

VOTE SHEET

MARCH 30, 1999

RE: DOCKET NO. 980731-WS - Application for certificate to provide water and wastewater service in Charlotte County by Hunter Creek Utilities, LLC.

Issue 1: Should the application of Hunter Creek Utilities, LLC, for a water and wastewater certificate be granted?

Recommendation: Yes. Hunter Creek Utilities, LLC, should be granted Water Certificate No. 611-W and Wastewater Certificate No. 527-S to serve the territory described in Attachment A of staff's March 18, 1999 memorandum with the provision that only existing customers be served until the radioactive contaminants level in the utility's water system meets the FDEP's maximum standards on a sustained basis. If the maximum standards are not achieved, and verified, by September 30, 1999, staff should prepare a recommendation for the Commission's consideration limiting the territory to existing customers until compliance is achieved.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in majority column]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

04113 MAR 31 8

FPSC-RECORDS/REPORTING

VOTE SHEET

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(Continued from previous page)

Issue 2: What rates and charges should be approved for Hunter Creek Utilities, LLC?

Recommendation: The existing rates and charges for Hunter Creek Utilities, LLC, should be approved. Hunter Creek should be exempt from the guidelines of Rule 25-30.580(1), Florida Administrative Code, until rate base is established. The effective date of the utility's rates and charges should be the stamped approval date of the tariffs.

APPROVED

Issue 3: Should Hunter Creek Utilities, LLC, be required to file a 1998 Annual Report with the Commission and pay regulatory assessment fees for 1998?

Recommendation: Yes. Hunter Creek Utilities, LLC, should be required to file an Annual Report and remit regulatory assessment fees for 1998 within 45 days of the date of this order.

APPROVED

Issue 4: Should this docket be closed?

Recommendation: No. Upon the expiration of the protest period, this docket should remain open until September 30, 1999 to allow the utility the opportunity to bring its radioactive contaminants into compliance with the FDEP's MCL standards.

APPROVED