

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Ocala Oaks) DOCKET NO. 900074-WU
 Utilities, Inc. for amendment of) ORDER NO. 22978
 Certificate No. 346-W in Marion County.) ISSUED: 5-24-90

ORDER AMENDING CERTIFICATE TO INCLUDE
 ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On February 2, 1990, Ocala Oaks Utilities, Inc. (Ocala Oaks or Utility) filed an application with this Commission to amend Certificate No. 346-W to include additional territory in Marion County, Florida, pursuant to the provisions of Section 367.045, Florida Statutes.

The application is in compliance with Section 367.045, Florida Statutes, and other statutes and administrative rules concerning an application for amendment of a certificate. In particular, the notarized application contains:

- 1) A filing fee in the amount of \$150.00, as prescribed by Rule 25-30.020, Florida Administrative Code.
- 2) Adequate service territory and system maps and a territory description, as prescribed by Rule 25-30.035, Florida Administrative Code. The additional territory in Marion County is described in Attachment A of this Order.
- 3) Proof of notice of application to all interested governmental and regulatory agencies and all utilities within a four-mile radius of the territory, and proof of advertisement in a newspaper of general circulation in the county, as prescribed by Rule 25-30.030, Florida Administrative Code.
- 4) Evidence that the utility owns the land upon which the utility's facilities are located as required by Rule 25-30.035, Florida Administrative Code.

No objections to the notice of application have been received and the time for filing such has expired.

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Since Ocala Oaks has been in operation under Commission jurisdiction since 1983, and has been providing satisfactory service to its customers, we believe it has demonstrated its ability to provide service in the additional territory. Further, a review of the Utility's 1988 Financial Statement indicates that it has the funds to provide service in the additional territory, which is adjacent to the area it currently serves. Therefore, we find it is in the public interest to amend Certificate No. 346-W to include the territory described in Attachment A to this Order, which by reference is incorporated herein.

It is, therefore,

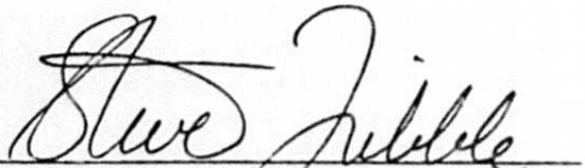
ORDERED by the Florida Public Service Commission that Certificate No. 346-W, held by Ocala Oaks Utilities, Inc., 1343 N.E. 17th Road, Ocala, Florida 32670, is hereby amended to include the territory described in Attachment A of this Order. The Utility is directed to return Certificate No. 346-W to this Commission within 30 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 Ocala Oaks shall submit revised tariff sheets reflecting the additional territory as set forth herein within 30 days of the date of this Order. It is further

ORDERED that Docket No. 900074-WU is hereby closed.

By ORDER of the Florida Public Service Commission,
this 24th day of MAY, 1990.



STEVE TRIBBLE, 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 120.59(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.

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ATTACHMENT A

Description for Ocala Oaks Utilities, Inc.
Marion County
Service Territory Description

Township 14 South, Range 22 East, Section 33

For the point of reference commence at the Northeast corner of the Southwest 1/4 of Section 33, Township 14 South, Range 22 East; Thence S 00°01'54"W along the West boundary of Ocala Oaks Unit 2, (PB. "T", PG. 76) 1159.79 feet to the North boundary of Woodland Place (PB. "U", PG. 2); thence along said North boundary of Woodland Place S 89°57'02"W, 185.04 feet; thence S 00°04'07"W, 3.84 feet; thence S 89°56'29"W, 388.00 feet; thence S 00°04'07"W, 125.00 feet to the North right-of-way of Northeast 38th Place (60'R/W); thence along said right-of-way S 89°56'29"W, 755.06 feet to a point on the East boundary of McCoy's Subdivision (unrecorded); thence along said East boundary of McCoy's Subdivision N 00°01'52"E, 1289.15 feet to Northeast corner of Northwest 1/4 of the Southwest 1/4 of said Section 33, Township 14 South, Range 22 East; thence along said North boundary line N 89°57'53"E, 1328.23 feet to the point of beginning.

and

The East 1/2 of the Southeast 1/4 of the Northwest 1/4 of Section 33, Township 14 South, Range 22 East, Marion County, Florida.

Containing 57.77 acres more or less.