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COMMISSION CLERK

July 9, 2001

Ms. Blanca S. Bayo
Florida Public Service Commission
Director, Division of Records & Reporting
2549 Shumard Oak Blvd
Tallahassee, Florida, 32301

010958-3I

RECEIVED
FLORIDA PUBLIC
SERVICE COMMISSION
01 JUL 12 AM 8:20
MAIL ROOM

Dear Ms. Bayo:

Enclosed please find an original and seven copies of the following documents:

- 08498-01 1) Petition of Saddlebrook Resort Condominium Association For Variance or Waiver from Rule 25-6.049(5)(a), Florida Administrative Code.
- 08499-01 2) Saddlebrook letter requesting representation by Marc Mazo.
- 08500-01 3) Affidavit of Marc Mazo.

I would appreciate your opening a docket for Saddlebrook and filing the documents as appropriate. If there are any questions please contact me at 727-573-5787.

Thank you for your assistance in this matter.

Yours very truly,

Marc Mazo

Cc: Don Allen, Treasure SRCA
Elmer P. Gehrke, President, SRCA

STATE OF FLORIDA
BEFORE THE PUBLIC SERVICE COMMISSION

IN RE:

SADDLEBROOK RESORT
CONDOMINIUM ASSOCIATION, INC.

DOCKET NUMBER 010958-E1

Petitioner
_____ /

**PETITION FOR VARIANCE OR WAIVER
FROM RULE 25-6.049(5) (a)
OF THE FLORIDA ADMINISTRATIVE CODE**

COMES NOW the Petitioner Saddlebrook Resort Condominium Association, Inc., (hereinafter "SRCA") and hereby petitions the Florida Public Service Commission for a variance or waiver pursuant to Section #120.542 of the Florida Statute and Section #28-104.002 of the Florida Administrative Code.

I. Applicable Rule : The applicable rule from which petitioner seeks a variance or waiver is Rule 25-6.049(5) of the Florida Administrative Code, which states in pertinent part that;

Section 25-6.049(5) (a) "Individual electric metering by the utility company shall be required for each separate occupancy unit of new commercial establishments, residential buildings, *condominiums*, cooperatives, marinas, and trailer, mobile home and recreational vehicle parks for which construction is commenced after January 1, 1981.

However, Section 25-6.049(5) (a) (3) of the rule provides certain exceptions to the individual metering requirement.

(5) (a) (3) "For electric used in specialized-use housing accommodations such as hospitals, nursing homes, living facilities located on the same premises as, and operated in conjunction with, a nursing home or other health care facility providing at least the same level and types of services as a nursing home, convalescent home, facilities certificated under Chapter 651, Florida Statutes, college dormitories, convents, sorority houses, fraternity houses, *motels*, *hotels*, and similar **facilities.**" (Emphasis Supplied)

DOCUMENT NUMBER-DATE

08498 JUL 12 86

FPSC-RECORDS/REPORTING

"SRCA" operates in accordance with Chapter 509.242 of the Florida Statutes as a Public Lodging Establishment and most appropriately fits the definition in such statute as a "Hotel". "[A] hotel is any public lodging establishment containing sleeping room accommodations for 25 or more guests and providing the services generally recognized as a hotel in the community in which it is situated or by the industry. Chapter 509.242(a), Florida Statutes. Therefore, Petitioner believes under the rule it should be properly classified as a commercial facility and the exception for hotels from the individual metering requirement should apply, and "SRCA" be allowed to master meter the facility.

II. Underlying Statute F.S. 366.04 (2) (a) & (b) :

The applicable portion of the underlying statute indicates that the commission shall have the power to prescribe uniform systems and classifications of accounts, and to prescribe a rate structure for all electric utilities. "Rate Structure refers to the classification system used in justifying different rates". See The Action Group v Terry Deason, 615 So2d 683, (Fla 1993). Rule 25-6.049(5) (a) & 25-6.049(5) (a) (3) have been adopted to help accomplish this principle. Under the rule, certain types of facilities are required to have individual metering for each unit which results in the facility being charged a residential rate. Those facilities not required to be individually metered are generally master metered and serviced on the utility companies general service demand or other commercial rate. The PSC is charged with the responsibility to ensure that utilities establish a fair and reasonable system of customer

classification, and a fair and reasonable rate structure for each class.

In addition, pursuant to docket # 810308-EU September 2, 1981, the intent of Rule 25-6.049(5)(a) and Rule 25-6.049(5)(a)(3) is to serve the public interest regarding energy conservation. Petitioner believes both the underlying statute, and the purpose of energy conservation are both better served, if in fact, petitioner is treated as a commercial hotel and allowed to master meter the facility.

III. Type of Action Requested: Petitioner requests the Commission grant a variance or waiver from the requirement of Rule 25-6.049(5)(a) wherein condominiums must be individually metered, and allow petitioner, who operates as a hotel, to master meter its facility.

IV. Facts Which Demonstrate Substantial Hardship or Violation of Principles of Fairness: "SRCA" is an association which represents investor/owners of condominium units at 5700 Saddlebrook Way, Wesley Chapel, Florida, 33543. "SRCA" operates under the name of Saddlebrook Resort.

Saddlebrook is a well known Golf & Tennis Resort that operates pursuant to Chapter 509.242 of the Florida Statutes as a public lodging establishment most appropriately fitting the definition in paragraph 509.242(a) Hotel. The statute defines a hotel as "any public lodging establishment containing sleeping room accommodations for 25 or more guests and providing the services generally recognized as a hotel in the community in which it is situated or by the industry". Chapter 509.242(a), Florida Statutes.

"Saddlebrook" is registered with and licensed by the Florida Department of Business and Professional Regulation to engage in the business of providing transient lodging accommodations and is registered with the Florida Department of Revenue to collect and remit sales taxes on revenue realized from providing such transient accommodations.

"Saddlebrook" is engaged in the business of providing short term (daily, weekly) lodging to vacationers. Petitioner competes directly for room night business with other hotels and motels in Wesley Chapel, Tampa, St. Petersburg, Clearwater, and surrounding areas. Saddlebrook Resort is home to the Arnold Palmer Golf School and Hopman Tennis Academy. It has three full service restaurants on premises along with its Sports Village and Fitness Center, and 7000 square foot European Spa. Saddlebrook competes nationally for corporate convention business. The resort has 33 meeting rooms with over 60,000 square feet of flexible meeting space. To maintain its market share petitioner regularly advertises and promotes its business with travel agents and in trade shows both in this country and abroad. Petitioner utilizes a full color-marketing brochure as one of the many methods to promote its business and keep the units occupied with guests, and advertises regularly in trade magazines. Copies of the resort's marketing brochure and magazine advertising are attached as Composite Exhibit "A".

Saddlebrook maintains a twenty-four registration desk with a large lobby area where guests must check-in to receive their room assignments. Registration, check-in, and checkout are accomplished in the same manner as comparable resort hotels.

Telephone service for the petitioner is provided through a master telephone PBX with all calls ringing directly into the switchboard as a hotel or motel. Guestrooms are furnished with calling instructions and all charges are listed in compliance with the Department of Business Regulation, the FCC, and the PSC. A copy of petitioner's guest telephone information and instruction card is attached as Exhibit "B". To maintain this expensive type of telephone operation, which is identical to most modern day hotels and motels, requires an investment of capital and time and effort of management.

"Saddlebrook" employs a general manager who is responsible for the supervision, operation and care of the resort. His duties are similar to those persons holding the title of general manager in any other resort hotel of its size, including oversight and supervision of housekeeping, maintenance, security, guest services, marketing and advertising. It is the general manager's responsibility to operate the resort in a fiscally responsible manner.

It is also the responsibility of the general manager to do the best job he can to insure his property competes well with other hotels and motels in the area for guestroom nights. Rates for guest room nights must be kept in line with other similar facilities. Advertising dollars must also be expended to fill the needed amount of room nights. These principles exist for resort hotels throughout Florida and also exist for the Petitioner based on its manner of operation.

Without being allowed to master meter its facility, the Petitioner will pay approximately 25%-30% more for the same

electric to operate as competing hotels and motels. This creates a substantial hardship on the petitioner in its efforts to compete in the room rental business and pay all the associated costs (including taxes), of operating a resort hotel facility. It also violates principles of fairness in that other hotels and motels in the surrounding area will spend less money on electricity and be able to spend more on advertising or upgrading their facilities to attract the traveling public.

In addition, the type of facilities exempted from the individual metering requirement are those that operate similar to hotels and motels where the occupants of the units are not billed for their use of electricity. Saddlebrook clearly falls into this category. It is impractical, if nearly impossible, to attribute and bill electric usage to the daily and weekly guests of the resort. They are billed a bundled rate for the limited use of the rooms rented while vacationing or attending conventions at Saddlebrook.

Petitioner requested a study be conducted by Tom Saxon, former Commissioner of the City of Madeira Beach and former employee of Florida Power who has worked with the hospitality industry for many years, including the time he was employed by Florida Power. A copy of his report is attached as Exhibit "C".

V. Conservation Issue: The development of Rule 25-6.049 F.AC. was in great part to encourage conservation of electricity. The PSC, its Staff, and electric utilities in Florida have adhered to the philosophy that the end user will be more inclined to be conscious of conservation if such user is made aware of his or her electric use and associated costs.

Section(5)(a) of the rule follows this theory by requiring individual metering. However, the implication which can be derived from this section is that the condominiums required to be individually metered are those that are residential in nature. By requiring individual metering for a residential condominium the owner occupant will be made aware of monthly electric usage and associated costs and will be more inclined to conserve electricity.

This theory is not applicable in the instant case since Petitioner operates as a resort hotel catering to the transient public. The owner/investors of units at "SRCA" are not the ones responsible for energy conservation at the resort. The chief engineer and maintenance staff at Saddlebrook have the primary responsibility for energy conservation just like their counterparts in nearby hotels and motels. The monthly electric bills are forwarded by the Power Company to owners located in all parts of the country.

Recognizing that timeshare resorts are similar in nature to hotels and motels, the Commission recently amended Rule 25.6-049(5)(a)(3) to include timeshare resorts in the exception from the individual metering rule. The theory being that conservation would be better served by the resort receiving one master bill for electric instead of many individual bills. In this manner the resort manager would have more awareness of total electric usage for the timeshare resort and hopefully, as a result, pay closer attention to energy conservation methods which reduce electric consumption and lower costs.

The nature of timeshare resorts did not change by the commission's action. Nor did the characteristics of their electric usage. Timeshare resorts are still owned and operated as condominiums and used primarily by the owners for vacation weeks. Transient rentals are minimal, and as a result the petitioner's electric load data is substantially more like a hotel or motel than most timeshare resorts in Florida.

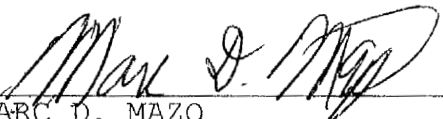
Many timeshare owners live in their units for a week or more at a time during their vacation, while Petitioner's regular transient rental business is generally for shorter periods. As such, "Saddlebrook's" electric usage characteristics are more similar to hotels or motels than that of most timeshare resorts in Florida. Yet the owners of timeshares in this state now derive the benefit of lower electric costs as a result of being allowed to master meter the resort. This is patently unfair and discriminatory.

VI. Conclusion By granting Petitioner a waiver or variance from the individual metering requirements of Rule 25.6-049(5)(a), the interests of the public relating to energy conservation would be better served. By master metering petitioner would be more efficient in his efforts to control and conserve electric. In addition, the principles of fairness would be met in that the owner/investors at "Saddlebrook" would receive the benefits of lower electric costs due to master metering, as their owner/investor counterparts do in timeshares in Florida. Petitioner would also be able to compete with hotels and motels in the area on a more even basis, as Petitioner would not be

paying higher costs for electric than their hotel/motel competitors.

VII. Duration of Variance or Waiver - Recognizing that the rules governing use of the units at "SRCA" will not change by granting of the variance or waiver from the individual metering requirements of Rule 25.6-049, Petitioner requests the variance or waiver be permanent with the condition that it continues to operate as a hotel, motel, or similar facility in accordance with Chapter 509.242 of the Florida Statutes and/or Rule 25-6.049 F.A.C. In the event Petitioner changes its operation from primarily a transient rental facility to primarily a residential facility, the variance or waiver would terminate and the units would be subject to the individual metering requirements of Rule 25.6-049(5)(a).

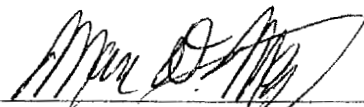
WHEREFORE, for all of the foregoing reasons, Petitioner respectfully requests the Public Service Commission grant its request for a variance or waiver.



MARC D. MAZO
14252 Puffin Court
Clearwater, Florida 33762
Telephone (727) 573-5787
Facsimile (727) 573-5675

Authorized Representative
Saddlebrook Resort Condominium
Association, Inc.

I HEREBY CERTIFY that an original and seven (7) copies of the foregoing Petition for Variance or Waiver have been furnished by U.S. Mail this 9th day of July, 2001 to the Public Service Commission, Attn: Ms Blanca s. Bayo, Director, Division of Records and Reporting.



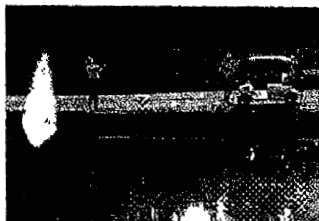
MARC D. MAZO



Cocktails and dinner by the newly landscaped Super pool? Your group will enjoy this unique setting



Our new Sports Village boasts a state-of-the-art Fitness Center, a full-size basketball court, three volleyball courts, a large open air pavilion & more



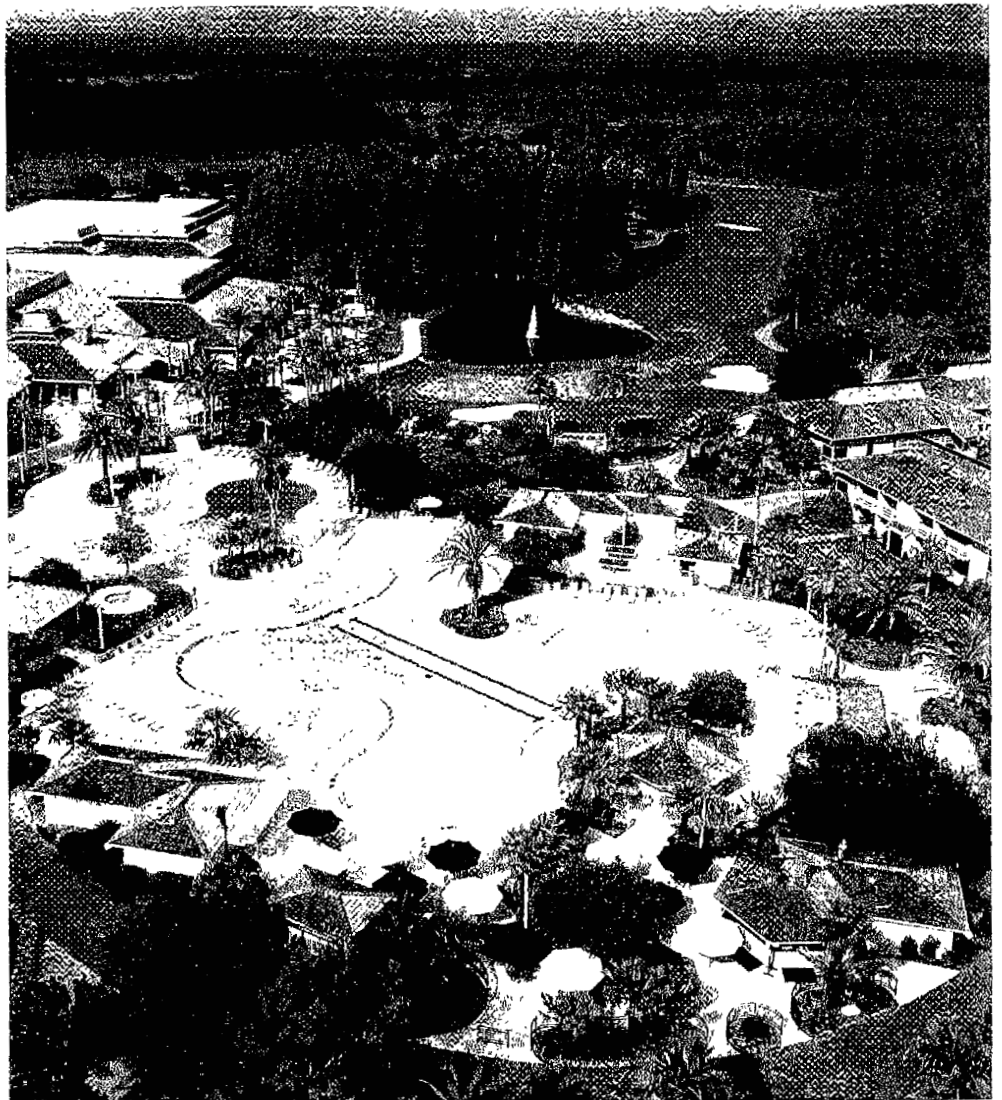
We can arrange a golf tournament or tee times for your group on our two challenging courses



Enjoy a relaxing massage or seaweed wrap. It's a perfect way to end a busy day of meetings and conferences



Our Executive Challenge Course will have you and your group climbing the walls... literally!



MEETING PLANNERS RAVE ABOUT ALL THAT'S NEW AT SADDLEBROOK

We understand the importance of providing you with the best of everything. That's why we've completely refurbished our lobby, lounges, restaurants, meeting and outdoor areas and added new facilities and amenities to enhance your stay. Saddlebrook's casual Florida elegance is now more luxurious than ever. Meeting professionals are giving our multi-million dollar renovations and additions rave reviews.

Saddlebrook offers over 60,000 square feet of flexible space • 33 meeting rooms • 800 guest suites and rooms • Two 18-hole Arnold Palmer signature golf courses • 45 tennis courts • 3.5 acre challenge site • Sports Village and Fitness Center • A 7,000 square foot luxurious European-style Spa • Located 30 minutes from Tampa International Airport via resort shuttle service.

Discover why meeting planners honor Saddlebrook with the industry's highest awards year after year. Call us today for a conference brochure or our CD-ROM.

Saddlebrook
RESORT • TAMPA
Golf • Tennis • Spa • Meetings

800/729-8383 • 813/973-1111 • Fax 813/973-1312 • www.saddlebrookresort.com

Saddlebrook is a Mobil 4-Star rated resort and a consistent Gold Key and Pinnacle Award winner

Exhibit "A" - magazine Gal


Saddlebrook
RESORT ♦ TAMPA[®]
Golf • Tennis • Spa • Meetings



F A C I L I T I E S I N F O R M A T I O N

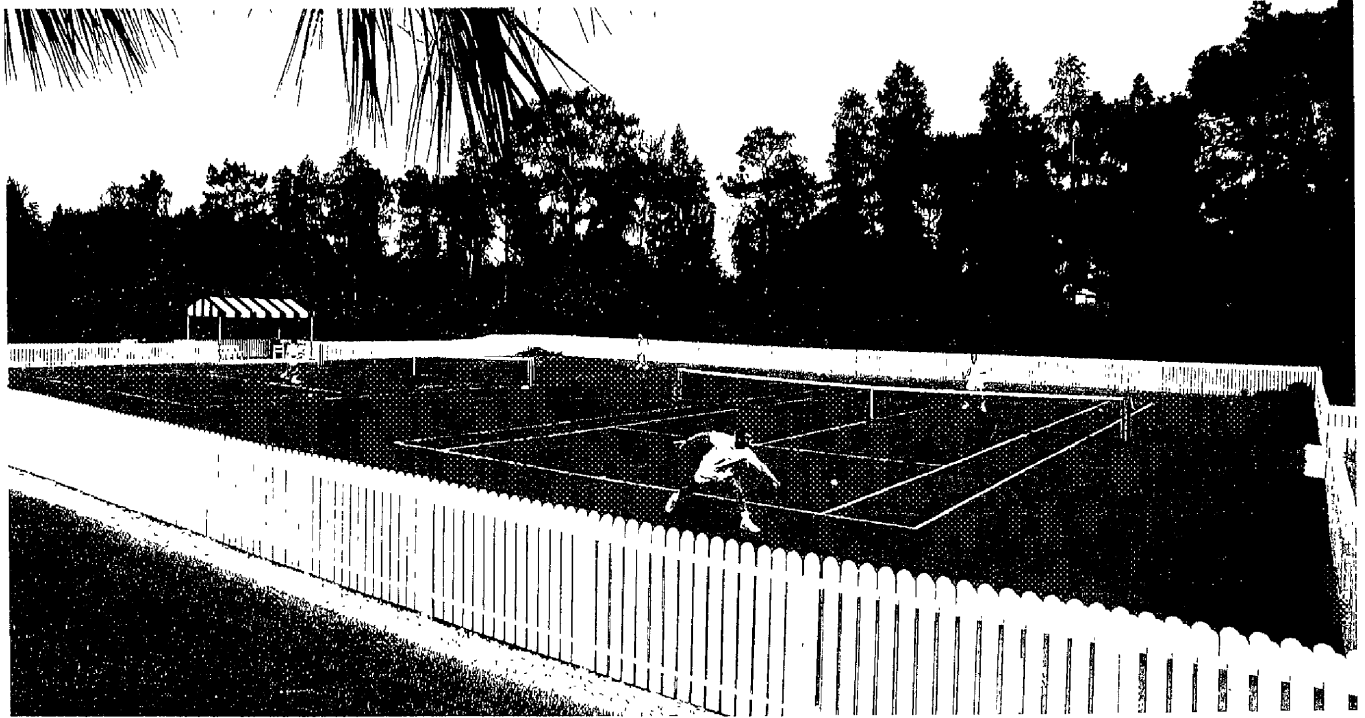
Exhibit "A-1"
Marketing & Sales
Brochure

Saddlebrook is a meeting planner's dream. Every aspect of our resort is designed to make your meetings and functions easier. Thanks to Saddlebrook's unique Walking Village layout, everything is nearby. You can stroll from accommodations to meeting rooms, function space, recreation, restaurants and shops, in minutes.



Our highly skilled catering and conference service teams synchronize all details for you, right down to last-minute changes. That's one reason a majority of our groups come back to Saddlebrook. Another is how genuinely friendly and helpful our entire staff is to all guests. Year after year, professional meeting planners award the industry's highest honors to Saddlebrook. We invite you to find out why for yourself.

ONE OF AMERICA'S TOP TENNIS RESORTS



America's leading tennis magazines consistently rate Saddlebrook as one of the top racquet resorts in the country. Your tennis players will find everything they need here for a great game: 45 beautifully maintained courts, friendly staff and teaching pros, and the world's best international tennis academy.

We offer play on every major tournament surface: Har-Tiu, Laykold, red clay and even Wimbledon-style grass. It's not unusual to spot top ranked players and touring pros working out on our courts. They sharpen their skills at Harry Hopman Tennis Academy. Your attendees can, too. Our staff gladly arranges lessons, clinics and tournaments for groups of any size and all skill levels.

A-3

The resort's Tennis Shop also carries an impressive selection of name brand sportswear, racquets, accessories and first-quality



SADDLEBROOK'S MAGNIFICENT SUPERPOOL

At the center of our Walking Village, you'll find the Superpool, a lush, landscaped swimming and sunning complex that covers nearly two acres. One-half million gallons of refreshing, sparkling clear water fills the pool. It's a great place to sun and relax with a tropical drink from the Pool Bar. Water volleyball is available for group play, along with two racing lanes for competitive swimmers. We offer chaise lounges, towels and two invigorating whirlpool spas at no charge. If you prefer privacy, we can reserve a luxurious cabana for you at a modest fee.

The sound of soft music frequently entertains guests at our outdoor bandstand next to the Poolside Cafe, where casual lunch and delicious snacks are on the menu. The Swim Shop stocks an assortment of water accessories and sun products.



A-4



A-5

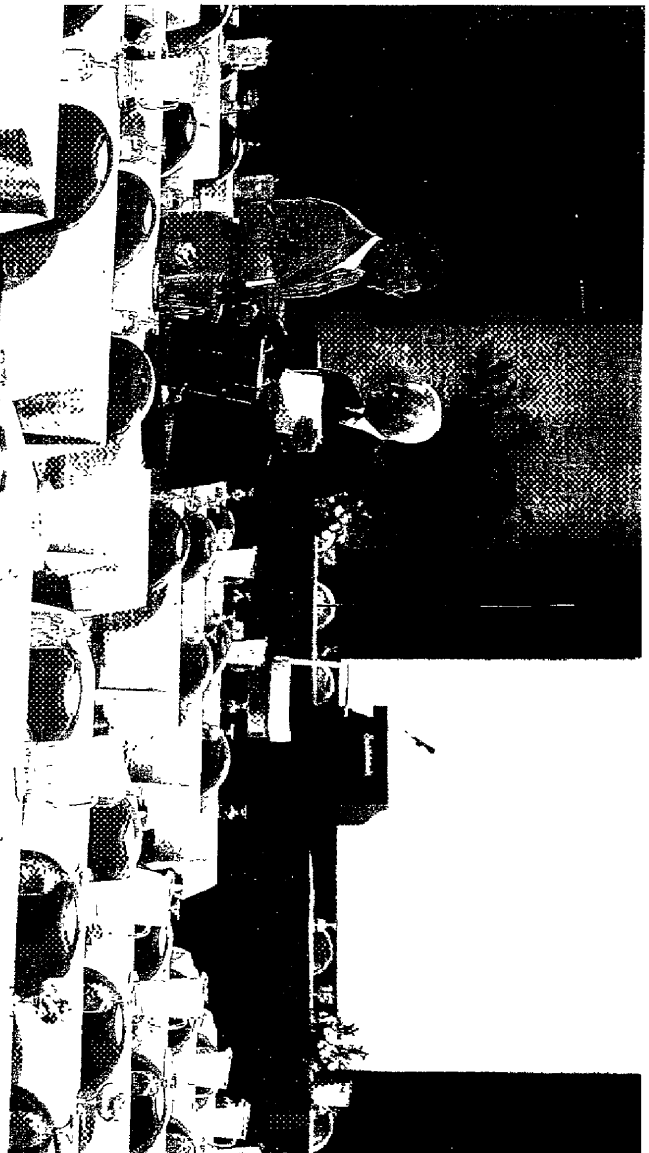
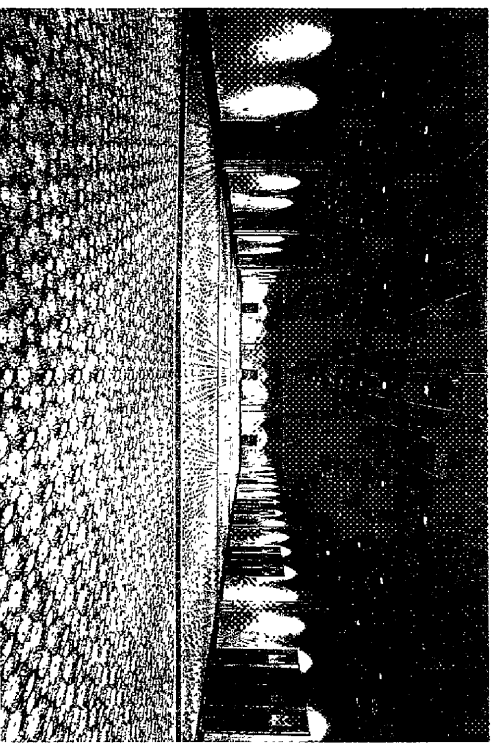
W E M A K E Y O U R M E E T I N G S E A S I E R

Saddlebrook provides you with 60,000 square feet of versatile meeting and function space. Attendees can easily walk from large sessions to break-out meetings in a matter of seconds.

Within this very comfortable setting, we readily accommodate groups of 10 to 1,800 people.

We've anticipated everything to make your planning easier. Exhibitors appreciate direct access to the Royal Palm Ballroom via a 12 x 14 foot doorway. In-house technicians coordinate all of your audio-visual needs, from simple slide projections to complex staging and lighting for multi-media presentations. The Business Center, located in our meeting complex, expedites secretarial services as well as business and communication rentals. Computer work stations are also available for the do-it-yourselfer.

Saddlebrook is designed for informal gatherings, too. You'll find dozens of attractive indoor and outside settings that are just perfect for your group.



A-6

T H E F I N E A R T O F C R E A T I V E C A T E R I N G



Everyone in your group will be impressed with functions at Saddlebrook, from themed coffee breaks for 10 to formal banquets for 1,100. Our award-winning catering and culinary staffs create whatever you can imagine. Designers suggest dozens of successful theme party ideas complete with authentic staging, lights, music, actors and superb menus.

The magnificent Fountain Terrace is perfect for cocktail parties with its stunning view of Saddlebrook's 18th green. Barbecues and informal dinners are spectacular poolside surrounded by tropical greenery. The Marquee Tent and Lagoon Pavilion provide weatherproof outdoor settings.

Everything is created to taste as good as it looks. Rest assured that food and beverage service will exceed your expectations.

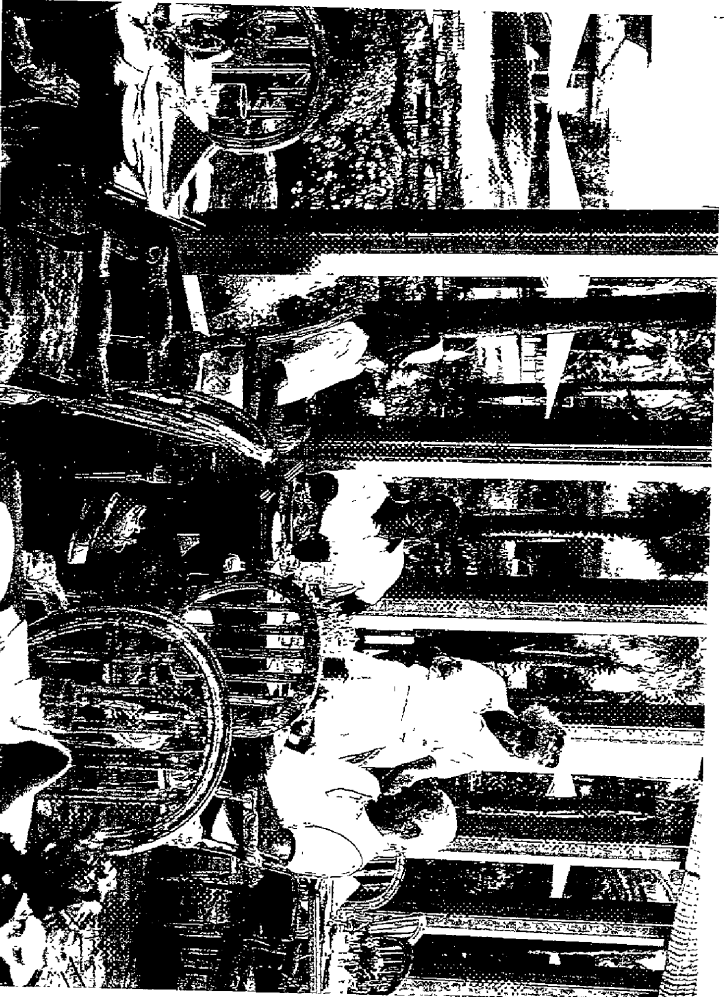


When they are on their own, your group can dine in one of Saddlebrook's four outstanding restaurants. Each has its own distinctive motif and menu. Both the Cypress Restaurant and its alfresco companion, Terrace on the Green, prepare superb breakfasts and lunches. Dinners feature a northern Italian accent. The

charming Little Club is more intimate and casual, serving a wide assortment of entrees, including seafood and steaks. JD's Sports Bar, adjacent to The Little Club, offers dinner and snacks in a relaxed, informal setting. The Poolside Cafe is quick and convenient for your attendees relaxing at the Superpool or catching a bite between golf holes or tennis sets.



For early mornings, late nights or any time of day, room service is available. When someone calls an interrupted or caring to your suite, or if you prefer the intimacy of in-room dining,



When meetings are over for the day, the fun is just starting at Saddlebrook. Our lounge and bars are great places to unwind with refreshing cocktails, relaxing music and entertainment for you and your group.



The Polo Lounge is a prime gathering spot, located just off the main lobby. By day, it's a friendly place for guests to rendezvous between functions and before dinner at the Cypress Restaurant. After sunset, the Polo's mood is positively upbeat. There's a variety of live music and dancing nightly.

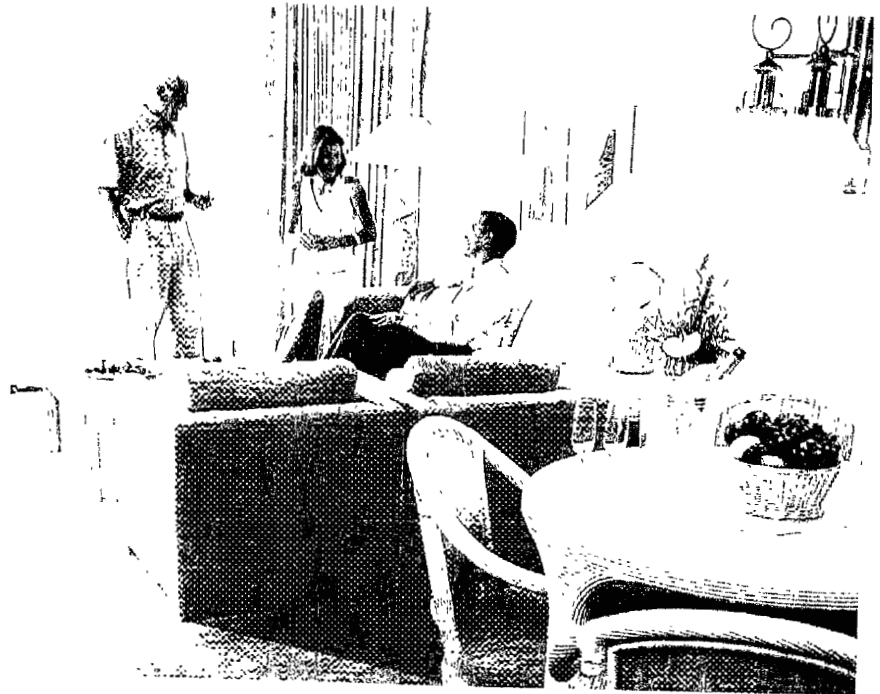


For sports fans, TD's Sports Bar is the place to be. Satellite service beams games from all over the world to six large screen TV's. Our friendly staff even takes requests to record games for later broadcast so your group won't miss a play during important meetings. TD's also serves delicious snacks, cocktails and dinner.

Saddlebrook's Pool Bar and Poolside Cafe both dispense delicious tropical beverages all day long and late into the evening.

C O M F O R T A B L E G U E S T A C C O M M O D A T I O N S

Saddlebrook's deluxe guest bedrooms and suites consistently receive high praise from meeting planners. Each is designed with your utmost comfort in mind, from accessibility to conveniences. We've decorated accommodations in tasteful tropical tones. Standard features include: individual climate controls, remote controlled cable television, computer data ports and a fully stocked guest b.u. One-, two- and three-bedroom suites also feature complete kitchens.



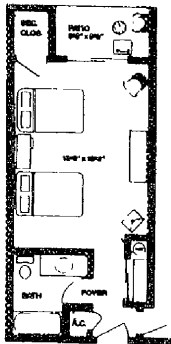
We deliver the local newspaper to your door each morning. Relax over a cup of fresh brewed coffee in the dining area. Plan tomorrow's agenda revisions in your full-sized living room. You'll also find ice and laundry facilities within your cluster.



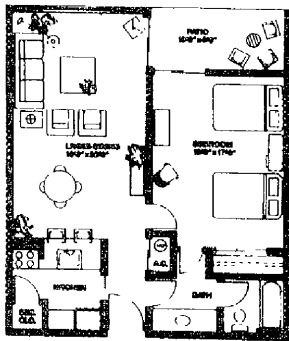
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SADDLEBROOK ACCOMMODATIONS

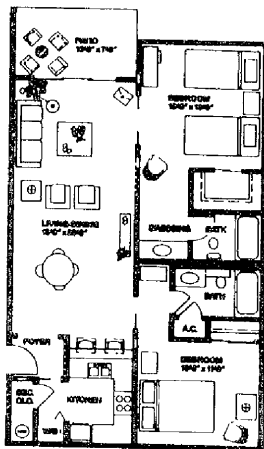
All Saddlebrook guest accommodations are tastefully furnished and equipped with data port telephones.



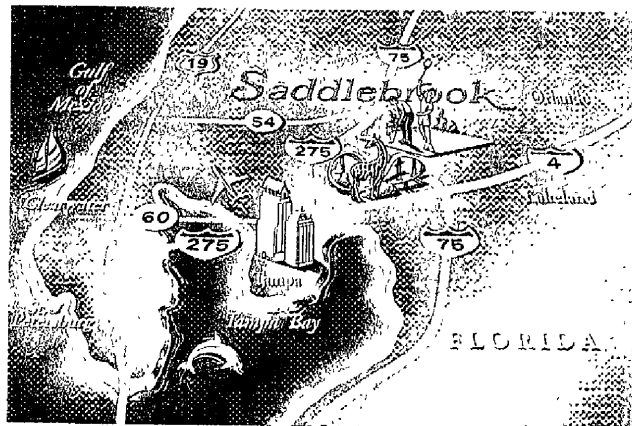
Deluxe Guest Room: (1-2 guests)
Elegantly decorated bedroom with 2 double beds, remote control color TV and private balcony or patio



One Bedroom Suite: (1-2 guests)
Fully equipped kitchen and serving bar, living room, dining area, two double beds, remote control color TVs and private balcony or patio



Two Bedroom Suite: (2-3 guests)
Fully equipped kitchen and serving bar, living room, dining area, queen and twin beds with separate bath and dressing areas, remote control color TVs and private balcony or patio



Saddlebrook is located 12 miles north of Tampa. Take I-75 to SR 54, then east 1 mile. Tampa International Airport is 30 minutes from the resort via shuttle service.

A-11

Saddlebrook
RESORT • TAMPA
Golf • Tennis • Spa • Meetings



5700 Saddlebrook Way • Wesley Chapel, FL 33543-4499

012672 1111 • 800.770.0202



TELEPHONE INSTRUCTIONS

Local Calls:

Free up to 30 minutes. After 30 minutes, 10¢ per minute.

1. To place a local call:

Touch 9 + the number and at the fast busy enter your 5-digit Saddlebrook account code.

2. To place long-distance calls and charge to your room:

Touch 9 + 1 + area code + the number and at the fast busy enter your 5-digit Saddlebrook account code.

3. To place long-distance calls and charge to your home or office, collect or credit card:

Touch 9 + 0 + area code + the number and at the fast busy enter your 5-digit Saddlebrook account code.

4. To place International calls and charge your room for direct dial:

Touch 9 + 011 + country code + the number and at the fast busy enter the 5-digit Saddlebrook account code.

5. To place International calls either collect or credit card:

Touch 9 + 011 + country code + the number and at the fast busy enter your 5-digit Saddlebrook account code.

LONG DISTANCE CALLS

Direct dialed on Verizon at AT&T operator assisted day rates

Operator assisted on AT&T at operator assisted day rates

Calling Card Service:

MCI 1-800-950-1022

Sprint 1-800-877-8000

No charge on credit card or toll free calls

Exhibit "B"

March 28, 2001

Mr. Marc Mazo
Power Check Consultants
14252 Puffin Court
Clearwater, Fl 33762

Re: Saddlebrook Resort

Dear Mr. Mazo:

Per your request, enclosed are my findings regarding your question whether or not Saddlebrook Resort operates like a hotel, motel, or similar facility; and if the property meets the criteria and intent of the Florida Administrative Code 6-25.049 for the exclusion from the individual metering requirement. The following are my findings pertaining to the property:

Saddlebrook Resort is located at 5700 Saddlebrook Way in Wesley Chapel, Florida and operates like a hotel/motel or similar facility and meets the criteria established for exclusion from individual metering requirement.

The site has:

- A hotel type telephone system or central PBX that serves all units.
- Hotel call accounting system used to price calls and bill to the guest folio upon checkout.
- Daily maid service available.
- 24 Hour front desk check-in.
- Daily and weekly rentals.
- Central Reservation System.
- Regular resort vacation advertising through brochures, newspaper, and magazines.
- Conservation efforts by engineering staff and management.
- Monthly sales tax reports filed with the Florida Department of Revenue for sales tax on transient room rentals.
- Over 60,000 square feet of convention meeting space.
- On site restaurant and bars.
- Concierge and valet service.
- Extensive health & spa facility on site.

Exhibit "e"

Mazo
Page-2-
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- Exclusive golf and tennis facilities on site.
- Daily activities available for guests.
- Room service and catering services.

As an experienced professional who worked with and in the resort industry for over five years, it is my opinion that the subject property clearly operates like a hotel/motel or similar facility and competes regularly for business against the area hotels and motels.

Based on my experience working with hotel/motel properties with Florida Power Corporation, the Saddlebrook Resort is paying approximately 20% to 30% more for electric than its hotel/motel competitors.

Rule 6.25-049 Florida Administrative Code was clearly developed to encourage conservation measures by individual home owners i.e. turning off lights, raising or lowering thermostats, using less hot water, etc. The commission also recognized that businesses catering to transient rentals that do not pay or ever see the electric bills will not be encouraged to conserve energy by this code and therefore provided exclusions to the individual metering requirement.

Currently Rule 6-25.049(5)(a)(3) excludes hotels, motels, and similar facilities from the individual metering requirement. As such, based on the continued operation of Saddlebrook Resort as a public lodging establishment, see Chapter 509.242 Florida Statutes, it is apparent that it should be excluded from the individual metering requirement and be allowed to convert to master metering.

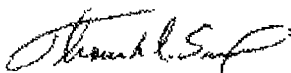
Revenue Factors:

The loss of customer charges for the power company would consist of \$9.75 per unit; however, this loss will be offset by commercial customer charges of \$24.63 per meter and a reduction in labor cost because WCREC will no longer need to read 507 meters or process and mail billings for these accounts.

As stated above the customer can anticipate a 20 to 30% savings on their total electric bill. Base on the above information, the profit impact to the power company is minimal and all parties involved should embrace the rate change.

If I can be of any further assistance, please do not hesitate to contact me.

Sincerely,



Thomas W. Saxon