

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for ) DOCKET NO. 921195-WU  
certificate to provide water ) ORDER NO. PSC-93-1027-FOF-WU  
service in Alachua County under ) ISSUED: July 13, 1993  
grandfather rights by Kincaid )  
Hills Water Company. )  
\_\_\_\_\_ )

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman  
THOMAS M. BEARD  
SUSAN F. CLARK  
JULIA L. JOHNSON  
LUIS J. LAUREDO

ORDER GRANTING CERTIFICATE, APPROVING RATES AND CHARGES,  
AND CLOSING DOCKET

BY THE COMMISSION:

On August 18, 1992, this Commission acknowledged a resolution adopted by the Alachua County Board of County Commissioners on June 30, 1992, which gave jurisdiction over the regulation of privately-owned water and wastewater utilities to this Commission. On November 18, 1992, Kincaid Hills Water Company (Kincaid or utility) filed its petition under grandfather rights for an original certificate pursuant to Section 367.171, Florida Statutes. Kincaid provides water service to Kincaid Road, Devonshire Hills, Kreftwood Estates, and Shady Lawn Estates Subdivisions from its water plants located at Kincaid Road and Shady Lawn Estates in Alachua County. The utility consists of two systems: Kincaid Water Treatment System and Kincaid Water Distribution System. The plants are interconnected; however, the Shady Lawn plant is not currently operational. Presently the utility serves approximately 331 single family and mobile home customers with a maximum of 340 customers to be served at future build out. Alachua County is in the Suwannee River Water Management District. The systems are not in critical use areas.

Kincaid's application is in compliance with the governing statute, Section 367.171, Florida Statutes, and other pertinent statutes and administrative rules concerning an application for original certificates under grandfather rights. The application

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FILED IN THE RECORDS OF THE COMMISSION

contains a check in the amount of \$150 which is the correct filing fee pursuant to Rule 25-30.020, Florida Administrative Code. The applicant has provided a warranty deed as evidence that the utility owns the land upon which the utility's facilities are located as required by Rule 25-30.035(6), Florida Administrative Code.

Adequate service territory and system maps and a territory description have been provided as prescribed by Rule 25-30.035(10 and 11), Florida Administrative Code. A description of the territory requested by the applicant is appended to this Order as Attachment A. The utility's systems are operating pursuant to regulatory requirements according to the Department of Environmental Regulation.

Based on the above information, we find that it is in the public interest to grant Kincaid Hills Water Company Certificate No. 555-W to serve the territory described in Attachment A.

RATES AND CHARGES

In applications for original certificates pursuant to grandfather rights, it is our policy to approve the rates and charges in effect at the time we gain jurisdiction over the county. Kincaid Hills Water Company's current rates and charges are as follows:

Residential and General Service - Monthly

Base Facility Charge	\$6.00
Charge per 1000 gallons	\$0.80

Miscellaneous Service Charges

Initial Connection Fee	\$20.00
Normal Reconnection Fee	\$20.00
Violation Reconnection Fee	\$40.00
Delinquent Bill Fee	\$ 2.00
Premises Visit Fee	\$20.00
Fee for After Hours Service	\$10.00

<u>Customer Deposits</u>	\$25.00
<u>Service Availability Charge</u>	
5/8 inch meter	\$75.00
Tapping Fee	\$75.00
Plant Capacity Charge	\$450.00
Main Extension Charge	Actual Cost

The utility indicated that its service availability policy is to supply water service to any prospective customers within the service territory of the utility. The customer must complete an application for service and pay all pertinent fees and charges required by the utility. The customer will install and maintain, as well as allow utility inspection of all service facilities beyond the point-of-delivery. The customer will pay all costs incurred by the utility if an extension of utility facilities is required in order to serve the customer. The utility shall furnish water plant treatment capacity to meet the stipulated water requirements of the customer. Therefore, based on the foregoing, we find that the above rates, charges, and policy shall be approved.

It is, therefore,

ORDERED by the Florida Public Service Commission that Kincaid Hills Water Company, 3200 SE 19th Avenue, Gainesville, Florida 32601, with a mailing address of Post Office Box 579, Gainesville, Florida 32602, is hereby granted Certificate No. 555-W to serve the territory described in Attachment A of this Order, which by reference is incorporated herein. It is further

ORDERED that Kincaid Hills Water Company shall charge the rates and charges approved in the body of this Order until authorized to change by this Commission. It is further

ORDERED that the tariff, filed by Kincaid Hills Water Company, shall be effective for service rendered or connections made on or after the stamped approval date on the tariff sheets. It is further

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ORDERED that this docket is closed.

By ORDER of the Florida Public Service Commission this 13th  
day of July, 1993.

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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

LK

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 Civil Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.

Kincaid Hills Water Company  
Kincaid Road, Devonshire Hills, Kreftwood Estates, and Shady Lawn  
Estates Subdivision

TERRITORY DESCRIPTION

The following described lands located in portions of Sections 11 and 12, Township 10-South, Range 20-East, Alachua County, Florida:

KINCAID ROAD SUBDIVISION  
ALACHUA COUNTY, FLORIDA

A subdivision lying within the southwest one-quarter of Section 11, Township 10 South, Range 20 East; encompassed within the boundary commencing 2,280 feet north of the southwest corner of Section 11, Township 10 South, Range 20 East and on the eastern side of Florida Highway S-329A; thence running 1,880 feet east (to Southeast 33rd St.); thence running 600 feet south (to Southeast 18th Ave.); thence running 570 feet east (to Southeast 35th Street); thence running 600 feet south (to Southeast 21st Ave.); thence running 2450 feet west to Florida Highway S-329A; thence running 600 feet north (to Southeast 18th Ave.).

DEVONSHIRE HILLS SUBDIVISION  
ALACHUA COUNTY, FLORIDA

A subdivision lying within the northeast one-quarter of Section 11, Township 10 South, Range 20 East; encompassed within the boundary commencing at the point that is 600 feet northwest of the point on the western boundary of Section 12, Township 10 South, Range 20 East where it intersects Florida Highway 20; thence running 1,310 feet south (to Southeast 18th Ave.); thence running 1,100 feet east; thence running 300 feet north (to Southeast 17th Ave.); thence running 550 feet west (to Southeast 37th St.); thence running 540 feet north (to Southeast 15th Ave.); thence running 200 feet west (to Southeast 36th St.); thence running 560 feet north to Florida Highway 20; thence running 200 feet northwest along, and south of, Florida Highway 20.

ATTACHMENT A  
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KREFTWOOD ESTATES SUBDIVISION  
ALACHUA COUNTY FLORIDA

A subdivision lying within the southwest one-quarter of Section 12, Township 10 South, Range 20 East; encompassed within the boundary commencing at the southwest corner of Section 12, Township 10 South, Range 20 East; thence running 1,800 feet north to Florida Highway 20; thence running 750 feet southeast along the southern side of Florida Highway 20 to the northwest corner of the Shady Lawn subdivision (described below); thence running 1,350 feet south to Section 13, Township 10 south, Range 20 East; thence running 575 feet west to the southwest corner of Section 12, Township 10 South, Range 20 East.

SHADY LAWN ESTATES  
ALACHUA COUNTY FLORIDA

A subdivision lying within the southwest one-quarter of Section 12, Township 10 South, Range 20 East; encompassed within the boundary commencing at the northeast corner of the Kreftwood Estates subdivision (described above); thence running 750 feet southeast along the southern side of Florida Highway 20; thence running 1,200 feet south to Section 13, Township 10 South, Range 20 East; thence running 575 feet west to the southeast corner of the Kreftwood Estate subdivision (described above).