

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of General Develop-) DOCKET NO. 911124-WU
ment Utilities, Inc. for amendment of)
Certificate No. 444-W in Sarasota County,) ORDER NO. 25794
Florida.)
_____) ISSUED: 2/24/92

ORDER AMENDING CERTIFICATE TO INCLUDE
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On November 13, 1991, General Development Utilities, Inc. (GDU or Utility) filed an application with this Commission to amend Certificate No. 444-W to include territory in Sarasota County, Florida. The additional territory consists of eleven residential lots lying North of U.S. Highway 41.

The application is in compliance with Section 367.045, Florida Statutes, and other pertinent statutes and administrative rules. 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 25-30.036, Florida Administrative Code. The additional territory in Sarasota County is described in Attachment A of this Order.
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 Sarasota 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 25-30.036, 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. From the information filed with the application, it appears that GDU has the financial ability

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to serve the requested territory. Therefore, we find that it is in the public interest to amend Certificate No. 444-W and to include the territory described in Attachment A of this Order, which by reference is incorporated herein. GDU has returned Certificate No. 444-W to the Commission for entry reflecting the additional territory. GDU has also filed revised tariff sheets reflecting the amendment.

It is, therefore,

ORDERED by the Florida Public Service Commission that Certificate No. 444-W, held by General Development Utilities, Inc., 2601 South Bayshore Drive, Miami, Florida 33133-5461, is hereby amended to include the territory described in Attachment A of this Order, which by reference is incorporated herein. It is further

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

ORDERED that Docket No. 911124-WU is hereby closed.

By ORDER of the Florida Public Service Commission, this 24th day of FEBRUARY, 1992.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

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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.

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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.

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ATTACHMENT A

Township 39 South, Range 20 East

Section 25

Commencing 2100 feet West of the Southeast 1/4 corner of the East Section line of Section 25 in the Southeast 1/4 of Section 25. Due West 269.16 feet, then due north for 83 feet, then due East 148.77 feet, then due North 635.93 feet, then due East 100 feet, and due South 728.54 feet to the Point of Beginning.

Section 36

Commencing 2100 feet West of the Northeast 1/4 corner of the East Section line of the Northeast 1/4 of Section 36. Due West 272.45 feet, then due North approximately 28 feet to the North Section line of Section 36, then due East 269.16 feet, then due South to the Point of Beginning.