

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by CRYSTAL LAKE TRAVEL)	DOCKET NO. 890096-SU
TRAILER PARK for exemption from FPSC)	ORDER NO. 21295
regulation for a sewage treatment)	ISSUED: 5-30-89
facility in Collier County.)	

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, CHAIRMAN
 THOMAS M. BEARD
 BETTY EASLEY
 GERALD L. GUNTER
 JOHN T. HERNDON

ORDER ACKNOWLEDGING WITHDRAWAL OF
 EXEMPTION REQUEST AND CLOSING DOCKET

BY THE COMMISSION:

Landmark Management Company, Inc. (Landmark) is the co-owner, and managing partner, of Crystal Lake Joint Venture (the developer), which is the developer of Crystal Lake Travel Trailer Park (Crystal Lake), a planned R.V. park in Collier County. Crystal Lake will receive its water from the County, however, since no sewer service is presently available, it plans to construct its own temporary on-site sewage treatment plant. The park will consist of 490 lots, which will be sold individually to the public. Construction is scheduled to begin in the summer of 1989.

Prior to issuing the developer a construction permit, the Department of Environmental Regulation (DER), pursuant to Section 367.031, Florida Statutes, requires a certificate from this Commission authorizing the utility to provide sewage treatment service, or proof of exemption from regulation by the Commission. Therefore, on January 19, 1989, by way of letter and sworn affidavit, the developer requested that we inform the DER that the subject sewage treatment plant was exempt from our regulation pursuant to Section 367.022, Florida Statutes.

Subsequently, our staff informed the developer's legal counsel that, based on the facts as represented, it appeared that the developer's request did not meet the statutory requirements for exemption, and a recommendation to this effect would be presented to the Commission.

Consequently, on April 21, 1989, by way of letter, the developer's legal counsel advised the Commission that the developer was withdrawing its exemption request, and further, that a new application may be filed at a later date.

Accordingly, we hereby acknowledge the withdrawal of the subject exemption request, and further find that such withdrawal shall be without prejudice.

Upon due consideration, it is, therefore

ORDERED by the Florida Public Service Commission that Crystal Lake Joint Venture's withdrawal of its request for

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exemption for its travel trailer park is hereby acknowledged.
It is further

ORDERED that the withdrawal of the subject exemption
request shall be without prejudice. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission,
this 30th day of MAY, 1989.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

JRF

by: Kay Flynn
Chief, Bureau of Records