

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for
amendment of Certificates Nos.
236-W and 179-S to extend
service area in Nassau County by
United Water Florida Inc.

DOCKET NO. 000391-WS
ORDER NO. PSC-00-1192-FOF-WS
ISSUED: July 3, 2000

ORDER APPROVING REQUEST FOR EXTENSION OF
SERVICE AREA IN NASSAU COUNTY AND CLOSING DOCKET

BY THE COMMISSION:

United Water Florida, Inc. (UWF or utility) is a Class A utility which provides water and wastewater service in Duval, Nassau, and St. Johns Counties. UWF is a wholly owned subsidiary of United Waterworks, Inc. In 1999, UWF had annual operating revenues of \$29,808,888 and a net operating income of \$5,255,868 for its water and wastewater systems. The Commission has previously found that UWF's facilities are functionally related and comprise a single utility system whose service transverses county boundaries. See Orders Nos. 24335, PSC-97-0929-FOF-WS, and PSC-97-0618-FOF-WS, issued April 8, 1991, August 8, 1997, and May 30, 1997, respectively.

UWF's extension of its service area in this Order is confined to Nassau County (Nassau or county). Currently, UWF's 222 water customers and 202 wastewater customers are being served by the Yulee Regional Water Treatment Grid and the Nassau Regional Wastewater Treatment Facility. UWF's amendment will serve about 388 Equivalent Residential Connections (ERCs) for water and 294 ERCs for wastewater at build-out.

On March 31, 2000, the utility applied for an amendment to Water Certificate No. 236-W and Wastewater Certificate No. 179-S in Nassau County, Florida pursuant to Rule 25-30.036(3), Florida Administrative Code. UWF's application is in compliance with the governing statute, Section 367.045, Florida Statutes, and other pertinent statutes and administrative rules concerning an application for amendment of certificate. Pursuant to Rule 25-30.020, Florida Administrative Code, the utility's application contained a check in the amount of \$1,000 for its filing fee. Additionally, UWF provided evidence in the form of special warranty deeds that it owns the land upon which its facilities are located as required by Rule 25-30.036(3)(d), Florida Administrative Code.

DOCUMENT NUMBER-DATE

08068 JUL-38

FPSC-RECORDS/REPORTING

Adequate service territory and system maps and a territory description have been provided as prescribed by Rule 25-30.036(3)(e), (f) and (i), Florida Administrative Code. A description of the approved territory extension is in Attachment A of this Order, which by reference is incorporated herein.

Pursuant to Section 367.045(2)(d), Florida Statutes, UWF submitted an affidavit that it has tariffs and annual reports on file with the Commission. In addition, UWF's application contains proof of compliance with the noticing provisions set forth in Rule 25-30.030, Florida Administrative Code. No objections to the application were received and the time for such has expired. The local planning agency was provided notice of the application and did not file a protest to the amendment. The Department of Community Affairs states that the Oyster Bay development is designed for Low-Density Residential on the Future Land Use Map of the Nassau County Comprehensive Plan. Additionally, the surrounding wetlands are designated Wetlands (Conservation) on the Future Land Use Map. UWF's application indicated that it will not be serving any more of the Oyster Bay Development than its has already been authorized by the County. Therefore, the Department of Community Affairs has no objection to the proposed extension of water and wastewater service to the Oyster Bay development.

As to UWF's water facilities, the Yulee Regional Water Treatment Grid consists of three wells which are supplied by the Florida Aquifer. Water treatment consists of a packed tower aeration for H₂S (hydrogen sulfide) removal, detention, and chlorination. After treatment the water is pumped into the distribution system with high service pumps. The water system can supply a maximum of 1,600,000 gallons per day (gpd). In 1999, the average yearly flows were about 394,000 gpd. This development will use about 135,800 gpd (388 ERCS x 350 gpd/ERCS = 135,800). Therefore, the utility has an ample supply of water to serve this development. As to distribution, the utility intends to extend a 12-inch water main down Barnwell Road to serve the development which has 8, 4, and 2-inch internal water lines. Currently, the Department of Environmental Regulation (DEP) has no outstanding notices of violation issued for the water system.

According to UWF, the Nassau Regional Wastewater facility can treat .247 mgd (million gallons per day). Existing flows are .107 mgd with the treated effluent flowing to a percolation pond. This development will return about 82,320 gpd (294 ERCS x 280 gpd/resident = 82,320). Thus, the utility has ample capacity to

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serve this development. In order to provide service, UWF intends to extend a 10-inch and 8-inch force main down Barnwell Road to the development. The development has 8-inch internal lines, and a lift station will pump the wastewater to a force main collection system which will transmit the wastewater to the Nassau Regional Wastewater facility. Currently, DEP has an outstanding consent order to correct a nitrogen problem in the finished effluent. However, UWF is in the process of making improvements to its Nassau Regional Wastewater Treatment Plant which should be completed within 60 days of the issuance of the permit.

The utility has filed revised tariff sheets incorporating the additional territory into its tariff. UWF's approved rates were effective pursuant to Order No. PSC-99-0513-FOF-WS, issued March 12, 1999, in Docket No. 980214-WS, a rate case and modified by a stipulation pursuant to Order No. PSC-99-1070-FOF-WS, issued May 25, 1999, in Docket No. 980214-WS. The current rates and charges contained in the utility's tariff on file with the Commission shall be applied to service in the additional territory.

Based on the above information, it is in the public interest to grant the application of UWF for amendment of Water Certificate No. 236-W and Wastewater Certificate No. 179-S.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Certificate Nos. 236-W and 179-S, held by United Water Florida Inc., 1400 Millcoe Road, Jacksonville, Florida 32225, is hereby amended to include the territory described in Attachment A of this Order, which by reference is incorporated herein. It is further

ORDERED that United Water Florida Inc. 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 further

ORDERED that Docket No. 000391-WS is hereby closed.

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By ORDER of the Florida Public Service Commission this 3rd day
of July, 2000.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(S E A L)

DTV

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.

ATTACHMENT A

UNITED WATER FLORIDA INC.

WATER AND WASTEWATER ADDITIONAL SERVICE AREA

NASSAU COUNTY

Service from the Yulee Regional Water Treatment Grid and
the Nassau Regional Wastewater Treatment Facility

TOWNSHIP 3 NORTH, RANGE 28 EAST, NASSAU COUNTY:

All of Section 46, less and except that portion of land lying south of a line that intersects where the east sides of Sections 38 and 62 meet and where the west sides of Sections 61 and 63 meet.

All of Section 57 lying south of Lanceford Creek.

All of Section 61.

All of Section 62 lying south of Lanceford Creek.