

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for ) DOCKET NO. 961183-SU  
amendment of Certificate No. ) ORDER NO. PSC-97-0186-FOF-SU  
322-S in Marion County by ) ISSUED: February 18, 1997  
Southern States Utilities, Inc. )  
\_\_\_\_\_ )

ORDER AMENDING CERTIFICATE TO INCLUDE  
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

Background

Florida Water Services Corporation (formerly Southern States Utilities, Inc., and hereinafter Florida Water or utility) is a Class A utility which provides water and wastewater service to approximately 83,286 water customers and 43,527 wastewater customers in 28 counties in Florida. The utility's 1995 annual report shows an annual operating revenue of \$52,077,478 and a net operating income of \$2,356,915.

On September 30, 1996, Florida Water filed an application, pursuant to Section 367.045, Florida Statutes, and Rule 25-30.036, Florida Administrative Code, to amend its wastewater Certificate No. 322-S to include additional territory in Marion County. Rule 25-30.036, Florida Administrative Code, sets forth the criteria for an expedited proceeding that applies to any certificated water or wastewater utility that proposes to extend its service territory into an area in which there is no existing water or wastewater system, when there is no timely protest filed to the notice of application. The customer requesting service from Florida Water stated that not only is its existing septic system over capacity, but also that new construction on the lot necessitates removal of the tank. Florida Water proposes to extend its wastewater lines to serve this customer.

Application

Florida Water's application is in compliance with Section 367.045, Florida Statutes, and other pertinent statutes and provisions of the Florida Administrative Code concerning an application for amendment of certificate. In particular, the application contains a filing fee in the amount of \$100, as prescribed by Rule 25-30.020, Florida Administrative Code. In addition, Florida Water has provided evidence, in the form of a warranty lease, that it owns the land upon which its facilities are

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located, as required by Rule 25-30.036, Florida Administrative Code.

Adequate service territory and system maps and a territory description have been provided, as prescribed by Rule 25-30.036, Florida Administrative Code. The additional territory which Florida Water is requesting to serve in Marion County is described in Attachment A of this Order. The new territory will be added to the utility's South Forty wastewater service area as described in Attachment B. The application contains proof of compliance with the noticing requirements of Rule 25-30.030, Florida Administrative Code. No objections to the notice of application have been received and the time for filing such has expired.

Accordingly, we find that it is in the public interest to amend Certificate No. 322-S to include the territory described in Attachment A of this Order, which by reference is incorporated herein.

#### Rates and Charges

Florida Water's approved rates and charges were effective September 20, 1996, pursuant to Order No. PSC-96-1320-FOF-WS, issued October 30, 1996 in Docket No. 950495-WS. Florida Water has filed revised tariff sheets incorporating the additional territory into its tariff and returned its certificate for entry reflecting the additional territory. Florida Water shall charge the customers in the territory added herein the rates and charges contained in its tariff until authorized to change by this Commission in a subsequent proceeding. No further action is required; therefore, this docket shall be closed.

It is, therefore,

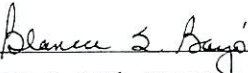
ORDERED by the Florida Public Service Commission that Certificate No. 322-S, held by Florida Water Services Corporation, 1000 Color Place, Apopka, Florida 32703, is hereby amended to include the territory described in Attachment A of this Order, which by reference is incorporated herein. It is further

ORDERED that Florida Water Services Corporation shall charge the customers in the territory added herein the rates and charges approved in its tariff until authorized to change by this Commission. It is further

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ORDERED that Docket No. 961183-SU is hereby closed.

By ORDER of the Florida Public Service Commission, this 18th  
day of February, 1997.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

DCW

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 and/or wastewater 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.

ATTACHMENT A

SOUTHERN STATES UTILITIES, INC.

TERRITORY DESCRIPTION - MARION COUNTY

SOUTH FORTY SYSTEM

Wastewater Service Area Addition

In a portion of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 of Township 15 South and Range 21 East and in a portion of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 of Township 15 South and Range 21 East all in Marion County, Florida.

**Point of Commencement (POC)** at the Southwest corner of the Southwest quarter of the Southwest quarter of Section 14 of Township 15 South and Range 21 East in Marion County, Florida, **thence** South 89°58'23" East 1,324.83 feet East along the South line of the Southwest quarter of the Southwest quarter of Section 14, Township 15 South, Range 21 East in Marion County, Florida to the Southeast corner of the Southwest quarter of the Southwest quarter of Section 14 and the Southwest corner of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and the **Point of Beginning (POB)**; **thence** North 00°01'31" East 390.00 feet North along the West line of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 to a point 60 feet North of the Northwest corner of the Southwest quarter of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and the intersection with the Northern right of way line of Southwest Seventh Street; **thence** South 89°58'23" East 328.21 feet East along a line 60 feet North of the North line of the Southwest quarter of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and the Northern right of way line of Southwest Seventh Street to a point 60 feet North of the Northeast corner of the Southwest quarter of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14; **thence** South 00°07'45" West 60.00 feet South along the East line of the West half of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and across the right of way of Southwest Seventh Street to the Northeast corner of the Southwest quarter of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and the intersection with the Southern right of way line of Southwest Seventh Street; **thence** South 89°58'23" East 31.84 feet East along the North line of the South half of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and the



Southern right of way line of Southwest Seventh Street to a point 360 feet East of the West line of the South half of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14; **thence** South 00°01'31" West 581.00 feet South along a line approximately 360 feet East of the West line of the South half of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and approximately 360 feet East of the West line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 of Township 15 South and Range 21 East to a point 251 feet South of the North line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23; **thence** North 89°58'23" West 361.57 feet West along a line approximately 251 feet South of the North line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 to a point on the West line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 251 feet South of the Northwest corner of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23; **thence** North 00°02'07" West 251.00 feet North along the West line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 to the Northwest corner of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23; **thence** South 89°58'40" East 1.84 feet East along the North line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 and the South line of the Southwest quarter of Section 14 to the Southwest corner of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and the **Point of Beginning**.

ATTACHMENT B

SOUTHERN STATES UTILITIES, INC.

TERRITORY DESCRIPTION - MARION COUNTY

**SOUTH FORTY SYSTEM**

**Wastewater Service Area Composite Description**

In a portion of the West half of the Southeast quarter of Section 14 of Township 15 South and Range 21 East and in a portion of the Southeast quarter of the Southwest quarter of Section 14 and in a portion of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 of Township 15 South and Range 21 East all in Marion County, Florida.

**Point of Commencement (POC) at the Southwest corner of the Southwest quarter of the Southwest quarter of Section 14 of Township 15 South and Range 21 East in Marion County, Florida.**

<u>Call Number</u>	<u>Bearing or Central Angle</u>	<u>Distance or Arc Length</u>	<u>Radius</u>	<u>Annotation</u>
POC to POB	South 89 ° 58' 23" East	1,324.83 feet		East along the South line of the Southwest quarter of the Southwest quarter of Section 14, Township 15 South, Range 21 East in Marion County, Florida to the Southeast corner of the Southwest quarter of the Southwest quarter of Section 14 and the Southwest corner of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and the Point of Beginning (POB);
1.	North 00 ° 01' 31" East	390.00 feet		North along the West line of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 to a point 60 feet North of the Northwest corner of the Southwest quarter of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and the intersection with the Northern right of way line of Southwest Seventh Street;

2. South 89 ° 58'23" East 328.21 feet

East along a line 60 feet North of the North line of the Southwest quarter of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and the Northern right of way line of Southwest Seventh Street to a point 60 feet North of the Northeast corner of the Southwest quarter of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and 60 feet North of the Southwest corner of the East three quarters of the North three quarters of the Southeast quarter of the Southwest quarter of Section 14;

3. North 00 ° 07'45" East 876.00 feet

North along the West line of the East three quarters of the North three quarters of the Southeast quarter of the Southwest quarter of Section 14 to a point approximately 60 feet South of the Northwest corner of the East three quarters of the North three quarters of the Southeast quarter of the Southwest quarter of Section 14 and the point of intersection with the Northern right of way line of Southwest Thirty Fifth Avenue;

4. South 89 ° 58'23" East 993.00 feet

East along a line approximately 60 feet South of the North line of the East three quarters of the North three quarters of the Southeast quarter of the Southwest quarter of Section 14 and the Northern right of way line of Southwest Thirty Fifth Avenue to the Northeast corner of the East three quarters of the North three quarters of the Southeast quarter of the Southwest quarter of Section 14 and the point of intersection with the West line of the West half of the Southeast quarter of Section 14 and the center line of Southwest Thirty Third Avenue;



- |     |                        |               |  |
|-----|------------------------|---------------|--|
| 5.  | North 00 ° 07'45" East | 1,411.44 feet | North along the West line of the West half of the Southeast quarter of Section 14 and the center line of Southwest Thirty Third Avenue to the Northwest corner of the West half of the Southeast quarter of Section 14 and a point approximately 57 feet North of the intersection with the Southern right of way line of State Road 40; |
| 6.  | North 89 ° 48'33" East | 732.11 feet   | East along the North line of the West half of the Southeast quarter of Section 14 to a point approximately 732 feet East of the Northwest corner of the West half of the Southeast quarter of Section 14;  |
| 7.  | South 00 ° 09'07" West | 1,090.00 feet | South along a line approximately 732 feet East of the West line of the West half of the Southeast quarter of Section 14 to a point 1,090 feet South of the North line of the West half of the Southeast quarter of Section 14;   |
| 8.  | North 89 ° 48'33" East | 600.00 feet   | East along a line 1,090 feet South of the North line of the West half of the Southeast quarter of Section 14 to a point on the East line of the West half of the Southeast quarter of Section 14 1,090 feet South of the Northeast corner of the West half of the Southeast quarter of Section 14;                                       |
| 9.  | South 00 ° 09'07" West | 1,593.40 feet | South along the East line of the West half of the Southeast quarter of Section 14 to the Southeast corner of the West half of the Southeast quarter of Section 14;   |
| 10. | North 89 ° 56'01" West | 1,331.02 feet | West along the South line of the West half of the Southeast quarter of Section 14 to the Southwest corner of the West half of the Southeast quarter of Section 14 and the intersection with the center line of Southwest Thirty Third Avenue;  |

11. North 00°07'45" East 330.00 feet

North along the West line of the West half of the Southeast quarter of Section 14 and the centerline of Southwest Thirty Third Avenue and the East line of the Southeast quarter of the Southwest quarter of Section 14 to the Southeast corner of the East three quarters of the North three quarters of the Southeast quarter of the Southwest quarter of Section 14 and the intersection with the extension of the Southern right of way line of Southwest Seventh Street;

12. North 89°58'23" West 961.16 feet

West along the South line of the East three quarters of the North three quarters of the Southeast quarter of the Southwest quarter of Section 14 and the Southern right of way line of Southwest Seventh Street to a point approximately 30 feet East of the Southwest corner of the East three quarters of the North three quarters of the Southeast quarter of the Southwest quarter of Section 14 and a point approximately 360 feet East of the West line of the South half of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14;

13. South 00°01'31" West 581.00 feet

South along a line approximately 360 feet East of the West line of the South half of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and approximately 360 feet East of the West line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 of Township 15 South and Range 21 East to a point 251 feet South of the North line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23;

14. North 89 ° 58'23" West 361.57 feet

West along a line approximately 251 feet South of the North line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 to a point on the West line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 251 feet South of the Northwest corner of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23;

15. North 00 ° 02'07" West 251.00 feet

North along the West line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 to the Northwest corner of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23;

16. South 89 ° 58'40" East 1.84 feet

East along the North line of the North half of the Northwest quarter of the Northeast quarter of the Northwest quarter of Section 23 and the South line of the Southwest quarter of Section 14 to the Southwest corner of the Southwest quarter of the Southeast quarter of the Southwest quarter of Section 14 and the Point of Beginning.