

MEMORANDUM

March 24, 1998

TO : ALICE CROSSBY, DIVISION OF LEGAL SERVICES
DIVISION OF RECORDS AND REPORTING

FROM : STEPHANIE CLAPP, DIVISION OF WATER AND WASTEWATER *SC*

RE : DOCKET NO. 960320-WS; REQUEST FOR EXEMPTION FROM FLORIDA
PUBLIC SERVICE COMMISSION REGULATION FOR PROVISION OF
WATER AND WASTEWATER SERVICE IN VOLUSIA COUNTY BY ANATOLE
APARTMENTS. *CS*

On March 11, 1996, this Commission received an application from Anatole Apartments for a reseller exemption pursuant to Section 367.022(8), Florida Statutes. Letters of concern over water and wastewater rates were received from one tenant. These concerns were addressed and remedied by the billing agent for Anatole Apartments. After review of the application, the 1996 and 1997 Annual Reseller Reports, and discussions with Mr. John S. Ranney, primary contact, staff determined that Anatole Apartments meets the necessary qualifications for a reseller exemption finding as provided for in Section 367.021(12), Florida Statutes. The applicant will provide water and wastewater services for only Anatole Apartments. The water service and wastewater service is provided by the City of Daytona Beach. Mr. Ranney's address, is c/o Envirotech, 1502 Roberts Drive, Jacksonville, Florida 32250. The physical and mailing address of the apartments is 1690 Dunn Avenue, Daytona Beach, Florida 34114.

As stated above, the application was filed in accordance with Section 367.022(8), Florida Statutes, for a reseller exemption pursuant to Section 367.021(12), Florida Statutes, and Rules 25-30.060(1), (2), and (3)(h), Florida Administrative Code. The applicant has stated that the services will be provided at a rate or charge that does not exceed the actual purchase price. The reseller is aware of the requirements of Rule 25-30.111, Florida Administrative Code, regarding annual reporting requirements. The Reseller is aware of the requirements of Section 367.122, Florida Statutes and Rules 25-30.262 through 25-30.267, Florida Administrative Code, regarding the examination and testing of meters. Additionally, the applicant acknowledged Section 837.06, Florida Statutes, regarding false statements.

According to Section 2.08(C)(14), Administrative Procedures Manual, staff has been given administrative authority to approve clear-cut or non-controversial requests for determination of exempt status. Staff recommends that an administrative order be issued

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finding Anatole Apartments exempt from Commission regulation pursuant to Section 367.022(8), Florida Statutes. In the event of any change of circumstances or method of operation, Anatole Apartments, or its successor(s) in interest, should be ordered to notify the Commission within thirty days of such change so that its exempt status may be reevaluated. Additionally, staff recommends that this docket should be closed.

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