

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application of LAKE TARPON) DOCKET NO.	890442-WU
HOMES, INC. for a staff-assisted rate) ORDER NO.	23473
case in Pinellas County) ISSUED:	9-12-90
)	

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD
BETTY EASLEY
GERALD L. GUNTER
FRANK S. MESSERSMITH

ORDER APPROVING IMPLEMENTATION OF FINAL RATES

BY THE COMMISSION:

On March 27, 1989, Lake Tarpon Homes, Inc. (Lake Tarpon) applied for a staff-assisted rate case. Its request was approved by letter dated May 11, 1989. On November 7, 1989, by Order No. 22160, this Commission proposed to establish final rates and charges for Lake Tarpon. However, we withheld half of the revenue increase until such time as Lake Tarpon corrected certain problems with its service lines.

On November 28, 1989, the Lake Tarpon Mobile Home Village Association, Inc. (Association) filed a protest to Order No. 22160. The essence of the Association's protest was that there were a number of locations receiving unmetered water service. The Association contended that these locations should be metered. Pursuant to the Association's protest, this case was set for an administrative hearing on April 11, 1990.

During the pendency of this proceeding, Lake Tarpon was transferred to Utilities Inc. of Florida (Utilities Inc.)

On or about March 26, 1990, Utilities Inc. and the Association filed a proposed settlement with this Commission. The settlement provided that Utilities Inc. would meter each of the locations in question. The settlement agreement was approved by this Commission by Order No. 22956, issued May 21, 1990. Also by that Order, we gave Utilities Inc. ninety days to install meters and to correct the service line problems addressed by Order No. 22160.

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By letter dated June 27, 1990, Utilities Inc. informed this Commission that the improvements had all been completed. We have inspected the system and have verified that the improvements have been completed. Further, contacts with a representative of the Association and with some of the affected customers have yielded no negative responses.

By this Order, we acknowledge that Utilities Inc. has completed the required system improvements. Accordingly, it may now place the final rates, which are depicted on Schedule No. 1, which by reference is incorporated herein, into effect. These rates will become final upon Staff's approval of the revised tariff pages. The revised tariff pages will be approved upon verification that they accurately reflect this Commission's decision and upon approval of a proposed customer notice.

It is, therefore,

ORDERED by the Florida Public Service Commission that Utilities Inc. of Florida may implement the final rates depicted on Schedule 1 of this Order, subject to the submission and approval of a proposed customer notice and revised tariff pages. It is further

ORDERED that Utilities Inc. of Florida shall submit a proposed notice to its customers of the increased rates and the reasons therefor. It is further

ORDERED that Utilities Inc. of Florida shall submit tariff pages revised in accordance with this Order. It is further

ORDERED that the revised tariff pages will be approved upon Staff's verification that they accurately reflect the decision of this Commission, and upon its approval of the proposed customer notice. It is further

ORDERED that Docket No. 890442-WU be and is hereby closed.

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By ORDER of the Florida Public Service Commission this 12th
day of SEPTEMBER, 1990.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

RJP

by: Kay DeLeon
Chief, Bureau of Records

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.