

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Change
of Service Availability)
Charges in Marion County by)
GENERAL DEVELOPMENT UTILITIES,)
INC.)
_____)

DOCKET NO. 921236-WS
ORDER NO. PSC-93-0159-FOF-WS
ISSUED: 02/01/93

The following Commissioners participated in the disposition of this matter:

- J. TERRY DEASON, Chairman
- THOMAS M. BEARD
- SUSAN F. CLARK
- JULIA JOHNSON
- LUIS J. LAUREDO

ORDER SUSPENDING PROPOSED
SERVICE AVAILABILITY CHARGES

BY THE COMMISSION:

General Development Utilities, Inc./Silver Springs Shores Division (Silver Springs Shores or utility) is a Class A utility located in Marion County. Silver Springs Shores is in a critical use area as designated by the South Florida Water Management District. As of December 31, 1991, Silver Springs Shores had 3,742 water customers and 3,562 wastewater customers. According to the utility's minimum filing requirements (MFRs), the Silver Springs Shores water system had actual operating revenues of \$478,941 and a net operating income of \$15,547. The wastewater system had actual operating revenues of \$889,061 and a net operating income of \$118,734.

On December 3, 1992, the utility filed an application for a change in its service availability charges. As filed, the application met the requirements of Rule 25-30.565, Florida Administrative Code, and December 3, 1992, was established as the official filing date. The utility also filed revised tariff sheets specifying the new rates.

This Commission last considered the rates for Silver Springs Shores in Docket No. 870239-WS, which ended prior to the final hearing when the Commission approved a stipulated agreement between the parties. Service availability charges have not been reevaluated by the Commission.

Section 367.091(5), Florida Statutes, states that the Commission may withhold consent to the operation of any or all portions of new rate schedules, by a vote to that effect, within 60

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days giving a reason or statement of good cause for withholding that consent. If the Commission does not withhold consent, the new rate schedules may be assumed in effect after 60 days.

We have reviewed the filing and the information filed in support of the application. We find that it is reasonable and necessary to require further amplification and explanation of the data filed by Silver Springs Shores. In consideration of the above, we find it appropriate to suspend the proposed tariff to increase service availability charges for Silver Springs Shores pending further discovery.

Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that the proposed service availability schedules filed by General Development Utilities, Inc., for Silver Springs Shores are hereby suspended.

By ORDER of the Florida Public Service Commission this 1st day of February, 1993.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

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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 this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) 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 wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.