

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of ST. GEORGE)	DOCKET NO. 871177-WU
ISLAND UTILITY COMPANY, LTD. for)	
increased rates and service)	ORDER NO. 24150
availability charges for water service)	
in Franklin County)	ISSUED 2/25/91
)	

The following Commissioners participated in the disposition of this matter:

BETTY EASLEY
FRANK S. MESSERSMITH

ORDER APPROVING PROPOSED TARIFF REVISIONS

BY THE COMMISSION:

By Order No. 21122, issued April 24, 1989, this Commission established increased rates and charges for St. George Island Utility Company, Ltd. (St. George). Also by Order No. 21122, this Commission identified a number of system and record-keeping problems, and placed St. George on notice that if certain improvements were not made within specified time periods, we would require it to show cause why it should not be fined.

On June 6, 1990, by Order No. 23038, we determined that St. George had apparently not complied with the timetable for the required improvements and ordered St. George to show cause why it should not be fined. Also by Order No. 23038, we directed St. George to file revised tariff pages in order to clear up certain language which had led to inconsistent billing practices.

On June 26, 1990, St. George filed a timely response to Order No. 23038. Since its response raised certain questions of fact, by Order No 23258, issued July 27, 1990, we set this case for hearing on an expedited basis.

On August 4, 1990, St. George filed tariff pages revised in accordance with Order No. 23038; however, by Order No. 23544, issued October 1, 1990, we noted that the language and billing practices in question were two of the main issues in the show cause proceeding, and suspended the proposed tariff revisions pending the resolution of these matters at hearing.

On September 13, 1990, St. George filed a proposed stipulation of settlement. We approved the proposed settlement by Order No.

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23649 issued October 22, 1990. One of the requirements of the settlement was that St. George file newly revised tariff pages to clarify when a person becomes a customer, when it is appropriate to bill the base facility charge, and several other provisions relating to customer connections.

St. George filed the revisions required by Order No. 23649 on January 2, 1991. We have reviewed the proposed tariff revisions and find that they are in conformance with the requirements of Order No. 23649. Accordingly, they are hereby approved, effective February 8, 1991. Pursuant to Citizens of the State of Florida v. Wilson, No. 74,914 (Fla. Sept. 27, 1990), the tariff revisions are effective but interim in nature, and will become final unless a substantially affected person files a petition for a formal proceeding within 21 days of the date of this Order. If no petition is filed, the tariff revisions will become final and effective.

It is, therefore,

ORDERED by the Florida Public Service Commission, that the proposed revised tariff pages filed by St. George Island Utility Company, Ltd. on January 2, 1991, are hereby approved on an interim basis, but will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, in the form required by Rule 25-22.036, Florida Administrative Code, by the date set forth in the Notice of Further Proceedings section of this Order.

By Order of the Florida Public Service Commission, this 25th day of FEBRUARY, 1991.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

RJP

by: Kay Flynn
Chief, Bureau of Records

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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.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the action proposed files a petition for a formal proceeding, as provided by Rule 25-22.036(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a)(d) and (e), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on March 18, 1991.

In the absence of such a petition, this Order shall become final on the day subsequent to the above date.

Any objection or protest filed in this docket before the issuance date of this Order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this Order becomes final on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by 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 of the date this Order becomes final, 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.