



Matthew R. Bernier
Senior Counsel

August 31, 2017

VIA ELECTRONIC FILING

Ms. Carlotta Stauffer, Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: *Joint petition for approval of amended territorial agreement in Orange and Osceola Counties by Duke Energy Florida, LLC and Reedy Creek Improvement District; Docket No. 20170175-EU*

Dear Ms. Stauffer:

Please find enclosed for electronic filing, Reedy Creek Improvement District and Duke Energy Florida, LLC's Joint Response to Staff's First Data Request.

Thank you for your assistance in this matter. Please feel free to call me at (850) 521-1428 should you have any questions concerning this filing.

Respectfully,

s/ Matthew R. Bernier
Matthew R. Bernier

MRB/mw

Enclosures

cc: Suzanne Ollila (sollila@psc.state.fl.us)
Danijela Janjic (djanjic@psc.state.fl.us)
John McGowan (john.m.mcgowan@disney.com)

**DUKE ENERGY FLORIDA, LLC AND REEDY CREEK IMPROVEMENT DISTRICT'S
JOINT RESPONSE TO STAFF'S FIRST DATA REQUEST (NOS. 1 - 7)
Docket No. 20170175-EU**

1. Please provide a copy of an official Florida Department of Transportation General Highway County map for each affected county depicting boundary lines established by the territorial agreement, as required by Rule 25-6.0440(1)(f), Florida Administrative Code (F.A.C.).

RESPONSE

Please see the Florida Department of Transportation General Highway County maps included as Attachment 1.

2. Referring to paragraph 4 of the petition, please confirm that 1994 is the beginning date of the existing agreement.

RESPONSE

The existing agreement dates to 1987 and was amended in 1994 and again in 2010. By way of background, in Order No. 18225, issued September 30, 1987, the Commission approved a territorial agreement between RCID and Florida Power Co. (now DEF). On January 18, 1994, RCID and DEF (then Florida Power Company) filed a joint petition for an amendment to the 1987 agreement. The Parties are currently operating in Orange and Osceola Counties under the existing territorial agreement between RCID and DEF that was approved by the Commission in Order No. PSC-94-0580-FOF-EU on May 17, 1994, and amended by Order No. PSC-10-0206-PAA-EU, issued April 5, 2010, in Docket No. 090530-EU.

3. Do the parties intend to abide by the terms of the existing agreement for the period of time between its September 30, 2017 expiration and Commission approval of the proposed amended agreement? If not, please explain.

RESPONSE

Yes, the Parties have worked together collaboratively to construct the proposed Agreement and intend to abide by the terms of the existing agreement until such time that the Commission can approve the proposed amended agreement.

4. Referring to the last paragraph on page 3 of the petition, please list and explain any differences between the existing agreement and the proposed amended agreement.

RESPONSE

The territorial boundaries in the proposed Agreement have been modified to reflect three areas that have been de-annexed, in comparison to those as set forth in the existing territorial agreement approved by the Commission in Order No. PSC-94-0580-FOF-EU on May 17, 1994.

The territorial boundary maps in the proposed agreement have been updated to a GIS format and demonstrate the territorial boundary lines in much greater detail. A written description is also included in the proposed agreement as required pursuant to Rule 25-6.0440(10(a), F.A.C.

The existing territorial agreement was approved by the Commission in Order No. PSC-94-0580-FOF-EU for a duration of 23 years. The proposed Agreement has been negotiated for a term of 30 years and after the expiration of that term, the Agreement shall remain in effect until and unless either Party provides written termination of no less than twelve months prior to the date of termination.

5. Rule 25-6.0440(2)(b), F.A.C., includes the standard that there is a “reasonable likelihood that the agreement, in and of itself, will not cause a decrease in the reliability of electrical service to existing or future ratepayers.” Please address this with regard to your proposed amended agreement.

RESPONSE

The Parties have worked collaboratively to construct the proposed Agreement and believe the Agreement is in the public interest as it furthers the goals of avoiding duplication of services and wasteful expenditures, achieving operational efficiency, as well as protecting the public health and safety from potentially hazardous conditions. An important part of the process in constructing and reviewing the proposed territorial agreement is an engineering review. The Parties would not have entered into an agreement that they believed, based on the results of their reviews, would cause a decrease in the reliability of service to customers. There are no customer transfers associated with this proposed Agreement that would cause undue hardship on the customers.

6. Is it the intent of Duke or RCID to purchase any facilities from each other? If yes, please provide an estimate of the purchase price.

RESPONSE

Should the proposed Agreement be approved, the Parties do not intend to purchase any facilities from each other. There are no customer transfers associated with this proposed agreement that would require the purchasing and transfer of facilities.

7. Please refer to paragraph 6 of the petition for the following questions:
 - a. Are the parties seeking approval of the modifications listed in this paragraph in the proposed amended agreement? Please explain.
 - b. If any of the modifications listed in this paragraph have already been approved by the Commission, please provide the order number for each approved modification.
 - c. Please provide a map that displays the areas listed in this paragraph before and after the modifications described in this paragraph.

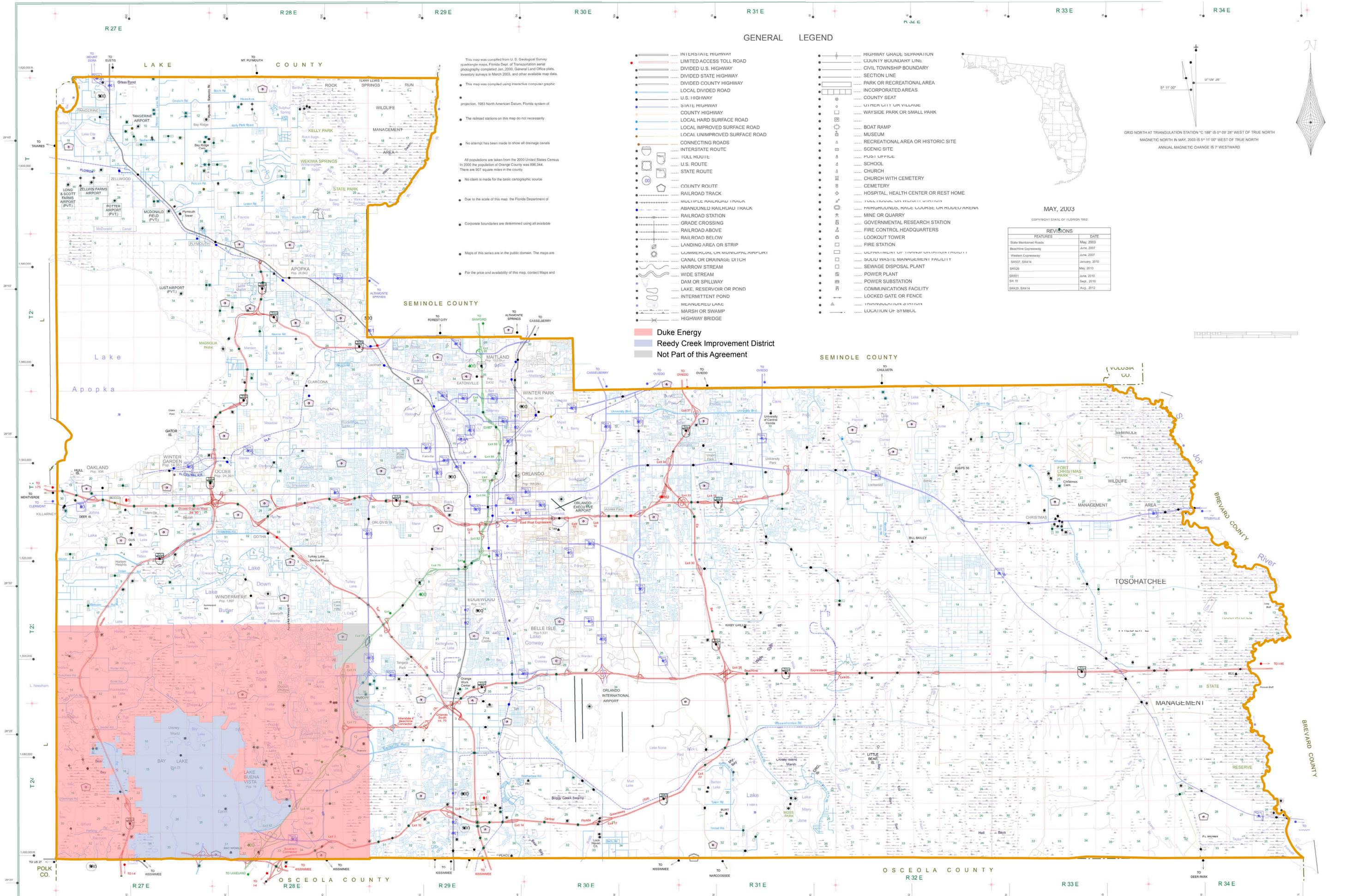
RESPONSE

- a. Yes, the Parties seek approval for the areas RCID de-annexed from the RCID political boundary:
 - (i) the Black Lake parcel on June 12, 2008;
 - (ii) an area in the vicinity of I-4 and Osceola Parkway on January 31, 1996.

The Parties also seek approval of the territorial boundary modification for the area in the vicinity of CR535 and Apopka Vineland Road that is in the RCID political boundary and served by RCID. This area was previously shown as being served by DEF.

Pursuant to its charter, RCID cannot furnish retail electric power outside of its political boundary and therefore, the Parties seek approval for the modification of these territorial boundary lines.

- b. None of the above stated de-annexations have been previously approved by the Commission.
- c. Please see the map that displays the areas listed in this paragraph before and after the modifications described in this paragraph included as Attachment 2.



This map was compiled from U.S. Geological Survey quadrangle maps, Florida Dept. of Transportation aerial photography completed Jan. 2000, General Land Office plats, inventory surveys in March 2003, and other available map data.

This map was compiled using interactive computer graphic projection, 1983 North American Datum, Florida system of projection. The railroad stations on this map do not necessarily show the actual location of the station.

No attempt has been made to show all drainage canals.

All populations are taken from the 2000 United States Census. In 2000 the population of Orange County was 896,344. There are 607 square miles in the county.

No claim is made for the basic cartographic source.

Due to the scale of this map, the Florida Department of Transportation does not guarantee the accuracy of the map.

Corporate boundaries are determined using all available information.

Maps of this series are in the public domain. The maps are not to be used for any purpose other than that for which they were prepared.

For the price and availability of this map, contact Maps and Information Services, Florida Department of Transportation, 1111 North West 17th Avenue, Tallahassee, Florida 32304.

- GENERAL LEGEND**
- INTERSTATE HIGHWAY
 - LIMITED ACCESS TOLL ROAD
 - DIVIDED U.S. HIGHWAY
 - DIVIDED STATE HIGHWAY
 - DIVIDED COUNTY HIGHWAY
 - LOCAL DIVIDED ROAD
 - U.S. HIGHWAY
 - STATE HIGHWAY
 - COUNTY HIGHWAY
 - LOCAL HARD SURFACE ROAD
 - LOCAL IMPROVED SURFACE ROAD
 - LOCAL UNIMPROVED SURFACE ROAD
 - CONNECTING ROADS
 - INTERSTATE ROUTE
 - FULL ROUTE
 - U.S. ROUTE
 - STATE ROUTE
 - COUNTY ROUTE
 - RAILROAD TRACK
 - MULTIPLE RAILROAD TRACK
 - ABANDONED RAILROAD TRACK
 - RAILROAD STATION
 - GRADE CROSSING
 - RAILROAD ABOVE
 - RAILROAD BELOW
 - LANDING AREA OR STRIP
 - CANAL OR DRAINAGE DITCH
 - NARROW STREAM
 - WIDE STREAM
 - DAM OR SPILLWAY
 - LAKE, RESERVOIR OR POND
 - INTERMITTENT POND
 - WETLAND/LAKE
 - MARSH OR SWAMP
 - HIGHWAY BRIDGE
 - HIGHWAY GRADE SEPARATION
 - COUNTY BOUNDARY LINE
 - CIVIL TOWNSHIP BOUNDARY
 - SECTION LINE
 - PARK OR RECREATIONAL AREA
 - INCORPORATED AREAS
 - COUNTY SEAT
 - OTHER CITY OR VILLAGE
 - WAYSIDE PARK OR SMALL PARK
 - BOAT RAMP
 - MUSEUM
 - RECREATIONAL AREA OR HISTORIC SITE
 - SCENIC SITE
 - PUS 1 UPRIFE
 - SCHOOL
 - CHURCH
 - CHURCH WITH CEMETERY
 - CEMETERY
 - HOSPITAL, HEALTH CENTER OR REST HOME
 - PARKING LOT
 - PARKING LOT, LARGE COURSE OR RUGGED AREA
 - MINE OR QUARRY
 - GOVERNMENTAL RESEARCH STATION
 - FIRE CONTROL HEADQUARTERS
 - LOOKOUT TOWER
 - FIRE STATION
 - LOCATION OF AIRPORT
 - SOLID WASTE MANAGEMENT FACILITY
 - POWER PLANT
 - POWER SUBSTATION
 - COMMUNICATIONS FACILITY
 - LOCKED GATE OR FENCE
 - TRANSMISSION STATION
 - LOCATION OF SYMBOL

■ Duke Energy

■ Reedy Creek Improvement District

■ Not Part of this Agreement

MAY, 2003

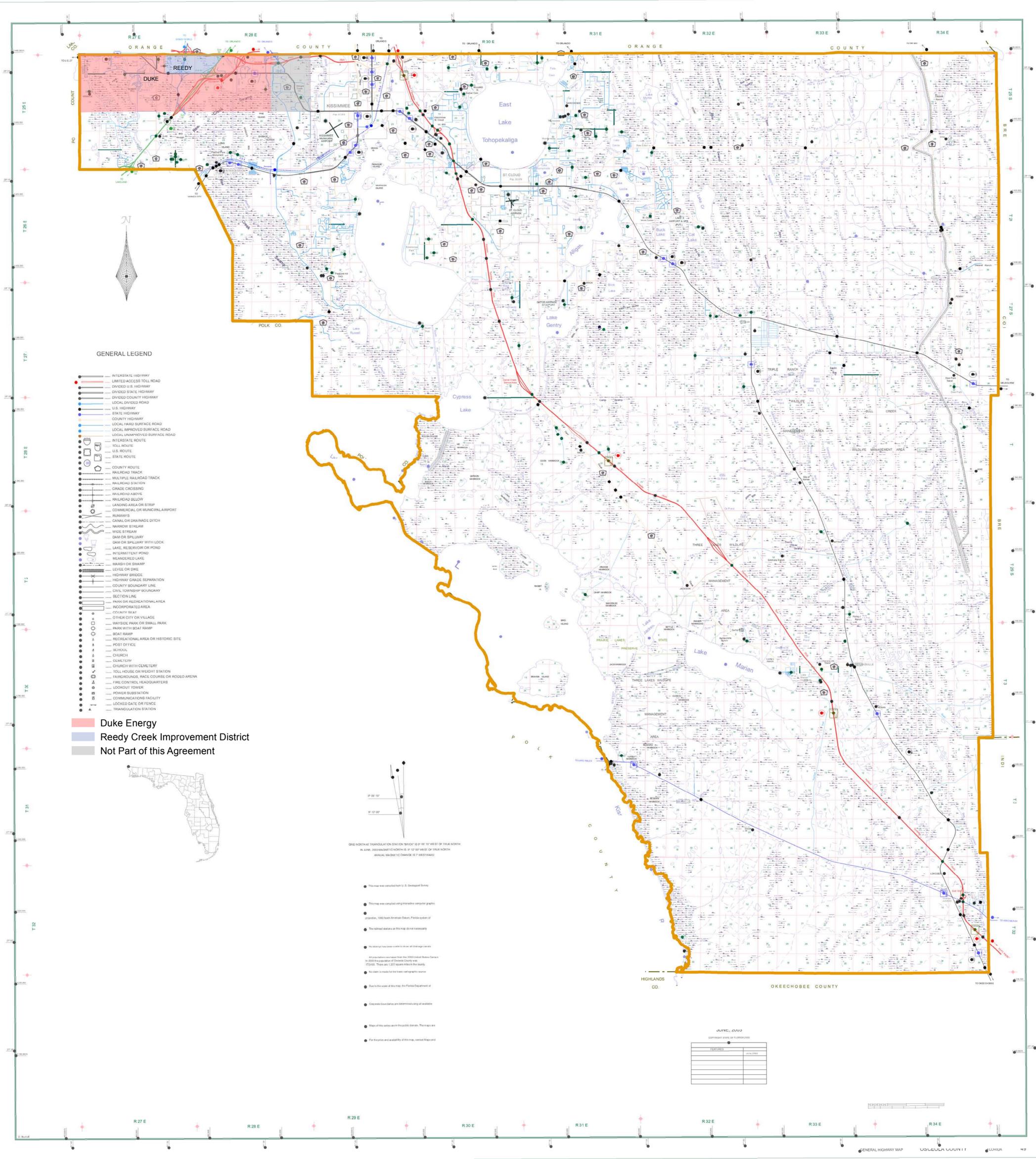
COPYRIGHT STATE OF FLORIDA 1992

FEATURES	DATE
State Maintained Roads	May, 2003
Beachline Expressway	June, 2007
Western Expressway	June, 2007
SR537, SR14	January, 2010
SR526	May, 2010
SR551	June, 2010
SR 15	Sept, 2010
SR429, SR14	Aug, 2012

GRID NORTH TRIANGULATION STATION 'C 188' IS 0° 09' 28" WEST OF TRUE NORTH
 MAGNETIC NORTH IN MAY, 2003 IS 5° 11' 00" WEST OF TRUE NORTH
 ANNUAL MAGNETIC CHANGE IS 7' WESTWARD



1:24



GENERAL LEGEND

- INTERSTATE HIGHWAY
 - LIMITED ACCESS TOLL ROAD
 - DIVIDED U.S. HIGHWAY
 - DIVIDED STATE HIGHWAY
 - DIVIDED COUNTY HIGHWAY
 - LOCAL DIVIDED ROAD
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 - POWER SUBSTATION
 - COMMUNICATIONS FACILITY
 - LOCKED GATE OR FENCE
 - TRIANGULATION STATION
- Duke Energy
 Reedy Creek Improvement District
 Not Part of this Agreement



91° 00' 00" W
 91° 12' 00" W
 GRID NORTHEAST TRIANGULATION STATION ON "HIGH" IS 91° 00' 00" WEST OF TOWN NORTH
 91° 00' 00" WEST OF TOWN NORTH
 ANNUAL MACHINE TYPING IS 7' WESTWARD

- This map was compiled from U.S. Geological Survey
- This map was compiled using interactive computer graphics
- Utilization: 1985 North American Datum, Florida system of
- The method utilized in this map is as follows:
- The original map was scanned at 300 dots per inch
- All annotations were taken from the 2000 United States Census
- The population of Osceola County was 172,435. There are 1,322 square miles in the county.
- No claim is made for the basic cartographic source
- Data for this map was provided by the Florida Department of
- Corporate boundaries are determined using all available
- Maps of this series are for public domain. The maps are
- For location and availability of this map, contact Map and

JUNE 2, 2002
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FEATURE	DATE

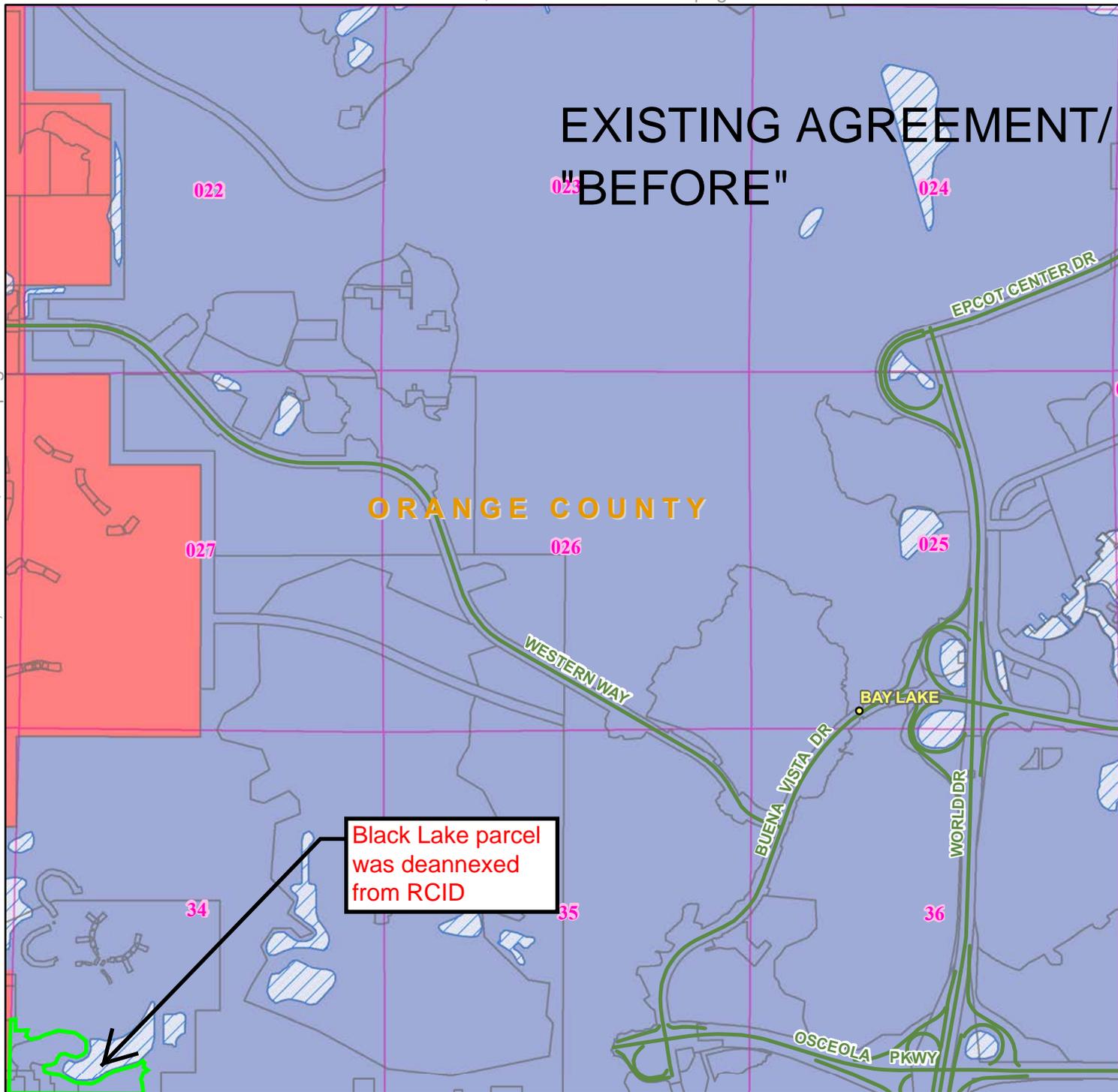
**DUKE ENERGY - REEDY CREEK IMPROVEMENT DISTRICT
TERRITORIAL AGREEMENT
ORANGE COUNTY, FL**



See 24S27E, Northeast Quadrant -- page 6

See 24S27E, Southwest Quadrant -- page 9

See 24S28E, Southwest Quadrant -- page 11



**EXISTING AGREEMENT/
"BEFORE"**

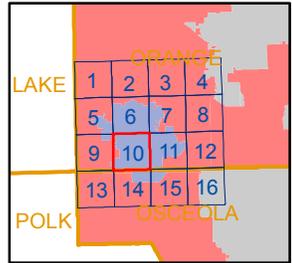
ORANGE COUNTY

**Black Lake parcel
was deannexed
from RCID**

See 25S27E, Northeast Quadrant -- page 14

- Duke Energy
- Section
- Limited Access
- Parcel
- County
- Water
- Highway
- City and Place Names
- Not Part of this Agreement
- Major Road
- Railroads

Quadrant: Southeast
Township: 24S
Range: 27E
County: ORANGE COUNTY, FL



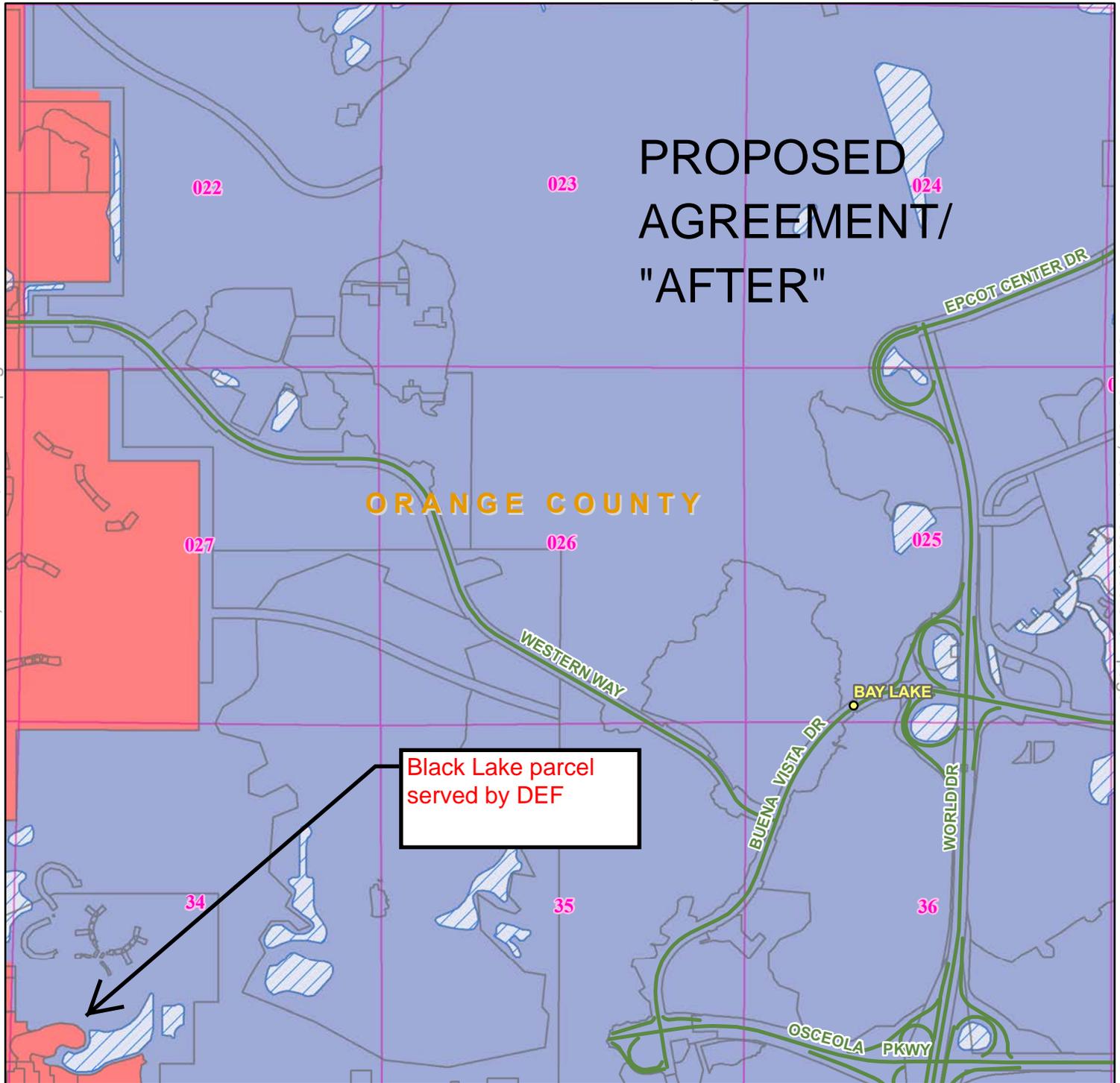
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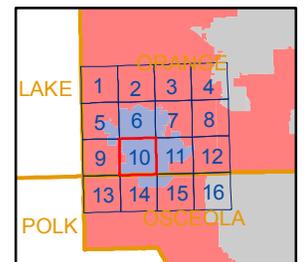
See 24S28E, Southwest Quadrant -- page 11



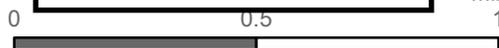
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Township: 24S
Range: 27E
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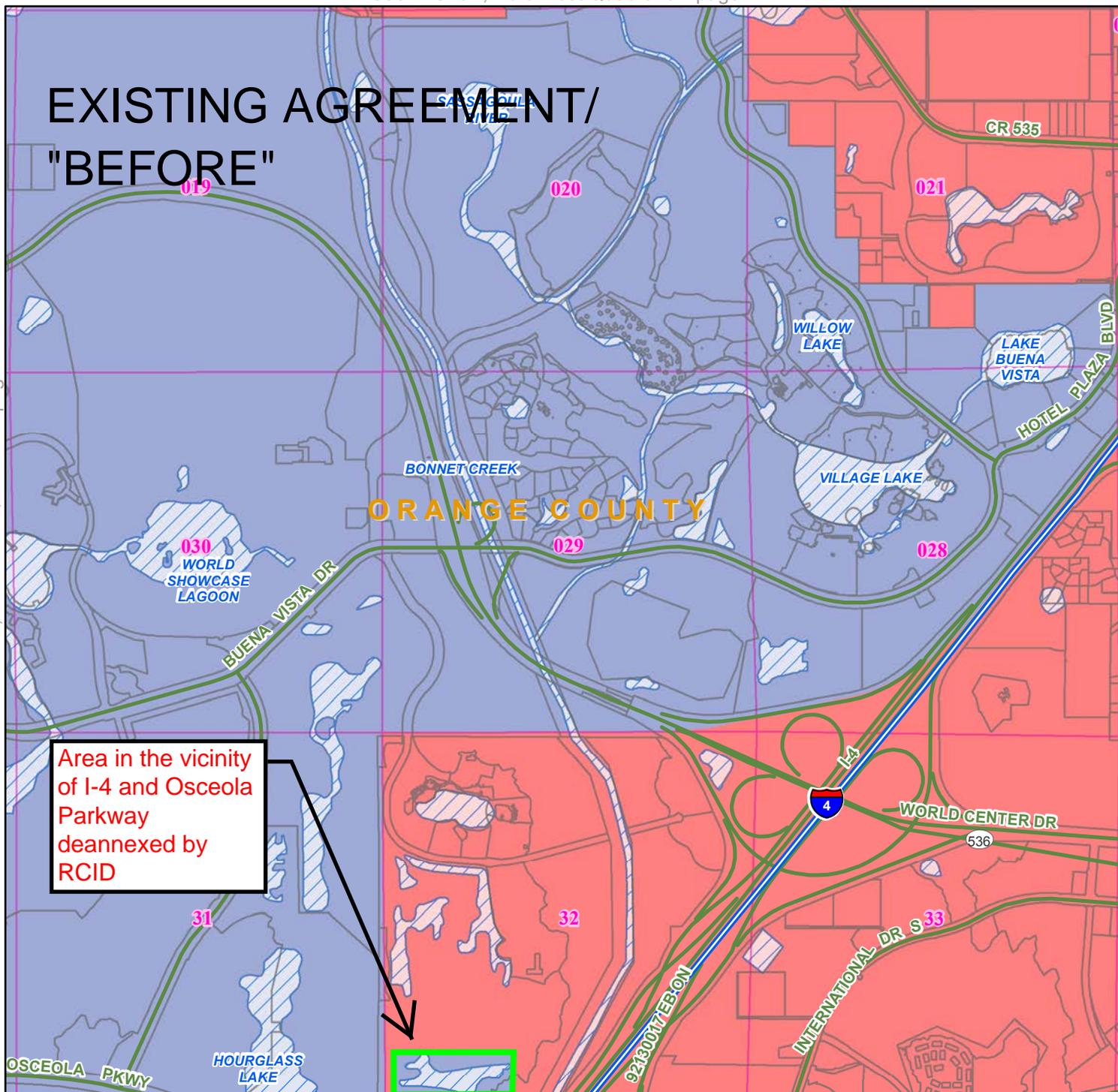
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See 24S28E, Northwest Quadrant -- page 7

See 24S27E, Southeast Quadrant -- page 10

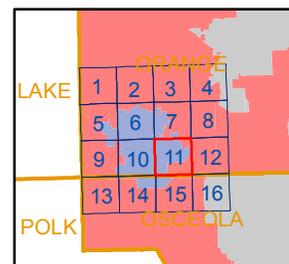
See 24S28E, Southeast Quadrant -- page 12



See 25S28E, Northwest Quadrant -- page 15

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Quadrant: Southwest
Township: 24S
Range: 28E
County: ORANGE COUNTY, FL



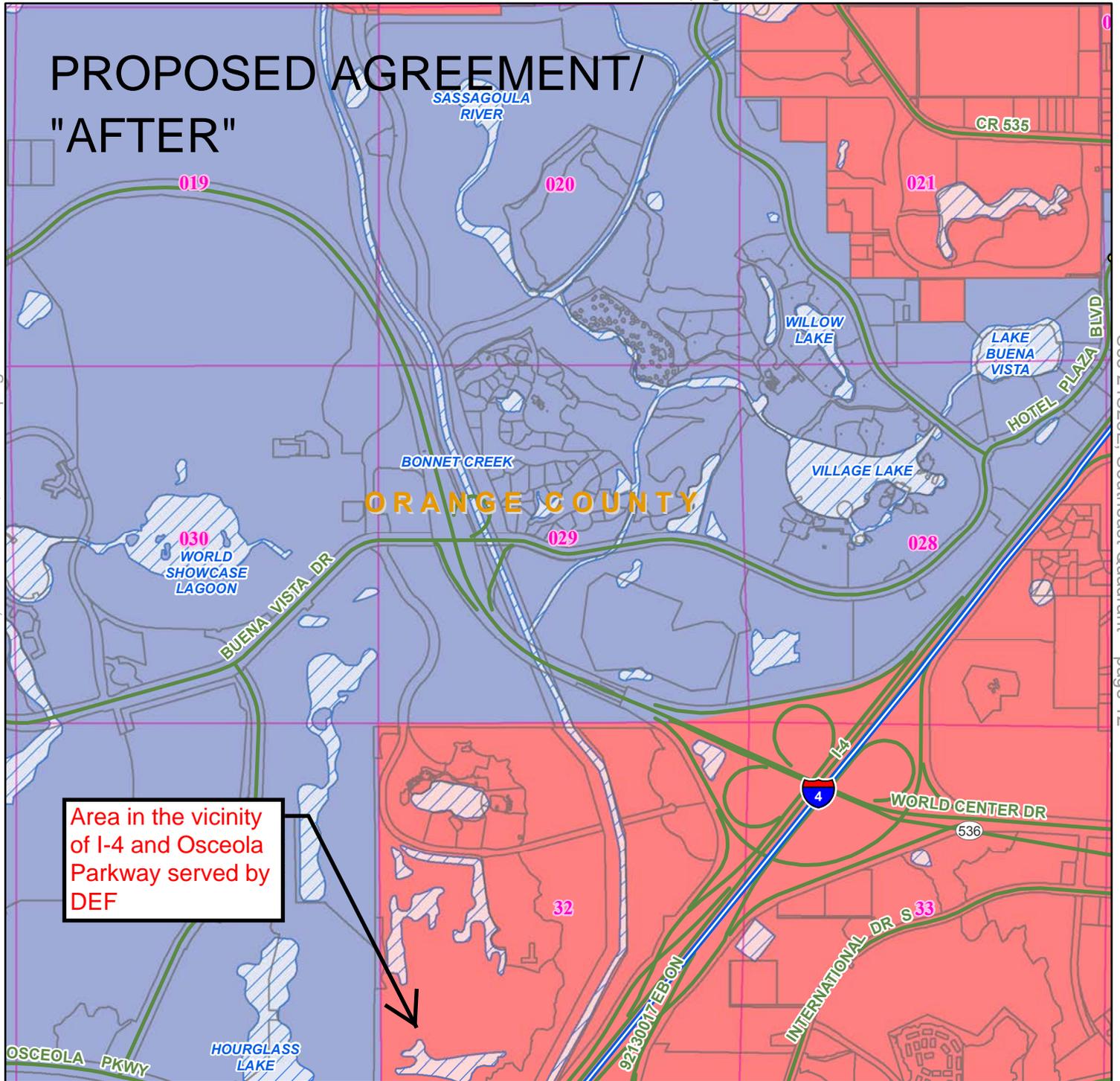
**DUKE ENERGY - REEDY CREEK IMPROVEMENT DISTRICT
TERRITORIAL AGREEMENT
ORANGE COUNTY, FL**



See 24S28E, Northwest Quadrant -- page 7

See 24S27E, Southeast Quadrant -- page 10

See 24S28E, Southeast Quadrant -- page 12

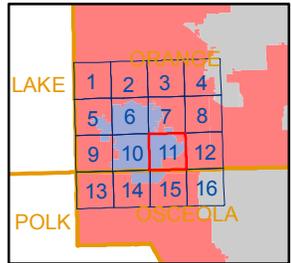


Area in the vicinity of I-4 and Osceola Parkway served by DEF

See 25S28E, Northwest Quadrant -- page 15

- Duke Energy
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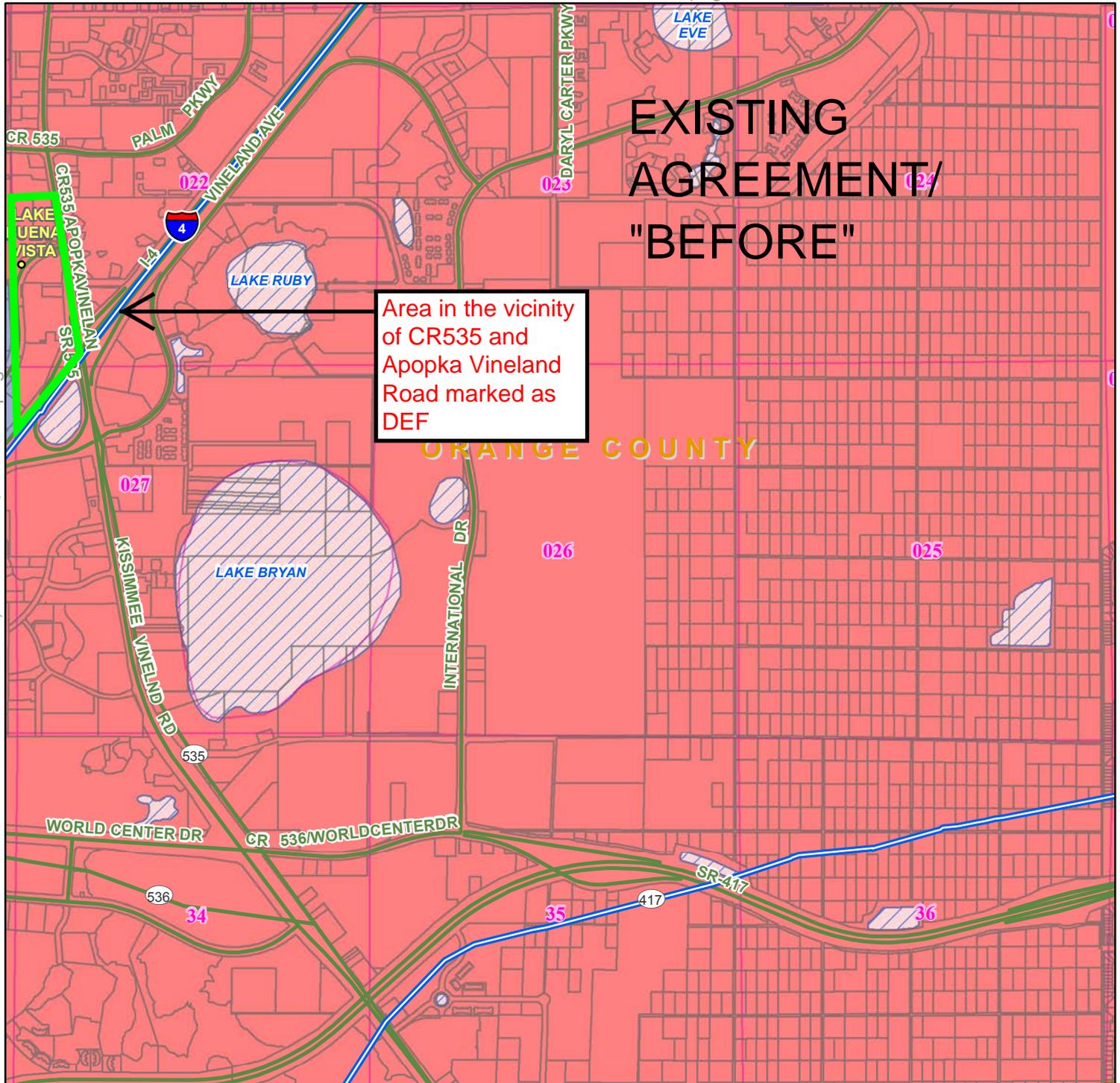
Quadrant: Southwest
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See 24S28E, Northeast Quadrant -- page 8

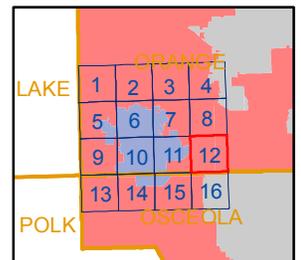
See 24S28E, Southwest Quadrant -- page 11



See 25S28E, Northeast Quadrant -- page 16

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Quadrant: Southeast
Township: 24S
Range: 28E
County: ORANGE COUNTY, FL

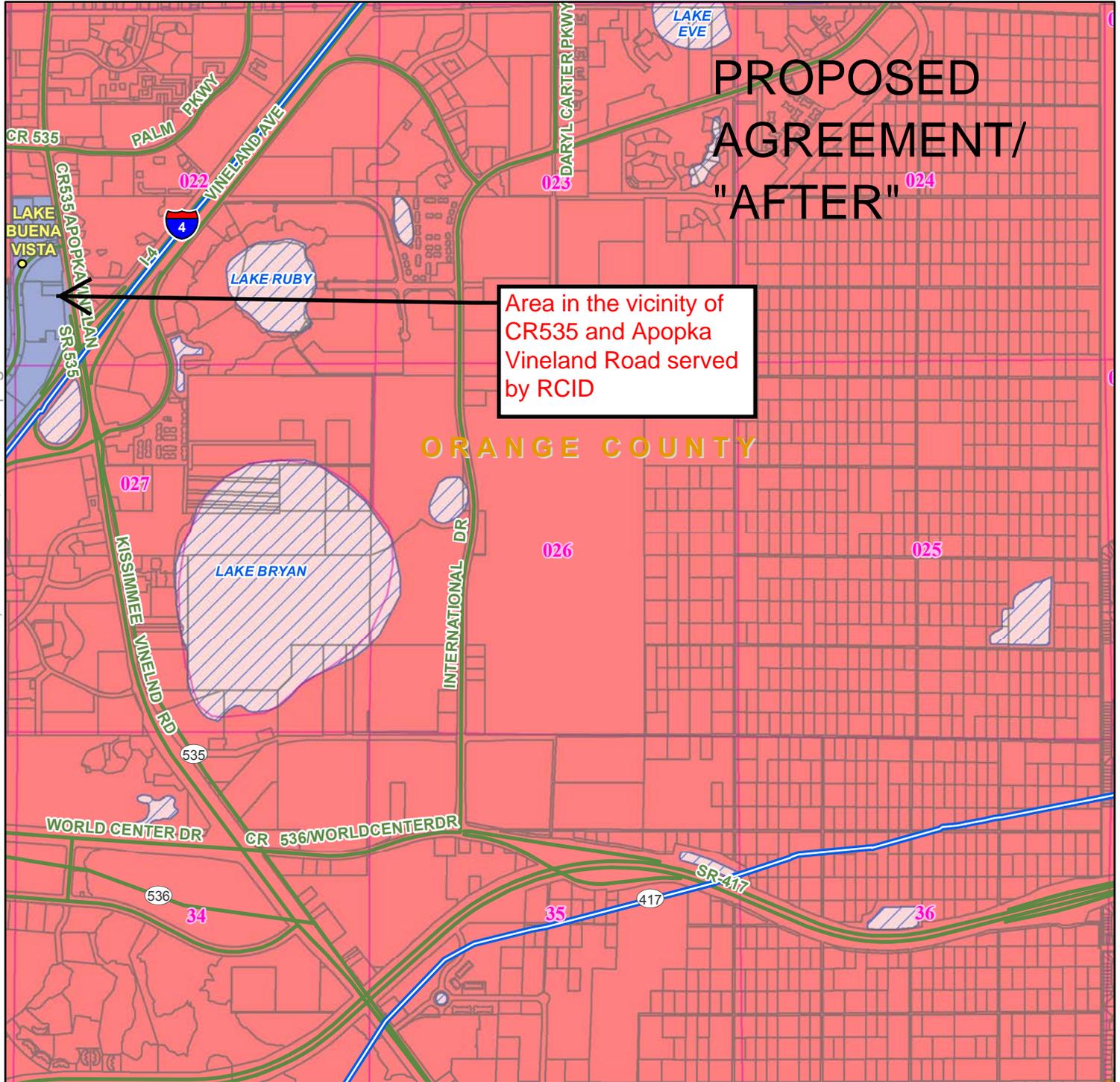


**DUKE ENERGY - REEDY CREEK IMPROVEMENT DISTRICT
TERRITORIAL AGREEMENT
ORANGE COUNTY, FL**



See 24S28E, Northeast Quadrant -- page 8

See 24S28E, Southwest Quadrant -- page 11



Area in the vicinity of
CR535 and Apopka
Vineland Road served
by RCID

See 25S28E, Northeast Quadrant -- page 16

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