

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for sewer) DOCKET NO. 910540-SU
service rate adjustment in)
Aloha Gardens service area by) ORDER NO. PSC-92-0093-FOF-SU
ALOHA UTILITIES, INC. in Pasco)
County) ISSUED: 3/24/92
_____)

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
SUSAN F. CLARK
J. TERRY DEASON
BETTY EASLEY
LUIS J. LAUREDO

ORDER SUSPENDING PROPOSED WASTEWATER RATES

BY THE COMMISSION:

Aloha Utilities, Inc. (Aloha or Utility) is a Class A water and wastewater utility operating in Pasco County. The utility consists of the Aloha Gardens water and wastewater systems and the Seven Springs water and wastewater systems. The utility serves a total of 9,120 water customers and 8,653 wastewater customers. The Aloha Gardens wastewater system is the only system under consideration in this rate proceeding.

On December 20, 1991, Aloha filed its application for a rate increase for the Aloha Gardens wastewater system in Pasco County. We determined that the utility's filing did not meet the minimum filing requirements because the utility failed to include revenues at proposed rates for the revenue schedule and chemical costs for additional engineering information. On January 15, 1992, the utility submitted the above information, and that date was established as the official date of filing. The utility has requested that its application be processed pursuant to Section 367.081(8), Florida Statutes.

The test year for determining final rates is the projected twelve-month period ended December 31, 1992. A temporary rate increase is currently under consideration in a limited proceeding in Docket No. 911146-SU. In its application, the utility did not request interim rate relief.

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Pursuant to Section 367.081(6), Florida Statutes, the utility may implement its proposed rates within sixty (60) days of filing unless the Commission first acts to withhold consent to those rates. According to our initial review of the filing, the utility has made substantial plant additions since its last rate increase before this Commission. In addition, the utility has proposed numerous adjustments to rate base, capital structure, and operating statements. Upon consideration of the above, we find it is reasonable and necessary to require further amplification, explanation, and corroboration of the utility's rate application. We, therefore, find it appropriate to suspend the proposed wastewater rates.

It is, therefore,

ORDERED by the Florida Public Service Commission that the rates and schedules proposed by Aloha Utilities, Inc. are hereby suspended in accordance with Section 367.081(6), Florida Statutes.

By ORDER of the Florida Public Service Commission, this 24th day of MARCH, 1992.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

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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.

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Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: 1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.