

STATE OF FLORIDA

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DIVISION OF REGULATORY OVERSIGHT
DANIEL M. HOPPE, DIRECTOR
(850) 413-6480

Public Service Commission

April 11, 2001

J. Steven Menton, Esquire
Rutledge, Ecenia, Purnell & Hoffman, P.A.
P.O. Box 551
Tallahassee, FL 32302

Re: Docket No. 001122-WS, Joint application for transfer of all water and wastewater facilities of Spruce Creek Utilities, Inc. in Marion and Sumter Counties to Florida Water Services Corporation.

Dear Mr. Menton:

As you are aware, the initial filing for transfer of certificates included a proposed effluent rate schedule of \$0.05 per 1,000 gallons as support for the Reclaimed Water Agreement which was considered a non-severable part of the overall sales agreement. (Appendix Q-1, Pages 36 and 37.) Since the reclaim facilities were under construction at the time of the filing, service was not being provided pursuant to Section 367.091(5), Florida Statutes. Therefore, the application indicated that suspension of the proposed tariff sheets was not an issue. Instead, approval of the tariff sheets was sought simultaneous with other portions of the transfer application.

It is staff's understanding that the reclaim facilities were placed into operation some time in January of 2001 but, since meters have yet to be installed, service is still not being provided pursuant to Section 367.091(5), Florida Statutes. Once the meters have been installed and the proposed effluent rate schedule placed into effect, the utility needs to formally notify the Commission in writing within the 10 days specified by Section 367.091(5), Florida Statutes. The tariff sheets included with the original filing have the effective date filled in and were not accompanied by the information required for such filings pursuant to Rule 25-9.005(4), Florida Administrative Code. At the time that notice is given, please resubmit the tariff sheets without an effective date but with the information required by the rule.

DOCUMENT NUMBER-DATE
04493 APR 11 01
PSC RECORDS/REPORTING

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In addition to the above information, Section 367.091(6), Florida Statutes, specifically requires that an application for a new class of service be accompanied by cost justification. Until such justification is filed in the docket, any request for a new class of service cannot be considered officially filed. Attached is a partial listing of dockets containing a request for rates and charges for treated effluent that staff has relied on in the past.

I hope this information has been useful. If you have any additional questions, please don't hesitate to contact me at (850) 413-6686 or legal counsel, Samantha Cibula, at (850) 413-6202.

Sincerely,



Patricia Brady
Regulatory Analyst IV

Attachment

cc: Karen Walker, Esq., Esquire, Holland and Knight, LLP
Division of Regulatory Oversight (Redemann, Walden)
Division of Economic Regulation (Rendell)
Division of Legal Services (Cibula)
Division of Records and Reporting (2 copies) ✓

**PARTIAL LISTING OF DOCKETS
WITH RATES AND CHARGES FOR TREATED EFFLUENT**

Approved new class of service applications for treated effluent

- o Docket No. 920633-WS, Order No. PSC-92-0966-FOF-WS (Hydratech)
- o Docket No. 941323-SU, Order No. PSC-95-0335-FOF-SU (KW Resort)
- o Docket No. 961231-WS, Order No. PSC-97-0019-FOF-WS (Florida Cities)
- o Docket No. 970530-WU, Order No. PSC-97-1049-FOF-WU (Florida Cities)
- o Docket No. 981284-WU, Order No. PSC-99-0016-FOF-WU (FWSC)
- o Docket No. 990684-SU, Order No. PSC-00-0582-TRF-SU (Little Sumter)

Denied new class of service applications for treated effluent

- o Docket No. 891253-SU, Order No. 22468 (Deltona)

Amendment applications including rates for treated effluent

- o Docket No. 971157-WS, Order No. PSC-98-0475-FOF-WS (Decca)
- o Docket No. 971638-SU, Order No. PSC-00-1902-AS-SU (FWSC)
- o Docket No. 000041-WS, Order No. PSC-00-0804-PAA-WS (Lake Utility)
- o Docket No. 000430-WS, Order No. PSC-00-1657-PAA-WS (Lake Groves)
- o Docket No. 001138-WS, Order No. PSC-00-2243-PAA-WS (CWS Communities)

Revised amendment applications including rates for treated effluent

- o Docket No. 001138-WS, Order pending (CWS Communities)

Initial rates and charges applications including rates for treated effluent

- o Docket No. 890975-SU, Order No. 23437 (Del Tura)
- o Docket No. 961299-WS, Order No. PSC-98-0929-FOF-WS (Garden Grove)