

FLORIDA PUBLIC SERVICE COMMISSION

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VOTE SHEET

OCTOBER 5, 2004

RE: Docket No. 040762-EU - Petition for waiver of or variance from individual metering requirements of Rule 25-6.049(5)(a), F.A.C., by Coastal Blue Development, LLC d/b/a Seychelles, a Condominium.

Issue 1: Should the Commission grant Coastal Blue's request for waiver of the requirements of Rule 25-6.049(5)(a), Florida Administrative Code?

Recommendation: Yes. Staff recommends that the requested rule waiver be granted, provided that: (1) Seychelles allocates the cost of electricity to the individual condominium unit owners using a reasonable apportionment method, as required by Rule 25-6.049(6)(a), Florida Administrative Code; (2) the waiver is effective only so long as the condominium is operated and licensed as a transient occupancy facility; and (3) all or substantially all of the units are operated on a transient basis. At such time the condominium is no longer so operated and licensed, Seychelles must immediately inform Gulf Power Company (Gulf), at which time Gulf will install individual meters on the occupancy units. In the event such a conversion to individual metering is required, Seychelles will be solely responsible for the cost of such conversion.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Charles M. Dorsch
Shirley J. Smith
Michael J. Smith
J. Terry Deane
Rudy Braxley

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

10706 OCT-5 8

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Issue 2: Should this docket be closed?

Recommendation: Yes. 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, this docket should be closed upon the issuance of a consummating order.

APPROVED