

FLORIDA PUBLIC SERVICE COMMISSION

Item 4

VOTE SHEET

FILED JAN 05, 2016  
DOCUMENT NO. 00063-16  
FPSC - COMMISSION CLERK

January 5, 2016

**Docket No. 150186-WU** – Application for certificate to operate a water utility in Hardee County by Charlie Creek Utilities, LLC.

**Issue 1:** Should the application of Charlie Creek Utilities, LLC, for a water certificate be approved?

**Recommendation:** Yes. Charlie Creek Utilities, LLC, should be granted Certificate No. 668-W to serve the territory described in Attachment A of staff’s memorandum dated December 22, 2015, effective the date of the Commission’s vote. The resultant order should serve as Charlie Creek’s water certificate and it should be retained by the utility.

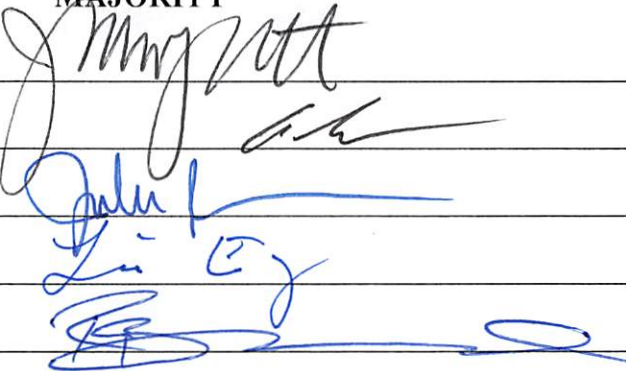
**APPROVED**

**COMMISSIONERS ASSIGNED:** All Commissioners

**COMMISSIONERS’ SIGNATURES**

**MAJORITY**

**DISSENTING**

 Four handwritten signatures in blue ink are present on the majority lines. The first signature is large and cursive, followed by a smaller signature, then another signature, and finally a signature that appears to be 'L. E. J.' with a large flourish.

Four horizontal lines are provided for dissenting signatures, but they are currently blank.

**REMARKS/DISSENTING COMMENTS:**

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**Issue 2:** What rates and charges should be set for Charlie Creek Utilities, LLC?

**Recommendation:** The utility's existing rates and charges should remain in effect until a change is authorized by the Commission in a subsequent proceeding. These rates are shown on Schedule No. 1 of staff's memorandum dated December 22, 2015. The tariff pages should be effective on or after the stamped approval date on the tariff sheets, pursuant to Rule 25-30.475(1), F.A.C.

**APPROVED**

**Issue 3:** Should the Commission approve Charlie Creek's request to implement a convenience charge for customers who opt to pay their water bill by debit or credit card?

**Recommendation:** Yes. Charlie Creek's request to implement a convenience charge of \$3.00 for customers who opt to pay their water bill by debit or credit card should be approved. The charge should be effective for services rendered on or after the stamped approval date on the tariff, pursuant to Rule 25-30.475, F.A.C. In addition, the approved charge should not be implemented until staff has approved the proposed customer notice and the notice has been received by the customers. The utility should provide proof of the date notice was given within 10 days of the date of the notice.

**APPROVED**

**Issue 4:** Should the Commission order Charlie Creek Utilities, LLC, to show cause, in writing within 21 days, why it should not be fined for operating a water utility without a certificate of authorization in apparent violation of Chapter 367.031, F.S., for failure to file annual reports in violation of Rule 25-30.110(3), F.A.C., and for failure to remit its regulatory assessment fees (RAFs) in violation of Section 367.145, F.S. and Rule 25-30-120, F.A.C.?

**Recommendation:** No, Charlie Creek Utilities, LLC should not be ordered to show cause for operating a water utility without a certificate of authorization, for failing to file annual reports and for failure to pay RAFs.

**APPROVED**

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**Issue 5:** Should this docket be closed?

**Recommendation:** If no timely protest to the proposed agency action portion of this recommendation with respect to rates and charges is filed with the Commission by a substantially affected person within 21 days of the date of the order, a Consummating Order should be issued. Following the expiration of the protest period with no timely protest, the issuance of a Consummating Order, and once staff verifies that the notice of the convenience charge has been given to customers; the docket should be closed administratively.

**APPROVED**