

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Objection to Notice by ROOKERY )	DOCKET NO. 891025-SU
BAY UTILITY COMPANY of intent to apply )	ORDER NO. 21951
for amendment to Certificate 383-S )	ISSUED: 9-27-89
in Collier County. )	
)	

ORDER ACKNOWLEDGING WITHDRAWAL OF OBJECTION TO NOTICE AND CLOSING DOCKET

BY THE COMMISSION:

On August 3, 1989, pursuant to Section 367.061, Florida Statutes, Rookery Bay Utility Company (Rookery Bay) filed its notice of intent to file an application to amend Certificate No. 383-S to provide sewer service in Collier County. On August 7, 1989, the Collier County Government (County) filed its objection to Rookery Bay's application. The County's objection alleged that Rookery Bay's notice provided for service extending outside of the urban boundary of Collier County as designated and approved by the Board of County Commissioners in the County's growth management plan. The County alleged that its development ordinances prevented any kind of development that would logically entail the use of sanitary sewer facilities.

Subsequently, on September 18, 1989, the County notified the Commission by letter that it was withdrawing its objection based upon the unqualified representation by Rookery Bay that it unconditionally reduced its request for expansion to only a forty-acre site commonly known as the Six-L Migrant Labor Camp, located within the northeast quarter of the northeast quarter of township 51 South, Range 27 east, Section 8 Collier County, Florida. Thus, since this docket was opened to resolve Collier County's objection and that objection has been withdrawn, this docket can be closed.

Based on the foregoing, it is, therefore,

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

DOCUMENT NUMBER-DATE

09664 SEP 27 1989

FPSC-RECORDS/REPORTING

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By ORDER of the Florida Public Service Commission  
this 27th day of SEPTEMBER, 1989.

  
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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.

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.