

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for revised) DOCKET NO. 940152-WS
service availability charges in) ORDER NO. PSC-94-0702-FOF-WS
Lee County by FOUNTAIN LAKES) ISSUED: June 8, 1994
SEWER CORPORATION.)
_____)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
SUSAN F. CLARK
JULIA L. JOHNSON
DIANE K. KIESLING

ORDER APPROVING TARIFF

BY THE COMMISSION:

On February 10, 1994, Fountain Lakes Sewer Corporation (Fountain Lakes or the utility) filed an application for approval of increased service availability charges. On February 21, 1994, Fountain Lakes completed its Minimum Filing Requirements. On May 12, 1994, pursuant to Section 367.091(5), Florida Statutes, we issued Order No. PSC-94-0568-FOF-SU whereby we suspended Fountain Lakes' tariff in order to give us an opportunity to conduct further investigation and analysis on this filing.

We have completed our investigation and analysis of Fountain Lakes' application and its supporting documents and, based upon that review, we approve the proposed increase. Fountain Lakes' application indicates that its anticipated customer growth will fully utilize the existing plant capacity by 1995, and that the \$1,400 fee will yield a 25% owner investment level as well as the corresponding 75% ratio of contributions-in-aid-of-construction (CIAC) to plant. This \$1,400 charge will be effective for connections made on or after the stamped approval date on the tariff sheet.

Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that Fountain Lakes Sewer Corporation's tariff to increase its service availability charges for Lee County is hereby approved. It is further

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ORDERED that the subject tariff will be effective, but not final, for service rendered on or after the stamped approval date on the tariff. It is further

ORDERED that substantially affected persons shall have 21 days from the date of this Order to request a hearing on approval of the above tariff. It is further

ORDERED that if a timely protest is filed to our action approving Fountain Lakes Sewer Corporation's tariff, the revenues collected pursuant to the tariff will be subject to refund. It is further

ORDERED that upon expiration of the protest period, if no protest has been received, the Commission's action approving the tariff will become final, and the docket shall be closed.

By ORDER of the Florida Public Service Commission, this 8th day of June, 1994.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

ELS

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the action proposed files a petition for a formal proceeding, as provided by Rule 25-22.036(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a)(d) and (e), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on June 29, 1994.

In the absence of such a petition, this order shall become final on the day subsequent to the above date.

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.

If this Order becomes final on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting 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 of the date this Order becomes final, 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.

FOUNTAIN LAKES SEWER CORPORATION
DOCKET NO. 940152-SU
TEST YEAR ENDED DECEMBER 31, 1993
ANALYSIS OF CURRENT SERVICE AVAILABILITY CHARGES

Depr. rate employed:	3.36%
Amort. rate employed:	3.36%
Units Added / Year	66
CIAC per Connection	\$1,400

<u>Reference Year</u>	<u>Plant in Service</u>	<u>Depr Expense</u>	<u>Acc Depr</u>	<u>CIAC & Addition</u>	<u>Summed CIAC</u>	<u>Accum Amort</u>	<u>Contrib % Year End</u>
31-Dec-93	1,021,122		180,776	561,358	561,358	117,189	52.86%
31-Dec-94		31,879	212,655	92,400	653,758	137,603	63.84%
31-Dec-95		31,879	244,533	92,400	746,158	161,122	75.33%

Total Units Added 132

- Notes:
- 1) Plant in Service balance includes \$12,000 provision for organization costs related to this proceeding
 - 2) This calculation assumes that all CIAC payments in 1994 and 1995 would be \$1,400 each. Early payments in 1994 at \$940 would accordingly reduce the resulting CIAC ratio.

	<u>Amount</u>	<u>CIAC Ratio</u>
Plant in Service	1,021,122	
Accum Depr.	(244,533)	
Net Plant	776,589	
CIAC	(746,158)	
Accum Amort	161,122	
Net CIAC	(585,036)	75%
Total	<u>191,552</u>	