

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request For Exemption ) DOCKET NO. 930735-WU  
From Florida Public Service ) ORDER NO. PSC-93-1182-FOF-WU  
Commission Regulation For ) ISSUED: August 12, 1993  
Provision of Water Service in )  
Putnam County by Hartpoint )  
Properties. )  
)  
)  
)

ORDER INDICATING EXEMPT STATUS  
OF HARTPOINT PROPERTIES AND CLOSING DOCKET

BY THE COMMISSION:

On July 23, 1993, Hartpoint Properties (Hartpoint) filed an application with this Commission for recognition of its exempt status, pursuant to Section 367.022(4), Florida Statutes. Hartpoint is constructing a Best Western Hotel in Palatka. Hartpoint's water system will be located at 119 South Highway 17, East Palatka, Florida. Mr. Frank Mattea, President and primary contact person, filed the application on behalf of Hartpoint. Mr. Mattea's address is Highway 20, Post Office Box 614, Palatka, Florida 32077.

Upon request and sufficient proof, the Commission will issue an order indicating the nonjurisdictional or exempt status of water or wastewater systems if they qualify under the appropriate provision of Chapter 367, Florida Statutes. The application was filed in accordance with Section 367.022(4), Florida Statutes, and Rule 25-30.060(3)(d), Florida Administrative Code.

Section 367-022(4), Florida Statutes, states that public lodging establishments providing service solely in connection with service to their guests are exempt from Commission regulation. The application indicates that Hartpoint will provide service only to its guests and the service territory is limited to the Hotel property. There is no separate charge for utility service. Wastewater service is provided by the Hiawatha Wastewater Treatment Plant, which currently is exempt from Commission regulation.

In addition, pursuant to Section 837.06, Florida Statutes, and Rule 25-30.060(2)(f), Florida Administrative Code, anyone knowingly making a false statement in writing with the intent to mislead is guilty of a misdemeanor. By signing the application, Mr. Mattea acknowledged that he is aware of Section 837.06, Florida Statutes, and the penalties for making false statements in the application.

DOCUMENT NUMBER-DATE

08712 AUG 12 83

REGISTRATION/REPORTING

Based upon the facts as represented, we find that Hartpoint is exempt from our regulation pursuant to the provisions of Section 367.022(4), Florida Statutes. However, should there be any change in circumstances or method of operation, the owner of Hartpoint, or any successor in interest, must inform the Commission within 30 days of such change so that its exempt status may be reevaluated.

It is, therefore,

ORDERED by the Florida Public Service Commission that, based upon the facts as represented, Hartpoint Properties, 119 South Highway 17, East Palatka, Florida 32131, is exempt from Commission regulation, pursuant to the provisions of Section 367.022(4), Florida Statutes. It is further

ORDERED that Hartpoint Properties is exempt from Commission regulation only for the Best Western Hotel located at 119 South Highway 17, East Palatka, Florida 32131. It is further

ORDERED that should there be any change in circumstances or method of operation, the owner of Hartpoint Properties or any successors in interest, shall inform this Commission within 30 days of such a change so that we may reevaluate the Hartpoint's exempt status. It is further

ORDERED that this Docket is hereby closed.

By ORDER of the Florida Public Service Commission this 12th day of August, 1993.



\_\_\_\_\_  
STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

ALC