

REQUEST TO ESTABLISH DOCKET

(Please Type)

Date: 11/28/2005 Docket No.: 050895-WS

1. Division Name/Staff Name: Division Of Economic Regulation/Rate Filings

2. OPR: Fletcher *BF* *W*

3. OCR:

4. Suggested Docket Title: Request for approval to modify its water and wastewater service availability policy in Pasco County by Aloha Utilities, Inc.

5. Suggested Docket Mailing List (attach separate sheet if necessary)
A. Provide NAMES OR ACRONYMS ONLY if a regulated company.
B. Provide COMPLETE NAME AND ADDRESS for all others. (Match representatives to companies.)
1. Parties and their representatives (if any):

Pamela Yacobelli, Administration Manager	F. Marshall Deterding, Esquire.
6915 Perrine Ranch Road	2548 Blairstone Pines Drive
New Port Richey, FL 34655	Tallahassee, FL 32301

2. Interested persons and their representatives (if any):

6. Check one:
 Documentation is attached.
 Documentation will be provided with recommendation.

DOCUMENT NUMBER-DATE

11260 NOV 28 05

Aloha Utilities, Inc.

6915 Perrine Ranch Road
New Port Richey, FL 34655

(727) 372-0115 Fax (727) 372-2677
www.aloha-water.com

November 14, 2005

Mr. Troy Rendell
Division of Economic Regulation
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

VIA FACSIMILE AND REGULAR MAIL

Re: Request #666231C
Broedell Plumbing Supply, Inc.

Dear Mr. Rendell:

We are in receipt of your letter of October 20, 2005, and have discussed it internally. As we understand your proposed disposition of this matter, we believe Aloha is required to change the provisions of Section 7.4 of our Service Availability Policy in order to remove any contention implied therein that residential service availability charges can be reevaluated based upon changes in demand that are discovered after the original connection. We are aware that the Commission's longstanding policy is that residential service availability charges are not subject to modification and that these charges applicable to residential customers are set at a fixed dollar amount, regardless of anticipated demand.

Therefore, in order to correct the tariff, we have revised them to remove provisions of the second paragraph of Section 7.4 to our Service Availability Policy, so that they no longer make reference to attempts to reassess residential customers for service availability charges.

It is our understanding that this constitutes the only proposed change required and that otherwise the staff's proposed resolution of this matter recognizes that we have properly applied our Service Availability Policy in this case.

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DIVISION OF
ECONOMIC REGULATION

Mr. Rendell
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Based upon this understanding of the staff's proposed disposition of this case, we are in agreement and have attached revised tariff sheets for our tariff hereto.

Please let me know if you have any other questions in this regard.

Sincerely,

A handwritten signature in cursive script that reads "Pamela Yacobelli". The signature is written in black ink and is positioned above the typed name and title.

Pamela Yacobelli
Administration Manager

/py

Attachments

c: Bart Fletcher
F. Marshall Deterding
Stephen Watford

admin/05pscarr/RendellBrodeurPlumbingServiceAvailability

Thus when the utility shall demonstrate to the developer that its records and experience show, for example, that a connection which the contributor proposes to build places a demand during certain times of the year which is different than those specifically alleged by the developer, then the charges per gallon demand set forth in Paragraph 7.1 of this policy shall be multiplied by the utility's estimate of demand. In no event shall the utility be required to build or accept plans, specifications, contributions-in-aid-of-construction or agreements predicated upon demand for water service less than 270 gallons per single family residential equivalent or sewer of less than 270 gallons per residential equivalent per day.

7.5 CIAC Based on Sewage Strength

All CIAC as outlined above are based on normal domestic sewage defined herein as containing not more than 200 parts per million ("PPM") bio-chemical oxygen demand ("BOD") or 200 ppm suspended solids. Whenever actual or estimated waste which contains more than these amounts is to be admitted to the sewers, the company and pollution control agencies must specifically agree to the connection. The CIAC for treatment facilities will be calculated in direct proportion to strength for each ppm of either BOD or SS over 200 ppm. All such connections shall provide for a suitable point for the waste to be sampled by the company or the regulatory agencies.

8.0 CONTRIBUTIONS-IN-AID-OF-CONSTRUCTION "OFF-SITE" FACILITIES

The location, size or proposed density of developer's property may make service to such property dependent upon the extension of "off-site" water distribution and/or sewage collection facilities.

For the purpose of this Policy, the term "off-site" shall be defined as those main water transmission lines, sewage collection lines, sewage force mains and/or pumping stations necessary to connect developer's property with facilities of Utility adequate in size to transmit to developer's property, an adequate quantity of water under adequate pressure and/or transmit the sewage collected on developer's property to the treatment plant or disposal site of Utility.

Since each developer draws from the hydraulic capacity of such lines based on engineering design, Utility will require that developer pay his property's hydraulic share of the cost of the "off-site" main transmission and collection facilities through which service is rendered to developer's property.

Stephen G. Watford
ISSUING OFFICER

President
TITLE

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Stephen G. Watford
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