

MEMORANDUM

April 16, 1996

TO: BOBBIE REYES, DIVISION OF LEGAL SERVICES
DIVISION OF RECORDS AND REPORTING

FROM: CHRISTINE TOMLINSON, DIVISION OF WATER AND WASTEWATER *CTJSSM*
SW

RE: DOCKET NO. 960365-WU; REQUEST FOR EXEMPTION FROM FLORIDA
PUBLIC SERVICE COMMISSION REGULATION FOR PROVISION OF
WATER SERVICE IN NASSAU COUNTY BY YULEE FAMILY PRACTICE
CENTER.

On March 22, 1996, Yulee Family Practice Center (Yulee or utility) applied for a non-jurisdictional exemption from the Florida Public Service Commission regulation pursuant to Section 367.021(12), Florida Statutes. Mr. James W. Price, M.D., owner, was identified as the primary contact person per the application. Mr. Price's address is 932 U.S. Highway 17 North, Yulee, Florida 32034. The application was signed by Mr. Price.

Yulee, located in Nassau County, stated in its application that water service will be provided to itself solely, without compensation, and that all costs for providing such service will be treated or recovered as operational expenses. Water service, as previously mentioned, will be provided by a well, and wastewater service by a septic tank. The physical and mailing address of the system is 932 U.S. Highway 17 North, Yulee, Florida 32034.

The applicant, operating as a corporation, has filed in accordance with Section 367.021(12), Florida Statutes, and Rule 25-30.060(j), Florida Administrative Code, and has acknowledged Section 837.06, Florida Statutes, regarding false statements. Therefore, it is the recommendation of staff that Yulee Family Practice Center be granted a certificate of exemption pursuant to Section 367.021(12), Florida Statutes.

Section 2.08(c)(14) of the Administrative Procedures Manual grants staff the administrative authority to approve requests for determination of exempt status that are clear-cut and without controversy. Therefore, staff recommends that an administrative order be issued as soon as possible finding Yulee exempt from Commission regulation pursuant to Section 367.021(12), Florida Statutes. Staff also recommends that the order require Yulee to notify the Commission within 30 days of any change in circumstances or method of operation of its water system so that its exempt status may be reevaluated. Furthermore, staff recommends that this docket be closed.

ct\wp\960365.rec

ACK _____
AFA _____
APP _____
CAF _____
CMU _____
CTR _____
EAG _____
LEG _____
LIN _____
OPC _____
RCH _____
SEC _____
WAS _____
OTH _____

DOCUMENT NUMBER-DATE

04586 APR 22 96

FPSC-RECORDS/REPORTING