

Marguerite McLean

090462-WS

From: Trina Collins [TCollins@RSBattorneys.com]
Sent: Tuesday, March 01, 2011 4:53 PM
To: Filings@psc.state.fl.us
Cc: smlubertozzi@uiwater.com; keweeks@uiwater.com; pcflynn@uiwater.com; jdwilliams@uiwater.com; frankdenjup@att.net; dswain@milianswain.com; Bart Fletcher; Reilly.steve@leg.state.fl.us; jrstover@uiwater.com; Martin Friedman; Christian W. Marcelli; Trina Collins
Subject: Filing in Docket No. 090462-WS; Application for Increase in Water and Wastewater Rates in Marion, Orange, Pasco, Pinellas, and Seminole County by Utilities, Inc. of Florida

Importance: High

Attachments: PSC Clerk 20 (NOF AOM Customer Notice).03-01-2011(2).pdf

- a. Martin S. Friedman, Esq.
 Christian W. Marcelli, Esq.
 ROSE, SUNDSTROM & BENTLEY, LLP
 766 N. Sun Drive, Suite 4030
 Lake Mary, Florida 32746
 Phone: (407) 830-6331
 Fax: (407) 830-8522
 Email: mfriedman@rsbattorneys.com
cmarcelli@rsbattorneys.com
- b. Docket No. 090462-WS; Application for Increase in Water and Wastewater Rates in Marion, Orange, Pasco, Pinellas, and Seminole County by Utilities, Inc. of Florida - Filing the Notice of Filing of the Affidavit of Mailing and the Affidavit of Mailing evidencing that the Customer Notice has been sent to the customers of Utilities, Inc. of Florida in the above-referenced docket.
- c. Utilities, Inc. of Florida
- d. 11 Pages.
- e. Letter to Commission Clerk and attachments – 11 pages.

DOCUMENT NUMBER-DATE

01375 MAR-1 =

FPSC-COMMISSION CLERK

3/2/2011

LAW OFFICES

ROSE, SUNDBSTROM & BENTLEY, LLP

www.rsbarattorneys.com

Please Respond to the Lake Mary Office

FREDERICK L. ASCHAUER, JR.
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KYLE L. KEMPER

March 1, 2011

E-FILING

CHRISTIAN W. MARCELLI
STEVEN T. MINDLIN, P.A.
THOMAS F. MULLIN
CHASITY H. O'STEEN
WILLIAM E. SUNDBSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON

ROBERT M.C. ROSE, (1924-2006)

Ann Cole, Commission Clerk
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

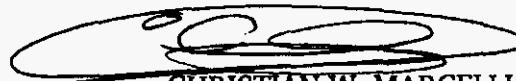
Re: Docket No. 090462-WS; Application for Increase in Water and Wastewater Rates in Marion, Orange, Pasco, Pinellas, and Seminole County by Utilities, Inc. of Florida
Our File No.: 30057.179

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket is a Notice of Filing of the Affidavit of Mailing and the Affidavit of Mailing evidencing that the Customer Notice has been sent to the customers of Utilities, Inc. of Florida.

Should you or the Staff have any questions regarding this filing, please do not hesitate to give me a call.

Very truly yours,



CHRISTIAN W. MARCELLI
For the Firm

CWM/tlc
Enclosures

cc: Steven M. Lubertozi, Exec. Director of Reg. Acctg and Affairs (w/enclosures) (via e-mail)
Ms. Kirsten E. Weeks (w/enclosures) (via e-mail)
Patrick C. Flynn, Regional Director (w/enclosures) (via e-mail)
John Williams, Director of Governmental Affairs (w/enclosures) (via e-mail)
Mr. Frank Seidman (w/enclosures) (via e-mail)
Ms. Deborah Swain (w/enclosures) (via e-mail)
Mr. Bart Fletcher, Division of Economic Regulation (w/enclosures) (via e-mail)
Stephen C. Reilly, Associate Public Counsel (w/enclosures) (via e-mail)
John R. Stover, Vice President and Secretary

DOCUMENT NUMBER-DATE

01375 MAR-11

FPSC-COMMISSION CLERK

766 N. SUN DRIVE, SUITE 4030, LAKE MARY, FLORIDA 32746 (407) 830-6331 FAX (407) 830-8522

2548 BLAIRSTONE PINES DRIVE, TALLAHASSEE, FLORIDA 32301 (850) 877-6555 FAX (850) 656-4029

950 PENINSULA CORPORATE CIRCLE, SUITE 2020, BOCA RATON, FLORIDA 33487 (561) 982-7114 FAX (561) 982-7116

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of
UTILITIES, INC. OF FLORIDA
for an increase in water and wastewater
rates in Marion, Orange, Pasco, Pinellas,
and Seminole Counties, Florida

DOCKET NO. 090462-WS

NOTICE OF FILING

Applicant, UTILITIES, INC. OF FLORIDA, by and through its undersigned counsel, hereby gives notice of filing in the above-referenced docket, the Affidavit of Mailing evidencing that the attached Customer Notice has been mailed to the customers of Utilities, Inc. of Florida.

Respectfully submitted this 1st day of
March, 2011, by:

ROSE, SUNDSTROM & BENTLEY, LLP
766 N. Sun Drive, Suite 4030
Lake Mary, Florida 32746
Telephone: (407) 830-6331
Facsimile: (407) 830-6331



MARTIN S. FRIEDMAN
CHRISTIAN W. MARCELLI
For the Firm

DOCUMENT NUMBER-CATE

01375 MAR-1 =

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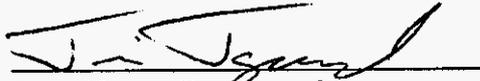
AFFIDAVIT OF MAILING

STATE OF ILLINOIS

COUNTY OF COOK

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Jim Japczyk, who, after being duly sworn on oath, did depose on oath and say that he is the Chief Financial Officer of Utilities, Inc., the sole shareholder of Utilities, Inc. of Florida, and that on November 12, 2010, he did send by regular U.S. Mail, a copy of the Customer Notice regarding final rates, attached hereto, to all customers of the utility.

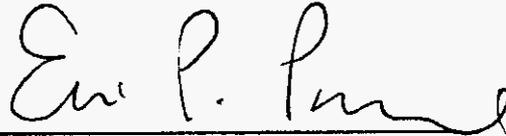
FURTHER AFFIANT SAYETH NAUGHT.



Print Name: Jim Japczyk

Print Title: Chief Financial Officer

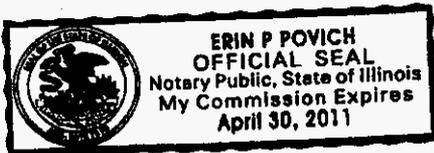
Sworn to and subscribed before me this 25th day of February, 2011, by Jim Japczyk, who is personally known to me.



Print Name: Erin Povich

NOTARY PUBLIC

My Commission Expires: April 30, 2011



UTILITIES, INC. OF FLORIDA

CUSTOMER NOTICE

ISSUED: November 12, 2010

Utilities, Inc. of Florida (the "Utility") completed its application for increased water and wastewater service rates on March 5, 2010 with the Florida Public Service Commission (the "Commission"). The Commission took action on the Utility's Application at the Agenda Conference held on August 3, 2010. The Commission approved the following water and wastewater revenue increases in Orange, Pasco, Pinellas and Seminole Counties, and a rate reduction in Marion County for water service, accompanied by a rate increase in wastewater service by Proposed Agency Action Order No. PSC-10-0585-PAA-WS ("PAA Order"), issued September 22, 2010. This chart reflects the Utility's requested revenue request and the Commission-approved final revenue increases by County:

	Utility Revenue Increase Requested	% Increase Requested	Annual Revenues Requested	Commission Approved Final Rates	Commission Approved Final % Increase	Commission Approved Annual Revenues
<u>Marion - Water:</u>	\$17,722	9.82%	\$198,226	(\$5,770)	(3.20%)	\$174,734
<u>Marion - Wastewater:</u>	\$15,266	38.33%	\$55,095	\$11,678	29.32%	\$51,507
<u>Orange - Water:</u>	\$32,842	32.58%	\$133,631	\$17,895	17.76%	\$118,684
<u>Pasco - Water:</u>	\$557,724	69.19%	\$1,363,836	\$227,103	28.17%	\$1,033,215
<u>Pasco - Wastewater:</u>	\$305,549	68.47%	\$751,821	\$128,287	28.75%	\$574,559
<u>Pinellas - Water:</u>	\$53,865	53.92%	\$153,769	\$21,002	21.02%	\$120,906
<u>Seminole - Water:</u>	\$392,730	50.37%	\$1,172,419	\$170,036	21.81%	\$949,725
<u>Seminole - Wastewater</u>	\$270,294	36.33%	\$1,014,248	\$94,788	12.74%	\$838,742

The Commission approved an interim rate increase subject to refund with interest by Order No. PSC-10-0300-PCO-WS, issued May 10, 2010 ("Interim Rate Order"). The Utility will make refunds with interest for Pasco, Pinellas and Seminole County interim water rates. The Utility will also make refunds with interest for Marion and Pasco interim wastewater rates. No refund is required for Seminole County interim wastewater revenues. The difference between the Orange County interim and final rates with interest will be credited to CIAC.

These rates were designed to allow the Utility the opportunity to recover its reasonable and prudent costs for providing service, and a reasonable rate of return on its investment in facilities necessary to provide such water and wastewater service. The Commission-approved annual revenues stated above do not include any future capital investment or any capital projects that have been deferred to a later date. It reflects only the prudent capital investments that have already been made and placed into service.

The Commission also approved an increase in the Utility's miscellaneous service charges so that they are now consistent with previously approved rates in other wholly-owned subsidiaries.

No one protested the PAA Order and the protest period expired on October 13, 2010. The Commission finalized the PAA Order and the Rates in Consummating Order No. PSC-10-0625-CO-WS issued on October 20, 2010. The increased rates and charges are effective for service on or after November 17, 2010, five days after the mailing of this notice.

The original rates, the interim rates, and the newly approved rates and charges for water and wastewater service are attached to this customer notice.

Sincerely,

Utilities, Inc. of Florida

UTILITIES, INC. OF FLORIDA
Schedule of Approved Rates

MARION COUNTY - WATER

	Rates Prior to Filing	Commission Approved Interim	Commission Approved Final
Residential and General Service			
Base Facility Charge by Meter Size:			
5/8" x 3/4"	\$3.84	\$3.84	\$3.72
1"	\$9.60	\$9.60	\$9.30
1-1/2"	\$19.20	\$19.20	\$18.60
2"	\$30.72	\$30.72	\$29.76
3"	\$61.44	\$61.44	\$59.52
4"	\$96.00	\$96.00	\$93.00
6"	\$192.00	\$192.00	\$186.00
Consumption Charge (per 1,000 gallons)	\$2.31	\$2.31	\$2.24

MARION COUNTY - WASTEWATER

	Rates Prior to Filing	Commission Approved Interim	Commission Approved Final
Residential			
Base Facility Charge All Meter Sizes:			
	\$20.25	\$26.41	\$26.20
Consumption Charge (Per 1,000 gallons) 10,000 gallon cap	\$2.16	\$2.81	\$2.79
General Service			
Base Facility Charge by Meter Size:			
5/8" x 3/4"	\$20.25	\$26.41	\$26.20
1"	\$50.63	\$66.03	\$65.50
1-1/2"	\$101.25	\$132.04	\$131.00
2"	\$162.02	\$211.27	\$209.60
3"	\$324.02	\$422.53	\$419.20
4"	\$506.29	\$660.21	\$655.00
6"	\$1,012.58	\$1,401.72	\$1,310.00
Consumption Charge (per 1,000 gallons)	\$2.58	\$3.36	\$3.35

ORANGE COUNTY - WATER

	Rates Prior to Filing	Commission Approved Interim	Commission Approved Final
<u>Residential, General Service and Multi-Family</u>			
Base Facility Charge by Meter Size:			
5/8" x 3/4"	\$6.63	\$7.68	\$7.99
1"	\$16.59	\$19.20	\$19.98
1-1/2"	\$33.19	\$38.41	\$39.95
2"	\$53.10	\$61.45	\$63.92
3"	\$106.19	\$122.90	\$127.84
4"	\$165.92	\$192.02	\$199.75
6"	\$331.84	\$384.04	\$399.50
Residential and Multi-Family Consumption Charge (per 1,000 gallons)			
First 6,000 gallons	\$2.74	\$3.17	\$3.25
Next 2,000 gallons	\$2.74	\$3.17	\$3.44
Next 8,000 gallons	\$3.42	\$3.96	\$4.30
Over 16,000 gallons	\$4.11	\$5.47	\$5.15
General Service Consumption Charge (per 1,000 gallons)	\$2.93	\$3.39	\$3.53

PASCO COUNTY - WATER

	Rates Prior to Filing	Commission Approved Interim	Commission Approved Final
<u>Residential, General Service and Irrigation</u>			
Base Facility Charge by Meter Size:			
5/8"	\$9.61	\$14.27	\$12.55
3/4"	\$14.41	\$21.39	\$18.83
1"	\$24.03	\$35.66	\$31.38
1-1/2"	\$48.06	\$71.33	\$62.75
2"	\$76.89	\$114.12	\$100.40
3"	\$153.78	\$228.26	\$200.80
4"	\$240.28	\$356.64	\$313.75
6"	\$480.57	\$713.29	\$627.50
Residential and Irrigation Consumption Charge (per 1,000 gallons)			
First 3,000 gallons	\$3.12	\$4.64	\$3.73
Over 3,000 gallons	\$3.12	\$4.64	\$4.04
General Service Consumption Charge (per 1,000 gallons)	\$3.12	\$4.64	\$3.85

PASCO COUNTY - WASTEWATER

	Rates Prior to Filing	Commission Approved Interim	Commission Approved Final
Residential			
Base Facility Charge by Meter Size:			
ALL (Summertree)	\$11.34	\$17.78	\$14.60
5/8" (Wis Bar)	\$8.73	\$13.68	\$11.24
5/8" (Wis Bar) - Flat	\$25.23	\$39.55	N/A
	Rates Prior to Filing	Commission Approved Interim	Commission Approved Final
Multi-Residential			
Base Facility Charge by Meter Size:			
5/8" (Wis Bar)	\$21.09	\$33.05	\$27.16
1" (Wis Bar)	\$21.82	\$34.20	\$28.10
	Rates Prior to Filing	Commission Approved Interim	Commission Approved Final
General Service			
Base Facility Charge by Meter Size:			
5/8"	\$11.45	\$17.95	\$14.60
3/4"	\$17.17	\$26.91	\$21.90
1"	\$28.62	\$44.87	\$36.50
1-1/2"	\$57.25	\$89.73	\$73.00
2"	\$91.60	\$143.57	\$116.80
3"	\$183.20	\$287.15	\$233.60
4"	\$286.25	\$448.66	\$365.00
6"	\$572.50	\$897.32	\$730.00
Consumption Charge (per 1,000 gallons)			
All Residential (Summertree) Max 6,000 gallons	\$9.63	\$15.10	\$12.40
All Residential and Multi-Residential (Wis Bar) Max 6,000 gallons	\$6.87	\$10.77	\$8.37
General Service	\$11.56	\$18.13	\$16.43

PINELLAS COUNTY - WATER

	Rates Prior to Filing	Commission Approved Interim	Commission Approved Final
Residential, General Service and Multi-Residential			
Base Facility Charge by Meter Size:			
5/8" x 3/4"	\$6.43	\$8.68	\$7.30
1"	\$16.08	\$21.70	\$18.25
1-1/2"	\$32.16	\$43.39	\$36.50
2"	\$51.46	\$69.44	\$58.40
3"	\$102.92	\$138.87	\$116.80
4"	\$160.80	\$216.98	\$182.50
6"	\$321.61	\$433.95	\$365.00
Residential and Multi-Residential Consumption Charge (per 1,000 gallons)			
First 3,000 gallons	\$3.63	\$4.90	\$3.95
Over 3,000 gallons	\$3.63	\$4.90	\$4.39
General Service Consumption Charge (per 1,000 gallons)	\$3.63	\$4.90	\$4.10

SEMINOLE COUNTY - WATER

	Rates Prior to Filing	Commission Approved Interim	Commission Approved Final
Residential, General Service and Irrigation			
Base Facility Charge by Meter Size:			
5/8" x 3/4"	\$6.15	\$7.56	\$7.30
1"	\$15.38	\$18.89	\$18.25
1-1/2"	\$30.76	\$37.79	\$36.50
2"	\$49.21	\$60.46	\$58.40
3"	\$98.42	\$120.91	\$116.80
4"	\$153.79	\$188.93	\$182.50
6"	\$307.58	\$377.86	\$365.00
Residential and Irrigation Consumption Charge (per 1,000 gallons)			
First 6,000 gallons	\$2.25	\$2.77	\$2.77
Next 2,000 gallons	\$2.25	\$2.77	\$3.09
Next 8,000 gallons	\$3.95	\$4.86	\$5.41
Over 16,000 gallons	\$5.07	\$6.23	\$6.96
General Service Consumption Charge (per 1,000 gallons)	\$2.74	\$3.36	\$3.53

SEMINOLE COUNTY - WASTEWATER

	Rates Prior to Filing	Commission Approved Interim	Commission Approved Final
Residential			
Base Facility Charge All Meter Sizes:	\$11.11	\$12.05	\$12.53
Residential Consumption Charge (per 1,000 gallons) 10,000 gallon cap	\$6.20	\$6.72	\$6.99
Flat Rate (unmetered)	\$37.64	\$40.80	\$42.44
	Rates Prior to Filing	Commission Approved Interim	Commission Approved Final
General Service			
Base Facility Charge by Meter Size:			
5/8" x 3/4"	\$11.11	\$12.05	\$12.53
1"	\$27.77	\$30.11	\$31.33
1-1/2"	\$55.53	\$60.20	\$62.65
2"	\$89.07	\$96.56	\$100.24
3"	\$177.70	\$192.65	\$200.48
4"	\$277.66	\$301.01	\$313.25
6"	\$555.33	\$602.02	\$626.50
General Service Consumption Charge (per 1,000 gallons)	\$7.43	\$8.06	\$8.39

MISCELLANEOUS SERVICE CHARGES

Water (All Counties)

Type of Charge	Present Charge		Commission Approved Charge	
	<u>During Business Hours</u>	<u>After Business Hours</u>	<u>During Business Hours</u>	<u>After Business Hours</u>
Initial Connection	\$15.00	\$22.50	\$21.00	\$42.00
Normal Reconnection	\$15.00	\$22.50	\$21.00	\$42.00
Violation Reconnection	\$15.00	\$15.00	Actual Cost*	Actual Cost*
Premises Visit (in lieu of disconnection)	\$10.00	\$15.00	N/A	N/A
Premises Visit	N/A	N/A	\$21.00	\$42.00

*Actual cost equals the total cost incurred for services.

MISCELLANEOUS SERVICE CHARGES (continued)

Wastewater (All Counties)

Type of Charge	Present Charge		Commission Approved Charge	
	During Business Hours	After Business Hours	During Business Hours	After Business Hours
Initial Connection\$	15.00	\$22.50	\$21.00	\$42.00
Normal Reconnection	\$15.00	\$22.50	\$21.00	\$42.00
Violation Reconnection	\$15.00	\$22.50	Actual Cost*	Actual Cost*
Premises Visit (in lieu of disconnection)	\$10.00	\$15.00	N/A	N/A
Premises Visit	N/A	N/A	\$21.00	\$42.00

*Actual cost equals the total cost incurred for services.

NON SUFFICIENT FUNDS ("NSF") CHARGES

Pursuant to Section 68.065 and Section 832.08(5), Florida Statutes when a customer pays by check and that check is dishonored by the customer's banking institution, the Utility may charge the amount set by Section 68.065 and Section 832.08(5), Florida Statutes, as may be amended. As currently set forth in Section 832.08(5), the following fees may be assessed:

- \$25, if the face value does not exceed \$50,
- \$30, if the face value exceeds \$50 but does not exceed \$300,
- \$40, if the face value exceeds \$300, or
- Five percent (5%) of the face amount of the check, whichever is greater.