

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Broadview)	DOCKET NO. 860726-WU
Park Water Company for Increased)	
Rates and Charges in Broward)	ORDER NO. 21363
County.)	
_____)	ISSUED: 6-9-89

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, Chairman
 THOMAS M. BEARD
 BETTY EASLEY
 GERALD L. GUNTER
 JOHN T. HERNDON

ORDER DENYING EXTENSION OF TIME FOR UTILITY TO COMPLETE
 THE IMPROVEMENTS REQUIRED IN ORDER NO. 17245

The history of this case is set forth in Order No. 20562, issued on January 6, 1989. Despite two extensions of time, Broadview Park Water Company (Utility) has been unable to complete the final improvement required by Order No. 17245, i.e., the sandblasting and repair of the Utility's ground storage tank. The reason the Utility has been unable to make the required improvement to the storage tank is that since the last extension granted in Order No. 20562, the Utility has experienced certain exigent problems, such as the explosion of its hydropneumatic tank and the clogging of its Number 1 Well, which diverted its resources away from the less urgent needs of the ground storage tank.

The Utility started operation in 1955. Thus, most of its existing equipment has reached or is reaching its maximum expected life. Consequently, large capital expenditures such as the recent replacement of the hydropneumatic tank and the need to rebuild the well are bound to continue. With such a forecast, we believe that the Utility is in dire need of the revenues it is collecting. Therefore, we will not require the Utility to adjust its rates or to return the \$750 per year it has been collecting for the final improvement. Such a rate adjustment would be minimal and taking the money away from the Utility would be counterproductive to our goal of restoring the Utility to satisfactory status.

In accordance with Order No. 20562, we shall not grant another extension. Rather than replace its treatment facilities, which would burden its customers, we believe the Utility should pursue the alternative of a permanent interconnection with the City of Plantation, the City of Fort Lauderdale, or both. Such an interconnection could either supplement the production of the Utility's existing well or could completely supply the Utility's needs, making it a reseller of water.

In consideration of the foregoing, it is

ORDERED that the Utility's request for an extension of time to complete the repairs required by Order No. 17245 is hereby denied. It is further

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ORDERED that the Utility shall continue collecting the rates set forth in Order No. 17245. It is further

ORDERED that the Utility shall pursue a permanent interconnection with the City of Plantation, the City of Fort Lauderdale, or both, and shall keep the staff informed of its progress toward such interconnection. It is further

ORDERED that Docket No. 860726-WU is hereby closed.

By ORDER of the Florida Public Service Commission this 9th day of JUNE, 1989.

STEVE TRIBBLE, Director
FLORIDA PUBLIC SERVICE COMMISSION

(S E A L)

WJB

by: Kary Flynn
Chief, Bureau of Records

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes (1985), to notify parties of any administrative hearing or judicial review of Commission orders that may be available, as well as the procedures and time limits that apply to such further proceedings. 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 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 Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

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