

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

OCTOBER 1, 2002

RE: Docket No. 020831-WS - Rescission by Nassau County of Resolution No. 2001-128, which rescinded Florida Public Service Commission jurisdiction over investor-owned water and wastewater systems in Nassau County. Docket No. 011344-WS - Resolution No. 2001-128 by Nassau County, in accordance with Section 367.171, F.S., rescinding Florida Public Service Commission jurisdiction over investor-owned water and wastewater systems in Nassau County.

ISSUE 1: Should the Commission acknowledge Nassau County Resolution No. 2002-130, which returns Commission jurisdiction over investor-owned water and wastewater utilities in Nassau County effective July 15, 2002?

RECOMMENDATION: Yes. The Commission should acknowledge Resolution No. 2002-130, which returns jurisdiction to the Commission over investor-owned water and wastewater utilities in Nassau County effective July 15, 2002.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Stacy Bradley
Markus
Mark John
J. Terry Depas
Michael A. Palomaki

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER DATE

10584 OCT-18

FPSC-COMMISSION CLERK

VOTE SHEET

OCTOBER 1, 2002

Docket No. 020831-WS - Rescission by Nassau County of Resolution No. 2001-128, which rescinded Florida Public Service Commission jurisdiction over investor-owned water and wastewater systems in Nassau County.

Docket No. 011344-WS - Resolution No. 2001-128 by Nassau County, in accordance with Section 367.171, F.S., rescinding Florida Public Service Commission jurisdiction over investor-owned water and wastewater systems in Nassau County.

(Continued from previous page)

ISSUE 2: Should the Commission grant Florida Public Utilities Company's request for reactivation of Certificate No. 001-W, authorizing it to provide water service in Nassau County?

RECOMMENDATION: Yes. Florida Public Utilities Company's request for reactivation of Certificate No. 001-W should be granted, and FPUC should be authorized to provide water service in Nassau County in its previously approved service territory at its previously approved rates and charges. Because the certificate was never returned, no grandfather application is necessary. Within 90 days of the issuance date of the order arising from this recommendation, FPUC should be required to file revised tariff sheets reflecting a territory description of its previously approved service area using township, range and section references, pursuant to Rule 25-30.035(9), Florida Administrative Code. Upon verification that the tariff sheets comply with the order arising from this recommendation, an administrative order should be issued reflecting the revised territory description and closing Docket No. 020831-WS. FPUC should also be responsible for paying regulatory assessment fees to the Commission beginning July 15, 2002, the effective date of the transfer of jurisdiction to the Commission, in accordance with Rule 25-30.120, Florida Administrative Code.

APPROVED

VOTE SHEET

OCTOBER 1, 2002

Docket No. 020831-WS - Rescission by Nassau County of Resolution No. 2001-128, which rescinded Florida Public Service Commission jurisdiction over investor-owned water and wastewater systems in Nassau County.

Docket No. 011344-WS - Resolution No. 2001-128 by Nassau County, in accordance with Section 367.171, F.S., rescinding Florida Public Service Commission jurisdiction over investor-owned water and wastewater systems in Nassau County.

(Continued from previous page)

ISSUE 3: Should Dockets Nos. 011344-WS and 020831-WS be closed?

RECOMMENDATION: Because no further action is necessary in Docket No. 011344-WS, that docket should be closed. Docket No. 020831-WU should remain open to allow FPUC time to revise its tariff to reflect a territory description of its service area using township, range and section references, as recommended in Issue 2. Upon verification that the tariff sheets comply with the order arising from this recommendation, an administrative order should be issued reflecting the revised territory description and Docket No. 020831-WS should be closed.

APPROVED