

VOTE SHEET

MAY 15, 2001

RE: DOCKET NO. 001219-WU - Request for approval of revisions to water tariff in Lee County by MHC-DeAnza Financing Limited Partnership d/b/a Buccaneer Water Service.

ISSUE 1: Should the Commission grant the Petition for Variance from Rule 25-30.320(2), Florida Administrative Code, filed by MHC-DeAnza Financing Limited Partnership d/b/a Buccaneer Water Service?

RECOMMENDATION: Yes, the Commission should grant Buccaneer's Petition to Approve Service Tariff and for Variance from Rule 25-30.320(2), Florida Administrative Code, because the petition meets the requirements of Section 120.542, Florida Statutes.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Richard A. Palach*  
*[Signature]*  
*[Signature]*  
*[Signature]*

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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

06114 MAY 16 2001

FPSC-RECORDS/REPORTING

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ISSUE 2: Should the Commission approve Buccaneer's proposed tariff revision implementing water disconnection in lieu of wastewater disconnection for failure to pay wastewater bills?

RECOMMENDATION: Yes. If the Commission approves staff's recommendation in Issue 1, the proposed tariff revision, filed on August 11, 2001, should be approved as filed. Pursuant to Rule 25-30.475(2), Florida Administrative Code, the revised tariff sheets should become effective for service rendered or connections made on or after the stamped approval date on the tariff sheets provided customers have received notice. The tariff sheets should be approved upon staff's verification that the proposed customer notice is adequate. The utility should provide proof that the customers have received notice within ten days of the date of the notice. In no event should the revised tariff provisions be effective for service rendered prior to the stamped approval date.

**APPROVED**

ISSUE 3: Should this docket be closed?

RECOMMENDATION: Yes. This docket should be closed upon the issuance of a Consummating Order if no person whose interests are substantially affected by the proposed action files a protest within the 21-day protest period.

**APPROVED**