Rider A and the System Integrity Adjustment rate from Rider B shall apply to the Septic and Grease metered monthly volumes and not to the Excessive Strength volumes.

CERTIFICATION

The undersigned affirms and certifies under the penalties for perjury that CWA Authority, Inc. will use any "Adjustment Revenues," as that term is defined in Indiana Code Section 8-1-31.5-4, for "Eligible Infrastructure Improvements," as that term is defined in Indiana Code Section 8-1-31-5.

DATED this 27th day of September, 2017.

CWA AUTHORITY, INC.

By: 

Jeffrey A. Willman
Vice President