

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of ST. GEORGE)	DOCKET NO. 871177-WU
ISLAND UTILITY COMPANY, LTD. for)	ORDER NO. 22321
increased rates and service availa-)	ISSUED: 12-19-89
bility charges for water service in)	
Franklin County)	
)	

The following Commissioners participated in the disposition of this matter:

BETTY EASLEY
JOHN T. HERNDON

ORDER MODIFYING MORATORIUM AGAINST
NEW CONNECTIONS

BY THE COMMISSION:

By Order No. 21122, issued April 24, 1989, this Commission established increased rates and service availability charges for St. George Island Utility Co., Ltd. (St. George), imposed a moratorium against any further connections and ordered St. George to comply with a number of requirements relating to quality of service. By Order 21917, issued September 19, 1989, we reaffirmed these requirements and clarified that, in addition to being prohibited from connecting newly constructed dwellings, St. George was prohibited from providing new service to existing homes already served by private wells.

Recently, St. George entered into a Consent Order with the Department of Environmental Regulation (DER). Under the terms of the Consent Order, St. George must begin constructing an elevated storage tank on or before January 1, 1990. In addition, the tank must be placed in service by April 30, 1990. The order further requires that St. George submit an application to DER for a construction permit for a new well on or before December 1, 1989.

Also under the terms of the Consent Order, St. George may connect up to 200 new equivalent residential connections (ERCs) until the new well and storage tank are in use. Any pre-paid connections that are placed in service must be counted as part of the 200 connections. After SGI has connected 200 additional ERCs, it must submit a certified engineering report to DER regarding the system's capability to handle any additional connections.

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We note that St. George has made a number of improvements to its system within the last year and should, accordingly, be capable of providing service to 200 additional ERCs. We, therefore, find it appropriate to modify Orders Nos. 21122 and 21917 in order to allow St. George to connect up to 200 additional ERCs. Should the Consent Order be appealed, however, we will reconsider our modification of the moratorium. Further, we find it appropriate to require St. George to submit a copy of the certified engineering report to this Commission at the same time it submits its report to DER. Upon review of the certified engineering report, we may reevaluate St. George's capacity to serve even more customers.

It is, therefore,

ORDERED by the Florida Public Service Commission that Orders Nos. 21122 and 21917, by which we imposed a moratorium against any further connections by St. George Island Utility Co., Ltd., are hereby modified to the extent set forth in the body of this Order. It is further

ORDERED that Orders Nos. 21122 and 21917 are hereby affirmed in all other respects. It is further

ORDERED that St. George Island Utility Co., Ltd. shall submit a copy of its certified engineering report to this Commission at the same time it submits the report to DER.

By ORDER of the Florida Public Service Commission this 19th day of DECEMBER, 1989.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

RJP

by: Kay Helman
Chief, Bureau of Records

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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 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.