

MEMORANDUM

February <sup>22</sup> N, 1999

REC'D - EC

FEB 22 A:10:57

REC'D  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING  
FROM: DIVISION OF LEGAL SERVICES (CROSBY) *NAJ*  
RE: DOCKET NO. 941044-WS - RESOLUTION OF BOARD OF  
COMMISSIONERS OF CHARLOTTE COUNTY DECLARING CHARLOTTE  
COUNTY SUBJECT TO PROVISIONS OF CHAPTER 367, F.S.

99-0374-FOF-WS

Attached is an ORDER CLOSING DOCKET, to be issued in the  
above-referenced docket.

(Number of pages in order - 2)

ALC/dr

Attachment

cc: Division of Water and Wastewater (Messer)

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Resolution of Board of  
Commissioners of Charlotte  
County declaring Charlotte  
County subject to provisions of  
Chapter 367, F.S.

DOCKET NO. 941044-WS  
ORDER NO. PSC-99-0374-FOF-WS  
ISSUED: February 22, 1999

The following Commissioners participated in the disposition of this matter:

JOE GARCIA, Chairman  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.

ORDER CLOSING DOCKET

BY THE COMMISSION:

Docket No. 941044-WS was opened as a result of the adoption of Resolution No. 94-195 on September 27, 1994, by the Board of County Commissioners of Charlotte County declaring Charlotte County subject to the provisions of Section 367, Florida Statutes. The Resolution was acknowledged by this Commission by Order No. PSC-94-1451-FOF-WS, issued on November 28, 1994, in Docket No. 941044-WS.

At the time the Resolution was adopted, utilities subject to jurisdiction of this Commission were required to file an application for a certificate of authorization or exemption from Commission regulation. All applications for exemption filed pursuant to Section 367.022, Florida Statutes, have been processed in Docket No. 941044-WS. Subsequent to the time this docket was opened, however, Section 367.022, Florida Statutes, became self-executing. Utilities that meet the requirements of Section 367.022, Florida Statutes, no longer have to apply for exemption.

Because all applications filed in this Docket have been processed and orders issued when appropriate, we find that Docket No. 941044-WS should be closed.

Based on the foregoing, it is

DOCUMENT NUMBER DATE

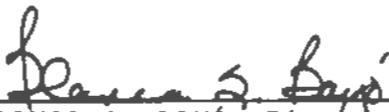
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PSC-REC ORDER CLOSING

ORDER NO. PSC-99-0374-FOF-WS  
DOCKET NO. 941044-WS  
PAGE 2

ORDERED by the Florida Public Service Commission that Docket No. 941044-WS is hereby closed.

By ORDER of the Florida Public Service Commission this 22nd day of February, 1999.

  
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BLANCA S. BAYÓ, 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 120.569(1), 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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 and/or wastewater 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.