

**H**awke  
  **M**ckeon &  
   **S**niscak LLP

ATTORNEYS AT LAW

William T. Hawke  
Kevin J. McKeon  
Thomas J. Sniscak  
Scott T. Wyland  
Todd S. Stewart  
Craig R. Burgraff  
Janet L. Miller

Steven K. Haas  
William E. Lehman  
Tori L. Giesler  
Judith D. Cassel  
Of Counsel  
Julia A. Conover

100 North Tenth Street, Harrisburg, PA 17101 Phone: 717.236.1300 Fax: 717.236.4841 www.hmslegal.com

April 29, 2011

**VIA HAND DELIVERY**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street – Second Floor  
P.O. Box 3265  
Harrisburg, PA 17105-3265

RECEIVED  
2011 APR 29 PM 4:00  
PA PUC  
SECRETARY'S BUREAU

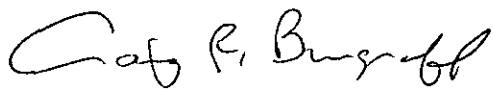
RE: Total Environmental Solutions, Inc. – Treasure Lake Wastewater Division's Supplement No. 9 to Tariff Wastewater – Pa. P.U.C. No. 4

Dear Secretary Chiavetta:

Enclosed for filing with the Public Utility Commission is an original and seven (7) copies of Total Environmental Solutions, Inc.'s Supplement No. 9 to Tariff Wastewater – Pa. P.U.C. No. 4. Supplement No. 9 provides for the ability to bill availability customers on a semi-annual basis.

If you have any questions, please feel free to contact me.

Respectfully,



Craig R. Burgraff  
Counsel for Total Environmental Solutions, Inc.

CRB/bks  
Enclosures  
cc: Per Certificate of Service

**TOTAL ENVIRONMENTAL SOLUTIONS, INC.**

---

**RATES, RULES AND REGULATIONS  
GOVERNING THE PROVISION OF SANITARY SEWER SERVICE  
WITHIN THAT  
PORTION OF TOWNSHIP OF SANDY,  
COUNTY OF CLEARFIELD, PENNSYLVANIA**

---

BY: William Schoening, Chief Executive Officer  
Total Environmental Solutions, Inc.  
906 Beaver Drive  
DuBois, PA 15801

**RECEIVED**  
**2011 APR 29 PM 4:00**  
PA P.U.C.  
SECRETARY'S BUREAU

**THIS TARIFF CHANGES IN BILLING PERIODS FOR AVAILABILITY  
CUSTOMERS**

**CHANGES MADE BY THIS TARIFF**

Supplement No. 9 to Tariff Wastewater – Pa. P.U.C. No. 4 provides for the ability to bill availability customers on a semi-annual basis.

---

**TABLE OF CONTENTS**

	<u>Page</u>
Title Page .....	Supplement No. 9
List of Changes .....	6 <sup>th</sup> Revised Page No. 2
Table of Contents .....	7 <sup>th</sup> Revised Page No. 3
Rules and Regulations:	
1. Definitions.....	1 <sup>st</sup> Revised Page No. 4
2. Application for Service .....	Original Page No. 4C
3. Service Connections.....	Original Page No. 5
3.A. Wastewater Control Regulations.....	1 <sup>st</sup> Revised Page No. 7
3.B. Main Extensions.....	1 <sup>st</sup> Revised Page No. 9
4. Construction Standards for Customer-Owned Facilities.....	Original Page No. 12
5. Apartment Complexes.....	Original Page No. 13A
6. Condominium Complexes.....	Original Page No. 14
7. Metered Service .....	1 <sup>st</sup> Revised Page No. 16
8. Responsibility for Service .....	Original Page No. 16A
9. Discontinuance of Service.....	Original Page No. 16A
10. Prohibited Wastes.....	Original Page No. 18
11. Payment.....	Original Page No. 18
12. Landlord and Tenant .....	Original Page No. 20
13. General .....	Original Page No. 20
14. Rate Schedules .....	1 <sup>st</sup> Revised Page No. 21

---

Bills

- 11.3 Bills are due and payable monthly, bi-monthly, quarter-annually, or semi-annually (“billing period”) as billed by the Company and shall be paid within twenty (20) days from date of mailing of the bill or delivery thereof, whichever is earlier; provided, however, that, when service is terminated, the bill becomes due and payable immediately. The Customer will be responsible for the payment of all service rendered by the Company until written notice to discontinue the same is received by the Company and reasonable time after receipt of such notice has elapsed for the Company to obtain the final reading of the water meter or meters. If the Company renders bills other than monthly, Customers who desire to receive monthly bills will be able to do so upon written notice to the Company. The Company will notify the Customer prior to changing the Customer’s billing period. (C)

Delivery of Bill and Notices by Mail

- 11.4 The Company may mail or deliver the bills and notices to a Customer and termination notices to designated third parties or community interest groups which have agreed to receive such notices or bills at the respective addresses provided to the Company, and the Company otherwise shall not be responsible for the delivery thereof. Failure to receive a bill will not be an excuse for non-payment thereof.

Abatement and Refund

- 11.5 Customers desiring an abatement from rates due to vacancies shall give notice in writing, on forms provided by the Company, at the office of the Company, requesting termination of sewer service. Abatement or refund will be made of a portion of charges in the proportion that the period when sewer service is not used bears to the entire period for which payment is due or has been made. When the property is reoccupied, the Customer shall notify the Company in writing. Customers shall be eligible for abatement and refund only if, during the period for which abatement or refund is sought, water service to the Premises has been discontinued.

Late Payment Charge

- 11.6 On all bills for sewer service, all bills for availability or ready-to-serve charges, and on all bills for all special charges specified herein, a late charge or penalty of 1.5% shall be due and payable to the Company, which shall be calculated on the overdue portions of each delinquent bill when charges for

## **RESPONSES TO INFORMATION REQUIREMENTS**

The following information is submitted in compliance with 52 Pa. Code § 53.52(a) of the Public Utility Commission's regulations.

- (1) The specific reasons for each change.

Total Environmental Solutions, Inc. -- Treasure Lake Wastewater Division ("TESI") is proposing the ability to render bills to its availability customers on a semi-annual basis. These customers are currently billed on a quarterly basis. Availability customers are those customers who are owners of a tract of land or two or more contiguous lots that abuts an installed main of TESI. The availability charge is a ready to serve charge that is \$4.53 per month. There are approximately 3,407 availability customers of the Treasure Lake Wastewater Division. The ability to bill these customers on a semi-annual basis, as opposed to the current quarterly basis, will allow TESI to batch all bills on a semi-annual schedule, as opposed to the bills it now sends out on a quarterly basis over three quarterly cycles during the year. This will result in a more streamlined process that will reduce the number of employee hours needed for this billing. In addition, the payment of an extra three months of charges will not work a hardship on customers, since the increased amount will total \$13.59 per semi-annual period.

- (2) The total number of customers served by the utility.

TESI serves approximately 2,160 residential and commercial metered customers whose billing periods will not be affected, and has approximately 3,407 availability customers.

- (3) A calculation of the number of customers, by tariff subdivision, whose bills will be affected by the change.

As noted, approximately 3,407 availability customers will be affected by providing the ability for a semi-annual billing period. The total bill for these customers for this period will not

be affected since it is based upon a flat monthly charge, only the billing period over which they are billed will be affected.

(4) The effect of the change on the utility's customers.

As noted, the availability customers will pay two bills of \$27.18 versus four bills of \$13.59. The total annual bill remains \$54.36.

(5) The direct or indirect effect of the proposed change on the utility's revenues and expenses.

TESI anticipates that there will be reduced billing expenses. There will be no change in the utility's revenues created by semi-annual billing.

(6) The effect of the change on the service rendered by the utility.

There is no effect on the service rendered by TESI.

(7) A list of factors considered by the utility in its determination to make the change.

The factors considered by TESI in requesting the change in billing period for availability customers are discussed above, namely a less cumbersome billing process, savings in employee time and the minimal impact on customers.

(8) Studies undertaken by the utility in order to draft its proposed change.

No studies were undertaken by TESI.

(9) Customer polls taken and other documents which indicate customer acceptance and desire for the proposed changes.

There were no customer polls conducted. However, as noted above, since the availability charge is a low monthly flat fee, the impact on customers is minimal and the total annual charge remains unchanged.

(10) Plans the utility has for introducing or implementing the changes with respect to its ratepayers.

TESI's availability customers are currently grouped into three cycles. The first cycle was billed in early January for the quarter October 8, 2010 through January 7, 2011. The next billing for this cycle was in early April for the quarter January 8, 2011 through April 7, 2011. The second cycle was billed in early February for the quarter November 8, 2010 through February 7, 2011. The next billing for this cycle will be in early May for the quarter February 8, 2011 through May 7, 2011. The third cycle will be billed in early March for the quarter December 8, 2010 through March 7, 2011. The following billing will be in early June for the quarter March 8, 2011 through June 7, 2011.

TESI plans, after notification to availability customers, on implementing the switch to a semi-annual billing cycle by issuing an interim bill to cycle 1 customers in early July for the period April 8, 2011 through June 30, 2011, to cycle 2 customers in early July for the period May 8, 2011 through June 30, 2011, and to cycle 3 customers in early July for the period June 8, 2011 through June 30, 2011. The availability customers will then all be billed on a semi-annual basis in early January 2012 for the semi-annual period July 1, 2011 through December 31, 2011. The semi-annual billing will then continue for the periods January 1 through June 30 of each year, and July 1 through December 31 of each year.

(11) FCC, FERC or Commission orders or rulings applicable to the filing.

There are no FERC or Public Utility Commission orders or rulings applicable to the filing involving availability customers.

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in the manner indicated below, and in accordance with the requirements of 52 P.A. Code §1.54 (relating to service by a party).

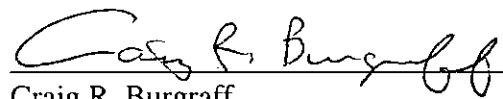
**VIA FIRST CLASS MAIL**

Allison C. Kaster, Esquire  
Office of Trial Staff  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17105

Christine Maloni Hoover, Esquire  
Senior Assistant Consumer Advocate  
Office of Consumer Advocate  
555 Walnut Street, 5<sup>th</sup> Floor, Forum Place  
Harrisburg, PA 17101-1923

Office of Small Business Advocate  
Suite 1102 Commerce Building  
300 North Second Street  
Harrisburg, PA 17101

RECEIVED  
2011 APR 29 PM 4:00  
PA PUC  
SECRETARY'S BUREAU

  
\_\_\_\_\_  
Craig R. Burgraff

Dated this 29<sup>th</sup> day of April 2011