

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for amendment  
of Certificate No. 347-W to add  
territory (Indian Pines VI) in  
Marion County by Marion  
Utilities, Inc.

DOCKET NO. 970119-WU  
ORDER NO. PSC-97-0831-FOF-WU  
ISSUED: July 11, 1997

ORDER AMENDING CERTIFICATE NO. 347-W TO INCLUDE  
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On January 28, 1997, Marion Utilities, Inc. (Marion Utilities or Utility) filed an application with this Commission to amend Certificate No. 347-W to include additional territory in Marion County, Florida. Marion Utilities currently provides service to approximately 4,311 water customers and 118 wastewater customers. Water service will be provided by extending water lines to the additional area (Indian Pines Subdivision), which will be served by the utility's existing Greenfields/Indian Pines Plant.

The application is in compliance with Section 367.045, Florida Statutes, and other pertinent statutes and provisions of the Florida Administrative Code. 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, Marion Utilities provided evidence, in the form of a warranty deed, that it owns the land upon which its facilities are 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 Marion Utilities is requesting to serve in Marion County is described in Attachment A of this Order.

Marion Utilities has provided 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.

Since Marion Utilities has been in operation under our jurisdiction for more than ten years, and has been providing satisfactory service to its customers, we believe that the Utility has demonstrated its ability to provide service to the additional

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territory. From the information filed with the application, it appears that Marion has the financial ability to serve the requested area.

Therefore, we find that it is in the public interest to amend Certificate No. 347-W to include the territory described in Attachment A of this Order, which by reference is incorporated herein. Marion Utilities shall return Certificate No. 347-W to this Commission within 30 days of the date of this Order for entry reflecting the additional territory. The Utility has filed revised tariff sheets reflecting the amendment. Marion Utilities shall charge the customers in the additional territory the rates and charges approved in its tariff until authorized to change by this Commission in a subsequent proceeding.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Certificate No. 347-W, held by Marion Utilities, Inc., 710 Northeast 30th Avenue, Ocala, Florida 34470, is hereby amended to include the territory described in Attachment A of this Order, which by reference is incorporated herein. The Utility is directed to return Certificate No. 374-W to this Commission within 30 days of the date of this Order for appropriate entry. It is further

ORDERED that Marion Utilities, Inc. 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

ORDERED that Docket No. 970119-WU is hereby closed.

By ORDER of the Florida Public Service Commission, this 11th day of July, 1997.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

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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.

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ATTACHMENT A

MARION UTILITIES, INC.

Territory Description - Marion County

(Water service will be provided to Indian Pines  
Subdivision from the Greenfields/Indian Pines Plant)

Township 16 South, Range 21 East

In Section 25

The Southwest 1/4 of the Southeast 1/4