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MEMORANDUM

September 11, 1991

**ORIGINAL  
FILE COPY**

TO : REX GOLDEN, DIVISION OF LEGAL SERVICES  
DIVISION OF RECORDS AND REPORTING

FROM : EDITH HOLMAN, DIVISION OF WATER AND SEWER *EHJ*

RE : DOCKET NO. 910912-SU: REQUEST FOR EXEMPTION FROM FLORIDA  
PUBLIC SERVICE COMMISSION REGULATION FOR A WATER  
TREATMENT FACILITY IN BAY COUNTY BY DEAR IN THE PINES  
DAYCARE.

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Please find below the EXEMPTION CHECKLIST completed for the above referenced docket.

After reviewing the documentation provided, I recommend that an administrative order be issued as soon as possible indicating the exempt status of the applicant. Dear in the Pines Daycare has a temporary permit from D.E.R. allowing them to use bottled water until October 1, 1991. Therefore, they need to be granted exempt status so that they can obtain a permit from D.E.R. to construct the water system. If any further information is needed, please contact me as soon as possible.

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- LIN \_\_\_\_\_
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC   1
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

EXEMPTION CHECKLIST

CMU    FILING DATE: 09/03/91

CTR    TYPE OF EXEMPTION REQUESTED: Non-Jurisdictional Entities pursuant  
EAG    to Section 367.021 (12), Florida Statutes.

LIN    I. NAME OF APPLICANT SYSTEM: Dear in the Pines Daycare

RCH    PHYSICAL ADDRESS/LOCATION OF APPLICANT SYSTEM: \_\_\_\_\_  
8332 Hudson Road, Panama City, FL 32404  
 (Street, City, State, Zip Code)

DOCUMENT NUMBER-DATE  
 09132 SEP 12 1991  
 FPSC-RECORDS/REPORTING

910912-SU  
September 11, 1991

COUNTY: Bay

NAME OF SYSTEM OWNER: Deborah Register

MAILING ADDRESS OF APPLICANT (IF DIFFERENT FROM ABOVE):  
\_\_\_\_\_

NAME OF PRIMARY CONTACT PERSON, ADDRESS AND PHONE NO.:

Deborah Register, 8332 Hudson Road, Panama City, FL 32404

II. LEGAL STATUS OF APPLICANT SYSTEM: Corporation  
(Corporation, sole proprietorship, partnership, etc.)

III. PHYSICAL DESCRIPTION OF SYSTEM: WATER X WASTEWATER \_\_\_\_\_

NO. OF LOTS: CURRENTLY N/A ULTIMATELY N/A

NO. OF UNITS: CURRENTLY N/A ULTIMATELY N/A

NO. OF CUSTOMERS: CURRENTLY 1 ULTIMATELY 1

DESCRIPTION OF CUSTOMERS: Daycare owned by Deborah Register  
\_\_\_\_\_

(All residents or homeowners, tenants, etc.)

IV. Indicate in the space provided the documentation supplied by the applicant in support of its request for exemption:

(A) An affidavit from the owner/developer of the system setting out the statutory and factual basis for the exemption. (All exemption requests must include an affidavit.) X

(B) Section 367.022(5): Lease agreement showing no specific charge for water and/or sewer service in the lot rent. \_\_\_\_\_

(C) Section 367.022(6): Document showing the capacity of the system. For a sewer system the capacity of both the treatment and \_\_\_\_\_

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disposal facilities is necessary.

(D) Section 367.022(8): Name of utility providing service to the reseller, that utility's current rates and charges, an explanation of the reseller's proposed method of billing customers, separately for both water and sewer, and a schedule showing that the amount billed will not exceed the amount paid for water and/or sewer.

V. Does the request suggest possible "non-jurisdictional" status because the entity is not a utility pursuant to the definition in Section 367.021(12), Florida Statutes?

yes

VI. Who did you call, when and why did you call, and did you receive all the information you requested? Deborah Register was called on September 11, 1991 to find out who provided the wastewater, what the legal status of the company was, if they were already in operation, how many lots were served, how many units were served any how many customers were served. Yes, I received all of the information I requested. Ms. Register was also called because she applied for exemption for wastewater when what she wanted was an exemption for water. She was told to submit a new affidavit to the Division of Water and Wastewater stating that she wanted exemption for water instead of wastewater.

VII. Discussion of justification for exemption including description of information contained in affidavit and additional documentation reviewed in support of exemption:

Dear in the Pines is a daycare which plans to own and operate a water treatment facility, it does not charge any customers for service and all costs of providing water service are treated as operational expenses of Dear in the Pines Daycare.