

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for quick-take amendment of Certificate No. 278-W in Seminole County by Utilities, Inc. of Florida. | DOCKET NO. 110142-WU
ORDER NO. PSC-11-0408-FOF-WU
ISSUED: September 23, 2011

The following Commissioners participated in the disposition of this matter:

ART GRAHAM, Chairman
LISA POLAK EDGAR
RONALD A. BRISÉ
EDUARDO E. BALBIS
JULIE I. BROWN

ORDER APPROVING UTILITIES INC. OF FLORIDA'S QUICK TAKE APPLICATION TO
AMEND CERTIFICATE NO. 278-W IN SEMINOLE COUNTY

BY THE COMMISSION:

+Background

On May 10, 2011, Utilities, Inc. of Florida (UIF or utility) applied for a "Quick Take" application to amend Water Certificate 278-W, in order to expand its existing territory to include three single family residences that are adjacent to the existing certificated area in Seminole County. The UIF water system that is subject to this amendment, the Jansen water system, provides water service to approximately 253 customers. We have jurisdiction pursuant to Section 367.045, Florida Statutes (F.S.).

UIF's Application

On May 10, 2011, UIF applied for a "Quick Take" amendment to Water Certificate No. 278-W in Seminole County, Florida, pursuant to Rule 25-30.036(2), Florida Administrative Code (F.A.C.). The application was completed on May 12, 2011. The requested territory is contiguous to the utility's existing service territory.

We find that the application is in compliance with the governing statute, Section 367.045, F.S., and other pertinent statutes and administrative rules concerning an application for amendment of certificate. Adequate service territory maps and a territory description have been provided as prescribed by Rule 25-30.036(3)(e) and (i), F.A.C. A description of the territory requested by the utility is appended to this Order as Attachment A. The utility has submitted an affidavit consistent with Section 367.045(2)(d), F.S., that it has tariffs and annual reports on file with us.

The "Quick Take" amendment is designed to provide water and/or wastewater service quickly for areas that serve less than 25 Equivalent Residential Connections (ERCs). In this

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case, a property owner has requested that UIF provide central water service. The request for service territory expansion and amendment of an existing certificate is considered approved when the utility complies with Rule 25-30.036(2), F.A.C., and if no protest is timely filed to the notice of application. No protest was filed in this case, and the time for doing so has expired. The application contains proof of compliance with the noticing provisions set forth in Rule 25-30.030, F.A.C.

The utility states that the new territory will include three existing single family homes that currently receive water service from private wells. One of the homeowners contacted the Utility and requested central water service because they were constructing a new home and no longer wished to use their private well for water service. UIF included that homeowner's lot, as well as two additional lots that are adjacent to the existing service territory. All three homeowners were noticed, and no objection was received. According to UIF, no other utility in the area is willing and/or capable of providing reasonably adequate service to the territory. The application also included a letter of no objection from Seminole County, which expressed that the county is not the utility provider in the area and does not object to UIF providing service. The UIF Jansen water system provides service to the customers in the adjacent existing territory, and would be the system that would provide service to the extension area. The most recent sanitary survey for the UIF Jansen system, conducted by the Florida Department of Environmental Protection on May 11, 2011, lists no deficiencies and states that the water plant is in good operating condition. The rates and charges approved by us for UIF's service area shall be applied to the customers in the new service territory. The utility has filed revised tariff sheets incorporating the additional territory into its tariff.

We hereby approve UIF's application to expand its territory. The territory amendment is described in Attachment A to this Order and shall serve as UIF's amended certificate and shall be retained by the utility. UIF shall charge the customers in the added territory the rates and charges contained in its tariff until authorized to change by us in a subsequent proceeding.

Based on the foregoing, it is

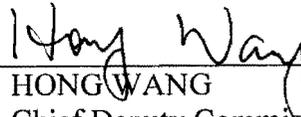
ORDERED by the Florida Public Service Commission that the application of Utilities Inc. of Florida to amend Water Certificate No. 278-W in Seminole County is hereby acknowledged. It is further

ORDERED that the proposed territory amendment, described in Attachment A to this Order, shall serve as Utilities Inc. of Florida's amended certificate and shall be retained by the utility. It is further

ORDERED that Utilities Inc. of Florida shall charge the customers in the added territory the rates and charges contained in its tariff until authorized to change in a subsequent proceeding. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this 23rd day of September, 2011.



HONG WANG
Chief Deputy Commission Clerk
Florida Public Service Commission
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Tallahassee, Florida 32399
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MFB

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 Office of Commission Clerk, 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 Office of Commission Clerk, 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.

EXTENSION AREA

A tract of land lying in Seminole County, Florida, being more particularly described as follows:

In Section 19, Township 21 South and Range 29 East

Commence from the Northwest corner of the Southeast 1/4 of Section 19 and run due East a distance of 1311 feet and due South 442.1 feet to the Point of Beginning, run North $64^{\circ}4'26''$ East a distance of 387 feet; thence run North $46^{\circ}39'39''$ West a distance of 57.4 feet; thence run North $13^{\circ}58'28''$ West a distance of 180.2 feet to a point on the shoreline of Bear Lake; thence meander Southwesterly along said shoreline to a point 1,333.8 feet East and 132.8 feet South of the Northwest corner of the Southeast 1/4 of Section 19; thence run South $4^{\circ}13'0''$ West a distance of 310.1 feet to the Point of Beginning.

FLORIDA PUBLIC SERVICE COMMISSION
Authorizes
Utilities, Inc. Of Florida
pursuant to
Certificate Number 278-W

to provide water service in Seminole County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
7053	12-17-1975	750719-WS	Transfer of Certificate
7209	04-16-1976	760182-WS	Transfer of Certificate
7562	12-27-1976	760421-WS	Original Certificate
9317	04-04-1980	790969-W	Amendment
10643	03-04-1982	810389-WS	Partial Transfer of Territory to Government
17445	04-22-1987	870306-WU	Amendment
17445-A	05-04-1987	870306-WU	Amendatory Order
18508	12-08-1987	870057-WU	Deletion of Territory
PSC-99-2171-FOF-WU	11-08-1999	981589-WU	Partial Transfer of Territory to Government
PSC-99-2373-FOF-WS	12-06-1999	991288-WS	Partial Transfer of Territory to Government
PSC-04-0078-FOF-WU	01-26-2004	030958-WU	Amendment
PSC-07-0905-FOF-WS	11-08-2007	070325-WU	Amendment
PSC-07-0905-FOF-WS	11-08-2007	070360-WS	Amendment
PSC-11-0408-FOF-WU	09-23-2011	110142-WU	Amendment