

RESOLUTION NO. 2010- R-51

A RESOLUTION ADOPTING PASS THROUGH INCREASES OR DECREASES AS A RULE OF THE BOARD FOR THE PURPOSES OF REGULATING INVESTOR-OWNED WATER, WASTEWATER, AND EFFLUENT RE-USE SYSTEMS IN COLUMBIA COUNTY IN ACCORDANCE WITH 118-225 (k)(1) OF THE COLUMBIA COUNTY CODE OF ORDINANCES

WHEREAS, On May 3, 2007, the Board of County Commissioners of Columbia County enacted Ordinance No. 2007-15, asserting jurisdiction within Columbia County over investor-owned water, wastewater, and effluent re-use systems, as authorized by Chapter 367, Florida Statutes; and

WHEREAS, Ordinance No. 2007-15 was filed with the Florida Department of State and thereby became effective on May 11, 2007; and

WHEREAS, by its own Order, the Florida Public Service Commission acknowledged rescission of its jurisdiction on that date; and

WHEREAS, pursuant to Florida Statutes Section 367.081(4)(b), water and wastewater utilities are permitted to adjust the rates and charges to its customers without those customers bearing the additional expense of a public hearing with these adjustments depending on the increases and decreases in non-controllable expenses subject to inflationary pressures such as chemicals, utilities and other general operational and maintenance costs; and

WHEREAS, Section 118-225 (k)(1) of the Columbia County Code of Ordinances enables the Board Of County Commissions to authorize or require pass through increases or decreases by rule.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF COLUMBIA COUNTY AS FOLLOWS:

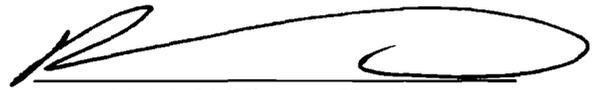
Section 1. Pursuant to section 118-225 (k) (1) of the Columbia County Code of Ordinances, the Board of County Commissioners of Columbia County adopts pass through regulations as defined by Florida Statutes Section 367.081(4)(b) by a Rule of the Board as defined in Ordinance No. 2007-15.

Section 2. The Columbia County Utility Committee may review the utility's rates six months after the pass through rates become effective. If the Columbia County Utility Committee finds that the utility exceeded the range of its last authorized rate of return on equity after an adjustment in rates as authorized by this subsection was implemented, the Columbia County Utilities Committee may recommend to the Board of County Commissioners that the utility to refund, with interest, the difference to the ratepayers and/or adjust the rates accordingly. If the utility's rates were determined using an approved alternative rate setting methodology, this rate after an adjustment in rates as authorized by this subsection was implemented, would substitute for the range of the last authorized rate of return on equity. Nothing in this Section shall be construed to require a bond or corporate undertaking not otherwise required.

Section 3. The Rule shall be effective immediately.

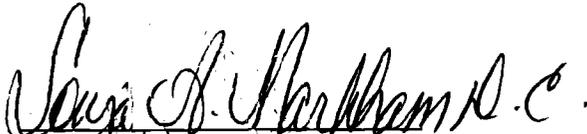
Adopted this 18th day, November, 2010.

**COLUMBIA COUNTY BOARD
OF COUNTY COMMISSIONERS**



Ronald W. Williams, Chairman

ATTEST:



P. DeWitt Cason, Clerk

for