

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Twin County	)	DOCKET NO. 881347-WS
Utility Company and Southern States	)	
Utilities, Inc. for amendment of	)	ORDER NO. 20931
Certificates Nos. 187-W and 131-S in	)	
Citrus County.	)	ISSUED: 3-24-89

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The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD  
 BETTY EASLEY  
 GERALD L. GUNTER  
 JOHN T. HERNDON

ORDER GRANTING AMENDMENT OF CERTIFICATES  
 AND DENYING APPLICATION FOR INTERVENTION

BY THE COMMISSION:

Background

Twin County Utility Company (Twin County or Utility) was issued Certificates Nos. 187-W and 131-S in Citrus County in 1974. The facilities were placed into operation in 1975. Twin County has applied for approval of the transfer of the system to Southern States Utilities, Inc. (Southern States), which is being handled in Docket No. 881339-WS.

On October 14, 1988, Twin County and Southern States filed an application for amendment of Certificates Nos. 187-W and 131-S to include an additional ten square miles of territory owned by Punta Gorda Isles. The application was filed pursuant to Section 367.041, Florida Statutes, and Rule 25-30.045, Florida Administrative Code, which does not require the installation of lines prior to the inclusion of the requested territory in the utility's certificate. The additional territory encompasses Sugarmill Woods (Sugarmill), which is being developed by Punta Gorda Isles. Twin County currently serves approximately 1,500 water and sewer customers in Citrus County.

There have been no objections to the Utility serving this territory. However, an Application for Intervention in this Docket was filed with the Commission by the Cypress and Oak Village Association (COVA). The request for intervention included a list of issues that the customers believed to be germane to this docket. Upon review of the list, it was determined that the issues raised by COVA pertain to and will be addressed in Dockets Nos. 881339-WS and 890255-WS, which Twin County/Southern States currently have before the Commission. As stated previously, Docket No. 881339-WS was opened to process the proposed transfer of Twin County to Southern States. In addition, Twin County/Southern States have noticed the intent to amend Twin County's certificates to include certain commercial property along U. S. Highway 19. An objection has been filed by Citrus County to that notice and Docket No. 890255-WS has been opened to process the objection.

Rule 25-22.039, Florida Administrative Code, states that persons whose substantial interests will be affected may petition to intervene in a proceeding. Since the issues raised

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by COVA do not pertain to this Docket, we find it appropriate to deny COVA's intervention in this Docket. COVA has, however, been granted intervention in Docket No. 881339-WS (the transfer docket) and has the option of intervening in Docket No. 890255-WS.


It is, therefore,

ORDERED by the Florida Public Service Commission that Twin County Utility Company's request to amend Certificates Nos. 187-W and 131-S to include the territory described in Attachment A of this Order, is hereby granted. It is further

ORDERED that Cypress and Oak Village Association's Application to Intervene in Docket No. 881347-WS is hereby denied. It is further

ORDERED that Docket No. 881347-WS is hereby closed.

By ORDER of the Florida Public Service Commission, this 24th day of MARCH, 1989.

  
 STEVE TRIBBLE, Director  
 Division of Records and Reporting

( S E A L )

ALC

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.

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ATTACHMENT A

TWIN COUNTY UTILITY COMPANY  
CITRUS COUNTY

SUGARMILL WOODS

In Township 20 South, Range 18 East:  
Sections 13 through 23 and 26 through 35