

**FLORIDA PUBLIC SERVICE COMMISSION**

**Item 4**

**VOTE SHEET**

**September 12, 2023**

FILED 9/12/2023  
DOCUMENT NO. 05177-2023  
FPSC - COMMISSION CLERK

**Docket No. 20220201-WS** – Request by Florida Community Water Systems, Inc. for a revenue-neutral rate restructuring in Brevard, Lake, and Sumter Counties.

**Issue 1:** Should the Commission approve the refunds proposed by Florida Community Water Systems, Inc. to address overearnings?

**Recommendation:** Yes. FCWS should make the refunds outlined below. Pursuant to Rule 25-30.360, F.A.C., the refund should be made within 90 days of the Commission’s order. During the processing of the refund, monthly reports on the status of the refund should be made by the 20th of the following month. In addition, a preliminary report should be made within 30 days after the date the refund is completed and again 90 days thereafter. A final report should be made after all administrative aspects of the refund are completed.

Former System Name	2021		2022	
	\$ Amt	%	\$ Amt	%
Black Bear Water System	N/A	N/A	\$ 4,720	3.08%
Brevard Water System	N/A	N/A	\$ 4,078	2.62%
Lakeside Water System				
Water	N/A	N/A	\$ 8,456	9.79%
Wastewater	\$ 7,403	8.43%	\$ 5,564	6.30%
Harbor Water System	\$ 44,012	9.50%	\$ 23,041	4.92%


**APPROVED**

**COMMISSIONERS ASSIGNED:**      All Commissioners


**COMMISSIONERS’ SIGNATURES**

**MAJORITY**

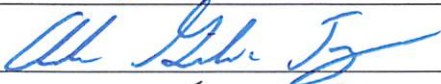
**DISSENTING**



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**REMARKS/DISSENTING COMMENTS:**

**Docket No. 20220201-WS** – Request by Florida Community Water Systems, Inc. for a revenue-neutral rate restructuring in Brevard, Lake, and Sumter Counties.

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**Issue 2:** Should Florida Community Water System's request for a revenue-neutral rate restructuring limited proceeding for uniform rates be approved?

**Recommendation:** Yes. The Commission should approve FCWS's request for a revenue-neutral rate restructuring limited proceeding for uniform rates.

**APPROVED**

**Issue 3:** What is the appropriate revenue requirement for restructuring the rates?

**Recommendation:** The appropriate revenue requirement for restructuring the rates is \$1,216,076 for water and \$248,255 for wastewater.

**APPROVED**

**Issue 4:** What are the appropriate rate structures and rates for the water and wastewater systems?

**Recommendation:** The staff recommended rate structures and rates for the water and wastewater systems are shown on Schedule Nos. 1-A and 1-B of staff's memorandum dated August 29, 2023. The utility should file revised tariff sheets and a proposed customer notice to reflect the Commission-approved rates. The approved rates should 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. In addition, the approved rates should not be implemented until staff has approved the proposed customer notices and the notices have been received by the customers. The utility should provide proof of the date notices were given within 10 days of the date of the notice.

**APPROVED**

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**Issue 5:** What is the appropriate amount of rate case expense and what is the appropriate amount by which rates should be reduced four years after the published effective date to reflect the removal of the amortized rate case expense?

**Recommendation:** The appropriate amount of rate case expense is \$19,868. The total rate case expense should be amortized over four years, resulting in an annual expense of \$4,967. The rates should be reduced as shown on Schedule Nos. 1-A and 1-B of staff's memorandum dated August 29, 2023, to remove rate case expense grossed-up for RAFs and amortized over a four-year period. In addition, for prior unamortized rate case expense, the rates should be reduced as shown on Schedule No. 2 of staff's memorandum dated August 29, 2023. Pursuant to Section 367.081(8), F.S., the decrease in rates should become effective immediately following the expiration of the rate case expense recovery period. FCWS should be required to file revised tariffs and a proposed customer notice setting forth the lower rates and the reason for the reduction no later than one month prior to the actual date of the required rate reduction. If the utility files this reduction in conjunction with a price index or pass-through rate adjustment, the utility should file separate data for the price index and/or pass-through increase or decrease and the reduction in the rates due to the amortized rate case expense.

**APPROVED**

**Issue 6:** Should this docket be closed?

**Recommendation:** No. If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the Proposed Agency Action Order, a consummating order should be issued. This docket should remain open to allow staff to verify completion of the refund discussed in Issue 1. Furthermore, the docket should remain open for staff's verification that the revised tariff sheets and customer notices have been filed by the utility and approved by staff. Upon staff's approval of the tariff sheets and customer notices, along with staff's completion of the refund discussed in Issue 1, this docket should be closed administratively if no adjustments are necessary.

**APPROVED**