

OKALOOSA WATERWORKS, INC.

July 13, 2020

Office of Commission Clerk
Florida Public Service Commission
Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399

Re: Docket No. 20200155-WU - Application for certificate to operate water utility in Okaloosa County by Okaloosa Waterworks, Inc. – Response to Staff Request for Additional Information – Rule Variance or Waiver

Dear Commission Clerk,

Okaloosa Waterworks, Inc. (Okaloosa) hereby provides its response to Staff's Request for additional information concerning the request for rule variance or waiver dated July 9, 2020.

This request is identical in nature to previous approved requests in similar dockets. In its request, Okaloosa stated the following:

Okaloosa contends that there have been minimal to no costs of regulating Okaloosa under Section 367, F.S. Absent the review of its recent certificate application, there have been no regulatory costs to the Commission caused by Okaloosa.

Okaloosa paid the applicable filing fee of \$1,500 as required by Section 367.145(2), F.S., and Rule 25-30.020, F.A.C. for the processing of its Certificate filing.

See Document No. **09777-2017** filed in Docket No. 20170155-WU. This previous request was approved by Order No. PSC-2018-0075-PAA-WU, issued February 12, 2018. In that Order, the Commission stated:

Based on the foregoing analysis and the information provided within the Utility's petition, we find that Seminole Waterworks has met the requirements of Section 120.542, F.S., and has demonstrated that the purpose of the of the underlying statute will be or has been achieved by other means, because minimal regulation has been required at this point and the Utility has been very cooperative with Commission staff's requests. Further, the strict application of Rule 25-30.120, F.A.C., would place a substantial hardship on the Utility by requiring the Utility to pay regulatory expenses for which it is not compensated through rates.

See also Document No. **04038-2018** filed in Docket No. 20170253-WU. This request was approved by Order No. PSC-2018-0441-PAA-WU, issued August 29, 2018. As in the previous order, this Order stated:

Okaloosa Waterworks, Inc.

The purpose of assessing RAFs is to defray the cost of utility regulation. The Utility contends that there have been minimal to no costs of regulating Lake Talquin under Chapter 367, F.S., absent the review of its grandfather application. The Utility also notes that it has paid the applicable filing fee of \$200 as required by Section 367.145(2), F.S., and Rule 25-30.020, F.A.C., for the processing of its grandfather filing. Additionally, the Commission has previously granted a waiver of RAFs for a similarly situated utility prior to its receipt of a grandfather certificate.

Based on the foregoing analysis and the information provided within the Utility's petition, we find that Lake Talquin has met the requirements of Section 120.542, F.S., and has demonstrated that the purpose of the of the underlying statute will be or has been achieved by other means, because minimal regulation has been required at this point.

The same situation applies in this instant case. There is and will be minimal to no costs of regulating Okaloosa Waterworks under Chapter 367, F.S. absent the review of its application for certificate. Also Okaloosa paid its applicable filing fee to defray the costs of processing its application. Thus, the underlying statute will be or has already been achieved by other means.

Respectfully Submitted,



Troy Rendell
Vice President
Investor Owned Utilities
// for Okaloosa Waterworks, Inc.