

STATE OF FLORIDA

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Public Service Commission

November 5, 2002

Mr. Carroll Webb  
Joint Administrative Procedures  
Committee  
Room 120 Holland Building  
Tallahassee, Florida 32399

Re: Docket No. 000154-SU - Rule 25-30.432

Dear Mr. Webb:

Enclosed is the notice of change, which will be published in the Florida Administrative Weekly on November 15, 2002 and the statement of changes for the proposed rule.

We plan to file the rule for adoption on December 6, 2002.

Sincerely,

Christiana T. Moore  
Senior Attorney

JAPC30432.CTM  
Enclosure  
cc: Division of the Commission Clerk  
and Administrative Services

DOCUMENT NUMBER - DATE  
12126 NOV -5 02  
FPSC - COMMISSION CLERK

FLORIDA PUBLIC SERVICE COMMISSION

DIVISION OF APPEALS

DOCKET NO. 000154-SU

RULE NO:        RULE TITLE:

25-30.432      Wastewater Treatment Plant Used and Useful  
   Calculations

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Volume 28, No. 30, July 26, 2002, issue of the Florida Administrative Weekly:

25-30.432 Wastewater Treatment Plant Used and Useful Calculations. The flow data to be used in the numerator of the equation for calculating the used and useful percentage of a wastewater treatment plant shall be the same period or basis (such as annual average daily flow, three-month average daily flow, maximum month average daily flow) as the period or basis stated for the permitted capacity on the most recent operating permit issued by the Florida Department of Environmental Protection (DEP). The DEP permitted capacity shall be used in the denominator of the equation. ~~If there are differences between the capacities of the individual components of the wastewater treatment plant, the Commission may calculate a used and useful percentage for each individual component of the treatment plant~~

~~using the actual capacity of the component in the denominator.~~ In determining the used and useful amount, the Commission will also consider other factors such as the allowance for growth pursuant to section 367.081(2)(a)2., F.S., infiltration and inflow, the extent to which the area served by the plant is built out, whether the permitted capacity differs from the design capacity, whether there are differences between the actual capacities of the individual components of the wastewater treatment plant and the permitted capacity of the plant, and whether flows have decreased due to conservation or a reduction in the number of customers. This rule does not apply to reuse projects pursuant to section 367.0817(3), F.S., or investment for environmental compliance pursuant to section 367.081(2)(a)2.c., F.S.

Specific Authority: 350.127(2), 367.121(1)(f), FS.

Law Implemented: 367.081(2), FS.

History: New.

## STATEMENT OF CHANGES

The rule is changed to delete language Joint Administrative Procedures Committee (JAPC) staff objected to and to add to the list of factors the Commission will consider: "whether there are differences between the actual capacities of the individual components of the wastewater treatment plant and the permitted capacity of the plant".