

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of General)	DOCKET NO. 910057-WU
Development Utilities, Inc. for)	ORDER NO. 24258
amendment of Certificate No. 25-W)	ISSUED: 3/20/91
in Brevard County, Florida.)	
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ORDER AMENDING CERTIFICATE TO INCLUDE
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On January 11, 1991, General Development Utilities, Inc. (GDU or Utility) filed an application with this Commission to amend Certificate No. 25-W to include additional territory in Brevard County, Florida. The application is in compliance with Section 367.045, Florida Statutes, and other statutes and administrative rules concerning an application for amendment of certificate. In particular, the notarized application contains:

1. A filing fee in the amount of \$150.00, as prescribed by Rule 25-30.020, Florida Administrative Code.
2. Adequate service territory and system maps and a territory description, as prescribed by Rule 25-30.035, Florida Administrative Code. The additional territory in Brevard County is described below.
3. Proof of notice to interested governmental and regulatory agencies and utilities within a four-mile radius of the territory, and proof of advertisement in a newspaper of general circulation in the county, as prescribed by Rule 25-30.030, Florida Administrative Code.
4. Evidence that the Utility owns the land upon which its facilities are located as required by Rule 25-30.035, Florida Administrative Code.

No objections to the notice of application have been received and the time for filing such has expired.

Since GDU has been in operation under our jurisdiction since 1971, and has been providing satisfactory service to its customers, we believe that the Utility has demonstrated its ability to provide service to the additional territory. Therefore we find that it is

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in the public interest to amend Certificate No. 25-W to include the following territory:

Township 29 South, Range 37 East, Section 3, Brevard County.

The territory is described as:

In Section 3, the North 1/2 of the North 1/2 of the Northwest 1/4.

It is, therefore,

ORDERED by the Florida Public Service Commission that Certificate No 25-W, held by General Development Utilities, Inc., 2601 South Bayshore Drive, Miami, Florida 33133-5461, is hereby amended to include the territory described in the body of this Order. The Utility is directed to return Certificate No. 25-W to this Commission within 30 days of the date of this Order for entry reflecting the additional territory. It is further

ORDERED that the customers in the territory added herein shall be charged the rates approved in the Utility's tariff. It is further

ORDERED that General Development Utilities, Inc. shall file revised tariff sheets reflecting the additional territory within 30 days of the date of this Order. It is further

ORDERED that Docket No. 910057-WU is hereby closed.

By ORDER of the Florida Public Service Commission, this 20th day of MARCH, 1991.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

ALC

by: Kary Flynn
Chief, Bureau of Records

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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.