

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for a rate) DOCKET NO. 900338-WS
increase in Seminole County by) ORDER NO. 23809-A
Sanlando Utilities Corporation) ISSUED: 12-13-90
_____)

AMENDATORY ORDER

BY THE COMMISSION:

By Proposed Agency Action Order No. 23809, issued November 27, 1990, we proposed to grant final rates and charges for Sanlando Utilities Corporation (Sanlando or utility). On page 23 of that Order, the fourth paragraph states:

However, Docket No. 900510-WS was opened in response to Sanlando request for increased rates due to the regulatory assessment fee increase. By Order No. 23390, issued on August 22, 1990, the utility was granted increased water and wastewater rates to reflect the increased regulatory assessment fee. The utility stipulated in Docket No. 900510-WS that any necessary refund of the rate increase would be addressed in this rate case docket, and subsequently Docket No. 900510-WS was closed. Since there is no increase in water rates, a refund of the regulatory assessment fee water rate increase is required. The increase represents \$36,385 annually or 2.09 percent. Converted to a monthly figure, it amounts to \$3,032 or approximately \$0.18 per ERC. In as much as the refund to each customer would be so small, we do not believe the refund would be justified when weighed against the expenses that would be involved to make the refund. Therefore, we find it appropriate to credit CIAC by the amount of the regulatory assessment fee refund amount, together with applicable interest. The amount to credit is for water service rendered on or after September 13, 1990 to the effective date of the final water rates.

Inadvertently omitted from the fourth sentence in that paragraph was the following language underlined below. Accordingly, the fourth sentence in the fourth paragraph on page 23 is amended to read as follows:

Since there is no increase in water rates, a refund of the regulatory assessment fee water rate increase is

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FPSC-RECORDS/REPORTING

ORDER NO. 23809-A
DOCKET NO. 900338-WS
PAGE 2

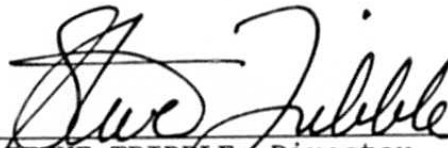
required and the utility's water rate schedule reverts back to that which was in its tariff prior to the issuance of Order No. 23390.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Order No. 23809 is hereby amended as set forth in the body of this Order. It is further

ORDERED that Order No. 23809 is affirmed in all other respects.

By ORDER of the Florida Public Service Commission, this 13th day of DECEMBER, 1990.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

NSD

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

ORDER NO. 23809-A
DOCKET NO. 900338-WS
PAGE 3

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.