

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for a new class ) DOCKET NO. 911059-WU  
of water service by SPRING HILL )  
UTILITIES, INC. (Deltona) in ) ORDER NO. 25796  
Hernando County )  
ISSUED: 2/24/92

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 NEW CLASS OF SERVICE

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.

Spring Hill Utilities, Inc. (Spring Hill or utility) provides water and wastewater service in Hernando County. On October 3, 1991, it filed a request for approval to offer a new class of water service to provide bulk water service between Spring Hill and Hernando County Water and Sewer District (Hernando) in case of emergencies or temporary shortages.

Spring Hill and Hernando have interconnected their water distribution lines at three points along the common borders of their service areas. The interconnections allow the utilities to provide continued water service to their customers during road construction which is currently underway and to provide water service to the other party in the future in an emergency if excess capacity is available. This service is not intended to allow either utility to connect additional customers.

With its request, Spring Hill filed a copy of the Hernando County/Deltona Utilities, Inc. Emergency Water Interconnection Agreement, the current Hernando rates, a proposed tariff sheet, and a letter requesting approval from the Commission to provide bulk

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FPSC-RECORDS/REPORTING

ORDER NO. 25796  
DOCKET NO. 911059-WU  
PAGE 2

water service to Hernando on an emergency or temporary shortage basis.

Spring Hill stated that its water system has sufficient excess capacity to provide emergency standby service to Hernando. Spring Hill has 19 wells that are capable of producing 17,255 gallons per minute (gpm), with the greatest maximum day demand for the 12-month period ending September, 1991 being 15.903 MGD. The utilities expect that the maximum emergency use demand by Hernando would not exceed .2 MGD in the immediate future. A review by the Commission of Spring Hill's 1990 annual report and its Department of Environmental Regulation operating reports for the 12 months ending September, 1991, indicates that Spring Hill has adequate capacity to serve its present customers and to provide .2 MGD of water to Hernando.

In this filing, Spring Hill has requested authorization to charge its approved gallonage charge to Hernando County as an emergency rate. Currently the charge is \$.74 per 1,000 gallons. This rate was approved in Order No. 19966, issued September 9, 1988. Spring Hill has not requested a base facility charge because the parties are sharing the installation, maintenance, and operating costs equally and the service is expected to be used infrequently. Also, both utilities' systems have distribution lines along State Road 50 and at intersections of other roads along the common borders of their service areas, the three interconnections did not require lengthy line extensions.

The parties would like to bill on a semi-annual basis. As water will be provided only on an occasional basis, with the possibility of long periods of time lapsing without any usage, we find that the request to bill twice a year is reasonable.

Based on the facts as represented, we approve the request for a new class of service for Spring Hill to provide bulk water service on an emergency standby or shortage basis to Hernando at the approved gallonage rate that is in effect at the time of billing. The rate shall become effective upon our approval of the tariff sheets upon expiration of the protest period.

It is, therefore,

ORDERED by the Florida Public Service Commission that the request by Spring Hill Utilities, Inc., located at 1000 Color Place, Apopka, Florida 32703-7753, for a new class of service is hereby approved. The contact person is Forrest L. Ludsen. It is further

ORDER NO. 25796  
DOCKET NO. 911059-WU  
PAGE 3

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

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

ORDERED that the 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 tariff sheets and our approval of them, this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 24th  
day of FEBRUARY, 1992.

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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

KAC

by: Kay Hagan  
Chief, Bureau of Records

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 at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on

3/16/92

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.