

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Citrus Springs) DOCKET NO. 910039-SU
Utilities for amendment of Certificate) ORDER NO. 24627
No. 156-S in Citrus County, Florida.) ISSUED: 6/6/91
)

ORDER AMENDING CERTIFICATE TO INCLUDE
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On January 10, 1991, Citrus Springs Utilities (United Florida), hereinafter referred to as Citrus Springs or Utility, filed an application to amend Certificate No. 156-S to include additional territory in Citrus County, Florida. The additional territory is located off U. S. Highway 41 and North Citrus Springs Boulevard. The area is zoned for light commercial usage, and consists of 40 lots.

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

1. A filing fee in the amount of \$150, 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 25-30.036, Florida Administrative Code. The additional territory in Citrus County is described in Attachment A of this Order.
3. Proof of notice to interested governmental and regulatory agencies and utilities within a four-mile radius of the territory, and proof of advertisement in a newspaper of general circulation in Citrus County, as prescribed by Rule 25-30.030, Florida Administrative Code.
4. Evidence that the Utility owns the land upon which its facilities are located, as required by Rule 25-30.036, Florida Administrative Code.

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

Since Citrus Springs has been in operation under our jurisdiction since 1986, and has been providing satisfactory service to its customers, we believe that it has demonstrated its ability to provide service to the additional territory. Also,

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from information submitted with the application, it appears that Citrus Springs has the financial ability to provide service to the customers in the territory. In addition, according the Department of Environmental Regulation (DER), there are no outstanding violations against the Citrus Springs system. Therefore, we find that it is in the public interest to amend Certificate No. 156-S to include the territory described in Attachment A of this Order, which by reference is incorporated herein. Citrus Springs has returned Certificate No. 156-S to this Commission for entry reflecting the amendment. The Utility has also filed revised tariff sheets reflecting the additional territory.

It is, therefore,

ORDERED by the Florida Public Service Commission that Certificate No. 156-S, held by Citrus Springs Utilities (United Florida), 9540 North Citrus Springs Boulevard, Citrus Springs, Florida 32630-6743, is hereby amended to include the territory described in Attachment A of this Order. It is further

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

ORDERED that Docket No. 910039-SU is hereby closed.

By ORDER of the Florida Public Service Commission, this 6th day of JUNE, 1991.



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 that is available under Sections 120.57 or 120.68, Florida Statutes, as

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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.

TERRITORY DESCRIPTION

TOWNSHIP 17 SOUTH, RANGE 18 EAST, CITRUS COUNTY, FLORIDA

SECTION 11

BEGIN AT A POINT 816.45 FEET SOUTH OF THE NORTH BOUNDARY OF SAID SECTION 11 AND THE WESTERN BOUNDARY OF THE RIGHT-OF-WAY, OF U.S. HIGHWAY NO. 41. SAID P.O.B. ALSO BEING THE NE CORNER OF LOT 13, BLOCK 1366, CITRUS SPRING UNIT 27 AS RECORDED IN PLAT BOOK 9, PAGE 61, CITRUS COUNTY FLORIDA. FROM SAID P.O.B. RUN N $88^{\circ} 36' 36''$ W 270.33 FEET, THENCE RUN S $82^{\circ} 46' 33''$ W 498.21 FEET; THENCE RUN S $29^{\circ} 17' 54''$ E, 1617.76 FEET; THENCE RUN NORTHERNLY ALONG THE WESTERN BOUNDARY OF U.S. HIGHWAY NO. 41 A DISTANCE OF 1470.11 TO THE SAID P.O.B.

SECTIONS 11, 12 AND 13

BEGIN AT A POINT 1508.85 FEET SOUTH OF THE NORTH BOUNDARY OF SAID SECTION 11 AND THE EASTERN BOUNDARY OF THE RIGHT-OF-WAY OF U.S. HIGHWAY NO. 41. SAID P.O.B. ALSO BEING THE NW CORNER OF LOT 1, BLOCK 1315, CITRUS SPRINGS UNIT 27 AS RECORDED IN PLAT BOOK 9, PAGE 61, CITRUS COUNTY, FLORIDA. FROM SAID P.O.B. RUN S $88^{\circ} 36' 36''$ E, 41.08 FEET; THENCE RUN S $26^{\circ} 10' 31''$ E; 2288.33 FEET; THENCE RUN S $29^{\circ} 21' 16''$ E 190 FEET MORE OR LESS TO THE SOUTHERLY BOUNDARY OF CITRUS SPRINGS BOULEVARD RIGHT-OF-WAY; THENCE RUN NORTHEASTERLY ALONG SAID RIGHT -OF-WAY A DISTANCE OF 42.34 FEET; THENCE RUN S $26^{\circ} 11' 00''$ E, 1764.51 FEET; THENCE RUN S $65^{\circ} 49' 00''$ W 80.09 FEET; THENCE RUN S $58^{\circ} 25' 03''$ W, 225.15 FEET; THENCE RUN NORTHERLY ALONG THE EASTERN BOUNDARY OF SAID U.S. HIGHWAY 41 A DISTANCE OF 5815.21 FEET TO THE SAID P.O.B.

SECTIONS 11 AND 14

COMMENCE AT THE INTERSECTION OF U.S. HIGHWAY 41 AND NORTH CITRUS SPRINGS BOULEVARD; THENCE RUN S $60^{\circ} 38' 44''$ W, 395 FEET, THENCE RUN N $29^{\circ} 21' 16''$ W, 500 FEET TO THE POINT OF BEGINNING. THE SAID P.O.B. ALSO BEING THE NE CORNER OF TRACK 'A' CITRUS SPRINGS UNIT 1, AS RECORDED IN PLAT BOOK 5, PAGE 92, CITRUS COUNTY, FLORIDA. FROM SAID P.O.B. RUN S $29^{\circ} 21' 16''$ E, 2060 FEET, THENCE RUN S $60^{\circ} 38' 44''$ W, 214.65 FEET; THENCE RUN N $74^{\circ} 21' 16''$ W, 50 FEET; THENCE RUN N $29^{\circ} 21' 16''$ W, 1616.46 FEET; THENCE RUN SOUTH WESTERLY ALONG THE NORTH BOUNDARY OF NORTH CITRUS SPRINGS BOULEVARD A DISTANCE OF 298.16 FEET; THENCE RUN N $51^{\circ} 01' 04''$ W, 131.54 FEET; THENCE RUN N $29^{\circ} 21' 16''$ W; 343.66 FEET; THENCE RUN N $60^{\circ} 38' 44''$ E, 340 FEET; THENCE RUN N $29^{\circ} 21' 16''$ W, 185 FEET; THENCE RUN N $29^{\circ} 20' 09''$ W, 182.63 FEET; TO THE PC OF A CURVE CONCAVE TO THE NORTHEAST HAVING A RADIUS LENGTH OF 3510.54, AND A CENTRAL ANGLE OF $13^{\circ} 13' 38''$, THENCE AROUND THE ARC OF SAID CURVE 810.44 FEET TO THE PT OF SAID

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ATTACHMENT A
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CURVE; THENCE RUN N 16° 06' 31" W, 170.99 FEET; THENCE RUN
NORTHEASTERLY ALONG THE SOUTH BOUNDARY OF THE RIGHT-OF-WAY OF HAWK
STREET A DISTANCE OF 260.57 FEET; THENCE RUN SOUTHERLY ALONG THE
WESTERN BOUNDARY OF THE RIGHT-OF-WAY OF BILTMORE AVENUE A DISTANCE
OF 610.42 FEET TO THE SAID POINT OF BEGINNING

MEMORANDUM

May 31, 1991

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (CROSBY) *msd*
RE: DOCKET NO. 910039-SU - APPLICATION OF CITRUS SPRINGS
UTILITIES FOR AMENDMENT OF CERTIFICATE NO. 156-5 IN
CITRUS COUNTY, FLORIDA

27627

Attached is an Order Amending Certificate to Include
Additional Territory and Closing Docket to be issued in the above-
referenced Docket. (Number of Pages in Order - 5)

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Attachment

cc: Division of Water and Sewer
(McRoy)

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