

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of South Broward Utility, Inc. for amendment of certificates Nos. 359-W and 290-S in Broward County, Florida.) DOCKET NO. 900639-WS
)
) ORDER NO. 23596
)
) ISSUED: 10-09-90
)

ORDER AMENDING CERTIFICATES TO INCLUDE
 ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On July 19, 1990, South Broward Utility, Inc. (South Broward or Utility) filed an application with this Commission to amend Certificates Nos. 359-W and 290-S to include additional territory in Broward County, Florida. The application is in compliance with Section 367.045, Florida Statutes, and other statutes and administrative rules concerning an application for amendment of certificate. In particular, the notarized application contains:

1. A filing fee in the amount of \$1,050, as prescribed by Rule 25-30.020, Florida Administrative Code.
2. Adequate service territory and system maps and a territory description, as prescribed by Rule 25-30.035, Florida Administrative Code. The additional territory in Broward County is described in Attachment A of this Order.
3. Proof of notice of application to all interested governmental and regulatory agencies and all utilities within a four-mile radius of the territory, and proof of advertisement in a newspaper of general circulation in the county, as prescribed by Rule 25-30.030, Florida Administrative Code.
4. Evidence that the Utility owns the land upon which the Utility's facilities are located as required by Rule 25-30.035, Florida Administrative Code.

No objections to the notice of application have been received and the time for filing such has expired.

Since South Broward has been in operation under our jurisdiction since 1979, and has been providing satisfactory service to its customers, we believe that the Utility has demonstrated its ability to provide service to the additional territory. Therefore we find that it is in the public interest to amend Certificates Nos. 359-W and 290-S to include the territory

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described in Attachment A of this Order, which by reference is incorporated herein.

It is, therefore,

ORDERED by the Florida Public Service Commission that Certificates Nos 359-W and 290-S, held by South Broward Utility, Inc., 5969 Northwest 151st Street, Miami, Lakes, Florida 33014, are hereby amended to include the territory described in Attachment A of this Order. The Utility is directed to return Certificates Nos. 359-W and 290-S to this Commission within 30 days of the date of this Order for appropriate entry. It is further

ORDERED that the customers in the territory added herein shall be charged the rates approved in the Utility's tariff. It is further

ORDERED that South Broward shall file revised tariff sheets reflecting the additional territory within 30 days of the date of this Order. It is further

ORDERED that Docket No. 900639-WS is hereby closed.

By ORDER of the Florida Public Service Commission, this 9th day of OCTOBER, 1990.



STEVE TRIBBLE, 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 120.59(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

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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 Appeals 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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ATTACHMENT "A"

**LEGAL DESCRIPTION
OF THE PROPOSED WATER TERRITORY
QUARTER SECTION AND METES AND BOUNDS METHOD**

All of Section 34, Township 50 South, Range 40 East. Said lands situate, lying and being in Broward County.

and

All of the West 1/2 of the Southwest 1/4 of Section 28, Township 50 South, range 40 East lying south of the C-11 canal. Said lands situate, lying and being in Broward County, Florida.

and

The North 1/2 of the Northwest 1/4 of the Northwest 1/4 and the North 149.8 feet of the South 1/2 of the Northwest 1/4 of the Northwest 1/4 of Section 33, Township 50 South, Range 40 East. Said lands situate, lying and being in Broward County, Florida.

and

The Northeast 1/4 of the Southeast 1/4 of the Southeast 1/4, less the South 165 feet and the South 1/2 of the Southeast 1/4 of the Northeast 1/4 of the Southeast 1/4 of Section 32, Township 50 South, Range 40 East. Said lands situate, lying and being in Broward County, Florida.

and

The North 1/2 of the Northwest 1/4 of the Northwest 1/4 of Section 4, Township 51 South, range 40 East. Said lands situate, lying and being in Broward County, Florida.

and

The East 1/2 of Section 5, Township 51 South, Range 40 East. Said lands situate, lying and being in Broward County, Florida.

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LEGAL DESCRIPTION
OF THE PROPOSED WASTEWATER TERRITORY
Quarter Section and Metes and Bounds Method

The North 1/2 of the Northwest 1/4 of the Northwest 1/4 of Section 4, Township 51 South, Range 40 East. Said lands situate, lying and being in Broward County, Florida.

and

The East 1/2 of Section 5, Township 51 South, Range 40 East. Said lands situate, lying and being in Broward County, Florida.