

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of GENERAL DEVELOP-) DOCKET NO. 891139-WS
MENT CORPORATION for amendment of) ORDER NO. 22163
Certificates 25-W and 22-S in Brevard) ISSUED: 11-8-89
County)
_____)

ORDER AMENDING CERTIFICATES TO INCLUDE
ADDITIONAL TERRITORY

BY THE COMMISSION:

On September 18, 1989, General Development Corporation, Inc. (General or Utility) filed an application with the Commission to amend its Certificates Nos. 25-W and 22-S to include additional territory in Brevard County, Florida, pursuant to the provisions of Section 367.061, Florida Statutes.

On November 10, 1988, General notified certificated utilities and appropriate governmental agencies in Brevard County of its intention to amend its Certificates to include the territory described in Appendix A, attached to this Order. Proof of Notification has been furnished by the Utility.

Notice of the Utility's intent to extend its service area was published in The Tribune, a newspaper of general circulation, published in Brevard County, Florida, on November 24, December 1 and 8, 1988. No protests to this application were received within the prescribed time period.

The appropriate filing fee has been paid, and the Utility is ready, willing and able to provide service in the territory for which it has applied. The application has been reviewed and found to be in compliance with the statutory requirements. Accordingly, we find it is in the public interest to amend Certificates Nos. 25-W and 22-S to include the territory described in Appendix A to this Order, which by reference is incorporated herein.

It is, therefore,

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ORDERED by the Florida Public Service Commission that Certificates Nos. 25-W and 22-S, held by General Development Corporation, Inc., 1111 South Bayshore Drive, Miami, Florida 33131, are hereby amended to include the territory described in Appendix A of this Order. The Utility is directed to return Certificates Nos. 25-W and 22-S to this Commission within 20 days of the date of this Order for appropriate entry. It is further

ORDERED that the customers in the territory added herein shall be charged the rates approved in the Utility's tariff. It is further

ORDERED that General Development Corporation shall submit revised tariff sheets reflecting the additional territory as set forth herein within 20 days of the date of this Order. It is further

ORDERED that Docket No. 891139-WS is hereby closed.

By ORDER of the Florida Public Service Commission
this 8th day of NOVEMBER, 1989.



STEVE TRIBBLE Director
Division of Records and Reporting

(S E A L)

ALC

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders

GENERAL DEVELOPMENT CORPORATION - PORT MALABAR - WATER

TOWNSHIP 28 SOUTH, RANGE 36 EAST

Section 24

The Southeast 1/4 of the Southeast 1/4 of the Northeast 1/4 of Land Section 24.

Section 35

Those lots fronting on Jupiter Boulevard between Ivanhoe Street and Americana Boulevard; and those lots fronting on Americana Boulevard between Jupiter Boulevard and Consolata Street less the corner lots of Americana Boulevard and Consolata Street.

Section 36

The East 1/2 of the Southwest 1/4 of the Northwest 1/4 of Section 36; and the South 1/2 of the Southeast 1/4 of the Northeast 1/4 of said Section 36.

The Southeast 1/4 of Section 36 less the Northwest 1/4 of said Southeast 1/4 of Section 36.

TOWNSHIP 28 SOUTH, RANGE 37 EAST

Section 26

That portion of the South 1/2 of Section 26 lying southerly of Port Malabar Boulevard and bounded on the east by a drainage right-of-way less the west 1,475 feet more or less; and less the right of way of the Melbourne Tillman Drainage District Canal No. 1.

Section 33

The East 1/2 of the East 1/2 of the Northwest 1/4 of Section 33.

Section 34

The South 1/2 of the Southwest 1/4 of Section 34; and the Southeast 1/4 of said Section 34 less the east 1,000 feet more or less of the North 1/2 of said Southeast 1/4.

Section 35

The North 1/2 of the Southwest 1/4 of the Northwest 1/4 of Section 35; and the Southeast 1/4 of the Southwest 1/4 of the Northwest 1/4 of said Section 35.

TOWNSHIP 29 SOUTH, RANGE 36 EAST

Section 1

The North 1/2 of the North 1/2 of Section 1.

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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 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 or sewer 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.

GENERAL DEVELOPMENT CORPORATION - PORT MALABAR - SEWER

TOWNSHIP 28 SOUTH, RANGE 36 EAST

SECTION 36

The East 1/2 of the Southwest 1/4 of the Northeast 1/4 of Section 36; and the South 1/2 of the Southeast 1/4 of the Northeast 1/4 of Section 36; and the parcel of land bounded on the west by Chamberlin Avenue, on the south by Del Mundo Street, on the north by Americana Boulevard, and on the east by Minton Road less all lots fronting on Americana Boulevard and Minton Road; and the Northeast 1/4 of the Southeast 1/4 of Section 36; and the South 1/2 of Southeast 1/4 of Section 36.

TOWNSHIP 28 SOUTH, RANGE 37 EAST

SECTION 26

That portion of the South 1/2 of Section 26 lying southerly of Port Malabar Boulevard and bounded on the east by a drainage right-of-way less the west 1,475 feet more or less, and less the right-of-way of the Melbourne Tillman Drainage Canal No. 1.

TOWNSHIP 29 SOUTH, RANGE 36 EAST

SECTION 1

The North 1/2 of the North 1/2 of Section 1.

TOWNSHIP 29 SOUTH, RANGE 37 EAST

Section 4

The Northwest 1/4 of the Northwest 1/4 of Section 4.

Section 5

Lots 14, 15, 16 and 17 of Block 301, Port Malabar Unit 9 and fronting on Malabar Road, Flint Avenue and Chateau Street.

The Northwest 1/4 of the Northeast 1/4 of Section 5; and the Northeast 1/4 of Southwest 1/4 of the Northeast 1/4 of Section 5; and that portion of the Southeast 1/4 of the Southeast 1/4 of Section 5 bounded on the west by Galilean Avenue, on the north by those lots fronting on Jupiter Boulevard, and on the south by the Melbourne Tillman Drainage District #48.

Section 6

That portion of the Northwest 1/4 of the Northwest 1/4 of Section 6 bounded on the west by the Melbourne Tillman Drainage District No. 37, on the south by those lots fronting on the north 1/2 of Dolphin Street, and on the east by those lots fronting on the west 1/2 of Deauville Avenue.

That portion of the North 1/2 of the Northeast 1/4 of the Northwest 1/4 of Section 6 bounded on the west by those lots fronting on the east 1/2 of Battersea Avenue, on the south by Antiquera Street and on the east by those lots fronting on the west 1/2 of Decordre Road and Malabar Road.

The Northeast 1/4 of the Northeast 1/4 of Section 6; and the East 1/2 of the Northwest 1/4 of the Northeast 1/4 of Section 6.

The East 1/2 of the Northwest 1/4 of the Southeast 1/4 of Section 6; and the West 1/2 of the Northeast 1/4 of the Southeast 1/4 of Section 6; and the north 150 feet of the East 1/2 of the Southwest 1/4 of the Southeast 1/4 of Section 6; and the north 150 feet of the West 1/2 of Southeast 1/4 of the Southeast 1/4 of Section 6.

Section 8

That portion of the east 400 feet of the East 1/2 of the Northeast 1/4 of the Northeast 1/4 of Section 8 bounded on the north by Brickell Street, on the west by Dwight Avenue, and on the south by Jaslo Street.