

VOTE SHEET

SEPTEMBER 23, 1997

RE: DOCKET NO. 970636-WU - Application for certificate to provide water service in Osceola County by Morningside Utility Inc.

Issue 1: Should Morningside Utility Inc. be ordered to show cause, in writing within twenty days, why it should not be fined for violation of Section 367.031, Florida Statutes?

Recommendation: No. Show cause proceedings should not be initiated.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in the majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

09790 SEP 24 5

FPSC-RECORDS/REPORTING

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Issue 2: Should the application of Morningside Utility Inc. for Water Certificate No. 595-W be granted?

Recommendation: Yes, Morningside Utility Inc. should be granted Water Certificate No. 595-W to serve the territory described in Attachment A of staff's September 11, 1997 memorandum. In addition, Morningside Utility Inc. should be required to record the 99-year lease in accordance with Section 695.01, F.S., and provide a recorded copy of the lease within 60 days of the date of the Order issued as a result of action taken at this agenda conference.

APPROVED

Issue 3: What rates and charges should be approved for this utility?

Recommendation: The rates and charges as detailed in the staff analysis should be approved. The tariff should be effective for service rendered or connections made on or after the stamped approval date on the tariff.

APPROVED

Issue 4: Should the utility be required to pay regulatory assessment fees for 1996 and file a 1996 Annual Report with the Commission?

Recommendation: Yes. The utility should be required to remit regulatory assessment fees and file a 1996 Annual Report within 45 days of the issue date of the Order issued as a result of action taken at this agenda conference. Morningside should also be put on notice that annual reports and regulatory assessment fees are due each year pursuant to Rules 25-30.110(3) and 25-30.120(2), Florida Administrative Code.

APPROVED

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Issue 5: Should this docket be closed?

Recommendation: Yes, this docket should be closed if no timely protests are filed to the proposed agency action issues.

APPROVED