

EL99-008

EL 99-008

12/17

EL 99-008

DOCKET NO.

IN THE MATTER OF THE FILING BY
THE CITY OF WATERTOWN,
SOUTH DAKOTA, FOR APPROVAL TO
MODIFY ASSIGNED SERVICE AREA
BETWEEN CODINGTON CLARK
ELECTRIC COOPERATIVE AND THE
CITY OF WATERTOWN, SOUTH
DAKOTA

In the Matter of

Public Utilities Commission of the State of South Dakota

MEMORANDA

DATE

5/31 99	Filed and Decided;
5/27 99	Weekly Filing;
2/16 99	Order Approving Change in Service Area;
7/16 99	Market Order

EL 99-008

MUNICIPAL UTILITIES DEPARTMENT

901 Fourth Avenue Southwest

WATERTOWN, SOUTH DAKOTA 57201-4107

PHONE (605) 882-6233 • FAX (605) 882-6238

May 19, 1999

Mr. Martin C. Bettmann
Staff Engineer
Public Utilities Commission
State Capitol Building
500 East Capitol Avenue
Pierre, SD 57501-5070

RECEIVED

MAY 21 1999

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

RE: EL98-017 Agreement to Modify Assigned Service Area
between Codington Clark Electric Cooperative
and the City of Watertown

Dear Martin:

In accordance with the above referenced Agreement, and as a result of a recent annexation to the City of Watertown, we are filing the following service territory boundary change between Codington Clark and Watertown:

- ♦ Lot 2 and 28th Avenue South, within the South 2,000 feet of the East $\frac{1}{2}$ of Section 7 of the plat entitled "Benedictine Sisters Subdivision to the Municipality of Watertown in Section 7, T116N, R52W, of the 5th P.M. Codington County, South Dakota".

Please note that the Hased House Lot 1 was not included in this annexation.

Also, please further note that those portions of Lot 3, Harmony Hill Lot 4, Day Spring Lot 8, and Evergreen Lot 9 that were annexed were already in Watertown's service territory.

If you should have any questions or require anything further in this regard, please let us know.

Thank you.

Sincerely,



H. G. HEIG
Supt. of Utilities

HGH:jap

cc: Gene Ward, Manager
Codington Clark Electric Coop

RESOLUTION NO. 99-8

A RESOLUTION ANNEXING PROPERTY TO THE CITY OF WATERTOWN, SOUTH DAKOTA:

WHEREAS, Benedictine Sisters of Mother of God Monastery, a South Dakota non-profit Corporation, (f/k/a Mother of God Monastery, Benedictine Sisters of Mother of God Priory, and Mother of God Priory), and St. Ann's Corporation, a South Dakota non-profit Corporation, (f/k/a St. Ann's Hospital of Watertown, Inc. and Benedictine Sisters of St. Ann's Hospital), of Watertown, South Dakota, are the owners of all the following described property which lies outside that portion not already within City limits:

"Lot 2, 28th Avenue South, and those portions of Lot 3, Harmony Hill Lot 4, Day Spring Lot 8 and Evergreen Lot 9 within the South 2000 Feet of the East 1/2 of Section 7 of the plat entitled "Benedictine Sisters Subdivision to the Municipality of Watertown in Section 7, T116N, R52W of the 5th P.M., Codington County, South Dakota" Hased House Lot 1 is hereby exempted."

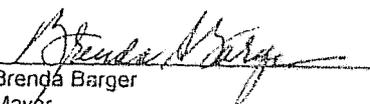
did petition the Mayor and the City Council of the City of Watertown, Codington County, South Dakota, to include the said property within the limits of the City, pursuant to Section 9-4-1 SDCL 1967 and acts amendatory thereof, and

WHEREAS, the property being annexed is contiguous to the City of Watertown and should be annexed thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL, CITY OF WATERTOWN, CODINGTON COUNTY, SOUTH DAKOTA, that the Petition of the Benedictine Sisters of Mother of God Monastery, a South Dakota non-profit Corporation, (f/k/a Mother of God Monastery, Benedictine Sisters of Mother of God Priory, and Mother of God Priory), and St. Ann's Corporation, a South Dakota non-profit Corporation, (f/k/a St. Ann's Hospital of Watertown, Inc. and Benedictine Sisters of St. Ann's Hospital), is hereby approved and the property above-described is hereby declared to be annexed to the City of Watertown, South Dakota, and that the said area be zoned as A-1, Agricultural District, under the zoning ordinances of the City of Watertown.

Dated at Watertown, South Dakota, this 8th day of April, 1999.

The above and foregoing resolution was moved by adoption by Urban, seconded by Engles, and upon roll call all voted aye. Having received an affirmative majority the Mayor declared the resolution to be duly passed and adopted.

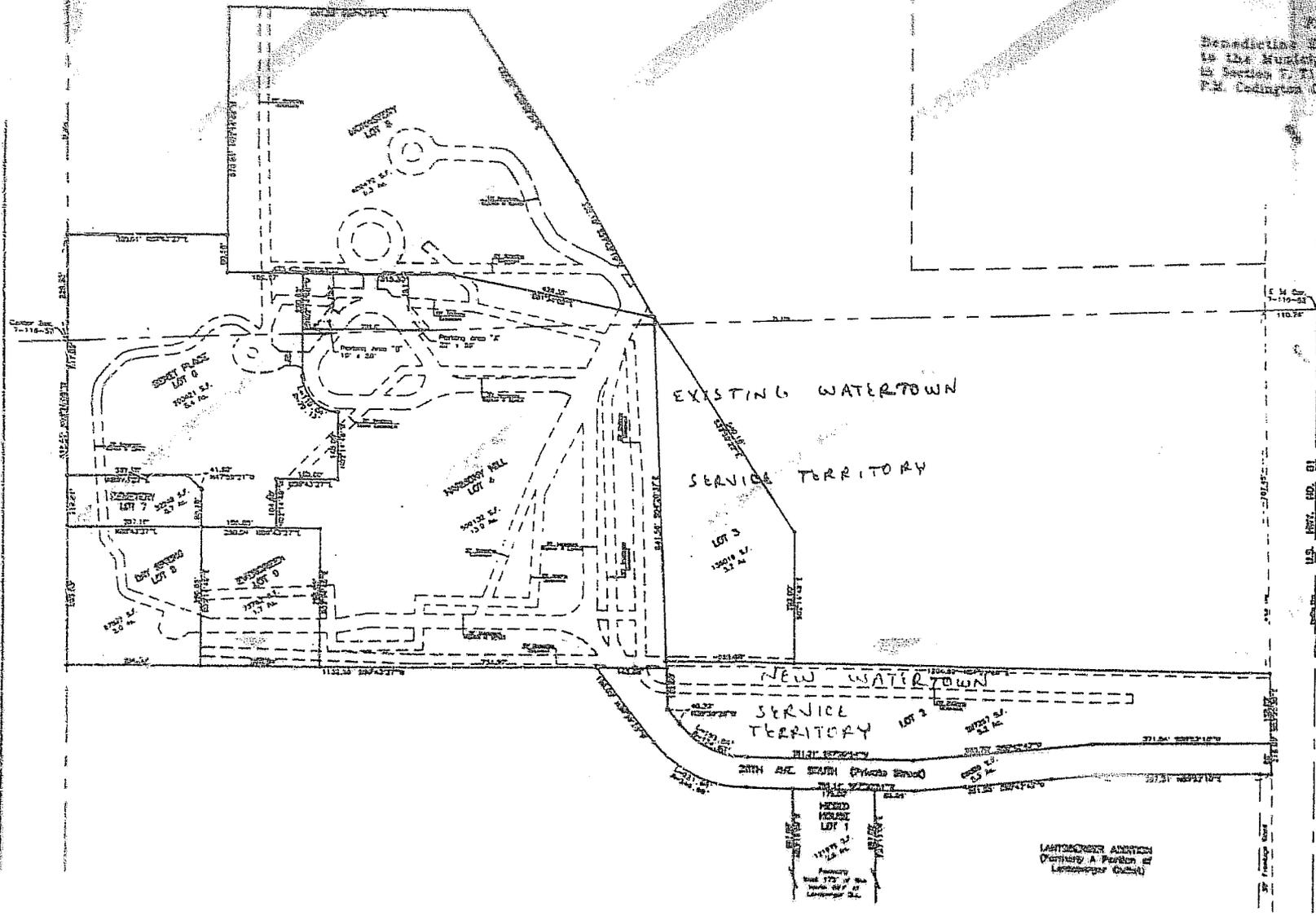

Brenda Barger
Mayor

Attest:

Tracy Turbak
Finance Officer

(SEAL)

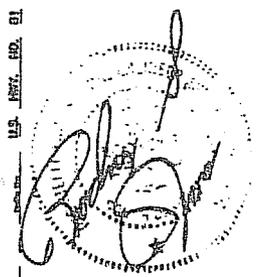
Map of
 Benedictine Waters Addition
 to the Municipality of Watertown
 in Section 7, T118N, R15W of the 24th
 P.M. Colington County, South Dakota.



Scale: 1" = 200'

- Section To Be Surveyed
- 1/4" = 100' Section Boundaries

Note: Changes are Made to Show Dates
 and Locations are Containing an Existing
 Utility, Waterway, & Highways, etc.



U.S. DEPT. OF AGRICULTURE

Surveyed & Platted By:



1022 2nd St. SE
 Watertown, SD 57201
 Tel. 605-628-2371
 Fax 605-628-1042

WATERTOWN ADDITION
 Containing A Parcel of
 Land in Colington County

South Dakota Public Utilities Commission

WEEKLY FILINGS

For the Period of May 13, 1999 through May 26, 1999

There were no filings during the period of May 13, 1999 through May 19, 1999

If you need a complete copy of a filing faxed, overnight expressed, or mailed to you, please contact
Delaine Koibo within five business days of this filing.

Phone: 605-773-3705 Fax: 605-773-3809

ELECTRIC

EL99-008 In the Matter of the Filing by the City of Watertown, South Dakota, for Approval to Modify Assigned Service Area between Codington Clark Electric Cooperative and the City of Watertown, South Dakota.

As a result of a recent annexation to the City of Watertown, the Commission received a filing from the City of Watertown, South Dakota for approval to modify the assigned service area between Codington Clark Electric Cooperative and the City of Watertown. The service territory boundary change includes Lot 2 and 28th Avenue South, within the South 2,000 feet of the East ½ of Section 7 of the plat entitled "Benedictine Sisters Subdivision to the Municipality of Watertown in Section 7, T116N, R52W, of the 5th P.M. Codington County, South Dakota.

Staff Analyst: Michele Farris
Staff Attorney: Camron Hoseck
Date Filed: 05/21/99
Intervention Deadline: 06/11/99

EL99-009 In the Matter of the Filing by Northern States Power Company for Approval of its 1998 Economic Development Report and 1999 Economic Development Plan.

On May 24, 1999, the Commission received a filing from Northern States Power Company in accordance with South Dakota Public Utilities Commission docket EL91-004: (1) a report of its 1998 economic development and (2) a proposed economic development investment budget for 1999.

Staff Analyst: Michele Farris
Staff Attorney: Camron Hoseck
Date Filed: 05/24/99
Intervention Deadline: 06/11/99

EL99-010 In the Matter of the Petition for Declaratory Ruling by the Mayor of the City of Flandreau on Whether a Proposed Transmission Line Meets the Definition of SDCL 49-41B-2.1.

The City of Flandreau is proposing to construct a transmission line from the existing Western Area Power Administration substation located west of Flandreau and a new substation. They are seeking a declaratory ruling from the Commission as to whether or not the proposed project falls within the SDCL 49-41B-2.1 definition of a transmission line and associated facility, thereby requiring a SDPUC permit.

Staff Analyst: Michele Farris
Staff Attorney: Karen Cremer
Date Filed: 05/26/99
Intervention deadline: 06/11/99

GAS AND ELECTRIC

GE99-003 In the Matter of the Filing by MidAmerican Energy Company for Approval of Revised Residential and Commercial Informational Pamphlets.

MidAmerican Energy Company is filing for Commission approval of revised residential and commercial informational pamphlets.

Staff Analyst: Keith Senger
Staff Attorney: Jeff Koerselman
Date Filed: 05/21/99
Intervention Deadline: n/a

TELECOMMUNICATIONS

TC99-056 In the Matter of the Application of Black Hills FiberCom, L.L.C. for Approval to Offer a Different Local Calling Area.

Black Hills FiberCom, L.L.C. submitted an application to provide a different local calling area than that which is provided by U S West.

Staff Analyst: Keith Senger
Staff Attorney: Karen Cremer
Date Filed: 05/21/99
Intervention Deadline: 06/11/99

TC99-057 In the Matter of the Filing by U S WEST Communications, Inc. for Approval of Agreement for Local Wireline Network Interconnection and Service Resale between McLeodUSA Communications Services, Inc. and U S WEST Communications, Inc.

U S WEST Communications, Inc. and McLeodUSA Communications Services, Inc. filed a negotiated Agreement For Local Wireline Network Interconnection And Service Resale on May 26, 1999. "The Agreement ... sets forth the terms, conditions and prices under which the parties agree to interconnect and pay reciprocal compensation for the exchange of local traffic.... However a dispute remains between the parties regarding Reciprocal Compensation provisions. It is U S WEST's position that those provisions apply only to local traffic. U S WEST requests that the Commission resolve this issue in dispute." Any party wishing to comment on the agreement may do so by filing written comments with the Commission and the parties to the agreement no later than June 17, 1999. Parties to the agreement may file written responses to the comments within twenty days of service of the comments.

Staff Analyst: Harlan Best
Staff Attorney: Camron Hoseck
Date Filed: 05/26/99
Comments Due: 06/17/99

You may receive this listing and other PUC publications via our website or via internet e-mail.
You may subscribe or unsubscribe to the PUC mailing lists at <http://www.state.sd.us/puc/>

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE FILING BY THE CITY) ORDER APPROVING
OF WATERTOWN, SOUTH DAKOTA AND) CHANGES IN SERVICE
CODINGTON-CLARK ELECTRIC) AREA
COOPERATIVE, INC. FOR APPROVAL OF)
ELECTRICAL SERVICE AREA BOUNDARIES) EL99-008

On May 21, 1999, the Public Utilities Commission (Commission) received a request from the City of Watertown, South Dakota (Watertown) seeking Commission approval of an agreement to modify assigned area between Codington-Clark Electric Cooperative, Inc. (Codington-Clark), and the City of Watertown. The request is a result of an annexation to Watertown resulting in boundary changes between the parties. Specifically, the area for consideration includes:

Lot 2 and 28th Avenue South, within the South 2,000 feet of the East 1/2 of Section 7 of the plat entitled "Benedictine Sisters Subdivision to the Municipality of Watertown in Section 7, T116N, R52W, of the 5th P.M. Codington County, South Dakota."

This boundary change would transfer the right to deliver power to the annexed area from Codington-Clark to Watertown.

On July 13, 1999, at its regularly scheduled meeting, the Commission considered Watertown's request for approval of the agreement to modify assigned service area. Commission Staff recommended approval.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-34A, specifically, 49-34A-4, 49-34A-42, and 49-34A-55. Further, the Commission finds that the changes in service area are in the public interest and the request should be granted. As the Commission's final decision in this matter, it is therefore

ORDERED that the request seeking approval of changes in service area relative to this recent annexation is hereby granted.

Dated at Pierre, South Dakota, this 16th day of July, 1999.

CERTIFICATE OF SERVICE	
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.	
Signed:	<u>William Kalko</u>
Date:	<u>7/16/99</u>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schönfelder
LASKA SCHÖNFELDER, Commissioner