

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: November 3, 2016

TO: Margo A. Leathers, Attorney, Office of the General Counsel
Drew Hill, Law Clerk, Office of the General Counsel

FROM: Clayton K. Lewis, US Engineering Specialist, Division of Engineering
Emily Knoblauch, Engineering Specialist, Division of Engineering *CKL ek*
RSK

RE: Docket 160130 - WU - Application for transfer of water facilities to the City of
Tavares in Lake County, and cancellation of Certificate No. 644-W, by TLP
Water, Inc.

TLP Water, Inc., (TLP or Utility) is a Class C water utility providing service to approximately 53 customers in Lake County. On May 24, 2016, the Commission received an application for transfer from TLP stating the City of Tavares had purchased the Utility on May 17, 2016. A copy of the sales agreement was enclosed with the application. On September 30, 2016, Commission staff received a copy of the City of Tavares' resolution confirming the sale. See Documents Nos. 03178-16 and 07892-16.

Pursuant to Section 367.071(4)(a), Florida Statutes (F.S.), and Rule 25-30.038(2), Florida Administrative Code (F.A.C.), the Utility provided copies of the sales agreement, income statements, balance sheet, statement of rate base for regulatory purposes, and contributions-in-aid-of-construction. In accordance with Rule 25-30.038(2)(f), F.A.C., the Utility stated it held no customer deposits. TLP paid its outstanding regulatory assessment fees of \$1,743.57 on February 24, 2016. The Utility filed its 2015 Annual Report on March 29, 2016.

The Commission has jurisdiction pursuant to Section 367.071, F.S. Also, pursuant to Section 2.07(C)(4)(d) of the Administrative Procedures Manual, staff has been given administrative authority to approve transfers to governmental entities that are in compliance with Section 367.071(4)(a), F.S., and are not controversial in nature. Based on the above, staff believes that the application is in compliance with Sections 367.071 and 367.022(2), F.S., and Rule 25-30.038, F.A.C. Staff recommends the Commission acknowledge the transfer of the water system to the City of Tavares as a matter of right, pursuant to Section 367.071(4)(a), F.S., and cancel Certificate No. 644-W effective May 17, 2016. In addition, staff recommends the docket should be closed because no further action is necessary.

cc: Office of Commission Clerk, Docket No. 160130-WS
C. Mouring (AFD)
S. Cornelius (AFD)
S. Bruce (ECO)