

VOTE SHEET

NOVEMBER 3, 2003

RE: Docket No. 020928-WU - Application for amendment of Certificate No. 347-W to extend territory and application to increase service availability charges for Summer Brooke service area in Marion County by Marion Utilities, Inc.

ISSUE 1: Should Marion Utilities, Inc.'s application for amendment of Certificate No. 347-W be granted?

RECOMMENDATION: Yes. Marion's application for amendment to expand its territory as described in Attachment A of staff's October 22, 2003 memorandum, is in the public interest and should be granted. The utility should charge the customers in the territory added herein the monthly service rates contained in its current tariff until authorized to change by the Commission. The appropriate service availability policy and charges are discussed in Issue 2.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in the majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

10939 NOV-3 8

FPSC-COMMISSION CLERK

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ISSUE 2: Should the tariff filing to modify the service availability charges for the Summer Brooke development be approved as filed by Marion Utilities, Inc.?

RECOMMENDATION: No. Original Tariff Sheet No. 42.0 filed on August 29, 2002 should be denied. The utility should be authorized to collect a distribution line charge of \$846 per ERC, a transmission main charge of \$222 per ERC, and a plant capacity charge of \$161 per ERC from future customers in the Summer Brooke development. Additional connections to the transmission main outside the Summer Brooke development should also be required to pay a transmission main charge of \$222 per ERC. In addition, staff recommends the utility's proposed meter installation and backflow preventor fees be approved. The utility should file a revised tariff within thirty days of the effective date of the Order. The tariffs should become effective, upon staff's verification that they are consistent with the Commission's decision, for connections made on or after the stamped approval date of the tariff sheets pursuant to Rule 25-30.475(2), Florida Administrative Code. In the event a timely protest is filed, the tariff should remain in effect and the charges collected held subject to refund pending resolution of the protest.

APPROVED

ISSUE 3: Should this docket be closed?

RECOMMENDATION: No. This docket should remain open pending expiration of the protest period. If a timely protest is not filed, a Consummating Order should be issued and the docket closed.

APPROVED