

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

**ORIGINAL  
FILE COPY**

IN RE: Petition for Rate Increase)  
in Martin County by SAILFISH POINT)  
UTILITY CORPORATION )

Docket No.: 900816-WS  
Submitted for  
filing: December 28, 1990

PETITION FOR INTERIM AND PERMANENT RATE INCREASE

SAILFISH POINT UTILITY CORPORATION, 6292 Southeast Marina Way, Stuart, Florida 34996 ("Petitioner"), files this its Petition for authority to increase its water and sewer rates for service in Martin County, Florida, and states:

1. Petitioner operates as a water and sewer utility under the Commission's jurisdiction in Martin County, Florida.

2. (a) SAILFISH POINT UTILITY CORPORATION is the exact name of the Petitioner, and the address of its principal place of business is 6292 Southeast Marina Way, Stuart, Florida 34996. Petitioner is a corporation incorporated in the State of Delaware on June 5, 1979.

(b) SAILFISH POINT, INC. owns all of the stock of Petitioner.

(c) The person authorized to receive notices and communications in respect to this Petition is:

Ben E. Girtman  
1020 East Lafayette Street  
Suite 207  
Tallahassee, FL 32301  
904/656-3232  
FL BAR NO.: 186039

3. This Petition is filed pursuant to Chapter 367 and, in particular, Subsections 367.081(2), 367.081(3) and 367.082, Florida

Statutes. The utility does not request use of the proposed agency action procedure provided in Subsection 367.081(8), Florida Statutes, as amended by Section 3 of Chapter 90-166, Laws of Florida (1990).

4. On March 19, 1980, Certificates 330-W and 227-S were granted by Public Service Commission Order No. 9289, Docket No. 790904-W and 790905-S. Martin County subsequently reacquired jurisdiction over this utility in 1980, but then transferred jurisdiction back to the Public Service Commission, which was recognized by Order No. 9684 in Docket No. 5818-WS (MC) issued on December 1, 1980. By Order No. 11673 in Docket No. 810277-WS, the Commission granted Certificates 394-W and 335-S on March 4, 1983. Rates were set at the level previously approved by the PSC in 1980, prior to losing jurisdiction to Martin County. See also Amendatory Order No. 11673-A. With the exception of a price index adjustment approved by Order No. 12963 in Docket No. 830586-WS issued February 8, 1984, and the price index and pass-through adjustments discussed below, Petitioner's rates are as set in Docket No. 801277-WS.

5. On December 18, 1989, this utility sought interim and permanent rate increases in Docket No. 891114-WS. By Order No. 22609 the Commission initially granted the interim increase, but by its Order No. 23123 the Commission dismissed the rate case and required a refund of all interim rates thus far collected. The refund was completed in accordance with the Commission's order.

6. On July 27, 1990, the utility filed with the Commission its 1990 Price Index and Pass-Through Petition pursuant to

Subsections 367.081(4)(a) and (b), Florida Statutes, and Rules 25-30.420 and 25-30.425, F.A.C., for services rendered on or after September 25, 1990. These index and pass-through adjustments have been placed in effect. However, these rate adjustments have not been sufficient to enable the utility to earn a fair and reasonable rate of return.

7. In support of and accompanying this Petition are the following documents containing the minimum filing requirements for a Class C water and sewer utility:

Volume I - Docket No. 900816-WS, Application of Sailfish Point Utility Corporation for Increased Rates in Martin County containing Financial, Rate and Engineering Minimum Filing Requirements for the periods ending June, 1990, 1991 and 1992;

Volume II - Docket No. 900816-WS, Application of Sailfish Point Utility Corporation for Increased Rates in Martin County containing Schedules E-6 Billing Analysis Schedules;

Volume III - Docket No. 900816-WS, Application of Sailfish Point Utility Corporation for Increased Rates in Martin County containing Additional Engineering Information;

Volume IV - Docket No. 900816-WS, Application of Sailfish Point Utility Corporation for Increased Rates in Martin County containing Testimony of Frank Seidman and William D. Reese.

8. Generally, the necessity for a rate increase arises from the fact that as adjusted for the test year ending June 30, 1992 the Petitioner will have a net loss in its water operations of (\$122,270) and a net loss in its sewer operations of (\$137,715). Petitioner proposes in this proceeding to increase its water operating revenues by \$371,755 and its sewer operating revenues by \$361,910. These increases are sufficient to produce a 9.87% rate of return on its rate base.

9. Petitioner will show in this proceeding that a fair and reasonable rate of return on its rate base is 9.87%. For the test year, the total rate base for the water system is \$1,609,063 and for the sewer system is \$1,422,664.

10. By this Petition, Petitioner seeks the approval of interim rates as provided by Section 367.082, Florida Statutes. The Commission has not previously considered Petitioner's rate of return on equity. However, the Commission is not prohibited from authorizing interim rates for a utility which does not have an authorized rate of return established by the Commission. Section 367.082(6), Florida Statutes. For the average invested rate base at June 30, 1990, Petitioner achieved a negative rate of return of (7.34%) for water and negative (10.89%) for sewer. For the purposes of interim rate determination, the Petitioner is seeking an increase in revenue sufficient to break even; i.e., sufficient only to recover operating deductions without providing any return on rate base. The revenue increase requested on an interim basis is \$96,807 for water and \$77,678 for sewer, as shown in Section G of Volume I accompanying this Petition.

11. Filed with this Petition as composite Attachment "C" are the following proposed interim tariff sheets: For water, Fifth Revised Sheet 17.0, Fifth Revised Sheet 18.0, and Fourth Revised Sheet 19.0; For wastewater, Fifth Revised Sheet 16.0, Fifth Revised Sheet 17.0, and Fourth Revised Sheet 18.0.

12. Petitioner is aware that the rate increase requested will have a significant impact on its customers. In order to mitigate

that impact, for interim rates the Petitioner has requested that it be allowed to implement breakeven rates rather than the full rate of return to which it is entitled, 9.80% on its historic rate base.

WHEREFORE, Petitioner requests as follows:

1. That the Commission take jurisdiction over this Petition.
2. That the Commission allow Petitioner to place into effect, on an interim basis, the rates shown on Attachment "B" which would produce additional operating revenues for its water operation in the amount of \$96,807 and for its sewer operation in the amount of \$77,678.
3. That the Commission allow Petitioner to place into effect, on a permanent basis, the rates shown on Attachment "A" which would produce operating revenues over its interim revenues in in the additional amount of \$274,948 for its water operation and \$284,232 for its sewer operation.
4. That the Commission find that a fair and reasonable rate of return on Petitioner's rate base of \$3,031.727 is 9.87%, based on the test year ending June 30, 1992.
5. That the Commission grant such other relief as may be appropriate.

Respectfully submitted this 28<sup>th</sup> day of December, 1990.



---

Ben E. Girtman  
FL BAR NO.: 186039  
1020 East Lafayette Street  
Suite 207  
Tallahassee, FL 32301  
(904) 656-3232

Attorney for Petitioner  
Sailfish Point Utility Corporation

**SAILFISH POINT UTILITY CORPORATION  
DOCKET NO. 900816-WS  
PETITION FOR RATE INCREASE**

**ATTACHMENT A**

**PROPOSED PERMANENT RATES**

Rate Schedule

Florida Public Service Commission

Company: Sailfish Point Utility Corporation  
 Docket No.: 900816-M6  
 Test Year Ended: June, 1992  
 Water [X] or Sewer [X]

Schedule: E-1  
 Page 1 of 1  
 Preparer: Seidman, F.

Explanation: Provide a schedule of present and proposed rates. State residential sewer cap, if one exists.

(1) Class/Meter Size	(2) Present Rates	(3) Full Return Rates
	BFC (per Month)	BFC (per Month)
<b>Water Service</b>		
-----		
<b>Residential and General Service</b>		
5/8" x 3/4"	\$ 12.46	\$ 21.33
1"	31.21	53.33
1-1/2"	62.34	106.66
2"	99.75	170.66
3"	199.50	341.32
4"	311.71	533.32
6"	623.43	1,067.37
Gallage Charge per MG	2.22	10.19
<b>Sewer Service</b>		
-----		
<b>Residential</b>		
All Meter sizes	15.24	40.08
Gallage Charge per MG (10 MG Max)	1.65	9.18
<b>General Service</b>		
5/8" x 3/4"	15.24	40.08
1"	38.10	100.19
1-1/2"	76.21	200.38
2"	121.92	320.60
3"	243.84	641.21
4"	381.03	1,001.89
6"	762.07	2,003.96
Gallage Charge per MG	1.65	11.01



**SAILFISH POINT UTILITY CORPORATION  
DOCKET NO. 900816-WS  
PETITION FOR RATE INCREASE**

**ATTACHMENT B**

**PROPOSED INTERIM RATES**

Rate Schedule - Interim Rates

Florida Public Service Commission

Company: Sailfish Point Utility Corporation  
 Docket No.: 900816-US  
 Test Year Ended: June, 1992  
 Water (X) or Sewer (X)

Schedule: G-8  
 Page 1\_of 1\_  
 Preparer: Seidman, F.

Explanation: Provide a schedule of present and proposed rates. State residential sewer cap, if one exists.

(1) Class/Meter Size	(2) Present Rates	(3) Interim Rates
	BFC (per Month)	BFC (per Month)
<b>Water Service</b>		
-----		
<b>Residential and General Service</b>		
5/8" x 3/4"	\$ 12.46	\$ 20.37
1"	31.21	51.01
1-1/2"	62.34	101.89
2"	99.75	163.04
3"	199.50	326.07
4"	311.71	509.47
6"	623.43	1,018.96
Gallage Charge per MG	2.22	3.63
<b>Sewer Service</b>		
-----		
<b>Residential</b>		
All Meter sizes	15.24	27.97
Gallage Charge per MG (10 MG Max)	1.65	3.03
<b>General Service</b>		
5/8" x 3/4"	15.24	27.97
1"	38.10	69.92
1-1/2"	76.21	139.87
2"	121.92	223.76
3"	243.84	447.51
4"	381.03	699.30
6"	762.07	1,398.61
Gallage Charge per MG	1.65	3.03

**SAILFISH POINT UTILITY CORPORATION  
DOCKET NO. 900816-WS  
PETITION FOR RATE INCREASE**

**ATTACHMENT C**

**PROPOSED INTERIM TARIFF SHEETS**

**Water Fifth Revised Sheet No. 17.0  
Water Fifth Revised Sheet No. 18.0  
Water Fourth Revised Sheet No. 19.0  
Wastewater Fifth Revised Sheet No. 16.0  
Wastewater Fifth Revised Sheet No. 17.0  
Wastewater Fourth Revised Sheet No. 18.0**

NAME OF COMPANY: SAILFISH POINT UTILITY CORPORATION

WATER TARIFF

GENERAL SERVICE

RATE SCHEDULE GS

AVAILABILITY - Available throughout the area served by the Company.

APPLICABILITY - For water service to all customers for which no other schedule applies.

LIMITATIONS - Subject to all of the rules and regulations of this tariff and general rules and regulations of the Commission.

BILLING PERIOD - Per Month

RATE - Per Month

Base Facilities Charge	3/4"	\$	20.37
	1"		51.01
	1-1/2"		101.89
	2"		163.04
	3"		326.07
	4"		509.47
	6"		1018.96

Per 1,000 gallons of water used \$ 3.63

BASE FACILITY - Based on Meter Size

TERMS OF PAYMENT - Bills are due and payable when rendered and become delinquent if not paid within twenty (20) days. After five (5) days written notice, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING - Interim Increase

W. H. WEBER

ISSUING OFFICER

EXECUTIVE V.P.

TITLE

FIFTH REVISED SHEET NO. 18.0  
CANCELLING FOURTH REVISED SHEET NO. 18.0

NAME OF COMPANY: SAILFISH POINT UTILITY CORPORATION

WATER TARIFF

RESIDENTIAL SERVICE

RATE SCHEDULE RS

- AVAILABILITY - Available throughout the area served by the Company.
- APPLICABILITY - For water service for all purposes in private residences and individually metered apartment units.
- LIMITATIONS - Subject to all of the Rules and Regulations of this Tariff and General Rules and Regulations of the Commission.
- BILLING PERIOD - Per Month

RATE - Per Month

Base Facilities Charge	3/4"	\$	20.37
	1"		51.01
	1-1/2"		101.89
	2"		163.04
	3"		326.07
	4"		509.47
	6"		1018.96
Per 1,000 gallons of water used		\$	3.63

BASE FACILITY - Based on Meter Size

TERMS OF PAYMENT - Bills are due and payable when rendered and become delinquent if not paid within twenty (20) days. After five (5) days written notice, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING - Interim Increase

W. H. WEBER

ISSUING OFFICER

EXECUTIVE V.P.

TITLE

FOURTH REVISED SHEET NO. 19.0  
CANCELLING THIRD REVISED SHEET NO. 19.0

NAME OF COMPANY: SAILFISH POINT UTILITY CORPORATION

WATER TARIFF

MULTI-RESIDENTIAL SERVICE

RATE SCHEDULE MS

- AVAILABILITY - Available throughout the area served by the Company.
- APPLICABILITY - For water service to all master-metered residential customers including, but not limited to, Condominiums, Apartments, and Mobile Home Parks.
- LIMITATIONS - Subject to all of the Rules and Regulations of this Tariff and General Rules and Regulations of the Commission.

BILLING PERIOD - Per Month

RATE - Per Month

Base Facilities Charge	3/4"	\$	20.37
	1"		51.01
	1-1/2"		101.89
	2"		163.04
	3"		326.07
	4"		509.47
	6"		1018.96

Per 1,000 gallons of water used \$ 3.63

BASE FACILITY - Based on Meter Size

TERMS OF PAYMENT - Bills are due and payable when rendered and become delinquent if not paid within twenty (20) days. After five (5) days written notice, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING - Interim Increase

W. H. WEBER

---

ISSUING OFFICER

EXECUTIVE V.P.

---

TITLE

FIFTH REVISED SHEET NO. 16.0  
CANCELLING FOURTH REVISED SHEET NO. 16.0

NAME OF COMPANY: SAILFISH POINT UTILITY CORPORATION

WASTEWATER TARIFF

GENERAL SERVICE

RATE SCHEDULE GS

- AVAILABILITY - Available throughout the area served by the Company.
- APPLICABILITY - For wastewater service to all customers for which no other schedule applies.
- LIMITATIONS - Subject to all of the rules and regulations of this tariff and general rules and regulations of the Commission.
- BILLING PERIOD - Per Month

RATE - Per Month

Base Facilities Charge	3/4"	\$	27.97
	1"		69.92
	1-1/2"		139.87
	2"		223.76
	3"		447.51
	4"		699.30
	6"		1398.61

Per 1,000 gallons of water used \$ 3.03

BASE FACILITY - Based on Meter Size

TERMS OF PAYMENT - Bills are due and payable when rendered and become delinquent if not paid within twenty (20) days. After five (5) days written notice, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING - Interim Increase

W. H. WEBER

ISSUING OFFICER

EXECUTIVE V.P.

TITLE

NAME OF COMPANY: SAILFISH POINT UTILITY CORPORATION

WASTEWATER TARIFF

RESIDENTIAL SERVICE

RATE SCHEDULE AS

- AVAILABILITY - Available throughout the area served by the Company.
- APPLICABILITY - For wastewater service for all purposes in private residences and individually metered apartment units.
- LIMITATIONS - Subject to all of the Rules and Regulations of this Tariff and General Rules and Regulations of the Commission.

BILLING PERIOD - Per Month

RATE - Per Month

Base Facilities Charge

All Meter Sizes \$ 27.97

Per 1,000 gallons of water used  
Maximum

\$ 3.03  
10,000 gallons

BASE FACILITY - Based on Meter Size

TERMS OF PAYMENT - Bills are due and payable when rendered and become delinquent if not paid within twenty (20) days. After five (5) days written notice, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING - Interim Increase

W. H. WEBER

\_\_\_\_\_  
ISSUING OFFICER

EXECUTIVE V.P.

\_\_\_\_\_  
TITLE



FOURTH REVISED SHEET NO. 18.0  
CANCELLING THIRD REVISED SHEET NO. 18.0

NAME OF COMPANY: SAILFISH POINT UTILITY CORPORATION

WASTEWATER TARIFF

MULTI-RESIDENTIAL SERVICE

RATE SCHEDULE MS

- AVAILABILITY - Available throughout the area served by the Company.
- APPLICABILITY - For wastewater service to all master-metered residential customers including, but not limited to, Condominiums, Apartments, and Mobile Home Parks.
- LIMITATIONS - Subject to all of the Rules and Regulations of this Tariff and General Rules and Regulations of the Commission.
- BILLING PERIOD - Per Month

RATE - Per Month

Base Facilities Charge	3/4"	\$	27.97
	1"		69.92
	1-1/2"		139.87
	2"		223.76
	3"		447.51
	4"		699.30
	6"		1396.61

Per 1,000 gallons of water used \$ 3.03

BASE FACILITY - Based on Meter Size

TERMS OF PAYMENT - Bills are due and payable when rendered and become delinquent if not paid within twenty (20) days. After five (5) days written notice, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING - Interim Increase

W. H. WEBER

\_\_\_\_\_  
ISSUING OFFICER

EXECUTIVE V.P.

\_\_\_\_\_  
TITLE

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of SAILFISH )  
POINT UTILITY CORPORATION for an )  
increase in Water and Sewer Rates )  
in Martin County, Florida )

Docket No. 900816-WS

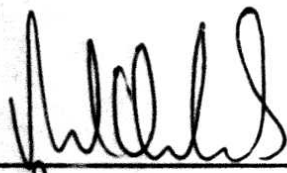
AFFIDAVIT

STATE OF FLORIDA

COUNTY OF MARTIN

COMES NOW Affiant, Richard A. Smith, an officer of  
Sailfish Point Utility Corporation, and hereby affirms that the Utility  
will comply with the notice requirements of Rule 25-22.0406, Fla.  
Admin. Code, in Docket No. 900816-WS.

Further Affiant sayeth not.

  
\_\_\_\_\_  
As President

SWORN TO AND SUBSCRIBED before me this 26 day of December,  
1990.

Mary Denise Bryant  
NOTARY PUBLIC

My Commission Expires:

NOTARY PUBLIC STATE OF FLORIDA  
MY COMMISSION EXP. NOV. 19, 1992  
BONDED THRU GENERAL INS. CO.

Mr. Steve Tribble  
December 28, 1990  
Page 2

Please acknowledge receipt of the above referenced documents  
by date stamping and returning the enclosed copy of this letter.

Thank you for your assistance.

Sincerely yours,



Ben E. Girtman

BEG/sw  
Enclosure  
cc w/o enc.: Hal R. Bradford, Esq.  
Mr. Richard Sonntag  
Mr. Frank Seidman

**BEN E. GIRTMAN**  
*Attorney at Law*

DEPOSIT TREAS. REC DATE  
6101 12/28/90 DEC 28 1990

1020 East Lafayette Street  
Suite 207  
Tallahassee, Florida 32301-4552

Telephone: (904) 656-3232  
(904) 656-3233  
Facsimile: (904) 656-3233

December 28, 1990

Hand Delivery

Mr. Steve Tribble  
Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399-0850

Re: Docket No. 900816-WS, Petition for Rate Increase in Martin  
County by SAILFISH POINT UTILITY CORPORATION

Dear Mr. Tribble:

In accordance with the Chairman's letter of October 8, 1990,  
the enclosed materials are submitted for filing in the above  
referenced rate case. The documents include:

Petition for Interim and Permanent Rate Increase, containing rate  
comparisons and proposed tariffs in Attachments A, B and C  
(original and 15 copies);

Volume I - containing Financial, Rate and Engineering Minimum  
Filing Requirements for the periods ending June, 1990, 1991, and  
1992; (16 copies)

Volume II - containing Schedules E-6 Billing Analysis Schedules; (2  
copies)

**Mobil**

SAILFISH POINT UTILITY CORPORATION 60-166/319 (2

MOBIL LAND DEVELOPMENT (FLORIDA) CORPORATION  
PALM BEACH GARDENS, FLORIDA

DATE DECEMBER 21, 1990  
M312-310540

CHECK NUMBER  
M312-310540

D.

FLORIDA PUBLIC SERVICE COMMISSION  
101 E. GAINES STREET  
TALLAHASSEE, FL 32399-0870

AMOUNT  
\*\*\*\*1,800.00\*\*\*\*

VOID AFTER 180 DAYS

PAY TO  
THE  
ORDER OF

PHILADELPHIA NATIONAL BANK  
CHESTER PA

*Slip not shown*  
NOT VALID FOR AN AMOUNT OF  
\$\*\*\*\*2,000 OR MORE UNLESS  
MANUALLY COUNTERSIGNED.

5

**ORIGINAL  
FILE COPY**

**BEN E. GIRTMAN**  
*Attorney at Law*

DEPOSIT TREAS. REC. DATE  
C101 DEC 31 1990

1020 East Lafayette Street  
Suite 207  
Tallahassee, Florida 32301-4552

Telephone: (904) 656-3232  
(904) 656-3233  
Facsimile: (904) 656-3233

ACK \_\_\_\_\_  
AFA   1    
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_

December 28, 1990

Hand Delivery

CTR    Mr. Steve Tribble  
EAG    Division of Records and Reporting  
EAG    Florida Public Service Commission  
LEG    101 East Gaines Street  
LIN    Tallahassee, Florida 32399-0850

OPC    Re: Docket No. 900816-WS, Petition for Rate Increase in Martin  
RCH    County by SAILFISH POINT UTILITY CORPORATION

SEC    Dear Mr. Tribble:

WAS    In accordance with the Chairman's letter of October 8, 1990,  
OTH    the enclosed materials are submitted for filing in the above  
referenced rate case. The documents include:

11394-90 Petition for Interim and Permanent Rate Increase, containing rate  
comparisons and proposed tariffs in Attachments A, B and C  
(original and 15 copies);

11395-90 Volume I - containing Financial, Rate and Engineering Minimum  
Filing Requiriements for the periods ending June, 1990, 1991, and  
1992; (16 copies)

11396-90 Volume II - containing Schedules E-6 Billing Analysis Schedules; (2  
copies) *1 to det fl, 1 to WAS*

11397-90 Volume III - containing Additional Engineering Information; (2  
copies) *1 to det fl, 1 to WAS*

11398-90 Volume IV - containing Testimony of Frank Seidman and William D.  
Reese. (16 copies)

System Maps - (1 set) *to WAS*

Officer's Affidavit (original and 15 copies) *(attached to petition)*

Check in the amount of \$1,800.00 for the filing fee.

RECEIVED & FILED

  89    
EPSC BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

11394 DEC 28 1990

PSC-RECORDS/REPORTING