

VOTE SHEET

DATE: May 19, 1997

RE: DOCKET NO. 961419-WS - Response to Commission order to show cause by Aloha Utilities, in Pasco County. (Deferred from the 4/1/97 Conference - Revised Recommendation.)

Issue 1: Should Aloha Utilities, Inc.'s request for a waiver of that provision set forth in Order No. PSC-96-1226-FOF-WS requiring the utility to file the information required by Rule 25-30.425(1)(a) through (f), Florida Administrative Code, along with a calculation of the rate reduction, be granted?

Recommendation: Because staff was able to obtain the necessary and pertinent information from other independent sources, this issue is moot and a vote on the utility's request is no longer required.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten Signature]*  
 \_\_\_\_\_  
*[Handwritten Signature]*  
 \_\_\_\_\_  
*[Handwritten Signature]*  
 \_\_\_\_\_  
*[Handwritten Signature]*  
 \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

REMARKS/DISSENTING COMMENTS:

PSC/RAR33 (5/90)

DOCUMENT NUMBER-DATE  
**04980 MAY 1997**  
 FPSC-RECORDS/REPORTING

**Issue 2:** Should the Commission accept the settlement proposal offered by Aloha Utilities, Inc. on April 16, 1997?

**Recommendation:** Yes, the Commission should accept the settlement proposal offered by Aloha Utilities, Inc. on April 16, 1997. The rates for the Aloha Gardens Water System should be reduced on a going forward basis by \$17,701 or \$.12 per thousand gallons of water sold. The utility should file revised tariff sheets and a proposed customer notice reflecting the appropriate rates and the reason for the reduction. The approved rates should be effective for service rendered on or after the stamped approval date on the tariff sheets pursuant to Rule 25-30.475(1), Florida Administrative Code. The rates should not be implemented until proof of notice has been received by the customers. The utility should provide proof of the date notice was given within 10 days after the date of the notice. Staff recommends that no reduction should be required for the Seven Springs Water and Aloha Gardens Wastewater Systems.

**APPROVED**

**Issue 3:** Should Aloha Utilities, Inc. be required to refund excess purchased water costs collected from April 1, 1996 to the effective date of the new rates?

**Recommendation:** No. Even if the Commission approves staff's recommendation in Issue 2, Aloha Utilities, Inc. should not be required to refund the \$970 windfall resulting from the reduction in purchased water expense for the Seven Springs water system. The Aloha Gardens water and wastewater systems did not meet or exceed the minimum of the range of its last authorized rate of return on equity; as such, no reduction was required and no refund is appropriate.

**APPROVED**

**Issue 4:** Should this docket be closed?

**Recommendation:** Upon expiration of the protest period, if a timely protest is not received from a substantially affected person, and upon verification that the utility has reduced its rates to reflect the reduction in purchased water costs to bulk water customers in Pasco County, and upon the utility's filing of and staff's approval of the proposed customer notice and the revised tariff sheets, this docket should be closed.

**APPROVED**