

REVISED

FLORIDA PUBLIC SERVICE COMMISSION
Capital Circle Office Center • 2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

M E M O R A N D U M

August 22, 1996

TO: DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

FROM: DIVISION OF WATER & WASTEWATER (McCASKILL) *McCaskill*
DIVISION OF LEGAL SERVICES (JABER, REYES) *Jaber* *Reyes*

RE: DOCKET NO. 960878-WS - PROPOSED RATE REDUCTION TO REFLECT
A DECREASE IN PURCHASED WATER AND WASTEWATER COSTS TO
FPSC REGULATED UTILITIES BY PASCO COUNTY

AGENDA: SEPTEMBER 3, 1996 - REGULAR AGENDA - PROPOSED AGENCY
ACTION - INTERESTED PERSONS MAY PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: S:\PSC\LEG\WP\960878-R.RCM

CASE BACKGROUND

Section 367.081 (4) (b), Florida Statutes, provides that the approved rates of any utility which receives all or any portion of its utility service from a governmental authority or from a water or wastewater utility regulated by the Commission and which redistributes that service to its utility customers shall be automatically increased or decreased without hearing, upon verified notice to the Commission 45 days prior to its implementation of the increase or decrease that the rates charged by the governmental authority or other utility have changed.

On December 12, 1995, after a public hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999. As a result of this rate change, the rates for all bulk water and/or wastewater customers was decreased effective January 1, 1996. On December 20, 1995, the Commission staff received from Pasco County copies of the notices it sent to utilities regulated by the Florida Public Service Commission (FPSC), advising the utilities of the bulk water and/or wastewater rate change. (See Attachment A). According to the notice, Pasco County extended the January 1, 1996 effective date until April 1, 1996, in order to allow the utilities sufficient time to contact

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FPSC-RECORDS/REPORTING

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the Commission and/or incorporate the new charges into its rate structure.

The bulk water and/or wastewater rate change approved by Pasco County qualifies for a Pass-Through Rate Adjustment for FPSC regulated utilities pursuant to Section 367.081 (4)(b), Florida Statutes. Section 367.081 (4)(e), Florida Statutes provides that a utility may not adjust its rates under this subsection more than two times in any 12 month period. Therefore, on March 29, 1996, staff sent letters to the nine affected utilities regarding the Pasco County rate change advising them that because Pasco County approved two rate changes in 1996, the utilities had the option of using the pass through statute to adjust their rates accordingly. Specifically, Staff informed the utilities that one of the rate changes could be filed as a pass-through in conjunction with an index and the other pass-through adjustment could be filed separately to be effective for October 1, 1996. (See Attachment B).

There are nine FPSC regulated utilities which purchase water and/or wastewater from Pasco County. To date, only two of the nine (Utilities Inc. of Florida and Jasmine Lakes Utilities Corporation) have filed for a pass-through rate reduction and another utility (Virginia City Utilities, Inc.) has rates that are currently less than the decreased rate, and, therefore, should not be required to file the pass-through. On May 16, 1996, Utilities Inc. of Florida filed for a purchased wastewater rate reduction to reflect the reduction in the Pasco County bulk wastewater rate. This pass-through was filed in conjunction with the utility's 1996 price index. On July 10, 1996, Jasmine Lakes Utilities Corporation (Jasmine Lakes) filed for a 1996 price index only. The utility had been in litigation with Pasco County over the rate it charged for bulk water. However, subsequent to the utility's filing of its 1996 index, Jasmine Lakes and Pasco County entered into a settlement agreement. Therefore, the purchased water rate reduction is being handled in conjunction with the utility's 1996 price index, with an anticipated effective date of September 8, 1996. In Docket No. 860249-WU, Order No. 15956, issued April 7, 1986, the Commission granted Virginia City Utilities, Inc. a purchased water pass-through rate increase. At that time, the rate was increased to \$1.91. This rate is lower than Pasco County's current rate which is \$2.31 as of April 1, 1996, and \$2.18 as of October 1, 1996. Therefore, since Virginia City Utilities, Inc. is currently charging less than the bulk water decreased rate, the utility need not file for a pass-through decrease. Currently, the utility is involved in a staff-assisted rate case which will incorporate the county's decreased rates in the computations to determine the appropriate rates the utility should be charging. To

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date, we have not received a filing from the six other affected utilities regarding Pasco County's bulk water and/or wastewater rate change.

This recommendation was originally presented to the Commission at the August 13, 1996 agenda conference. However, since there was a concern regarding the timing of the notice of the recommendation to the utilities, the recommendation was deferred to the September 3, 1996 agenda conference. Subsequently, copies of this revised recommendation will be sent to the utilities on August 22, 1996 when it is filed.

The purpose of this recommendation is to determine whether or not FPSC regulated utilities that received bulk water and/or wastewater from Pasco County should be required to file for a rate adjustment to reflect a decrease in purchased water and wastewater costs to regulated utilities in Pasco County. For purposes of information, the Commission, on its own motion, has never ordered utilities to make such an adjustment. In situations where rate adjustments (decreases) were made, the utility filed the appropriate petition on its own initiative.

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DISCUSSION OF ISSUES

ISSUE 1: Should the Commission require FPSC regulated utilities that receive bulk water and/or wastewater from Pasco County to file for a rate adjustment to reflect the decrease in the rates by Pasco County and to refund the difference in the rates collected since April 1, 1996?

RECOMMENDATION: Yes, the Commission should require the six utilities who have not already done so to file for a rate adjustment to reflect the decrease in the rate for bulk water and/or wastewater approved by Pasco County within 30 days of the date of the Agenda Conference. Specifically, this would include Hudson Utilities, Inc., Forest Hills Utilities, Mad Hatter Utilities, Inc., Aloha Utilities, Deltona Utility Consultants d/b/a Southern States Utilities, and Betmar Utilities. For purposes of calculating the decrease, each utility should be required to file the information required by Rule 25-30.425 (1)(a) through (f), Florida Administrative Code, along with a calculation of the rate decrease and revised tariff sheets. Further, all the affected utilities, with the exception of Virginia City Utilities, Inc., should be required to refund by a credit to the customers' bills the difference in the rates collected since April 1, 1996 within 60 days of the effective date of the order. In the event a timely protest is received, Staff recommends that the utilities should be required to escrow the difference in the rates collected since April 1, 1996 as set forth below in the Staff Analysis. An account of all monies escrowed should be maintained by the utility. This account should specify by whom and on whose behalf such monies were paid. Each utility should provide evidence that the refunds or credits have been made within 30 days of the date of the refund or credit. (McCASKILL, REYES)

STAFF ANALYSIS: On December 12, 1995, after a public hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999. As a result of this rate change, the rates for all bulk water and/or wastewater customers were decreased effective January 1, 1996. On December 20, 1995, the Commission staff received from Pasco County copies of the notices it sent to utilities regulated by the Florida Public Service Commission (FPSC), advising the utilities of the bulk water and/or wastewater rate change. (See Attachment A) According to the notice, Pasco County extended the January 1, 1996 effective date until April 1, 1996, in order to allow the utilities sufficient time to contact the Commission and/or incorporate the new charges into its rate structure. To date, only Utilities Inc. of Florida has filed a pass-through of the purchased water rate reduction. Consistent

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with the settlement agreement between Jasmine Lakes and Pasco County, Staff will make the rate reduction in Jasmine Lakes' pending index application. Virginia City Utilities, Inc.'s rates are currently less than the Pasco County decreased rates, and these decreased rates will be incorporated into the utility's current staff-assisted rate case. No other utility has filed for a rate adjustment to pass-through the bulk water and/or wastewater rate decrease approved by Pasco County. Accordingly, there are six utilities which continue to collect the prior Pasco County rates.

Staff believes that these utilities should be required to file a rate adjustment to reflect the decrease in purchased water and/or wastewater cost. Section 367.081 (4) (b), Florida Statutes provides in part:

The approved rates of any utility which receives all or any portion of its utility service from a governmental authority or from a water or wastewater utility regulated by the Commission and which redistributes that service to its utility customers shall be automatically increased or decreased without hearing, upon verified notice to the Commission 45 days prior to its implementation of the increase or decrease that the rates charged by the governmental authority or other utility have changed. (emphasis added)

The language in Section 367.081 (4) (b), Florida Statutes clearly addresses decreases as well as increases. Furthermore, Section 356.0822(1), Florida Statutes, provides that "[u]pon petition or by its own motion, the commission may conduct limited proceedings to consider, and act upon, any matter within its jurisdiction, including any matter the resolution of which requires a utility to adjust its rates." Therefore, staff believes that the six affected FPSC regulated utilities should be required to file for a rate adjustment to reflect the reduction.

In prior decisions, the Commission has found that rate reductions associated with decreases in the rates for purchased water and/or wastewater service are appropriate. In these cases however, the utility initiated the proceeding. In Docket No. 820264-W, Order No. 11026, issued July 26, 1982, the Commission ordered a reduction in the rates for Florida Water Service, Inc. to pass-through a decrease in the purchased water rate charged to Florida Water Service, Inc. by its supplier, Village of Palm Springs. In addition, in Docket No. 890049-SU, Order No. 20728, issued February 13, 1989, the Commission ordered a rate reduction

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for Hudson Utilities, Inc. (using the limited proceeding statute) to pass-through a reduction in the cost of purchased sewage treatment by Pasco County.

In addressing the Commission's authority to order these utilities to make the adjustment, Staff notes that Section 367.0822 discussed above specifically allows the Commission on its own motion to require a rate adjustment if a matter is within its jurisdiction. Clearly, the Commission has exclusive jurisdiction over each regulated utility with respect to rates. See Section 367.011(2). Furthermore, Section 367.0822, Florida Statutes, provides that if the issue of rate of return is not specifically addressed in the limited proceeding, the Commission may adjust rates so long as the adjustment does not effect a change in the utility's last authorized rate of return. Since pass-through increases and decreases are revenue neutral, as explained below, a pass-through adjustment of rates would have no effect on the utility's last authorized rate of return. Therefore, the Commission may properly order such pass-through adjustments pursuant to Section 367.0822, Florida Statutes.

Additionally, the Commission is obligated to set just, fair, and reasonable rates. Allowing the six utilities to continue to collect the rates previously approved by Pasco County, but subsequently decreased, would result in a windfall to the utility, and the rates would no longer be fair, just, and reasonable. See Sections 367.081(2)(a) and 367.121(1)(a), Florida Statutes. Even further, as recognized by the Court in GTE Fla. Inc. v. Clark, 668 So. 2d 971, 972 (Fla. 1996), "utility ratemaking is a matter of fairness. Equity requires that both ratepayers and utilities be treated in a similar manner." Accordingly, it is not fair or equitable to only recognize pass-through increases without recognizing the pass-through decreases. Staff believes that this recommendation keeps both the utility and the ratepayer whole.

It could be argued that a utility earning less than a fair rate of return or within its authorized range does not have to make an adjustment to reflect a decrease. Such an argument is without merit because pass-through increases and decreases have no effect on a utility's earnings because the change in revenue equals the change in expense. In other words, pass-through increases and decreases are revenue neutral, and the utility's rate of return is not affected by a pass-through adjustment. Therefore, the utility will be in the same relative position after the pass-through increase or decrease. In fact, Order No. 11026 states in part, "We believe a careful reading of the statute and rule indicates that the intent is to leave the utility in the same relative position after the decrease when the law has been complied with". Here,

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Staff believes that the utilities will also be in the same relative position after the decrease when the law has been complied with.

An argument to the contrary might be based upon Section 367.081(4)(c), Florida Statutes, which requires a utility to affirm under oath that implementing a change under this subsection "will not cause the utility to exceed the range of its last authorized rate of return on equity." However, such an argument would be misguided because it fails to recognize the revenue neutrality of pass-through adjustments as explained earlier. Price indexes which are authorized pursuant to Section 367.081(4)(a), Florida Statutes, may cause a utility to overearn. Therefore, the intent of paragraph (c) must be directed at the index provision in paragraph (a) and not the pass-through provision in paragraph (b).

Requiring the utilities to refund the difference in rates collected since April 1, 1996 raises the issue of "retroactive ratemaking." Staff believes in this instance that the statute contemplates that decreases in purchased water and wastewater services would occur and that the affected customers would be entitled to the benefit of that reduction. The statute contemplates that a utility may choose not to apply for a pass-through increase immediately when it states:

A utility may not use this procedure to increase its rates as a result of . . . an increase in the cost of purchased water services [or] wastewater services . . . which increase was initiated more than 12 months before the filing by the utility.

However, decreases are not mentioned in this provision, which leads Staff to conclude that decreases are to be effective as soon as is practicable and that the utility has no discretion in the timing of the implementation of decreases.

Additionally, the entire thrust of the pass-through provision is one of revenue neutrality to the utility. That is, the utility will be no worse and no better off after implementing a pass-through increase or decrease than it was prior to the pass-through adjustment. A refund back to the effective date of the decrease is the only way to maintain that revenue neutrality. To allow the utility discretion in the timing of the implementation of the decrease is tantamount to allowing them to determine the size of their own windfall. It seems unlikely that this is what legislators envisioned when creating this provision.

In response to the potential argument that the Commission would not allow a utility to implement a rate increase

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retroactively to preserve revenue neutrality, it should be noted that the Commission makes every effort to accommodate timing issues raised by utilities as they related to the pass-through provision. In Docket No. 951497-SU, Forest Shores Utilities, Inc. the Commission allowed the utility to implement a pass-through increase via a tariff filing procedure. This procedure allowed the utility a more expeditious effective date. This was deemed appropriate because the City of Calloway had given Forest Shore Utilities only 22 days notice of a pending purchased wastewater rate increase. The Commission action allowed Forest Shores Utilities to reduce their purchased wastewater losses by approximately 20 days. Thus, the Commission has demonstrated its willingness to accommodate utility hardships when they arise.

Staff, therefore, recommends that the six remaining utilities that have not yet filed pass-through applications but which receive bulk water and/or wastewater from Pasco County should be required to file within 30 days of the date of the agenda conference for a rate adjustment to reflect the decrease in the rate by Pasco County. For purposes of calculating the decrease, each utility should be required to file the information required by Rule 25-30.425 (1) (a) through (f), Florida Administrative Code, along with a calculation of the rate decrease and revised tariff sheets. Further, all the affected utilities, with the exception of Virginia City Utilities, Inc., should be required to refund by a credit to the customers' bills the difference in the rates collected since April 1, 1996 within 60 days of the effective date of the order.

In the event a timely protest is received, Staff recommends that the utilities should be required to escrow the difference in the rates collected since April 1, 1996. Pasco County reduced its water rate from \$2.31 to \$2.18 per thousand gallons effective April 1, 1996. Pasco County further reduced its water rate from \$2.18 to \$2.15 per thousand gallons effective October 1, 1996. The wastewater rate was reduced from \$3.11 to \$2.20 per thousand gallons effective April 1, 1996. The wastewater rate was increased from \$2.20 to \$2.23 per thousand gallons effective October 1, 1996. The difference in rates effective April 1, 1996 is \$.13 per thousand gallons for water and \$.91 per thousand gallons for wastewater. When this amount is grossed up for regulatory assessment fees, the amount to be escrowed is \$.14 per thousand gallons for water and \$.95 per thousand gallons for wastewater. The difference in rates effective October 1, 1996 is \$.16 for water and \$.88 per thousand gallons for wastewater. When this amount is grossed up for regulatory assessment fees, the amount to be escrowed is \$.17 per thousand gallons for water and \$.92 for wastewater.

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The following conditions shall be part of the escrow agreement:

- 1) No refunds in the escrow account may be withdrawn by the utility without the express approval of the Commission.
- 2) The escrow account shall be an interest bearing account.
- 3) If a refund to the customers is required, all interest earned by the escrow account shall be distributed to the customers.
- 4) If a refund to the customers is not required, the interest earned by the escrow account shall revert to the utility.
- 5) All information on the escrow account shall be available from the holder of the escrow account to a Commission representative at all times.
- 6) The amount of revenue subject to refund shall be deposited in the escrow account within seven days of receipt.
- 7) This escrow account is established by the direction of the Florida Public Service Commission for the purpose(s) set forth in its order requiring such account. Pursuant to Cosentino v. Elson, 263 So. 2d 253 (Fla. 3d DCA 1972), escrow accounts are not subject to garnishments.
- 8) The Director of Records and Reporting must be a signatory to the escrow agreement.

In no instance should the maintenance and administrative costs associated with the refund be borne by the customers. These costs are the responsibility of, and should be borne by, the utility. An account of all monies escrowed should be maintained by the utility. This account should specify by whom and on whose behalf such monies were paid. Each utility should provide evidence that the refunds have been made within 30 days of the date of the refund.

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ISSUE 2: Should this docket be closed?

RECOMMENDATION: Upon expiration of the protest period, if a timely protest is not received from a substantially affected person, this docket should be closed and separate dockets should be opened for each utility filing the information required above. (REYES, McCASKILL)

STAFF ANALYSIS: Upon expiration of the protest period, if a timely protest is not received from a substantially affected person within 21 days of the date of the order, the docket should be closed. Once staff receives the information required by issue 1, staff will open separate dockets to address each utility's rate adjustment. Further, staff can verify that the refunds have been made in the respective dockets.



PASCO COUNTY, FLORIDA

FAX (813) 847-8972
LAND O'LAKES (813) 829-1266
NEW PORT RICHEY (813) 847-8131
DADE CITY (904) 521-4285

UTILITIES SERVICES BRANCH
FISCAL & CUSTOMER SERVICES DIVISION
PASCO COUNTY GOVERNMENT COMPLEX
7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. Z 712 367 732
RETURN RECEIPT REQUESTED

December 14, 1995

Mr. Jim Dreher
Jasmine Lakes Utilities Corp.
1518 U.S. Highway 19 - Suite C
Holiday, FL 34691

RE: Rate Change - Bulk Water

Dear Mr. Dreher:

On December 12, 1995, after a Public Hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999.

The new Pasco County Utilities rates for all bulk water customers with storage facilities and the effective dates are as follows:

Effective January 1, 1996	\$1.99/kgal (Includes WCRWSA surcharge of \$0.46/kgal)
Effective October 1, 1996	\$1.95/kgal (Includes WCRWSA surcharge of \$0.36/kgal)
Effective October 1, 1997	\$1.79/kgal (Includes WCRWSA surcharge of \$0.14/kgal)
Effective October 1, 1998	\$1.86/kgal (Includes WCRWSA surcharge of \$0.14/kgal)

In order to allow you sufficient time to contact the Public Service Commission and/or incorporate our new charges into your rate structure, our January 1st, 1996 effective date is being extended for a period of ninety (90) days. All bills rendered to you on or after April 1, 1996 will be at the new rate, however all subsequent changes will be implemented on their effective dates.

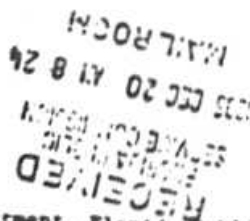
If you have any questions, feel free to contact our Customer Service Office at (813) 847-8131.

Sincerely,


Douglas S. Bramlett
Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission





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7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. Z 712 365 768
RETURN RECEIPT REQUESTED

December 13, 1995

Aloha Utilities
2514 Aloha Place
Holiday, FL 34691

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

On December 12, 1995, after a Public Hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999.

The new Pasco County Utilities rates for all bulk water and/or wastewater customers and the effective dates are as follows:

Effective January 1, 1996

Bulk Water	\$2.18/kgal*	Bulk Wastewater	\$3.20/kgal
*Includes WCRWSA surcharge of \$0.46/kgal			

Effective October 1, 1996

Bulk Water	\$2.15/kgal*	Bulk Wastewater	\$3.23/kgal
*Includes WCRWSA surcharge of \$0.36/kgal			

Effective October 1, 1997

Bulk Water	\$1.99/kgal*	Bulk Wastewater	\$3.26/kgal
*Includes WCRWSA surcharge of \$0.14/kgal			

Effective October 1, 1998

Bulk Water	\$2.07/kgal*	Bulk Wastewater	\$3.30/kgal
*Includes WCRWSA surcharge of \$0.14/kgal			

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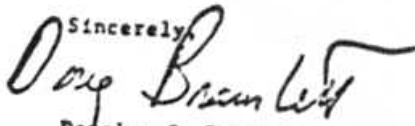
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December 13, 1995

In order to allow you sufficient time to contact the Public Service Commission and/or incorporate our new charges into your rate structure, our January 1st, 1996 effective date is being extended for a period of ninety (90) days. All bills rendered to you on or after April 1st, 1996 will be at the new rate, however all subsequent changes will be implemented on their effective dates.

If you have any questions, feel free to contact our Customer Service Office at (813) 847-8131.

Sincerely,



Douglas S. Branlett
Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission

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PASCO COUNTY, FLORIDA

FAX (813) 847-8972
LAND O'LAKES (813) 829-1266
NEW PORT RICHEY (813) 847-8131
DADE CITY (904) 521-4285

CERTIFIED MAIL NO. Z 712 367 733
RETURN RECEIPT REQUESTED

UTILITIES SERVICES BRANCH
FISCAL & CUSTOMER SERVICES DIVISION
PASCO COUNTY GOVERNMENT COMPLEX
7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

December 13, 1995

Betmar Utilities
Post Office Box 370
Port Richey, FL 34673

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

On December 12, 1995, after a Public Hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999.

The new Pasco County Utilities rates for all bulk water and/or wastewater customers and the effective dates are as follows:

Effective January 1, 1996

Bulk Water	\$2.18/kgal*	Bulk Wastewater	\$3.20/kgal
*Includes WCRWSA surcharge of \$0.46/kgal			

Effective October 1, 1996

Bulk Water	\$2.15/kgal*	Bulk Wastewater	\$3.23/kgal
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Bulk Water	\$1.99/kgal*	Bulk Wastewater	\$3.26/kgal
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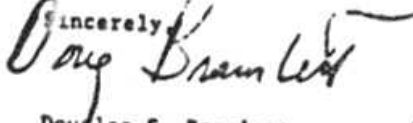
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December 13, 1995

In order to allow you sufficient time to contact the Public Service Commission and/or incorporate our new charges into your rate structure, our January 1st, 1996 effective date is being extended for a period of ninety (90) days. All bills rendered to you on or after April 1st, 1996 will be at the new rate, however all subsequent changes will be implemented on their effective dates.

If you have any questions, feel free to contact our Customer Service Office at (813) 847-8131.

Sincerely,



Douglas S. Branlett
Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission

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7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. 2 712 365 772
RETURN RECEIPT REQUESTED

December 13, 1995

✓ Hudson Utilities, Inc.
14334 Old Dixie Highway
Hudson, FL 34667

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

On December 12, 1995, after a Public Hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999.

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Effective October 1, 1996

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Effective October 1, 1997

Bulk Water	\$1.99/kgal*	Bulk Wastewater	\$3.26/kgal
*Includes WCRWSA surcharge of \$0.14/kgal			

Effective October 1, 1998

Bulk Water	\$2.07/kgal*	Bulk Wastewater	\$3.30/kgal
*Includes WCRWSA surcharge of \$0.14/kgal			

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December 13, 1995

In order to allow you sufficient time to contact the Public Service Commission and/or incorporate our new charges into your rate structure, our January 1st, 1996 effective date is being extended for a period of ninety (90) days. All bills rendered to you on or after April 1st, 1996 will be at the new rate, however all subsequent changes will be implemented on their effective dates.

If you have any questions, feel free to contact our Customer Service Office at (813) 847-8131.

Sincerely,



Douglas S. Bramlett
Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission

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1518 U.S. Highway 19
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*Includes WCRWSA surcharge of \$0.46/kgal			

Effective October 1, 1996

Bulk Water	\$2.15/kgal*	Bulk Wastewater	\$3.23/kgal
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Effective October 1, 1997

Bulk Water	\$1.99/kgal*	Bulk Wastewater	\$3.26/kgal
*Includes WCRWSA surcharge of \$0.14/kgal			

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Bulk Water	\$2.07/kgal*	Bulk Wastewater	\$3.30/kgal
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DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996

ATTACHMENT A
PAGE 9 OF 28

December 13, 1995

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If you have any questions, feel free to contact our Customer Service Office at (813) 847-8131.

Sincerely,



Douglas S. Bramlett
Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Rosanne Capeless, Legal Department, Florida Public Service Commission



PASCO COUNTY, FLORIDA

FAX (813) 847-8972
LAND O'LAKES (813) 829-1266
NEW PORT RICHEY (813) 847-8131
DADE CITY (904) 521-4285

UTILITIES SERVICES BRANCH
FISCAL & CUSTOMER SERVICES DIVISION
PASCO COUNTY GOVERNMENT COMPLEX
7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. Z 712 365 769
RETURN RECEIPT REQUESTED

December 13, 1995

Mr. Larry C. DeLucenay, President
Mad Hatter Utilities, Inc.
1900 Land O'Lakes Blvd
Suite 113361
Lutz, FL 33549

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

On December 12, 1995, after a Public Hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999.

The new Pasco County Utilities rates for all bulk water and/or wastewater customers and the effective dates are as follows:

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DOCKET NO, 960878-WS
DATE: AUGUST 22, 1996

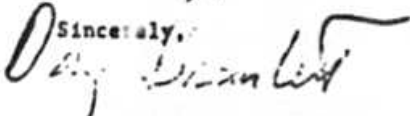
ATTACHMENT A
PAGE 11 OF 28

December 13, 1995

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Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission

DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996

ATTACHMENT A
PAGE 12 OF 28



PASCO COUNTY, FLORIDA

FAX (813) 847-8972
LAND O'LAKES (813) 829-1266
NEW PORT RICHEY (813) 847-8131
DADE CITY (904) 521-4285

UTILITIES SERVICES BRANCH
FISCAL & CUSTOMER SERVICES DIVISION
PASCO COUNTY GOVERNMENT COMPLEX
7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. 2 712 365 767
RETURN RECEIPT REQUESTED

December 13, 1995

Deltona Utility Consultants
D/B/A Southern States Utilities
1000 Color Place
Apopka, FL 32703

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

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DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996

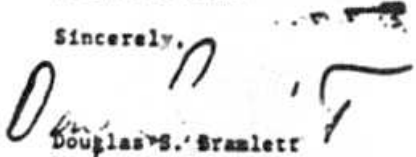
ATTACHMENT A
PAGE 13 OF 28

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Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Rosanne Capeless, Legal Department, Florida Public Service Commission

DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996

ATTACHMENT A
PAGE 14 OF 28



PASCO COUNTY, FLORIDA

FAX (813) 847-8972
LAND O'LAKES (813) 829-1266
NEW PORT RICHEY (813) 847-8131
DADE CITY (904) 521-4285

UTILITIES SERVICES BRANCH
FISCAL & CUSTOMER SERVICES DIVISION
PASCO COUNTY GOVERNMENT COMPLEX
7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. Z 712 365 770
RETURN RECEIPT REQUESTED

December 13, 1995

✓ Utilities Incorporated
(Summertree)
2335 Sanders Road
Northbrook, IL 60062

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

On December 12, 1995, after a Public Hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999.

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DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996

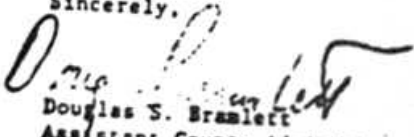
ATTACHMENT A
PAGE 15 OF 28

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Douglas S. Bramlett
Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission

DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996

ATTACHMENT A
PAGE 16 OF 28



PASCO COUNTY, FLORIDA

FAX (813) 847-8972
LAND O'LAKES (813) 829-1266
NEW PORT RICHEY (813) 847-8131
DADE CITY (904) 521-4285

UTILITIES SERVICES BRANCH
FISCAL & CUSTOMER SERVICES DIVISION
PASCO COUNTY GOVERNMENT COMPLEX
7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. 2 712 365 771
RETURN RECEIPT REQUESTED

December 13, 1995

City of Port Richey
8624 Village Loop
Port Richey, FL 34668

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

On December 12, 1995, after a Public Hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999.

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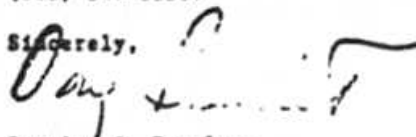
ATTACHMENT A
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Sincerely,


Douglas S. Bramlett
Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission



PASCO COUNTY, FLORIDA

FAX (813) 847-8972
LAND O'LAKES (813) 829-1266
NEW PORT RICHEY (813) 847-8131
DADE CITY (904) 521-4285

UTILITIES SERVICES BRANCH
FISCAL & CUSTOMER SERVICES DIVISION
PASCO COUNTY GOVERNMENT COMPLEX
7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. Z 712 365 766
RETURN RECEIPT REQUESTED

December 13, 1995

Orchid Lake Travel Trailer Park
8225 Arevas Drive
New Port Richey, FL 34653

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

On December 12, 1995, after a Public Hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999.

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DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996

ATTACHMENT A
PAGE 19 OF 28

December 13, 1995

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Douglas S. Bramlett
Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission

DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996

ATTACHMENT A
PAGE 20 OF 28



PASCO COUNTY, FLORIDA

FAX (813) 847-8972
LAND O'LAKES (813) 829-1266
NEW PORT RICHEY (813) 847-8131
DADE CITY (904) 521-4285

UTILITIES SERVICES BRANCH
FISCAL & CUSTOMER SERVICES DIVISION
PASCO COUNTY GOVERNMENT COMPLEX
7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. Z 712 367 735
RETURN RECEIPT REQUESTED

December 13, 1995

✓ Virginia City Utilities
Post Office Box 845
New Port Richey, FL 34656-0845

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

On December 12, 1995, after a Public Hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999.

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DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996


ATTACHMENT A
PAGE 21 OF 28

December 13, 1995

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Sincerely,



Douglas S. Bramlett
Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission

DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996

ATTACHMENT A
PAGE 22 OF 28

RECEIVED
FLORIDA PUBLIC
SERVICE COMMISSION
1996 JAN -8 AM 9 05
MAILROOM

Virginia City Utilities, Inc.
P.O. Box 845
New Port Richey, Fl. 34656-0845
845-1530

January 4, 1996

Mr. Douglas S. Bramlett
Assistant County Administrator (Utilities Services)
Pasco County Utilities
P.O. Box 2139
New Port Richey, Fl. 34656-2139

Re: Rate Change - Bulk Water

Dear Doug,

In regards to your letter dated 12-13-95, and in reference to my phone conversation with you on 1-04-96 concerning the price decrease, please be advised that Virginia City Utilities, Inc. is waiving any need for a ninety (90) day extension on the price reduction. We feel that is in the best interest of our customers to accept the effective date of January 1, 1996. Our bulk water rate is being reduced from \$2.31/kgal. to \$2.18/kgal.

Kindest regards for a Happy and Prosperous New Year!

Sincerely,

Judson F. Potter, President

Judson F. Potter, President
Virginia City Utilities, Inc.

JFP/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission

DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996

ATTACHMENT A
PAGE 23 OF 28



PASCO COUNTY, FLORIDA

FAX (813) 847-8972
LAND O'LAKES (813) 829-1266
NEW PORT RICHEY (813) 847-8131
DADE CITY (904) 521-4285

UTILITIES SERVICES BRANCH
FISCAL & CUSTOMER SERVICES DIVISION
PASCO COUNTY GOVERNMENT COMPLEX
7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. Z 712 367 734
RETURN RECEIPT REQUESTED

December 13, 1995

Shalimar Village Mobile Home Park
Post Office Box 650993
Vero Beach, FL 32965

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

On December 12, 1995, after a Public Hearing, the Pasco County Board of County Commissioners approved a rate change for all customers encompassing the period of January 1, 1996 through September 30, 1999.

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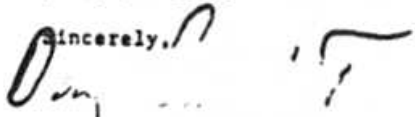
ATTACHMENT A
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December 13, 1995

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Douglas S. Bramlett
Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission



PASCO COUNTY, FLORIDA

FAX (813) 847-8972
LAND O'LAKES (813) 829-1266
NEW PORT RICHEY (813) 847-8131
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UTILITIES SERVICES BRANCH
FISCAL & CUSTOMER SERVICES DIVISION
PASCO COUNTY GOVERNMENT COMPLEX
7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. Z 712 367 794
RETURN RECEIPT REQUESTED

December 13, 1995

Calusa Water Works
Post Office Box 282
Aripeka, FL 34679-0282

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

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DOCKET NO. 960878-WS
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Assistant County Administrator
(Utilities Services)

DSB/cc

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PASCO COUNTY, FLORIDA

FAX (813) 847-8972
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UTILITIES SERVICES BRANCH
FISCAL & CUSTOMER SERVICES DIVISION
PASCO COUNTY GOVERNMENT COMPLEX
7508 LITTLE RD. - P.O. BOX 2139
NEW PORT RICHEY, FL 34656-2139

CERTIFIED MAIL NO. Z 712 367 793
RETURN RECEIPT REQUESTED

December 13, 1995

Aripeka Water Company
Post Office Box 302
Aripeka, FL 34679-0302

RE: Rate Change - Bulk Water and Bulk Wastewater

Dear Customer:

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DOCKET NO. 960878-WS
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PAGE 28 OF 28

December 13, 1995

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Assistant County Administrator
(Utilities Services)

DSB/cc

cc: Ms. Roseanne Capeless, Legal Department, Florida Public Service Commission

State of Florida

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



DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 413-6900

Public Service Commission

March 29, 1996

Mr. Larry G. Delucenay
Mad Hatter Utilities, Inc.
1900 Land O'Lakes Blvd.
Suite 113361
Lutz, FL 33549

Re: Pasco County's approved purchased water rate changes effective for the period of January 1, 1996 through September 30, 1999.

Dear Mr. Delucenay:

On December 20, 1995, the Commission staff received copies of letters that Pasco County sent to utilities that are regulated by the Public Service Commission. The letters indicate that Pasco County's Board of County Commissioners has approved a purchased water rate change for all customers for the period of January 1, 1996 through September 30, 1999. Further, the letters state that in order to allow the utility sufficient time to contact the Public Service Commission and/or to incorporate the County's new charges into its rate structure, the County's January 1st, 1996 effective date will be extended for a period of ninety (90) days; that all bills rendered to the utility on or after April 1, 1996 will be at the new rate; and that all subsequent changes will be implemented on their effective dates.

As a result of Pasco County's purchased water rate change, the utility should file its index and/or pass-through rate adjustment notice with the Commission in accordance with Subsection 367.081(4)(b), Florida Statutes. As of this date, the Commission has not received a verified rate adjustment notice as it relates to Pasco County's purchased water rate change. Pursuant to Subsection 367.081(4)(b), Florida Statutes, the utility's rates shall be automatically increased or decreased without hearing upon verified notice to the Commission forty-five (45) days prior to its implementation of the increase or decrease. Pursuant to Section 367.081(4)(e), Florida Statutes, a utility may not adjust its rates more than two times in any twelve (12) month period. Because there are two decreases in 1996, one of the pass-throughs may be filed in conjunction with an index and the other pass-through decrease may be filed separately to be effective for October 1, 1996.

DOCKET NO. 960878-WS
DATE: AUGUST 22, 1996

ATTACHMENT B
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Larry Deluccenay
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Should you have any questions, please contact Jennifer J. Iwenjiora at (904) 413-6980.

Sincerely,



Charles H. Hill, Director
Division of Water and Wastewater

CHH/jji

cc: Division of Water and Wastewater (Hill, McCaskill)
Division of Legal Services (Capeless)
Douglas S. Bramlett