

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of RADNOR/)	DOCKET NO. 880654-SU
PLANTATION CORPORATION d/b/a)	ORDER NO. 21896
PLANTATION UTILITIES for an increase)	ISSUED: 9-15-89
in sewer rates in Martin County.)	
)	

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD
BETTY EASLEY

ORDER ACKNOWLEDGING WITHDRAWAL OF PROTEST,
DECLARING ORDER NO. 21415 TO BE FINAL AND EFFECTIVE,
AND CLOSING DOCKET

BY THE COMMISSION:

Radnor/Plantation Corporation d/b/a Plantation Utilities (Radnor or the utility) is a sewer utility located in Martin County which has recently expanded its sewer plant to a capacity of 300,000 gallons per day (gpd) from 200,000 gpd and improved the quality of plant effluent pursuant to Department of Environmental Regulation (DER) requirements applicable to spray irrigation. It is a large Class C utility with net operating income and gross revenue for the test year ended December 31, 1988, of (\$15,050) and \$155,677, respectively. On December 30, 1989, Radnor filed an application for increased water rates. We began an investigation into the utility's quality of service, rates, and other matters at that time. By proposed agency action Order No. 21415, issued June 20, 1989, we approved an increase for the utility in its annual sewer revenue of \$88,320 (56.73%) for total annual revenue of \$243,997.

We received a timely protest to Order No. 21415 from the Office of Public Counsel. We then scheduled the matter for a full evidentiary hearing on October 4, 1989. However, by way of Notice of Withdrawal of Protest of Order No. 21415, dated August 1, 1989, the Office of Public Counsel subsequently advised us that it wished to withdraw its protest. Therefore, we declare Order No. 21415 to be revived and final and effective.

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The approved sewer service rates shall be effective for meter readings on or after thirty days from the date of this Order, subject to our approval of the utility's revised tariff sheets and the proposed customer notice. The approved miscellaneous service charges shall be effective for services provided on or after the date of this Order, also subject to the utility's filing and our approval of the revised tariff sheets. The approved service availability charges shall become effective for connections made on or after the date of this Order, again subject to the utility's filing and our approval of the revised tariff sheets. The revised tariff sheets will be approved upon our verification that they are consistent with our decision and that the proposed customer notice is adequate.

No further action is required and, therefore, this docket shall be closed upon our approval of the revised tariff sheets and the proposed customer notice.

It is, therefore,

ORDERED by the Florida Public Service Commission that proposed agency action Order No. 21415, issued June 20, 1989, is hereby revived and declared to be final and effective. It is further

ORDERED that the approved sewer service rates shall be effective for meters read on or after thirty days from the date of this Order; the approved miscellaneous service charges shall be effective for services provided on or after the date of this Order; and the approved service availability charges shall be effective for connections made on or after the date of this Order. All of these charges shall be effective as provided subject to our approval of the utility's revised tariff sheets and the proposed customer notice. It is further

ORDERED that the revised tariff sheets shall be approved upon our verification that the tariffs are consistent with our decision and that the proposed customer notice is adequate. It is further

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ORDERED that this docket shall be closed upon our approval of the revised tariff sheets and the proposed customer notice.

By ORDER of the Florida Public Service Commission
this 15th day of SEPTEMBER, 1989.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

SFS

by: *Kay Flynn*
Chief, Bureau of Records

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.