

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request to implement )	DOCKET NO. 911219-WS
increased after hours )	
miscellaneous service charges )	ORDER NO. 25750
in Marion County by MARION )	
UTILITIES, INC. )	ISSUED: 2/18/92
_____ )	

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman  
 SUSAN F. CLARK  
 J. TERRY DEASON  
 BETTY EASLEY  
 LUIS J. LAUREDO

NOTICE OF PROPOSED AGENCY ACTION  
ORDER APPROVING MISCELLANEOUS SERVICE CHARGES

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.

Marion Utilities, Inc. (utility) is a Class B utility providing service to approximately 3,109 water and 117 wastewater customers in Marion County. On December 23, 1991, the utility filed revised tariff sheets proposing to increase its after hours miscellaneous service charges beyond those charges set forth in Second Revised Staff Advisory Bulletin No. 13. The utility presently has approved miscellaneous service charges of \$10.00 for regular hours violation reconnection and \$20.00 for after hours violation reconnection. The utility stated that the purpose of the additional after hours charge is to avoid passing costs on to the general body of ratepayers which are caused by customers requesting services after regular business hours. The after hours rates requested are \$30.00 for normal reconnection, and \$30.00 for violation reconnection.

The utility submitted cost justification information stating that the request to increase its violation reconnection charge from

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\$20.00 to \$30.00 for after hours service and to establish a normal reconnection after hours charge of \$30.00 is based on paying its personnel time and a half for after hours calls. The breakdown of this charge is: After hours Labor and Field - average overtime one hour minimum \$15.08, plus regular normal and violation reconnection charge of \$15.00, based on the Staff Advisory Bulletin No. 13, totals \$30.08.

The utility reported having received 20 requests for after hours connections in 1991, and anticipates a 20% increase in these types of requests. The utility anticipates a revenue increase of \$14,710.00 per year if all its requested changes in miscellaneous service charges are approved, including administrative approval of the miscellaneous service charges set out in Second Revised Staff Advisory Bulletin No. 13, and does not anticipate that these charges will cause it to exceed its authorized rate of return.

Rule 25-30.345, Florida Administrative Code, permits utilities to assess charges for miscellaneous services. The purpose of such charges is to provide a means by which the utility can recover its costs of providing miscellaneous services from those customers who require the services. Costs are therefore borne by the cost causer rather than the general body of ratepayers. We find this request to increase after hours normal and violation reconnection charges to be reasonable and, therefore, approve this request. The rates will be effective, if no protest is received, upon our staff's approval of revised tariff sheets.

The utility first requested to increase all of its connection charges for after hours visits, including the initial connection charge. However, the utility requested to withdraw the initial connection charge increase because it never performs after hours initial connections. Therefore, we hereby approve the utility's request to withdraw its proposal to increase its after hours initial connection charges.

Based on the foregoing, it is therefore,

ORDERED by the Florida Public Service Commission that the provisions of this Order are issued as proposed agency action and shall become final unless an appropriate petition is received by the Director of the Division of Records and Recording, 101 East Gaines Street, Tallahassee, Florida 32399-0850, by the close of

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business on the date set forth in the Notice of Further Proceedings. It is further

ORDERED that the request by Marion Utilities, Inc., located at 710 N.E. 30th Avenue, Ocala, Florida 32670-6460, for miscellaneous service charges is hereby approved. The contact person is Tim E. Thompson. It is further

ORDERED that the rates approved herein will be effective upon approval of the revised tariff sheets. It is further

ORDERED that the revised tariff sheets will be approved upon Staff's verification that they accurately reflect this Commission's decision and upon expiration of the protest period. It is further

ORDERED that, if no protest is timely received, and this Order becomes effective and final, and upon the utility's filing of revised tariff sheets and our approval of them, this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 18th day of FEBRUARY, 1992.

  
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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

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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

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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 at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on 3/10/92.

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 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 adversely 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.