

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request For Exemption) DOCKET NO. 940228-WS
From Florida Public Service) ORDER NO. PSC-94-0561A-FOF-WS
Commission Regulation For) ISSUED: July 11, 1994
Provision of Water and)
Wastewater Service in Desoto)
County By Silver Palms Water)
Plant.)
_____)

AMENDATORY ORDER

BY THE COMMISSION:

On May 11, 1994, this Commission issued Order No. PSC-94-0561-FOF-WU granting recognition of Silver Palms Water Plant's (Silver Palms) exempt status, pursuant to Section 367.022(4), Florida Statutes. The caption of that Order incorrectly indicated that Silver Palms requested exemption from Commission regulation for the provision of water only. In addition, the last line of the third paragraph of the Order incorrectly stated that "Wastewater service will be provided by septic tank." Order No. PSC-94-0561-FOF-WU granted exemption for water service only. Subsequent to the issuance of the Order, it has been determined that Silver Palms has a wastewater treatment plant.

Therefore, we find that the Order should be amended to reflect that Silver Palms has a wastewater treatment plant. We further find that the caption of Order No. PSC-94-0561-FOF-WU should be amended to reflect that Silver Palms requested exemption from Commission regulation for the provision of water and wastewater service. The information provided with the application shows that Silver Palms meets the statutory requirements for exemption for water and wastewater service pursuant to Section 367.022(4), Florida Statutes. Accordingly, we find the body of the Order should be amended to reflect that exemption is granted for the provision of both water and wastewater service.

It is, therefore,

ORDERED by the Florida Public Service Commission that the caption of Order No. PSC-94-0561-FOF-WU is hereby amended to reflect that Silver Palms Water Plant requested exemption for the provision of both water and wastewater service. It is further

DOCUMENT 94-0561-001

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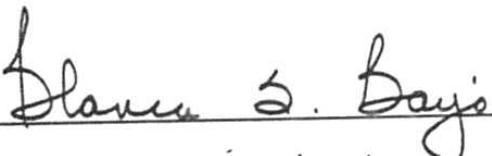
ORDERED that Order No. PSC-94-0561-FOF-WU is hereby amended to reflect that wastewater service will be provided by Silver Palms Water Plant's wastewater treatment plant. It is further

ORDERED that Silver Palms Water Plant's request for exemption from Commission regulation for the provision of water and wastewater service, pursuant to Section 367.022(4), Florida Statutes, is here granted. It is further

ORDERED that by virtue of the amendments contained herein, Order No. PSC-94-0561-FOF-WU is hereby amended to reflect that the correct Docket Number is 940228-WS and the correct Order Number is PSC-94-0561-FOF-WS. It is further

ORDERED that Order No. PSC-94-0561-FOF-WU is hereby affirmed in all other respects.

By ORDER of the Florida Public Service Commission, this 11th day of July, 1994.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

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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

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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 Civil Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.