

State of Florida



ORIGINAL

Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

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COMMISSION
CLERK

DATE: March 3, 2006

TO: Division of the Commission Clerk and Administrative Services

FROM: Ralph R. Jaeger, Senior Attorney, Office of the General Counsel

RE: Re: Docket No. 050819-WU - Request to establish new class of service for RV park in Lee County, by Tamiami Village Water Company, Inc.

Please place the attached letter and Stipulation & Settlement Agreement in the Docket file.

RRJ/jb

cc: Division of Economic Regulation (Rendell, T. Joyce)

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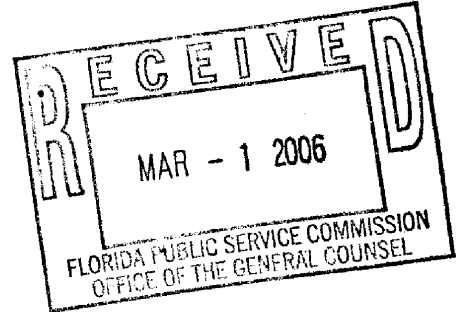
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DOCUMENT NUMBER - DATE
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 FPSC-COMMISSION CLERK

TAMIAMI VILLAGE WATER COMPANY, INC.
(A Water Utility)
9280-5 COLLEGE PARKWAY
FORT MYERS, FLORIDA 33919
(239) 482-0717
FAX: (239) 489-2017

February 25, 2006

Mr. Ralph R. Jaeger
Office of General Council
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850



Re: Docket No. 050819-WU


Dear Mr. Jaeger:

Enclosed please find signed Stipulation and Settlement Agreement as requested.

Also enclosed please find revised tariff reflecting the agreement.

Thank you for your assistance in this matter.

Very truly yours,


John J. Ustica, President

cc: Steven Pigman, Community Association manager

STIPULATION
AND
SETTLEMENT AGREEMENT

This agreement, made and entered into this 27th day of February, 2006, by and between Tamiami Village Water Company, Inc., a Florida corporation, whose business address is 9280-5 College Parkway, Fort Myers, Florida 33919, (hereinafter referred to as "TVWC") and the Tamiami Master Association, Inc. whose address is 16555A North Cleveland Avenue, North Fort Myers, Florida 33903 (hereinafter referred to as "TMA").

WHEREAS, TVWC filed an application to establish new class of service which was considered in Docket No. 050819-WU,

WHEREAS, the Florida Public Service Commission, after analysis, proposed certain action in the above-referenced Docket by Order No. PSC-06-0090-TRF-WU with regard to the utility's request to establish new class of service.

WHEREAS, the TMA filed a timely protest of Commission Order No. PSC-06-0090-TRF-WU.

WHEREAS, recognizing the expensive uncertainty of continuing this proceeding the parties desire to effectuate a settlement, which will affect all aspects of this case.

NOW, THEREFORE, in consideration of the premises and mutual undertakings and agreements herein contained and assumed, TVWC and TMA hereby covenant and agree as follows:

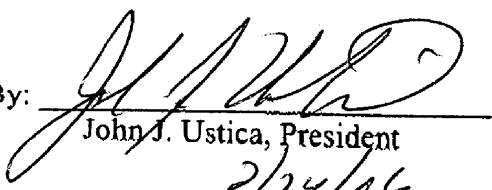
1. The foregoing recitations are true and correct and incorporated herein by this reference.

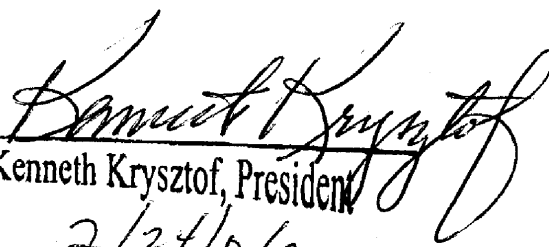
2. The parties agree to support this Settlement Agreement as the final disposition of all matters covered by Order No. PSC-06-0090-TRF-WU issued February 9, 2006.
3. The parties agree that the estimated number of equivalent residential connections (ERCs) should be 104.76, and when multiplied by \$11.65, the appropriate base facility charge for the RV Park is \$ 1220.50
4. The signatories have the authority to execute this agreement and to bind their respective parties.
5. The Stipulation and Settlement Agreement shall be submitted to the Commission as the resolution of all disputes and matters contained in Order No. PSC-06-0090-TRF-WU, as quickly as is practicable. The parties agree that this Stipulation and Settlement Agreement is made solely for the purpose of settling the instant proceeding and can not be considered as a precedent to any other proceeding.
6. The parties hereto agree that all further action in the proceedings to be held in Docket No. 050819-WU as outlined in the Commission's previously issued Orders, schedules, and discovery in this case, shall be suspended pending Commission consideration of this Stipulation and Settlement Agreement.
7. The provisions of this Stipulation and Settlement Agreement are not severable and shall become effective only after the Commission has entered an order approving the Agreement in total.

In Witness Whereof, the Parties evidence their acceptance and agreement with the provisions of this Stipulation and Settlement by their signature.

Tamiami Village Water Company, Inc.
9280-5 College Parkway
Fort Myers, Florida 33919

Tamiami Master Association, Inc.
16555A North Cleveland Avenue
North Fort Myers, Florida 33903

By: 
John J. Ustica, President
2/24/06

By: 
Kenneth Kryzstof, President
2/24/06

NAME OF COMPANY: Tamiami Village Water Company, Inc.

WATER TARIFF

GENERAL SERVICE

RATE SCHEDULE GS

AVAILABILITY - RV Park served by the company

APPLICABILITY - For water service to all customers for which no other schedules applies.

LIMITATIONS - Subject to all the Rules and Regulations of this Tariff and General Rules and Regulations of the Commission.

BILLING PERIOD - Monthly

<u>RATE</u> -	<u>Meter Size</u>	<u>Base Facility Charge</u>
	3"	1220.50
	Gallonge Charge Per 1,000 gallons	3.03

MINIMUM CHARGE - Base Facility Charge

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with rule 25-30.320, Florida Administrative Code, if a customer is delinquent in paying the bill for water service, service may be discontinued.

EFFECTIVE DATE - For service rendered on or after March 10, 2006

TYPE OF FILING - Tariff Filing

John J. Ustica
ISSUING OFFICER

President
TITLE