

MEMORANDUM

FEBRUARY 8, 1999

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99 FEB -3 PM 1:36

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (JAYE) *DRIVE*
RE: DOCKET NO. 981567-EM - PETITION FOR APPROVAL OF REVISED
LIGHTING TARIFFS BY CITY OF LAKELAND

99-0189-FOE

Attached is an ORDER APPROVING REVISED TARIFFS, with attachments, to be issued in the above-referenced docket. (Number of pages in order - **3**)

GAJ/js
Attachment
cc: Division of Electric and Gas (Draper)
I:981567or.gaj

*Faxed - 4/0.
mailed -*

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of
revised lighting tariffs by City
of Lakeland.

DOCKET NO. 981567-EM
ORDER NO. PSC-99-0189-FOF-EM
ISSUED: February 3, 1999

The following Commissioners participated in the disposition of
this matter:

JOE GARCIA, Chairman
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.

ORDER APPROVING REVISED TARIFFS

BY THE COMMISSION:

Pursuant to a filing dated November 6, 1998, the City of Lakeland (Lakeland) proposed a number of revisions to its private area lighting rate schedule. The changes included a revision of the charge per fixture for some of Lakeland's existing fixtures, the addition of 16 new fixtures, and the addition of eight new poles. Lakeland states that it conducted a detailed review of all of its material and labor costs. This review resulted in the revision of the charge per fixture for certain fixtures. The differences between the old and the updated charges are minor. The charge per fixture includes three components: a fixture charge, a maintenance charge, and an energy charge. The new fixture and pole offerings are a result of customer demand for more choice.

Pursuant to Section 366.04(2)(b), Florida Statutes, the Commission has authority over the rate structure of municipal electric utilities. We have reviewed the supporting cost data used to develop the fixture and pole charges, and believe that they are not unduly discriminatory. We approve the revised tariff with an effective date of December 1, 1998.

DOCUMENT NUMBER-DATE

01357 FEB-39

FPSC-RECORDS/REPORTING

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Based on the foregoing, it is

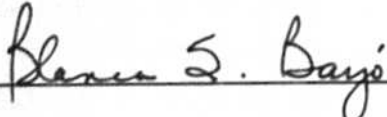
ORDERED by the Florida Public Service Commission that the revised private area lighting rate schedule as proposed by the City of Lakeland is approved. It is further

ORDERED that the revised private area lighting rate schedule has an effective date of December 1, 1998. It is further

ORDERED that if a protest is filed in accordance with the requirement set forth below, the tariff shall remain in effect pending resolution of the protest. It is further

ORDERED that if no protest is filed in accordance with the requirements set forth below, this docket shall be closed.

By ORDER of the Florida Public Service Commission this 3rd day of February, 1999.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

GAJ

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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

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should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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 proposed action files a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on February 24, 1999.

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.