

VOTE SHEET

DATE: January 15, 1991

RE: DOCKET NO. 900532-GU - Proposed adoption of Rules 25-7.047, 25-7.0471, 25-7.0472, and 25-7.0473, F.A.C., regarding Territorial Agreements and Disputes for Natural Gas Utilities.

Issue 1: Recommendation that the Commission should not change the proposed rules in response to the comments filed by the City of Gulf Breeze.

Approved

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' VOTES

<u>APPROVED</u>	<u>APPROVED WITH MODIFICATIONS</u>	<u>DISAPPROVED</u>	<u>DEFER</u>
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REMARKS/DISSENTING COMMENTS:

TO:

PSC/RAR33 (5/90)

DOCUMENT NUMBER-DATE

00503 JAN 15 1991

PSC-RECORDS/REPORTING

Commissioner Gwenter dissented 

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Issue 2: Recommendation that the Commission should revise the introductory language of Rule 25-7.0471(2), Rule 25-7.0472(2) and Rule 25-7.0472(2)(c), to resolve a concern of the staff of the Joint Administrative Procedures Committee that the language allows the Commission to exercise "unbridled discretion" in its approval of territorial agreements and resolution of territorial disputes. Since it is essential that the Commission retain the discretion to respond to all issues that may arise in the context of an individual case, the Commission should add language to the rules that states that the Commission will also consider "other relevant issues that may arise from the circumstances of a particular case."

Approved

Issue 3: Recommendation that this docket be closed when these rules are adopted.

Approved