

VOTE SHEET

MAY 18, 1999

RE: DOCKET NO. 981243-WS - Application by Marion Utilities, Inc. for approval of revised service availability charges for Spruce Creek service area and new service availability policy for water division in Marion County.

Issue 1: Should the utility's tariff filing to modify its service availability charges for its Spruce Creek service area be approved as filed?

Recommendation: No. The Tariff Sheet No. 21.4 filed on September 30, 1998 should be denied. The Commission should approve the service availability charges shown on Schedule No. 1 of staff's May 6, 1999 memorandum and issue the order as Proposed Agency Action (PAA). If there is no timely protest to the Commission's PAA by a substantially affected person, the utility should file an appropriate revised tariff sheet within thirty days of the effective date of the Order, and staff should be given administrative authority to approve the revised tariff sheet upon staff's verification that the tariffs are consistent with the Commission's decision. If a revised tariff sheet is filed and approved, the service availability charges should become effective for connections made on or after the stamped approval date of the revised tariff sheet pursuant to Rule 25-30.475(2), Florida Administrative Code.



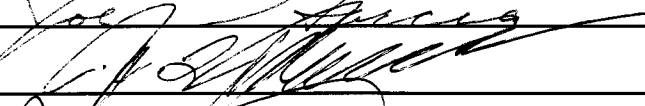
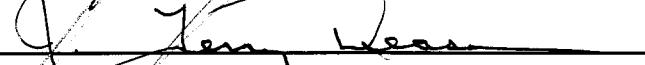
APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

06750 JUN-1 99

FPSC-RECORDS/REPORTING

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(Continued from previous page)

Issue 2: Should the utility's proposed service availability policy for its water division be approved?

Recommendation: No. The utility's proposed tariff sheets which specify its service availability policy for its water division, filed on September 30, 1998 and March 22, 1999, should be denied. Staff has recommended changes to the utility's proposed service availability policy which we believe are appropriate. The Commission should approve the changes set forth in the analysis portion of staff's memorandum and issue the order as Proposed Agency Action (PAA). If there is no timely protest to the Commission's PAA by a substantially affected person, the utility should file appropriate revised tariff sheets within thirty days of the effective date of the Order, and staff should be given administrative authority to approve the revised tariff sheets upon staff's verification that the tariffs are consistent with the Commission's decision. If revised tariff sheets are filed and approved, the service availability policy for the utility's water division should become effective for connections made on or after the stamped approval date of the revised tariff sheet pursuant to Rule 25-30.475(2), Florida Administrative Code.

APPROVED

Issue 3: Should this docket be closed?

Recommendation: No. The docket should remain open for thirty days from the effective date of the Order to allow the utility time to file revised tariff sheets, if no timely protest is filed by a substantially affected person.

APPROVED