

FLORIDA PUBLIC SERVICE COMMISSION

**Fletcher Building
101 East Gaines Street
Tallahassee, Florida 32399-0850**

M E M O R A N D U M

August 29, 1991

TO : DIRECTOR, DIVISION OF RECORDS AND REPORTING

FROM : DIVISION OF ELECTRIC AND GAS (COLSON) *RC*
DIVISION OF LEGAL SERVICES (BIRCHFIELD) *MAB M P JH RT*

RE : DOCKET NO. 910624-EM - JOINT PETITION OF CITY OF LEESBURG
AND SUMTER ELECTRIC COOPERATIVE, INC. FOR APPROVAL OF
TERRITORIAL AGREEMENT.

AGENDA: SEPTEMBER 10, 1991 - PROPOSED AGENCY ACTION - PARTIES MAY
PARTICIPATE

PANEL: FULL COMMISSION

CRITICAL DATES: NONE

CASE BACKGROUND

On February 15, 1991, the City of Leesburg (Leesburg) and Sumter Electric Cooperative (SECO) entered into a territorial agreement. On May 23, 1991, Leesburg and SECO filed a joint petition seeking Commission approval of this territorial agreement concerning Lake County, Florida.

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission approve the territorial agreement between Sumter Electric Cooperative, Inc. (SECO) and the City of Leesburg (Leesburg) dated February 15, 1991.

RECOMMENDATION: Yes, Staff recommends that the Commission approve the territorial agreement between SECO and Leesburg dated February 15, 1991.

STAFF ANALYSIS: On May 23, 1991, Leesburg and Sumter filed a joint petition for approval of their territorial agreement. The territorial agreement concerns geographical areas in and around Leesburg in Lake County, Florida. The parties shall each have the right and the responsibility to provide retail electric service to

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

DOCKET NO. 910624-EM
August 21, 1991
910624EM.MB

all new customers within their respective territory. A party may provide interim service in the territory of the other, if requested to do so, under Section 2.4 of the agreement.

There will be no transfer of current customers or facilities. Section 2.5 states that each party will retain its existing customers, who are located in the other party's service area as defined by the territorial agreement, until such time as a reconnect is requested at the meter for any reason other than seasonal disconnect or nonpayment of account.

If approved, this agreement shall continue and remain in effect for twenty (20) years.

The agreement is not intended to prevent either party from providing bulk power supply to wholesale customers for resale wherever they may be located.

Having reviewed the data filed in this docket, Staff believes that this agreement will help eliminate duplication of facilities and provide for a coordinated electrical system. Accordingly, Staff believes that this agreement is in the best interest of the general body of ratepayers and that it should be approved.

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes, this docket should be closed.

STAFF ANALYSIS: This docket should be closed if no protest, notice of appeal, or motion for reconsideration is timely filed.

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