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MEMORANDUM

October 29, 1992

**TO: ALICE CROSBY, DIVISION OF LEGAL SERVICES
DIVISION OF RECORDS AND REPORTING** *WAS*

FROM: MICHELE FRANKLIN, DIVISION OF WATER AND WASTEWATER

**RE: DOCKET NO. 920853-WU; REQUEST FOR EXEMPTION FROM FLORIDA PUBLIC
SERVICE COMMISSION REGULATION FOR PROVISION OF WATER SERVICE IN
BRADFORD COUNTY BY MORGAN ROAD BAPTIST CHURCH PURSUANT TO SECTION
367.021(12).**

On July 6, 1992, the Board of Bradford County Commissioners adopted a resolution declaring Bradford County subject to the provisions of Chapter 367, Florida Statutes (FS). The resolution was acknowledged by this Commission on September 9, 1992 by Order No. PSC-92-0959-FOF-WS. Pursuant to Section 367.031, FS, a utility subject to the jurisdiction of this Commission must obtain a certificate of authorization or an order recognizing that the system is exempt from Commission regulation.

On August 25, 1992, this Commission received an application from Morgan Road Baptist Church for non-jurisdictional status as provided for in Section 367.021(12), FS. The mailing address for Morgan Road Baptist Church and the location address of the water system is Route 5, Box 7751, Starke, Florida, 32091. The contact person is Mr. Joseph J. Lamb. The applicant operates a water system which provides water service to the members and guests of the church without compensation. Wastewater service is provided by a private septic tank located on site.

The application was filed by Mrs. Margie Lamb, church secretary, on behalf of Morgan Road Baptist Church in accordance with Section 367.021(12), Florida Statutes, and Rules 25-30.060 (1), (2) and (3)(j), Florida Administrative Code. The applicant indicated that they provide water service solely to the members and guests of the church without compensation and that all costs for providing such service are treated or recovered as operational expenses. Furthermore, they acknowledged Section 837.06, FS regarding false statements.

According to Section 2.08 (C)(14), Administrative Procedures Manual, staff has been given administrative authority to approve clear-cut or non-controversial requests for determination of exempt status. Staff recommends that an administrative order be issued within 30 days of the date of this memorandum finding Morgan Road Baptist Church a non-jurisdictional entity pursuant to Section 367.021(12), Florida Statutes. Staff further recommends that the order require Morgan Road Baptist Church to notify this Commission in the event the operation of their water system changes. Furthermore, staff recommends that this docket be closed.

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PSC-RECORDS/REPORT