

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for ) DOCKET NO. 921334-WS  
Certificates to Provide Water ) ORDER NO. PSC-94-0034-FOF-WS  
and Wastewater Service in St. ) ISSUED: January 11, 1994  
Lucie Under Grandfather Rights )  
by HOLIDAY PINES SERVICE CORP. )  
\_\_\_\_\_)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK  
JULIA L. JOHNSON

ORDER REVIVING ORDER NO. PSC-93-0739-FOF-WS,  
MAKING IT FINAL AND EFFECTIVE

BY THE COMMISSION:

On December 30, 1992, Holiday Pines Service Corporation (Holiday Pines or utility) filed its application for water and wastewater certificates under grandfather rights, pursuant to Section 367.171, Florida Statutes. By Proposed Agency Action (PAA) Order No. PSC-93-0739-FOF-WS, issued May 13, 1993, we proposed to grant water and wastewater certificates and service territory, and, by final action, granted rates and charges. Subsequently, Holiday Pines filed a timely protest of Order No. PSC-93-0739-FOF-WS. In the protest, the utility asserted that the service territory did not include other areas being served by the utility. After reviewing the additional information in the protest, we determined that the service territory granted in Order No. PSC-93-0739-FOF-WS needed to be revised. At the October 19, 1993, Agenda Conference, the Commission voted to grant the service territory and to close the docket.

However, the issue of reviving the balance of Order No. PSC-93-0739-FOF-WS, which had also proposed the granting of the utility's certificates, was inadvertently omitted from Staff's recommendation for the October 19, 1993, Agenda Conference. Therefore, we find it appropriate and necessary to revive Order No. PSC-93-0739-FOF-WS and make it final and effective. Further, Certificates Nos. 553-W and 483-S, are hereby amended to include the territory described in Attachment A of this Order.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that the proposed agency action portion of Order No. PSC-93-0739-FOF-WS granting certificates is hereby revived and made final and effective. It is further

ORDERED that Certificates Nos. 553-W and 483-S, held by Holiday Pines Service Corporation, 111 South Parker Street, Suite 204, Tampa, Florida 33606-2345, 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 this docket is closed.

By ORDER of the Florida Public Service Commission, this 11th day of January, 1994.

  
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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

JBL

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.

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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.

HOLIDAY PINES SERVICE CORPORATION

Territory Description - St. Lucie County

Township 34 South, Range 40 East, portions of Sections 7 and 18

and

Township 34 South, Range 39 East, portions of Sections 12, 13, and 14,

more particular described as follows:

Begin at the Southeast corner of the West half of the Northwest quarter of Section 7; thence North 00 degrees 34 minutes 00 seconds East 2504.51 feet; thence South 45 degrees 44 minutes 28 seconds West 5635.00 feet; thence South 00 degrees 30 minutes 33 seconds West 2432.65 feet; thence South 89 degrees 30 minutes 59 seconds East 1320.74 feet; thence South 00 degrees 24 minutes 04 seconds West 1294.74 feet; thence South 89 degrees 23 minutes 58 seconds East 1326.40 feet; thence South 89 degrees 27 minutes 50 seconds East 1327.43 feet; thence North 00 degrees 29 minutes 46 seconds East 2624.81 feet; thence North 00 degrees 34 minutes 49 seconds East 2662.20 feet to the POINT OF BEGINNING.

and

The N.W. 1/4 of Section 13 and the N.W. 1/4 of the S.W. 1/4 of Section 13

and

The N.E. 1/4 of Section 14 and the N.E. 1/4 of the S.E. 1/4 of Section 14