



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: April 17, 2002
TO: Division of the Commission Clerk and Administrative Services
FROM: Cheryl Johnson, Division of Economic Regulation
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

Please include the attached document in file docket no. 001219-WU.

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April 16, 2002

Cheryl Johnson
Division of Economic Regulation
Florida Public Service Commission
Gunter Building, Room 152D
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Via Hand Delivery

Re: Corrected tariff sheets – WS File Number: WS-02-0001
Docket No. 001219-WU – Request for Approval of Revisions to Water Tariff in Lee
County by Buccaneer Water Service

Dear Cheryl:

Pursuant to the April 15, 2002 telephone conversation between you, Jovon Snipes, and me, attached for Staff approval in the above docket are the following corrected tariff sheets to replace those approved on April 5, 2002:

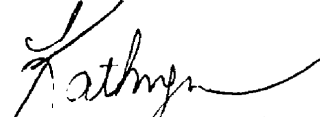
Water Tariff

Second Revised Sheet No. 6.0
Second Revised Sheet No. 6.1
Second Revised Sheet No. 11.0
Second Revised Sheet No. 12.0
First Revised Sheet No. 12.1
Second Revised Sheet No. 13.0

Thank you very much for your continued assistance, and please let me know if you have any questions or need any additional information.

Sincerely,

RUDEN, McCLOSKEY, SMITH,
SCHUSTER & RUSSELL, P.A.


Kathryn G.W. Cowdery
Attorney

KGC/ldm
Enclosures
TAL:36779:1

DOCUMENT NUMBER-DATE

04266 APR 17 2002

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FPSC-COMMISSION CLERK

WATER TARIFF

INDEX OF RULES AND REGULATIONS

	<u>Sheet</u> <u>Number</u>	<u>Rule</u> <u>Number</u>
Access to Premises	10.0	13.0
Adjustment of Bills	13.0	22.0
Adjustment of Bills for Meter Error	13.0	23.0
All Water Through Meter	12.0	21.0
Applications by Agents	8.0	4.0
Change of Customer's Installation	10.0	10.0
Change of Occupancy	12.0	18.0
Continuity of Service	9.0	8.0
Customer Billing	11.0	15.0
Delinquent Bills	11.0	16.0
Extensions	8.0	6.0
Filing of Contracts	13.0	25.0
General Information	7.0	2.0
Held For Future Use	12.1	N/A
Held For Future Use	14.0	N/A
Held For Future Use	15.0	N/A
Inspection of Customer's Installation	10.0	11.0
Limitation of Use	8.0	7.0

(Continued to Sheet No. 6.1)

Donald Barton
General Manager

WATER TARIFF

(Continued from Sheet No. 6.0)

	<u>Sheet Number</u>	<u>Rule Number</u>
Meters	12.0	20.0
Meter Accuracy Requirements	13.0	24.0
Buccaneer Estates Mobile Home Park – Payment of Wastewater Billings to Park Owner.....	11.0	17.0
Policy Dispute	7.0	1.0
Protection of Company’s Property	10.0	12.0
Right of Way or Easement	10.0	14.0
Signed Application Necessary	7.0	3.0
Temporary Discontinuance of Service	13.0	26.0
Type and Maintenance	9.0	9.0
Unauthorized Connections – Water	12.0	19.0
Withholding Service	8.0	5.0

Donald Barton
General Manager

WATER TARIFF

(Continued from Sheet No. 10.0)

- 15.0 CUSTOMER BILLING – Bills for water service will be rendered – Monthly, Bimonthly, or Quarterly – as stated in the rate schedule.

In accordance with Rule 25-30.335, Florida Administrative Code, the Company may not consider a customer delinquent in paying his or her bill until the twenty-first day after the Company has mailed or presented the bill for payment.

A municipal or county franchise tax levied upon a water or wastewater public Company shall not be incorporated into the rate for water or wastewater service but shall be shown as a separate item on the Company's bills to its customers in such municipality or county.

If a Company utilizes the base facility and usage charge rate structure and does not have a Commission authorized vacation rate, the Company shall bill the customer the base facility charge regardless of whether there is any usage.

- 16.0 DELINQUENT BILLS – When it has been determined that a customer is delinquent in paying any bill, water service may be discontinued after the Company has mailed or presented a written notice to the customer in accordance with Rule 25-30.320, Florida Administrative Code.

There shall be no liability of any kind against the Company for the discontinuance of water service to the customer for that customer's failure to pay the bills on time.

Partial payment of a bill for water service rendered will not be accepted by the Company, except by the Company's agreement thereof or by direct order from the Commission.

- 17.0 BUCCANEER ESTATES MOBILE HOME PARK – PAYMENT OF WASTEWATER BILLINGS TO PARK OWNER – The Company may discontinue water service to any customer within Buccaneer Estates Mobile Home Park who fails to pay when due said customer's pro rata share of the monthly wastewater services billing submitted to the owner of Buccaneer Estates Mobile Home Park, or said owner's designee, for wastewater services provided to Buccaneer Estates Mobile Home Park. The Company shall not consider a customer delinquent in paying said wastewater billing until the twenty first day after said billing has been mailed or presented to the customer for payment.

Water service may be discontinued due to delinquency in payment of customer's wastewater billing only after the customer has been given at least 5 working days' written notice. Such notice shall be separate and apart from any bill for water service. Water service shall be restored only after all past due wastewater billings have been paid by the customer to the park owner or its designee, and the Company has received payment for all reconnect charges.

(Continued to Sheet No. 12.0)

Donald Barton
General Manager

WATER TARIFF

(Continued from Sheet No. 11.0)

- 18.0 CHANGE OF OCCUPANCY – When change of occupancy takes place on any premises supplied by the Company with water service, written notice thereof shall be given at the office of the Company not less than three (3) days prior to the date of change by the outgoing customer. The outgoing customer shall be held responsible for all water service used on such premises until such written notice is so received by the Company and the Company has had reasonable time to discontinue the water service. However, if such written notice has not been received, the application of a succeeding occupant for water service will automatically terminate the prior account. The customer's deposit may be transferred from one service location to another, if both locations are supplied by the Company; the customer's deposit may not be transferred from one name to another.

Notwithstanding the above, the Company will accept telephone orders, for the convenience of its customers, to discontinue or transfer water service from one service address to another and will use all reasonable diligence in the execution thereof. However, oral orders or advice shall not be deemed binding or be considered formal notification to the Company.

- 19.0 UNAUTHORIZED CONNECTIONS – WATER – Connections to the Company's water system for any purpose whatsoever are to be made only by employees of the Company. Any unauthorized connections to the customer's water service shall be subject to immediate discontinuance without notice. Water service shall not be restored until such unauthorized connections have been removed and until settlement is made in full to the Company for all water service estimated by the Company to have been used by reason of such unauthorized connection.
- 20.0 METERS - All water meters shall be furnished by and remain the property of the Company and shall be accessible and subject to its control. The customer shall provide meter space to the Company at a suitable and readily accessible location within the premises to be served and also provide adequate and proper space for the installation of the meter and other similar devices.
- 21.0 ALL WATER THROUGH METER - That portion of the customer's installation for water service shall be so arranged to ensure that all water service shall pass through the meter. No temporary pipes, nipples or spaces are permitted and under no circumstances are connections allowed which may permit water to by—pass the meter or metering equipment.

(Continued to Sheet No. 12.1)

Donald Barton
General Manager

BE UTILITY SYSTEMS, L.L.C. d/b/a
BUCCANEER WATER SERVICE

FIRST REVISED SHEET NO. 12.1
CANCELS ORIGINAL SHEET NO. 12.1

WATER TARIFF

(Continued from Sheet No. 12.0)

HELD FOR FUTURE USE

(Continued to Sheet No. 13.0)

Donald Barton
General Manager

WATER TARIFF

(Continued from Sheet No. 12.1)

- 22.0 ADJUSTMENT OF BILLS - When a customer has been overcharged or undercharged as a result of incorrect application of the rate schedule, incorrect reading of the meter, incorrect connection of the meter, or other similar reasons, the amount may be credited or billed to the customer as the case may be pursuant to Rule 25-30.350, Florida Administrative Code.
- 23.0 ADJUSTMENT OF BILLS FOR METER ERROR - When meter tests are made by the Commission or by the Company, the accuracy of registration of the meter and its performance shall conform with Rule 25-30.262, Florida Administrative Code, and any adjustment of a bill due to a meter found to be in error as a result of any meter test performed whether for unauthorized use or for a meter found to be fast, slow, non-registering, or partially registering, shall conform with Rule 25-30.340, Florida Administrative Code.
- 24.0 METER ACCURACY REQUIREMENTS - All meters used for measuring the quantity of water delivered to a customer shall be in good mechanical condition and shall be adequate in size and design for the type of service which they measure. Before being installed for the rendering of water service to a customer, every water meter, whether new, repaired, or removed from service for any cause, shall be adjusted to register within prescribed accuracy limits as set forth in Rule 25-30.262, Florida Administrative Code.
- 25.0 FILING OF CONTRACTS - Whenever a Developer Agreement or Contract, Guaranteed Revenue Contract, or Special Contract or Agreement is entered into by the Company for the sale of its product or services in a manner not specifically covered by its Rules and Regulations or approved Rate Schedules, a copy of such contracts or agreements shall be filed with the Commission prior to its execution in accordance with Rule 25—9.034 and Rule 25—30.550, Florida Administrative Code. If such contracts or agreements are approved by the Commission, a conformed copy shall be placed on file with the Commission prior to its effective date.
- 26.0 TEMPORARY DISCONTINUANCE OF SERVICE — At any time a customer may request a temporary discontinuance of service in order to insure that customer is not billed for any water usage during the period of time in which that premises is not occupied or otherwise utilized. The customer will, however, be liable for payment of the base facility charge during the entire period of time the temporary disconnect remains in effect, in order for the Company to be able to recover its fixed cost of having water service available to those premises upon request by the customer.

Donald Barton
General Manager