

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Objection to notice by) DOCKET NO. 890293-WS
 MALABAR WOODS UTILITIES, INC. of) ORDER NO. 21264
 intent to apply for water and sewer) ISSUED: 5-19-89
 certificates in Brevard County.)

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, CHAIRMAN
 THOMAS M. BEARD
 BETTY EASLEY
 GERALD L. GUNTER
 JOHN T. HERNDON

ORDER ACKNOWLEDGING THE CITY OF MELBOURNE'S
 WITHDRAWAL OF OBJECTION AND CLOSING DOCKET

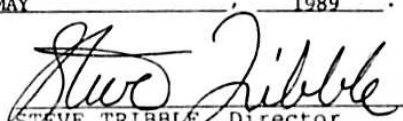
BY THE COMMISSION:

This docket was initiated by the City of Melbourne's filing of an objection on February 22, 1989, to Malabar Woods Utilities, Inc.'s notice of its intention to apply for water and sewer certificates in Brevard County. The City of Melbourne's objection was based upon its concern that the area proposed by Malabar Woods for the distribution of water was within a service area allocated to the City of Melbourne by the South Brevard Water Authority. The South Brevard Water Authority is in the process of developing a source of high quality water for all areas of South Brevard County with the City of Melbourne designated as the distribution agency and the entity responsible for providing funding for the development of the source. Malabar Woods has stated that it will in fact receive bulk water and sewer utility services from the City of Palm Bay and will not be constructing its own treatment facilities. The City of Melbourne has informed this Commission that it is withdrawing its objection to Malabar Woods' notice of intention to apply for water and sewer certificates on the basis that the utility will be obtaining bulk water and sewer services from the City of Palm Bay. Therefore, we find it appropriate to acknowledge the City of Melbourne's withdrawal of its objection and hereby close this docket.

Based on the foregoing, it is, therefore

ORDERED by the Florida Public Service Commission that this docket is closed.

By Order of the Florida Public Service Commission
 this 19th day of MAY, 1989.


 STEVE TRIBBLE, Director
 Division of Records and Reporting

(S E A L)

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DOCUMENT NUMBER-DATE

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REC'D RECORDS/REPORTING