

VOTE SHEET

NOVEMBER 18, 1997

RE: DOCKET NO. 961006-WS - Application for certificates under grandfather rights to provide water and wastewater service by Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities in Polk County.

Issue 1: Should the application of Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities for Certificates Nos. 589-W and 507-S be granted pursuant to Section 367.171, Florida Statutes, and Rule 25-30.035, Florida Administrative Code?

Recommendation: Yes. Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities should be granted Certificates Nos. 589-W and 507-S pursuant to Section 367.171, Florida Statutes, and Rule 25-30.035, Florida Administrative Code, to serve the territory described in Attachment A of staff's memorandum dated 11/7/97.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER DATE

11846 NOV 19 97

REGISTRATION DIVISION

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Issue 2: What rates and charges should be approved for Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities?

Recommendation: The rates and charges detailed in the analysis portion of staff's memorandum should be approved. The utility should be required to file a tariff sheet reflecting the potable water irrigation rate. The tariff should be effective for service rendered or connections made on or after the stamped approval date on the tariff.

APPROVED

Issue 3: Should the Commission order Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities to show cause, in writing within twenty days, why it should not be fined for violation of Sections 367.081(1) and 367.091(3), Florida Statutes?

Recommendation: No. The Commission should not order Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities to show cause, in writing within twenty days, why it should not be fined for violation of Sections 367.081(1) and 367.091(3), Florida Statutes.

APPROVED

NOTE SHEET

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Issue 4: Should a refund of the revenues collected from the non-potable irrigation water rates implemented on September 1, 1996 by Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities be required?

Recommendation: Yes. A refund of the revenues collected from the non-potable irrigation water rates implemented on September 1, 1996 by Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities should be required with interest, pursuant to Rule 25-30.360, Florida Administrative Code. The refund should be calculated on a per-customer basis, and implemented within 90 days. The utility should file refund reports consistent with the rule. All unclaimed amounts should be treated as cash contributions-in-aid-of-construction in accordance with Rule 25-30.360(8), Florida Administrative Code.

APPROVED

Issue 5: Should the potable water irrigation rate be approved for irrigation service using non-potable water?

Recommendation: No. The application of the potable water irrigation rate to non-potable irrigation service by Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities should be denied. Grenelefe should be ordered to begin charging the recommended rates described in staff's memorandum, and to file tariff sheets reflecting these rates. The tariff should be effective for service rendered on or after the stamped approval date on the tariff if no timely protest is filed by a substantially affected person.

APPROVED

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Issue 6: Should Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities be ordered to file a tariff sheet reflecting the applicability of meter installation charges and service availability charges for future requests for potable irrigation water?

Recommendation: Yes. Sports Shinko Utility, Inc. d/b/a Grenelefe Utilities should be ordered to file a tariff sheet reflecting the applicability of meter installation charges and service availability charges for future requests for potable irrigation water. The tariff should be effective for connections made on or after the stamped approval date of the tariff.

APPROVED

Issue 7: Should this docket be closed?

Recommendation: Yes, upon expiration of the protest period, if a timely protest is not received from a substantially affected person and upon receipt of the revised tariff sheets and refund reports required by Rule 25-30.360, Florida Administrative Code, this docket should be closed.

APPROVED