

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request to modify) DOCKET NO. 930287-EI
residential service) ORDER NO. PSC-93-0655-FOF-EI
classification by Florida Power) ISSUED: 4/28/93
and Light Company.)
_____)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
THOMAS M. BEARD
SUSAN F. CLARK
JULIA L. JOHNSON

ORDER APPROVING TARIFF FILING

BY THE COMMISSION:

On March 5, 1993, Florida Power and Light's (FPL or utility) filed a petition with this Commission seeking authority to modify its Residential Service Classification (RS-1 and RST-1).

According to FPL, an inconsistency exists in rate applications when service has been established for residential customers living in duplexes and triplexes with a single meter providing service to all dwelling units. The problem according to FPL is that the electric consumption is residential in nature, but such accounts may be placed on a commercial rate. The problem arises because of the way customer classes are currently defined. Commercial service is defined as service used for commercial and professional activities and includes master-metered apartment housing. Residential service is supposed to be supplied exclusively for domestic purposes. The master-metering provision in the commercial applicability section has resulted in some customers being placed on a commercial rate schedule and others on a residential rate schedule. The utility indicates that the proposed changes will clarify the applicability of its Residential rate schedule by including duplexes and triplexes in the residential application section of its tariff.

We agree with FPL that customers residing in master-metered duplexes and triplexes should be billed under the Residential rate schedule as long as their usage is not commercial in nature. Also, since individual metering has been required for such buildings constructed since January 1, 1981 the modifications would only affect customers living in buildings constructed before that date.

DOCUMENT NUMBER-DATE

04636 APR 28 93

REG-RECORDS&REPORTING

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In consideration of the foregoing, we approve the tariff changes shown in Appendix "A" to this Order.

In consideration of the foregoing, it is

ORDERED by the Florida Public Service Commission that Florida Power and Light Company's Request for Modification of Residential Rate Classification as described in the body of this order and shown in Appendix "A" is approved. It is further

ORDERED that this Order shall become final and this docket closed unless an appropriate petition for formal proceeding is received by the Division of Records and Reporting, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on the date indicated in the Notice of Further Proceedings or Judicial Review.

By ORDER of the Florida Public Service Commission, this 28th day of April, 1993.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)
MRC:bmi

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

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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 May 19, 1993.

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 wastewater 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.

APPENDIX "A"

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FLORIDA POWER & LIGHT COMPANY

~~First~~ Second Revised Sheet No. 4.010
Cancels ~~Original~~ First Revised Sheet No. 4.010

MISCELLANEOUS
CLASSES OF CUSTOMERS

Residential. Service supplied exclusively for domestic purposes ~~to~~ individually metered dwelling units and in duplexes and triplexes, including the separately metered non-commercial facilities of a residential customer (i.e., garages, water pumps, etc.).

Commercial Service. Service used for commercial and professional activities in establishments and for purposes not otherwise classified for rate purposes, including: airports, banks, billboards, boarding houses, churches, clubs, commercial buildings, freight terminals, garages, hospitals, hotels, master-metered apartment houses, office buildings, parking lots, passenger stations, personal service establishments, restaurants, rooming houses, schools, self service laundries, signs, stores, theatres and the like.

Industrial. Service to power equipment used for manufacturing or processing purposes, and to the lighting within and about the buildings, structures and premises housing and enclosing the power-driven and operated machinery and equipment and incident to the use thereof. Also included is service to a limited number of activities such as boatyards, laundry and dry cleaning plants, cold storage plants, steam laundries, machine shops, rebuilders of airplanes and airplane engines, mines, fruit, meat and vegetable packing and precooling plants, quarries, radio and TV transmitting stations, railroad shops, water and sewer treatment plants, sewer lift stations and agricultural pumps.

Public Street and Highway Lighting. Service for lighting public ways and areas.

Other Sales to Public Authorities. Service with eligibility restricted to governmental entities.

Sales to Railroads and Railways. Service supplied for propulsion of electric transit vehicles.

Sales for Resale. Service to other electric utilities for resale purposes.

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FLORIDA POWER & LIGHT COMPANY

Twenty-Four~~th~~th Revised Sheet No. 8.201
Cancels Twenty-Third~~Fourth~~ Revised Sheet No. 8.201

RESIDENTIAL SERVICE

RATE SCHEDULE: RS-1

AVAILABLE:

In all territory served.

APPLICATION:

For service for all domestic purposes and in individually metered dwelling units and in duplexes and triplexes, including the separately-metered non-commercial facilities of a residential Customer (i.e., garages, water pumps, etc.). Also for service to commonly owned facilities of condominium, cooperative and homeowners' associations as set forth on Sheet No. 8.211, Rider CU.

SERVICE:

Single phase, 60 hertz at available standard voltage. Three phase service may be furnished but only under special arrangements. All residential service required on the premises by Customer shall be supplied through one meter. Resale of service is not permitted hereunder.

MONTHLY RATE:

Customer Charge: \$5.65

Energy Charge:

Non-fuel charge

First 750 kwh 3.922¢ per kwh

All additional kwh 4.922¢ per kwh

Fuel Charges:

Fuel charges are adjusted by the Florida Public Service Commission normally each six months, April and October. As of December 23, 1982 the amount for fuel was 2.737¢ per kwh. For current fuel charges included in this tariff, see Sheet No. 8.830.

Minimum: \$5.65

Fuel Charge See Sheet No. 8.830

Tax Clause See Sheet No. 8.840

Conservation Charge See Sheet No. 8.860

Capacity Payment Charge See Sheet No. 8.870

Oil Backout Charge See Sheet No. 8.880

Franchise Fee See Sheet No. 8.890

TERM OF SERVICE:

Open Order.

RULES AND REGULATIONS:

Service under this schedule is subject to orders of governmental bodies having jurisdiction and to the currently effective "General Rules and Regulations for Electric Service" on file with the Florida Public Service Commission. In case of conflict between any provision of this schedule and said "General Rules and Regulations for Electric Service" the provision of this schedule shall apply.

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FLORIDA POWER & LIGHT COMPANY

~~The~~ Fourteenth Revised Sheet No. 8.205
Cancels ~~Twelve~~ Thirteenth Revised Sheet No. 8.205

RESIDENTIAL SERVICE - TIME OF USE
(OPTIONAL)

RATE SCHEDULE: RST-1

AVAILABLE:

In all territory served.

APPLICATION:

For service for all domestic purposes and in individually metered dwelling units and in duplexes and triplexes, including the separately-metered non-commercial facilities of a residential Customer (i.e., garages, water pumps, etc.). Also for service to commonly owned facilities of condominium, cooperative and homeowners' associations as set forth on Sheet No. 8.211, Rider CU. This is an optional rate available to residential customers upon request subject to availability of meters.

SERVICE:

Single phase, 60 hertz at available standard voltage. Three phase may be supplied but only under special arrangements. All residential service required on the premises by Customer shall be supplied through one meter. Standby Service hereunder shall be supplied in accordance with Rider SS, Sheet No. 8.810. Resale of service is not permitted hereunder.

MONTHLY RATE:

Customer Charge: \$8.95

Energy Charge:

Non-fuel charge On-Peak Period Off-Peak Period
7.962c per kwh 2.729c per kwh

Fuel Charges:

Fuel charges are adjusted by the Florida Public Service Commission normally each six months, April and October. As of December 23, 1991, the fuel charge was 2.871c per kwh for On-Peak use and 2.729c per kwh for Off-Peak use. For current fuel charges included in Rider SS, Sheet No. 8.830.

Minimum: \$8.95

Fuel Charge See Sheet No. 8.830

Tax Clause See Sheet No. 8.840

Conservation Charge See Sheet No. 8.860

Capacity Payment Charge See Sheet No. 8.870

Oil Backout Charge See Sheet No. 8.880

Franchise Fee See Sheet No. 8.890

Initial service under this rate schedule shall begin on the first scheduled meter reading date following the installation of the time of use meter. The Customer's first bill will reflect the lesser of the charges under Rate Schedule RS-1 or RST-1.

If the Customer elects to make a lump sum payment to the Company for time of use metering costs of \$159.00, the Customer Charge and Minimum Charge shall be \$5.65.

RATING PERIODS:

On-Peak:

November 1 through March 31: Mondays through Fridays during the hours from 6 a.m. to 10 a.m. and 6 p.m. to 10 p.m. excluding Thanksgiving Day, Christmas Day, and New Year's Day.

April 1 through October 31: Mondays through Fridays during the hours from 12 noon to 9 p.m. excluding Memorial Day, Independence Day, and Labor Day.

Off-Peak:

All other hours.