

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for certificates to provide
water and wastewater service in Orange
County by RSPI MHC, LLC.

DOCKET NO. 20170249-WS
ORDER NO. PSC-2019-0047-PAA-WS
ISSUED: January 25, 2019

The following Commissioners participated in the disposition of this matter:

ART GRAHAM, Chairman
JULIE I. BROWN
DONALD J. POLMANN
GARY F. CLARK
ANDREW GILES FAY

NOTICE OF PROPOSED AGENCY ACTION
ORDER APPROVING INITIAL RATES AND CHARGES
AND
ORDER APPROVING WATER AND WASTEWATER
CERTIFICATES NOS. 673-W AND 574-S

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein approving initial rates and charges is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code (F.A.C.).

Background

RSPI MHC, LLC (RSPI or Utility) is located in Orange County, Florida. Based on its application, the Utility provides water and wastewater service to 519 residential mobile home customers. According to Florida Department of Environmental Protection (DEP) documents, the water and wastewater systems were built in 1973 to service the mobile home park and a convenience store. RSPI acquired the mobile home park, including the provision of water and wastewater treatment service in 2005. At that time, the convenience store referenced in a 1973 DEP construction permit document was no longer a customer of the Utility. Until 2016, RSPI included the cost of providing water and wastewater service to the residents of the mobile home park (MHP) in the rent. Therefore, pursuant to Section 367.022(5), Florida Statutes (F.S.), the Utility was exempt from this Commission's regulation.

On February 29, 2016, a resident of the MHP contacted this Commission via email regarding the regulatory status of RSPI.¹ The resident stated that RSPI had been installing individual meters to each residence since March 2015. She also stated that they had received a notice on January 2, 2016, informing them that new rent rates would go into effect on April 1, 2016, along with separate bills for water and wastewater service.

On May 20, 2016, Commission staff held a teleconference with RSPI to discuss the nature of the service being provided to the MHP residents, and the conditions that would exempt it from this Commission's regulation. After considering Commission staff's comments during the teleconference, together with its own business goals, RSPI concluded that it should file an application for original water and wastewater certificates. Commission staff worked with an engineering firm retained by the Utility to prepare financial records, maps, and territory descriptions that met the requirements of this Commission's rules. On November 20, 2017, RSPI filed its application for original water and wastewater certificates. Commission staff found its application to be deficient and issued a deficiency letter on December 20, 2017.² The Utility cured the deficiencies on September 7, 2018.

Pursuant to Section 367.031, F.S., this Commission shall grant or deny an application for a certificate of authorization within 90 days after the official filing date of the completed application. The application was deemed complete on September 7, 2018, which is considered the official filing date. RSPI has waived the 90-day statutory deadline through February 28, 2019.³ This Commission has jurisdiction pursuant to Sections 367.031 and 367.045, F.S.

Decision

Certificate Approval

On November 20, 2017, RSPI filed its application for original water and wastewater certificates in Orange County, Florida. Upon review, Commission staff determined the original filing was deficient and sent a deficiency letter on December 20, 2017. Commission staff also sent data requests to the Utility seeking additional information. RSPI corrected the deficiencies on September 7, 2018, which is considered the official filing date for the application. The Utility's application is in compliance with the governing statutes, Sections 367.031 and 367.045, F.S.

Notice

On September 7, 2018, RSPI filed proof of compliance with the noticing provisions set forth in Rule 25-30.030, F.A.C. No entity filed a protest during the protest period and the time for filing objections has expired.

¹Document No. 07364-2018, filed on December 3, 2018, in Docket No. 20170249-WS.

²Document No. 10776-2017, filed on December 20, 2017, in Docket No. 20170249-WS.

³Document No. 06689-2018, filed on October 22, 2018, in Docket No. 20170249-WS.

Land Ownership and Service Territory

RSPI provided adequate service territory and system maps and a territory description as required by Rule 25-30.034, F.A.C. The legal description of the service territory is appended to this Order as Attachment A. The application contains a copy of a special warranty deed that was executed on February 2, 2005, as evidence that the Utility owns the land upon which the water and wastewater treatment facilities are located pursuant to Rule 25-30.037(2)(s), F.A.C.

Financial and Technical Ability

Pursuant to Rule 25-30.034(1)(i), F.A.C., the Utility provided statements describing its financial ability to provide service. We reviewed the financial statements of RSPI and find that the current owner has documented adequate resources to support the Utility's water and wastewater operations.

Regarding technical ability, the Utility stated in its application that it has owned and operated the subject water and wastewater system since purchasing the community in 2005. RSPI also stated that it has a full-time utility director responsible for the operation and maintenance of the RSPI water and wastewater treatment systems as well as other facilities throughout the country. RSPI has no compliance issues on file with the DEP and is current with its monitoring requirements.

Conclusion

RSPI shall be granted Certificate Nos. 673-W and 574-S to serve the territory described in Attachment A, effective the date of our vote, January 8, 2019. The resultant order shall serve as RSPI's water and wastewater certificates and it shall be retained by the Utility.

Rates and Charges

The Utility provides water and wastewater service to approximately 519 customers within the Palm Isles and Rock Springs Mobile Home Communities. All of the Utility's customers are residential with the exception of a community club house. Additionally, the Utility indicated that all customers, including the club house have 3/4" meters. Currently the Utility bills its customers a combined rate for water and wastewater service which consists of a monthly base facility charge (BFC) of \$14.00 and inclining block rates of \$1.50 per 1,000 for 0-4,000 gallons, \$3.50 per 1,000 for 4,001-8,000, and \$6.50 per 1,000 for all gallons in excess of 8,000. Due to the combined nature of the utility's current rates, there is no residential wastewater cap.

It is this Commission's practice to establish separate rates for water and wastewater systems.⁴ The Utility allocated its existing rates between its water and wastewater systems to reflect the approximate costs to serve each system. This resulted in approximately 35 percent

⁴Order No. PSC-05-1116-PAA-WS, issued November 7, 2018, in Docket No. 050061-WS, *In re: Application for grandfather certificates to operate water and wastewater facility in Okeechobee County by Pine Ridge Management Corporation.*

allocated to the Utility's water system and 65 percent allocated to the Utility's wastewater system. We find this is reasonable because, typically, it is more costly to provide wastewater than water service. The Utility's current rates are shown in Table 1, as well as the Utility's proposed allocation between its water and wastewater systems.

Table 1
RSPI's Water and Wastewater Rates

	Current Rates	Proposed Rates	
	Water and Wastewater	Water	Wastewater
Base Facility Charge	\$14.00	\$5.00	\$9.00
Gallonage Charge			
0-4,000	\$1.50	\$0.50	\$1.00
4,001-8,000	\$3.50	\$2.50	\$1.00
All Over 8,000	\$6.50	\$5.50	\$1.00
Typical Residential 3/4" Meter Bill Comparison			
3,000 Gallons	\$18.50	\$6.50	\$12.00
5,000 Gallons	\$23.50	\$9.50	\$14.00

Based on the above, the monthly water and wastewater rates, on Schedule No. 1, are reasonable and shall be approved. The Utility shall file revised tariff sheets and a proposed customer notice to reflect this Commission-approved rates. The approved rates shall be effective for service rendered on or after the stamped approval date on the tariff sheets pursuant to Rule 25-30.475(1), F.A.C. The approved rates shall not be implemented until Commission staff has approved the proposed customer notice and the notice has been received by customers. The Utility shall provide proof of the date notice was given within 10 days of the date of the notice.

Miscellaneous Service Charges

RSPI does not currently have miscellaneous service charges in place. Section 367.091, F.S., authorizes this Commission to establish miscellaneous service charges. The Utility requested establishment of miscellaneous charges and Commission staff compiled the Utility's cost justification, as required by Section 367.091(6), F.S., through a series of data requests in order to calculate our approved miscellaneous service charges.

The calculations for our approved miscellaneous service charges are shown in Tables 2 through 5 and are rounded up to the nearest tenth. Our approved miscellaneous service charges are shown in Table 6. Furthermore, our approved miscellaneous service charges are applicable for the Utility's water and wastewater systems. If both water and wastewater services are provided, only a single charge is appropriate unless circumstances beyond the control of the Utility require multiple actions.

Initial Connection Charge

The initial connection charge is levied for service initiation for new customers. An RSPI representative makes one trip when performing the service for an initial connection. Based on labor and transportation to and from the service territory, we determine initial connection charges for RSPI's water and wastewater systems of \$11.50 for normal hours and \$14.00 for after hours. Our calculations are shown below in Table 2.

**Table 2
Initial Connection Charge Calculation**

Activity	Normal Hours Cost	Activity	After Hours Cost
Administrative Labor (\$15/hr x 1/4hr)	\$3.75	Administrative Labor (\$15/hr x 1/4hr)	\$3.75
Field Labor (\$15/hr x 1/3 hr)	\$5.00	Field Labor (\$22.50/hr x 1/3 hr)	\$7.50
Transportation (\$0.535/mile x 5 miles-to/from)	\$2.68	Transportation (\$0.535/mile x 5 miles-to/from)	\$2.68
Total	\$11.43	Total	\$13.93

Normal Reconnection Charge

A normal reconnection charge is levied for the reconnection of service subsequent to a customer requested disconnection. A normal reconnection requires two trips, which includes one to turn service off and the other to turn service on. Based on labor and transportation to and from the service territory, we determine normal reconnection charges of \$20.40 for normal hours and \$24.20 for after hours. Our calculations are shown in Table 3.

**Table 3
Normal Reconnection Charge Calculation**

Activity	Normal Hours Cost	Activity	After Hours Cost
Administrative Labor (\$15/hr x 1/4hr x 2)	\$7.50	Administrative Labor (\$15/hr x 1/4hr)	\$7.50
Field Labor (\$15/hr x 1/4 hr x 2)	\$7.50	Field Labor (\$22.50/hr x 1/4hr x 2)	\$11.25
Transportation (\$0.535/mile x 5 miles-to/from x 2)	\$5.36	Transportation (\$0.535/mile x 5 miles-to/from x 2)	\$5.36
Total	\$20.36	Total	\$24.11

Violation Reconnection Charge

The violation reconnection charge is levied prior to reconnection of an existing customer after discontinuance of service for cause. The service performed for violation reconnection requires two trips, which includes one trip to turn off service and a subsequent trip to turn on service once the violation has been remedied. Based on labor and transportation to and from the service territory, we determine violation reconnection charges for RSPI's water system of \$20.40 for normal hours and \$24.20 for after hours. However, for RSPI's wastewater system, this charge will be set at actual cost pursuant to Rule 25-30.460(1)(c), F.A.C., and will only be levied if service is discontinued for a wastewater only customer. Our calculations are shown in Table 4.

Table 4
Violation Reconnection Charge Calculation

Activity	Normal Hours Cost	Activity	After Hours Cost
Administrative Labor (\$15/hr x 1/4hr x 2)	\$7.50	Administrative Labor (\$15/hr x 1/4hr x 2)	\$7.50
Field Labor (\$15/hr x 1/4 hr x 2)	\$7.50	Field Labor (\$22.50/hr x 1/4 hr x 2)	\$11.25
Transportation (\$0.535/mile x 5 miles-to/from x 2)	\$5.36	Transportation (\$0.535/mile x 5 miles-to/from x 2)	\$5.36
Total	\$20.36	Total	\$24.11

Premises Visit Charge

The premises visit charge is levied when a service representative visits a premises at the customer's request for complaint resolution and the problem is found to be the customer's responsibility. In addition, the premises visit charge can be levied when a service representative visits a premises for the purpose of discontinuing service for nonpayment of a due and collectible bill, and does not discontinue service because the customer pays the service representative or otherwise makes satisfactory arrangements to pay the bill. A premises visit requires one trip.

Based on labor and transportation to and from the service territory, we determine a premises visit charge of \$11.50 for normal hours and \$14.00 for after hours. Our calculations are shown in Table 5.

Table 5
Premises Visit Charge Calculation

Activity	Normal Hours Cost	Activity	After Hours Cost
Administrative Labor (\$15/hr x 1/4hr)	\$3.75	Administrative Labor (\$15/hr x 1/4hr)	\$3.75
Field Labor (\$15/hr x 1/3 hr)	\$5.00	Field Labor (\$22.50/hr x 1/3 hr)	\$7.50
Transportation (\$0.535/mile x 5 miles-to/from)	\$2.68	Transportation (\$0.535/mile x 5 miles-to/from)	\$2.68
Total	\$11.43	Total	\$13.93

Table 6
Approved Miscellaneous Service Charges

	Commission Approved	
	Normal Hours	After Hours
Initial Connection Charge	\$11.50	\$14.00
Normal Reconnection Charge	\$20.40	\$24.20
Violation Reconnection Charge (Water Only)	\$20.40	\$24.20
Violation Reconnection Charge (Wastewater Only)	Actual Cost	
Premises Visit Charge	\$11.50	\$14.00

Conclusion

Based on the above, the miscellaneous service charges identified in Table 6 are reasonable and shall be approved. The Utility shall file revised tariff sheets and a proposed customer notice to reflect this Commission-approved miscellaneous service charges. The approved charges shall be effective for service rendered or connections made on or after the stamped approval date on the tariff sheets provided customers have received notice pursuant to Rule 25-30.475, F.A.C. The Utility shall provide proof of noticing within 10 days of rendering its approved notice.

Late Payment Charge

RSPI does not currently have a late payment charge in place. The Utility requested a late payment charge and this Commission compiled the Utility's cost justification, as required by Section 367.091(6), F.S., through a series of Commission staff data requests in order to calculate RSPI's late payment charge.

The goal of allowing late payment charges is two fold: first, it encourages customers to pay their bills on time, and second, if payments are not made on time, it ensures that the cost

associated with collecting late payments are not passed on to the customers who do pay on time.⁵ The Utility has a total of 519 customer accounts and approximately 4 percent of the customers do not pay by the due date each month. Because the Utility does not currently have an approved late payment charge, the Utility's only recourse is to discontinue service.

The Utility included \$3.75 for labor associated with processing late payments. The late payment notices are processed by an RSPI employee who is paid \$15 per hour. The billing employee spends approximately 5 hours per month processing an average of 20 delinquent accounts. This equates to approximately 15 minutes to process a single late payment notice. This Commission has found that 10 to 15 minutes is an appropriate amount of time for a billing employee to process a single late payment.⁶

This Commission has previously approved late payment charges ranging from \$4.90 to \$7.15.⁷ Based on the salary and time spent per notice, the labor cost of \$3.75 is reasonable. The Utility is also requesting recovery of \$0.20 for supplies and \$0.49 for postage. The Utility's cost justification for its requested late payment charge is shown on Table 7. We rounded the calculated late payment charge up to the nearest tenth. Therefore, the appropriate late payment charge for RSPI is \$4.50.

Table 7
Late Payment Charge Cost Justification

Activity	Cost
Labor	\$3.75
Supplies	0.20
Postage	0.49
Total Cost	<u>\$4.44</u>

Source: Utility's cost justification documentation

⁵Order No. PSC-01-0998-TRF-WU, issued April 23, 2001, in Docket No. 20010232-WU, *In re: Request for approval of tariff filing to add "set rate" late fee to water tariff, by Lake Yale Treatment Associates, Inc. in Lake County.*

⁶Order Nos. PSC-16-0041-TRF-WU, in Docket No. 20150215-WU, issued January 25, 2016, *In re: Request for approval of tariff amendment to include miscellaneous service charges for the Earlene and Ray Keen Subdivisions, the Ellison Park Subdivision and the Lake Region Paradise Island Subdivision in Polk County, by Keen Sales, Rentals and Utilities, Inc.*; PSC-15-0569-PAA-WS in Docket No. 20140239-WS, issued December 16, 2015, *In re: Application for staff-assisted rate case in Polk County by Orchid Springs Development Corporation.*; PSC-16-0523-TRF-WU, in Docket No. 20160023-WU, issued November 21, 2016, *In re: Application for transfer of majority organizational control of Sunny Shores Water Company, Inc., holder of Certificate No. 578- W in Manatee County, from Jack E. Mason to Jack E. Mason, II and Debbie A. Mason.*

⁷Order Nos. PSC-14-0105-TRF-WS, in Docket No. 20130288-WS, issued February 20, 2014, *In re: Request for approval of late payment charge in Brevard County by Aquarina Utilities, Inc.*; PSC-15-0535-PAA-WU, in Docket No. 20140217-WU, issued November 19, 2015, *In re: Application for staff-assisted rate case in Sumter County by Cedar Acres, Inc.*; PSC-15-0569-PAA-WS, in Docket No. 20140239-WS, issued December 16, 2015, *In re: Application for staff-assisted rate case in Polk County by Orchid Springs Development Corporation.*

Based on the above, the appropriate late payment charge for RSPI is \$4.50. The Utility shall file the revised tariff sheet and a proposed customer notice to reflect this Commission-approved charge. The approved charge shall be effective for services rendered on or after the stamped approval date on the tariff sheet provided customers have received notice pursuant to Rule 25-30.475(1), F.A.C. The Utility shall provide proof of noticing within 10 days of rendering the approved notice.

Non-Sufficient Funds Charges (NSF)

Section 367.091, F.S., authorizes this Commission to establish miscellaneous service charges. We find that RSPI shall be authorized to collect NSF charges consistent with Section 68.065, F.S., which allows for the assessment of charges for the collection of worthless checks, drafts, or orders of payment. As currently set forth in Section 68.065(2), F.S., the following NSF charges may be assessed:

- (1) \$25, if the face value does not exceed \$50,
- (2) \$30, if the face value exceeds \$50 but does not exceed \$300,
- (3) \$40, if the face value exceeds \$300,
- (4) or 5 percent of the face amount of the payment instrument, whichever is greater.

Approval of NSF charges is consistent with this Commission's prior decisions.⁸ Furthermore, NSF charges place the cost on the cost-causer, rather than requiring that the costs associated with the return of the NSF checks be spread across the general body of ratepayers. As such, RSPI shall be authorized to collect NSF charges. The Utility shall file revised tariff sheets and a proposed customer notice to reflect the Commission-approved NSF charges. The approved charges shall be effective for service rendered on or after the stamped approval date on the tariff sheets provided customers have received notice pursuant to Rule 25-30.475, F.A.C. The Utility shall provide proof of noticing within 10 days of rendering its approved notice.

Initial Customer Deposits

Rule 25-30.311, F.A.C., contains criteria for collecting, administering, and refunding customer deposits. Rule 25-30.311(1), F.A.C., requires that each company's tariff contain its specific criteria for determining the amount of initial deposits. RSPI currently does not have approved initial customer deposits for its water and wastewater systems. Customer deposits are designed to minimize the exposure of bad debt expense for the utility and, ultimately, the general body of ratepayers. In addition, collection of customer deposits is consistent with one of the fundamental principles of ratemaking—ensuring that the cost of providing service is recovered from the cost causer.

⁸Order Nos. PSC-14-0198-TRF-SU, issued May 2, 2014, in Docket No. 20140030-SU, *In re: Request for approval to amend Miscellaneous Service charges to include all NSF charges by Environmental Protection Systems of Pine Island, Inc.*; and PSC-13-0646-PAA-WU, issued December 5, 2013, in Docket No. 20130025-WU, *In re: Application for increase in water rates in Highlands County by Placid Lakes Utilities, Inc.*

Rule 25-30.311(7), F.A.C., authorizes utilities to collect new or additional deposits from existing customers not to exceed an amount equal to the average actual charge for water and/or wastewater service for two billing periods for the 12-month period immediately prior to the date of notice. The two billing periods reflect the lag time between the customer's usage and the utility's collection of the revenues associated with that usage. This Commission's practice has been to set initial customer deposits equal to two months bills based on the average consumption for a 12-month period for each class of customers.⁹ The Utility indicated that the average monthly residential usage is 5,000 gallons per customer. Therefore, the average residential monthly bill is approximately \$9.50 for water and \$14.00 wastewater service.

Based on the above, the appropriate initial customer deposits are \$19.00 for water and \$28.00 wastewater for the residential 3/4" meter size. The initial customer deposit for all other residential meter sizes and all general service meter sizes shall be two times the average estimated bill. The approved customer deposits shall be effective for connections made on or after the stamped approval date on the tariff sheets pursuant to Rule 25-30.475, F.A.C. The Utility shall be required to collect the approved initial customer deposits until authorized to change them by this Commission in a subsequent proceeding.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that RSPI MHC, LLC shall be granted Certificate Nos. 673-W and 574-S to serve the territory described in Attachment A, effective the date of this Commission's vote, January 8, 2019. The resultant order shall serve as RSPI's water and wastewater certificates and it shall be retained by the Utility. It is further

ORDERED that the monthly water and wastewater rates, on Schedule No. 1, are reasonable and shall be approved. The Utility shall file revised tariff sheets and a proposed customer notice to reflect this Commission-approved rates. The approved rates shall be effective for service rendered on or after the stamped approval date on the tariff sheets pursuant to Rule 25-30.475(1), F.A.C. The approved rates shall not be implemented until Commission staff has approved the proposed customer notice and the notice has been received by customers. The Utility shall provide proof of the date notice was given within 10 days of the date of the notice. It is further

ORDERED that the miscellaneous service charges identified in Table 6 are reasonable and shall be approved. The Utility shall file revised tariff sheets and a proposed customer notice to reflect this Commission-approved miscellaneous service charges. The approved charges shall be effective for service rendered or connections made on or after the stamped approval date on the tariff sheets provided customers have received notice pursuant to Rule 25-30.475, F.A.C. The Utility shall provide proof of noticing within 10 days of rendering its approved notice. It is further

⁹Order Nos. PSC-2017-0428-PAA-WS, issued November 7, 2017, in Docket No. 20160195-WS, *In re: Application for staff-assisted rate case in Lake County by Lakeside Waterworks, Inc.*; and PSC-17-0113-PAA-WS, issued March 28, 2017, in Docket No. 20130105-WS, *In re: Application for certificates to provide water and wastewater service in Hendry and Collier Counties, by Consolidated Services of Hendry & Collier, LLC.*

ORDERED that the appropriate late payment charge for RSPI is \$4.50. The Utility shall file revised tariff sheets and a proposed customer notice to reflect this Commission-approved charge. The approved charge shall be effective for services rendered on or after the stamped approval date on the tariff sheet provided customers have received notice pursuant to Rule 25-30.475(1), F.A.C. The Utility shall provide proof of noticing within 10 days of rendering the approved notice. It is further

ORDERED that RSPI shall be authorized to collect NSF charges. The Utility shall file revised tariff sheets and a proposed customer notice to reflect the Commission-approved NSF charges. The approved charges shall be effective for service rendered on or after the stamped approval date on the tariff sheets provided customers have received notice pursuant to Rule 25-30.475, F.A.C. The Utility shall provide proof of noticing within 10 days of rendering its approved notice. It is further

ORDERED that the appropriate initial customer deposits are \$19.00 for water and \$28.00 for wastewater for the residential 3/4" meter size. The initial customer deposit for all other residential meter sizes and all general service meter sizes shall be two times the average estimated bill. The approved customer deposits shall be effective for connections made on or after the stamped approval date on the tariff sheets pursuant to Rule 25-30.475, F.A.C. The Utility shall be required to collect the approved initial customer deposits until authorized to change them by this Commission in a subsequent proceeding.

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings" attached hereto. It is further

ORDERED that if no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, a consummating order shall be issued. The docket shall remain open for this Commission's verification that the revised tariff sheets and customer notice have been filed by the Utility and approved by this Commission. Once these actions are complete, this docket shall be closed administratively.

By ORDER of the Florida Public Service Commission this 25th day of January, 2019.



ADAM J. TEITZMAN
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399
(850) 413-6770
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

JEN

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

As identified in the body of this order, our action approving initial rates and charges is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Office of Commission Clerk, at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on February 15, 2019. If such a petition is filed, mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing. In the absence of such a petition, this order shall become effective and final upon the issuance of a Consummating Order.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

Any party adversely affected by the Commission's final action in this matter may request: (1) reconsideration of the decision by filing a motion for reconsideration with the Office of Commission Clerk, within fifteen (15) days of the issuance of this order in the form prescribed

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by Rule 25-22.060, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Office of Commission Clerk and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

RSPI MHC, LLC
Description of Water and Wastewater Service Territory

Orange County

A PORTION OF W. LESTER ROAD, A 60 FOOT PUBLIC RIGHT-OF-WAY, AND A PORTION OF SECTIONS 28 & 33, ALL IN TOWNSHIP 20 SOUTH, RANGE 28 EAST, ORANGE COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEAST CORNER OF SECTION 33, TOWNSHIP 20 SOUTH, RANGE 28 EAST, ORANGE COUNTY, FLORIDA; THENCE RUN SOUTH 87°56'33" WEST, ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 33, A DISTANCE OF 71.00 FEET; THENCE SOUTH 02°03'27" EAST A DISTANCE OF 30.00 FEET TO THE INTERSECTION OF THE WEST RIGHT-OF-WAY LINE OF STATE ROAD 435 AND THE SOUTH RIGHT-OF-WAY LINE OF W. LESTER ROAD FOR A POINT OF BEGINNING; THENCE SOUTH 87°56'33" WEST, ALONG SAID SOUTH RIGHT-OF-WAY LINE A DISTANCE OF 1,159.63 FEET; THENCE NORTH 01°41'41" WEST, A DISTANCE OF 632.79 FEET; THENCE NORTH 87°59'49" EAST, A DISTANCE OF 38.50 FEET; THENCE NORTH 01°41'41" WEST, A DISTANCE OF 208.00 FEET; THENCE SOUTH 87°59'49" WEST, A DISTANCE OF 208.00 FEET; THENCE SOUTH 01°41'41" EAST, DISTANCE OF 208.00 FEET; THENCE NORTH 87°59'49" EAST, A DISTANCE OF 93.61 FEET; THENCE SOUTH 01°53'16" EAST, A DISTANCE OF 632.85 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF W. LESTER ROAD; THENCE SOUTH 87°56'33" WEST, ALONG SAID SOUTH RIGHT-OF-WAY LINE, A DISTANCE OF 646.50 FEET; THENCE NORTH 02°02'14" WEST, A DISTANCE OF 1,360.66 FEET; THENCE SOUTH 88°01'08" WEST, A DISTANCE OF 651.82 FEET; THENCE SOUTH 02°07'29" EAST, A DISTANCE OF 1,361.53 FEET TO A POINT LYING ON THE SOUTH RIGHT-OF-WAY LINE OF W. LESTER ROAD; THENCE SOUTH 87°56'33" WEST, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 368.03 FEET; THENCE SOUTH 01°44'49" EAST A DISTANCE OF 1,327.67 FEET; THENCE NORTH 88°59'06" EAST, A DISTANCE OF 344.65 FEET; THENCE SOUTH 01°00'09" EAST A DISTANCE AT 1,336.00 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF WELCH ROAD; THENCE NORTH 90°00'00" EAST, ALONG SAID NORTH RIGHT-OF-WAY LINE A DISTANCE OF 30.00 FEET; THENCE NORTH 01°00'09" WEST A DISTANCE OF 630.00 FEET; THENCE NORTH 90°00'00" EAST A DISTANCE OF 793.62 FEET; THENCE SOUTH 01°00'09" EAST, A DISTANCE OF 460.00 FEET; THENCE NORTH 90°00'00" EAST A DISTANCE OF 594.00 FEET; THENCE SOUTH 01°00'09" EAST A DISTANCE OF 170.00 FEET TO SAID NORTH RIGHT-OF-WAY LINE OF WELCH ROAD; THENCE NORTH 90°00'00" EAST, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 863.93 FEET; THENCE NORTH 01°01'47" WEST A DISTANCE OF 630.00 FEET; THENCE SOUTH 90°00'00" WEST A DISTANCE OF 664.21 FEET; THENCE NORTH 01°01'39" WEST A DISTANCE OF 660.00 FEET; THENCE NORTH 90°00'00" EAST A DISTANCE OF 330.00 FEET; THENCE NORTH 01°01'39" WEST A DISTANCE OF 330.00 FEET; THENCE NORTH 90°00'00"

EAST A DISTANCE OF 610.00 FEET TO SAID WEST RIGHT-OF-WAY LINE OF STATE ROAD 435; THENCE NORTH 01°01'39" WEST, ALONG SAID WEST RIGHT-OF-WAY LINE, A DISTANCE OF 70.56 FEET; THENCE SOUTH 90°00'00" WEST A DISTANCE OF 150.00 FEET; THENCE NORTH 01°01'39" WEST A DISTANCE OF 150.00 FEET; THENCE NORTH 90°00'00" EAST A DISTANCE OF 150.00 FEET TO SAID WEST RIGHT-OF-WAY LINE OF STATE ROAD 435; THENCE NORTH 01°01'39" WEST, ALONG SAID WEST RIGHT-OF-WAY LINE A DISTANCE OF 752.30 FEET TO A POINT OF CURVATURE ON A CURVE CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 31,202.24 FEET, A CHORD BEARING OF NORTH 01°09'38" WEST, A CHORD DISTANCE OF 144.92 FEET. RUN THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 00°15'58", A DISTANCE OF 144.92 FEET; THENCE SOUTH 88°42'23" WEST A DISTANCE OF 20.00 FEET TO A NON-TANGENT POINT ON A CURVE CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 31,182.24 FEET, A CHORD BEARING OF NORTH 01°18'56" WEST, A CHORD DISTANCE OF 23.90 FEET, RUN THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 00°02'38", A DISTANCE OF 23.90 FEET TO THE POINT OF BEGINNING.

FLORIDA PUBLIC SERVICE COMMISSION

authorizes

**RSPI MHC, LLC
pursuant to
Certificate Number 673 -W**

to provide water service in Orange County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rule, regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
*	*	20170249-WS	Original Certificate

* Order Number and date to be provided at time of issuance.

FLORIDA PUBLIC SERVICE COMMISSION

authorizes

**RSPI MHC, LLC
pursuant to
Certificate Number 574 -S**

to provide wastewater service in Orange County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rule, regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
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RSPI MHC, LLC
Monthly Water and Wastewater Rates

Water Service

Residential and General Service

Base Facility Charge – All Meter Sizes \$5.00

Charge Per 1,000 gallons

0-4,000 gallons \$0.50

4,001-8,000 gallons \$2.50

Over 8,000 gallons \$5.50

Wastewater Service

Residential and General Service

Base Facility Charge - All Meter Sizes \$9.00

Charge Per 1,000 gallons

No Cap \$1.00