

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

DECEMBER 16, 2003

RE: Docket No. 030974-EU - Petition for variance from or waiver of individual metering requirement of Rule 25-6.049(5)(a), F.A.C., by St. Maarten at Silver Shells Condominium Association, Inc.

ISSUE 1: Should the Commission grant St. Maarten's request for waiver of the requirements of Rule 25-6.049(5)(a), Florida Administrative Code?

RECOMMENDATION: Yes. Staff recommends that the requested rule waiver be granted, provided that: (1) St. Maarten allocates the cost of electricity to the individual condominium unit owners using a reasonable apportionment method, as required by Rule 25-6.049(6)(a), Florida Administrative Code; (2) St. Maarten is responsible for all of the costs associated with the conversion from individual metering to master metering; (3) the waiver is effective only so long as the condominium is operated and licensed as a transient occupancy facility, and (4) all or substantially all of the units are operated on a transient basis. At such time the condominium is no longer so operated and licensed, St. Maarten must immediately inform Gulf Power Company (Gulf), at which time Gulf will install individual meters on the occupancy units. In the event such a conversion to individual metering is required, St. Maarten will be solely responsible for the cost of such conversion.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures of majority commissioners on a set of four horizontal lines.

Four horizontal lines for dissenting signatures, currently blank.

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER - DATE

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FPSC-COMMISSION CLERK

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ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes. If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, this docket should be closed upon the issuance of a consummating order.

APPROVED