

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Joint Petition to Modify) DOCKET NO. 951199-EI
Subdivision Model Used to) ORDER NO. PSC-96-0026-FOF-EI
Calculate Estimated Average Cost) ISSUED: January 8, 1996
Differential Between Underground)
and Overhead Electrical Service)
by Florida Power & Light)
Company, Florida Power)
Corporation, Tampa Electric)
Company and Gulf Power Company.)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman
J. TERRY DEASON
JOE GARCIA
JULIA L. JOHNSON
DIANE K. KIESLING

PROPOSED AGENCY ACTION
ORDER APPROVING MODIFICATION OF SUBDIVISION MODEL

BY THE COMMISSION:

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

Every year, the four large investor-owned electric utilities are required to update their underground residential distribution tariffs. These tariffs set the standardized per-lot charges for customers choosing underground service instead of overhead service. These charges are the result of the difference between the costs to provide underground service and overhead service. In fixing these charges, all four companies use the same model subdivision designs.

In the summer of 1995, Florida Power & Light (FPL or the Company) indicated a desire to modify the residential low-density model subdivision. The Company indicated that the existing 226-lot low-density design no longer represents the typical subdivisions served by FPL.

A workshop was held August 16, 1995, at which representatives from FPL, Florida Power Corporation (FPC), Tampa Electric Company

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FPSC-RECORDS/REPORTING

(TECO), and Gulf Power Company (Gulf) discussed modification of the subdivision design. The companies agreed to work together to develop a new standard subdivision design. On October 5, 1995, the companies jointly filed their petition for approval of the new design.

The current subdivision designs were approved approximately 20 years ago. The typical subdivision has, however, changed over time. Thus, updating the design is appropriate.

Attached and incorporated in this Order as Exhibit 1 is the proposed new design, a 210-lot subdivision that more accurately reflects the types of subdivisions built today. Newer subdivisions typically employ more curved streets, as reflected in the new design.

Each of the companies provided an estimate of the low-density underground differential charges based on either the new design or a similar model. At this time, the estimates appear reasonable. More accurate numbers will, however, become available when all charges are updated in 1996. At that time, we will have the opportunity to further review all proposed charges.

Based on the foregoing, it is therefore

ORDERED by the Florida Public Service Commission that the joint petition to approve a modified subdivision model for use in calculating the estimated average cost differential between underground and overhead electrical service filed by Florida Power & Light Company, Florida Power Corporation, Tampa Electric Company, and Gulf Power Company is approved. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective unless an appropriate petition, in the form provided by Rule 25-22.036, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

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ORDERED that in the event this Order becomes final, this Docket should be closed.

By ORDER of the Florida Public Service Commission, this 8th day of January, 1996.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

by: Kay Dejean
Chief, Bureau of Records

(S E A L)

BC

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on January 29, 1996.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it

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satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party substantially affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

