

VOTE SHEET

DECEMBER 4, 2001

RE: Docket No. 011451-WS - Investigation of water and wastewater rates for possible overearnings by Plantation Bay Utility Co. in Volusia County.

ISSUE 1: Should the Commission initiate an overearnings investigation of Plantation Bay Utility Co.?

RECOMMENDATION: Yes. The Commission should initiate an investigation of the composition and level of water and wastewater rates to determine potential overearnings.

**APPROVED**

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Michael A. Colelli*  
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REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

15170 DEC-4 01

FPSC-COMMISSION CLERK

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(Continued from previous page)

ISSUE 2: Should a year end rate base be used, for this utility, in calculating interim revenues?

RECOMMENDATION: Yes, the Commission should approve the use of a year end rate base, for this utility, in calculating interim revenues.

**APPROVED**

ISSUE 3: Should any amount of annual water or wastewater revenues be held subject to refund, and, if so, what are the appropriate amounts?

RECOMMENDATION: Yes. Plantation Bay should hold annual water revenues of \$35,876 (17.18%) and annual wastewater revenues of \$23,447 (15.31%) subject to refund.

**APPROVED**

ISSUE 4: What is the appropriate security to guarantee the amount subject to refund?

RECOMMENDATION: The utility should be required to file a bond, letter of credit or escrow agreement to guarantee the amount subject to refund. The letter of credit or bond should be in the amount of \$40,207. In lieu of a letter of credit or bond, the utility should obtain an escrow agreement which requires the utility to deposit an amount monthly, as discussed in staff's memorandum dated November 19, 2001, until completion of the overearnings investigation and the resolution of the other outstanding matters as discussed previously. Pursuant to Rule 25-30.360(6), Florida Administrative Code, the utility should be required to provide a report by

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(Continued from previous page)

the 20th of each month indicating the monthly and total revenue collected subject to refund. The utility should be put on notice that failure to comply with these requirements will result in the initiation of a show cause proceeding.

**APPROVED**

ISSUE 5: Should this docket be closed?

RECOMMENDATION: No. This docket should remain open pending staff's investigation of the utility's earnings for 2000 and the results of staff's investigation and analysis into all other outstanding matters.

**APPROVED**