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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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IN RE: Application of
RAINBOW SPRINGS UTILITIES,
LC to Revise Service
Availability Policy

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Docket No. _____
COMMISSION CLERK

100439-WS

APPLICATION TO REVISE SERVICE AVAILABILITY POLICY

RAINBOW SPRINGS UTILITIES, L.C., ("Applicant"), by and through its undersigned attorneys, and pursuant to Section 367.091(1), Florida Statutes, and Rule 25-30.565, Florida Administrative Code, files this Application to revise its service availability policy to increase plant capacity and main extension fees, and in support thereof states:

1. The exact name of the Applicant and the address of its principal business office is:

Rainbow Springs Utilities, L.C.
P.O. Box 1850
Dunnellon, Florida 34430

2. The name and address of the person authorized to receive notices and communications in respect to this application is:

F. Marshall Deterding, Esquire
Rose, Sundstrom & Bentley, LLC
2548 Blainstone Pines Drive
Tallahassee, Florida 32301
(850)877-6555
(850)656-4029 Fax
martyd@rsbattorneys.com

3. The Commission approved the Applicant's existing water and wastewater plant capacity charges and water main extension charge by Order No. PSC-96-1229-FOF-WS dated December 20, 1996

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("Order"). The Applicant's existing wastewater main extension charge was approved by Order No. 10995 dated July 15, 1982.

4. The Applicant has not revised its service availability fees since the date of these Orders.

5. The currently approved charges are as follows:

	<u>Water</u>	<u>Wastewater</u>
Plant Capacity Charge		
Residential	\$208	\$767 per ERC
All others	\$0.19/gallon	\$4.79/gallon
Main Extension Charge		
Residential	\$342	\$740 per ERC
All others	\$0.32/gallon	\$4.63/gallon

6. Applicant's costs to install the necessary water transmission and distribution and sewer collection facilities, as well as water and sewer treatment and disposal facilities have increased substantially and will continue to increase in the years to come due to new environmental regulations, the distance of the remaining development from the treatment facilities, and other factors. As such, the Applicant is seeking an increase in service availability charges so that it may comply with the requirements of Commission Rule 25-30.580, F.A.C. and avoid the subsidization of the new costs by increased rates on the general body of ratepayers.

7. A schedule explaining the basis for the requested changes in service availability charges and conditions is attached hereto as **Schedule 2 of Exhibit 1.**

8. A schedule showing the original cost of any existing water transmission and distribution systems and sewage collection systems by Uniform System of Accounting account numbers as required by Rule 25-30.115, F.A.C. and the related capacity of each system as of 90 days prior to the Application is attached hereto as **Schedules 5 and 17 of Exhibit "1."**

9. A detailed statement of accumulated depreciation for the plant listed in **Schedule 5 of Exhibit "1"** above as of 90 days prior to the Application is attached hereto as **Schedule 5 of Exhibit "1."**

10. A schedule showing the number of active customers online 90 days prior to the time of Application by meter size by customer class and the related Equivalent Residential Connections (ERC as defined by §25-30.515(8), F.A.C.) and describing the method by which an ERC is defined is attached hereto as **Schedule 14 of Exhibit "1."**

11. A detailed statement defining the capacity of the treatment facilities in terms of ERCs as used in developing the proposed service availability charges is attached hereto as **Schedule 15 of Exhibit "1."**

12. A detailed statement defining the capacity of the distribution and collection systems in terms of ERCs as used in

developing the proposed service availability charge is attached hereto as **Schedule 17** of **Exhibit "1."**

13. A listing of outstanding developer agreements is attached hereto as **Exhibit "2."** This exhibit states whether each agreement is designed to result in contributed property other than the approved system capacity charge within the next 24 months, an estimate of the value of the contributed property to be added to the Utility books, and a description of the property.

14. A schedule showing total collections of Contributions-In-Aid-of-Construction (CIAC) as of 90 days prior to the date of the Application, detailing any prepaid CIAC by amount and related reserved ERCs and anticipated connection date and referencing appropriate developer agreements is attached hereto as **Schedule 3** of **Exhibit "1."**

15. A detailed statement of accumulated amortization of CIAC as listed in Schedule 3 above, as of 90 days prior to the Application, is attached hereto as **Schedule 4** of **Exhibit "1."** Copies of approvals or permits for construction and operation of the existing treatment facilities is attached hereto as **Exhibit "3."**

16. A detailed statement by a registered professional engineer showing the cost by Uniform System of Accounting Account Number, and capacity of proposed plant expansion and a timetable showing projected construction time is attached hereto as **Schedule 6** of **Exhibit "1."**

17. A detailed statement by registered professional engineer showing how the proposed construction will affect the capacity of the existing system is attached hereto as **Exhibit 4**.

18. The expansion or plant undertaken herein is not undertaken in order to comply with mandates of local state or federal agencies, other than the requirements that the Utility expand its facilities in a timely manner in order to meet the needs for service within its service territory.

19. A schedule showing the projected growth rate for utilization of the existing plant and line capacity and future plant and line capacity is attached hereto as **Schedule 15** of **Exhibit 1**.

20. A summary schedule of how the proposed service availability charge is calculated is attached hereto as **Schedule 2** of **Exhibit 1**.

21. A schedule showing, by meter size, the cost of meters, connecting fittings, meter boxes or enclosures, and also showing sufficient data on labor and any other applicable cost to allow determination of an average cost for meter installation by type is attached hereto as **Schedule 1** of **Exhibit 1**.

22. A statement of existing and proposed on-site and off-site main installation charges or policy is attached hereto as **Schedule 18** of **Exhibit 1**.

23. The Utility's capital structure, including the cost of debt in the present capitalization, and the availability and cost

of other sources of financing the proposed expansion or upgrading of the system, is attached hereto as **Schedule 16** of **Exhibit 1**.

24. An original and three copies of the proposed tariffs in order to implement the proposed change in service availability charges is attached hereto as **Exhibit 5**.

25. The Utility has placed copies of the Application and supporting exhibits at the local office of the Utility (whose address is outlined in Paragraph 1) serving the area affected by the charges and conditions. Such copies will be made available for public inspection immediately after filing this Application.

26. The Utility will provide notice of this Application in accordance with the requirements of Rule 25-30.4345, F.A.C. A statement describing how the notice provisions have been complied with, including a copy of the actual notice, is attached hereto as **Exhibit "6."**


27. A filing fee as required by Rule 25-30.020, F.A.C. in the amount of \$3,500 is hereby submitted with this Application for both water and wastewater Application fees (\$1,750 each) required by that rule for systems with proposed capacity to serve 2,001 to 4,000 ERCs.

28. The Utility believes that the information contained herein demonstrates the appropriateness of the request of service availability charges and conditions.

WHEREFORE, RAINBOW SPRINGS UTILITIES, L.C. hereby requests that the Florida Public Service Commission approve the increased service availability charges as outlined herein as quickly as possible, in order to allow the Utility to collect those fees from all future customers rather than imposing additional costs on the general body of ratepayers.

Respectfully submitted on this
12th day of November, 2010, by:

ROSE, SUNDSTROM & BENTLEY, LLC
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By: 
F. MARSHALL DETERDING

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