

VOTE SHEET

OCTOBER 2, 2001

RE: Docket No. 010726-WS - Complaint by Bayside Mobile Home Park against Bayside Utility Services, Inc. regarding denial of request for water and wastewater service in Bay County. (Deferred from September 4, 2001 conference; revised recommendation filed.)

ISSUE 1: Should Bayside Utility Services, Inc. be ordered to install wastewater collection lines, manholes and water distribution lines to supply water and wastewater service to the proposed development of Bayside Mobile Home Park?

RECOMMENDATION: No. Bayside Utility Services, Inc. should not be required to install wastewater collection lines, manholes or water distribution lines throughout the proposed area of development of Bayside Mobile Home Park. It is appropriate for Bayside Mobile Home Park to be responsible for the installation of the wastewater collection lines, manholes, and water distribution lines throughout the proposed development if it wishes to receive water and wastewater service from Bayside Utility Services, Inc.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Michael A. Palecki*  
*[Signature]*  
*[Signature]*  
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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

12474 OCT-25

FPSC-COMMISSION CLERK

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ISSUE 2: Should Bayside Utility Services, Inc. be ordered to reimburse Bayside Mobile Home Park for its engineering costs incurred to date?

RECOMMENDATION: No. Bayside Utility Services, Inc. should not be required to repay Bayside Mobile Home Park for engineering costs incurred to date. However, pursuant to Rule 25-30.540, Florida Administrative Code, the engineering plans for the development are subject to the utility's inspection and approval. Staff recommends that the utility be directed to properly review the engineering plans and promptly respond in a timely matter so as not to further delay the development or cause any undue hardship for the developer by delaying approval of submitted plans.

**APPROVED**

ISSUE 3: Should the Commission initiate an investigation as to whether the portion of Bayside Utility Services, Inc.'s service territory should be deleted so that water and wastewater services may be provided by the City of Panama City Beach?

RECOMMENDATION: No. The Commission should not initiate an investigation as to whether the portion of Bayside Utility Services, Inc.'s service area in question should be deleted.

**APPROVED**

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ISSUE 4: Should this docket be closed?

RECOMMENDATION: Yes. This docket should be closed upon the issuance of the Consummating Order if no person whose interests are substantially affected by the proposed actions files a protest within the 21-day protest period.

**APPROVED**