

VOTE SHEET

JUNE 3, 2003

RE: Docket No. 020892-WS - Application for transfer of facilities and Certificates Nos. 431-W and 364-S in Highlands County from Buttonwood Bay Water & Sewer Company, LLC to Sun Communities Acquisitions, LLC d/b/a Buttonwood Bay Utilities.

ISSUE 1: Should Buttonwood Bay Water & Sewer Company, LLC, be ordered to show cause, in writing within 21 days, why it should not be fined for its apparent violation of Section 367.071, Florida Statutes?

RECOMMENDATION: No. A show cause proceeding should not be initiated.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

04925 JUN-3 8

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ISSUE 2: Should the transfer of the facilities and Certificate Nos. 431-W and 364-S from Buttonwood to Sun Communities be approved?

RECOMMENDATION: Yes. The transfer of the facilities and Certificate Nos. 431-W and 364-S from Buttonwood to Sun Communities is in the public interest and should be approved. The utility is current on its 2002 regulatory assessment fees (RAFs) and annual report. Sun Communities should be responsible for remitting all future RAFs and annual reports to the Commission. A description of the territory served by the utility is shown on Attachment A of staff's May 22, 2003 memorandum.

APPROVED

ISSUE 3: What is the rate base of Buttonwood at the time of transfer?

RECOMMENDATION: The rate bases, which for transfer purposes reflect the net book value, are \$81,947 for the water system and \$214,331 for the wastewater system as of January 1, 2002.

APPROVED

ISSUE 4: Should an acquisition adjustment be included in the calculation of rate base?

RECOMMENDATION: No. An acquisition adjustment should not be included in the calculation of rate base for transfer purposes.

APPROVED

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ISSUE 5: Should the rates and charges approved for this utility be continued?

RECOMMENDATION: Yes. Sun Communities should continue charging the rates and charges approved for this utility system until authorized to change by the Commission in a subsequent proceeding. The tariff reflecting the change in ownership should be effective for services provided or connections made on or after the stamped approval date on the tariff sheets.

APPROVED

ISSUE 6: Should this docket be closed?

RECOMMENDATION: Yes. If no timely protest is received to the proposed agency action issues, upon the expiration of the protest period a Consummating Order should be issued and the docket should be closed.

APPROVED