

ORIGINAL

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March 19, 1999


Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 981243-WU, Application of MARION UTILITIES, INC. for Approval
of Increased Water Service Availability Charges for the Spruce Creek Service
Area and New Service Availability Policy for the Water Division

Gentlemen:

I am enclosing the original and three (3) copies of modified tariff sheets No. 31.0 and
No. 32.0.

Sincerely,



Norman F. Mears
Senior Utility Consultant

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG 1
- LIN _____
- OPC _____
- RCH _____
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Enclosures
cc: Mr. Tim E. Thompson w/o enclosures

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

WATER TARIFF

(Continued from Sheet No. 30.0)

portion of water plant capacity as set forth in the agreement for a period of eighteen (18) months from the date of payment of all amounts set forth in the agreement. The Utility will not be obligated to provide capacity or service in excess of that allocation and may require consumers to curtail use which exceeds such allocated capacity.

In no event shall the Utility be required to build or accept plans, specifications, contributions in aid of construction or agreements predicated upon demand for water service less than 350 gallons per equivalent residential connection (ERC). Each single family residence in the Spruce Creek service area shall be equal to 1.58 ERCs.

6.4 Plant Capacity Charges Based on Actual and Experienced Demand

If the experience of the consumers after twelve months' actual usage exceeds the estimated gallons computed in Rule 6.2, the Utility shall have the right to collect additional plant capacity charges. The twelve-month period shall commence when certificates of occupancy have been issued for the entire project.

7.0 OFF-SITE FACILITIES

Off-Site transmission, distribution, and other water facilities, excluding treatment facilities, shall be designed by the Utility's consulting engineer, and shall be constructed and installed by the Utility. Contributor shall pay Utility an amount equal to the actual construction cost of the off-site facilities. When these facilities are completed, the Utility will enter into a contract payable with the Contributor to refund the amount which is less than or equal to the approved fees and charges stated on the Schedule of Fees and Charges on Sheets 21.1 through 21.4 pursuant to Rule 20.0.

Contributor shall convey to Utility all necessary easements and rights-of-way as a condition precedent to the initiation of construction pursuant to Rule 10.0.

(Continued on Sheet No. 32.0)

Tim E. Thompson
President

WATER TARIFF

(Continued from Sheet No. 31.0)

7.1 Construction of Oversized Facilities

The Utility may require the installation of oversized off-site lines and facilities to provide service for other properties in accordance with the master plan of the Utility. In this event, Contributor may be required to advance the entire cost, and the balance of the cost in excess of the cost to service the Contributor may then be the subject of a contract payable pursuant to Rule 20.0.

8.0 ON-SITE FACILITIES

On-site transmission, distribution, and other water facilities shall be designed by the Contributor, and shall be constructed and installed by the Utility. Contributor shall pay Utility an amount equal to the actual construction cost of the on-site facilities. When these facilities are completed, the Utility will enter into a contract with the Contributor to repay the amount which is less than or equal to the fees and charges stated on the Schedule of Fees and Charges on Sheets 21.1 through 21.4 pursuant to Rule 20.0.

8.1 Design and Construction of On-site Facilities

Contributor shall design the on-site facilities provided, however, such design shall be subject to the prior approval of the Utility. In the Alternative, the Utility may design on-site facilities and require the Contributor to pay the actual cost of design, including all necessary fees.

Utility shall recognize the design of water facilities prepared by a professional engineer registered in the State of Florida regularly engaged in the field of sanitary engineering, covering the design of developer's on-site water distribution system. Provided, however, that each such design shall be fully subject to the approval of the Utility's engineer and shall conform in all respects to the criteria of the Utility governing the installation of utility facilities ultimately to be installed by the Utility. The Utility shall charge a fee, the actual cost to Utility, for reviewing such engineering plans and furnishing to the developer's engineer various information regarding location and criteria as provided by Rule 15.0. All designs of water

(Continued on Sheet No. 33.0)

Tim E. Thompson
President