

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application by Orange-) DOCKET NO. 930210-WS
Osceola Utilities, Inc. For) ORDER NO. PSC-93-1109-FOF-WS
Amendment of Certificates Nos.) ISSUED: July 29, 1993
335-W and 289-S in Osceola)
County, Florida.)
_____)

ORDER AMENDING CERTIFICATES TO INCLUDE
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

Background

On March 2, 1993, Orange-Osceola Utilities, Inc. (Orange-Osceola or Utility) filed an application with this Commission to amend Certificates Nos. 335-W and 289-S to include additional territory in Osceola County, Florida. The territory requested is located immediately adjacent to Orange-Osceola's existing service area.

The territory is in a critical use area as defined by the South Florida Water Management District. The Utility currently disposes of effluent through spray irrigation to natural wetlands systems and groundwater infiltration basins. Orange-Osceola intends to utilize golf course spray irrigation and other reuse methods of disposal of the effluent to the extent possible.

There are approximately 385 additional equivalent residential connections (ERCs) located in the new territory. It will not be necessary for the Utility to construct new facilities to serve the area; the additional territory will be served by Orange-Osceola's existing facilities.

Application

The application is in compliance with Section 367.045, Florida Statutes, and other pertinent statutes and provisions of the Florida Administrative Code. In particular, the application contains a filing fee in the amount of \$1800.00, as prescribed by Rule 25-30.020, Florida Administrative Code. In addition, Orange-Osceola provided evidence, in the form of a warranty deed, that it owns the land upon which its facilities are located, as required by Rule 25-30.036, Florida Administrative Code.

DOCUMENT NUMBER-DATE

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1100 RECORDS/REPORTING

2000-1-1
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FINANCIAL

Adequate service territory and system maps and a territory description have been provided, as prescribed by Rule 25-30.036, Florida Administrative Code. The additional territory which the Utility is requesting to serve in Osceola County is described in Attachment A of this Order.

Orange-Osceola has provided proof of compliance with the noticing requirements of Rule 25-30.030, Florida Administrative Code. No objections to the notice of application have been received and the time for filing such has expired.

According to information filed with the application, it appears that Orange-Osceola has the technical and financial ability to serve the requested area. Addition of the territory will have no substantial affect on the Utility's financial status. In addition, according to the Department of Environmental Regulation, the Utility has no outstanding violations.

Therefore, we find that it is in the public interest to amend Certificates Nos. 335-W and 289-S to include the territory described in Attachment A of this Order, which by reference is incorporated herein. Orange-Osceola has returned the Certificates to this Commission for entry reflecting the additional territory. The Utility has also filed revised tariff sheets reflecting the amendment.

Rates and Charges

Orange-Osceola's existing rates became effective on June 30, 1992, pursuant to a price index. Orange-Osceola shall charge the customers in the territory added herein the rates and charges approved in its tariff until authorized to change by this Commission in a subsequent proceeding.

It is, therefore,

ORDERED by the Florida Public Service Commission that Certificates Nos. 335-W and 289-S, held by Orange-Osceola Utilities, Inc., 2507 Boggy Creek Road, Suite D, Kissimmee, Florida 34744, are hereby amended to include the territory described in Attachment A of this Order, which by reference is incorporated herein. It is further

ORDERED that Orange-Osceola Utilities, Inc. shall charge the customers in the territory added herein the rates and charges approved in the its tariff until authorized to change by this Commission. It is further

ORDERED that Docket No. 930210-WS is hereby closed.

By ORDER of the Florida Public Service Commission this 29th day of July, 1993.



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 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

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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 Civil Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.

ORANGE-OSCEOLA UTILITIES, INC.
Water Territory Description

A portion of Section 5, Township 25 South, Range 30 East, Osceola County, Florida, described as follows: Beginning at the Northwest corner of said Section 5, run North 89°54'00" East along the North line of Section 5 a distance of 2661.37 feet to the Northeast corner of the Northwest 1/4 of said Section 5; thence North 89°59'55" East 1329.50 feet to the Northeast corner of the Northwest 1/4 of the Northeast 1/4 of said Section 5; thence South 00°02'00" West along the East line of the West 1/2 of said Northeast 1/4 of Section 5, a distance of 1453.31 feet to the Southerly right-of-way line of Osceola Parkway; said right-of-way line being a curve concave to the Southwest having a radius of 5649.85 feet, run thence Northwesterly along said curve and Southerly right-of-way line, through a central angle of 09°15'00" a distance of 912.29 feet to the point of tangency, said curve having a chord of 911.30 feet bearing in North 67°29'21" West; run thence North 72°06'54" West along said Southerly right-of-way line 398.57 feet; thence South 17°53'06" West 358.00 feet to the Southeast corner of the Northeast 1/4 of the Northwest 1/4 of said Section 5; thence South 89°51'37" West 1331.80 feet to the Southwest corner of said Northeast 1/4 of the Northwest 1/4 of Section 5; thence South 00°90'16" West, along the East line of the southwest 1/4 of the Northwest 1/4 of said Section 5, 604.81 feet to the North line of the South 720 feet of the Southwest 1/4 of the Northwest 1/4 of said Section 5; thence South 89°46'52" West, along said North line, 851.19 feet; thence North 27°14'36" West, 419.92 feet; thence North 50°35'27" West, 370.02 feet to the West line of the Northwest 1/4 of said Section 5; thence North 00°90'56" East 601.09 feet, thence South 89°50'17" East 270.00 feet; thence North 28°11'39" West 140.00 feet; thence North 16°52'49" West 92.18 feet to the Southerly right-of-way line of Osceola Parkway; thence North 16°52'49" West 439.98 feet to the POINT OF BEGINNING.

ORANGE-OSCEOLA UTILITIES, INC.
Wastewater Territory Description

A portion of Section 5, Township 25 South, Range 30 East, Osceola County, Florida, described as follows: Beginning at the Northwest corner of said Section 5, run North 89°54'00" East along the North line of Section 5 a distance of 2661.37 feet to the Northeast corner of the Northwest 1/4 of said Section 5; thence North 89°59'55" East 1329.50 feet to the Northeast corner of the Northwest 1/4 of the Northeast 1/4 of said Section 5; thence South 00°02'00" West along the East line of the West 1/2 of said Northeast 1/4 of Section 5, a distance of 1453.31 feet to the Southerly right-of-way line of Osceola Parkway; said right-of-way line being a curve concave to the Southwest having a radius of 5649.85 feet, run thence Northwesterly along said curve and Southerly right-of-way line, through a central angle of 09°15'00" a distance of 912.29 feet to the point of tangency, said curve having a chord of 911.30 feet bearing in North 67°29'21" West; run thence North 72°06'54" West along said Southerly right-of-way line 398.57 feet; thence South 17°53'06" West 358.00 feet to the Southeast corner of the Northeast 1/4 of the Northwest 1/4 of said Section 5; thence South 89°51'37" West 1331.80 feet to the Southwest corner of said Northeast 1/4 of the Northwest 1/4 of Section 5; thence South 00°90'16" West, along the East line of the southwest 1/4 of the Northwest 1/4 of said Section 5, 604.81 feet to the North line of the South 720 feet of the Southwest 1/4 of the Northwest 1/4 of said Section 5; thence South 89°46'52" West, along said North line, 851.19 feet; thence North 27°14'36" West, 419.92 feet; thence North 50°35'27" West, 370.02 feet to the West line of the Northwest 1/4 of said Section 5; thence North 00°90'56" East 601.09 feet, thence South 89°50'17" East 270.00 feet; thence North 28°11'39" West 140.00 feet; thence North 16°52'49" West 92.18 feet to the Southerly right-of-way line of Osceola Parkway; thence North 16°52'49" West 439.98 feet to the POINT OF BEGINNING.