

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by ARROWHEAD)	DOCKET NO. 881519-SU
CAMPGROUND for exemption from)	
FPSC regulation for a sewage)	ORDER NO. 20680
treatment facility in Columbia)	
County.)	ISSUED: 2-1-89
)	

ORDER INDICATING EXEMPT STATUS OF
ARROWHEAD CAMPGROUND

BY THE COMMISSION:

Arrowhead Campground (Arrowhead or the park) is an existing mobile home park consisting of 52 rental units in Lake City, Columbia County, Florida. The mobile homes and lots are owned by Arrowhead and are rented together as a rental unit on a monthly basis to the general public.

The park's Department of Environmental Regulation (DER) sewage treatment plant permit inadvertently expired, so the park is now being required by the DER to reapply for a permit to operate its plant. To this end, on November 23, 1988, by way of letter and sworn affidavit, Arrowhead requested that we issue a letter to the DER acknowledging that Arrowhead's sewage treatment plant is exempt from our regulation. Arrowhead's sworn affidavit specifically alleges that it "does not charge any customers for sewer service, as service is provided solely to ... meet the needs of its operations". Arrowhead's affidavit also alleges that, "All costs of providing sewer service are treated as operational expenses..." as further justification for its requested exemption from our regulation.

Prior to issuing a utility construction permit, DER, pursuant to Section 367.031, Florida Statutes, requires a certificate from the Commission authorizing Arrowhead Campground to provide utility service or proof of exemption from regulation by the Commission.

Section 367.022(5), Florida Statutes, provides that "Landlords providing service to their tenants without specific compensation for the service" are not subject to our regulation. On the facts as represented, we find the subject sewer utility to be exempt under Section 367.022(5), Florida Statutes.

It is, therefore,

ORDERED by the Florida Public Service Commission that based on the facts as represented, the sewer system owned by Arrowhead Campground, c/o Jim Arnold III, Director of Utilities, Wastewater Treatment Plant, Lake City, Columbia County, Florida 32055 is hereby exempt under Sections 367.022(5), Florida Statutes. It is further

ORDERED that should there be any change in circumstances or method of operation of the subject sewer utility, Arrowhead Campground, or its successor(s) in interest, shall inform this Commission within thirty (30) days of such change so that we may determine whether our decision herein is still

DOCUMENT NUMBER-DATE
01163 FEB -1 1989
REC-RECORDS/REPORTING

ORDER NO. 20680
DOCKET NO. 881519-SU
PAGE 2

appropriate. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission
this 1st day of FEBRUARY, 1989.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

JRF

by: Kay Flynn
Chief, Bureau of Records