

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for ) DOCKET NO. 930443-WS  
Amendment of Certificates Nos. ) ORDER NO. PSC-93-1293-FOF-WS  
76-W and 284-S in Putnam County ) ISSUED: September 7, 1993  
by SOUTHERN STATES UTILITIES, )  
INC. )  
\_\_\_\_\_ )

ORDER AMENDING CERTIFICATES TO INCLUDE  
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On April 29, 1993, Southern States Utilities, Inc. (SSU or utility) filed an application with this Commission to amend Certificates Nos. 76-W and 284-S to include additional territory, which it is already serving, in Putnam County, Florida. The proposed extensions are to the utility's six current water and wastewater systems in Putnam County: Beecher's Point, Interlachen Lake Estates, Palm Port, River Park, Saratoga Harbor and Wootens.

SSU's proposed amendments are in a critical use area as defined by the St. Johns River Water Management District. The six developments have small water plants which provide water service to customers in Putnam County. Additionally, the Palm Port system provides wastewater service to customers in the Palm Port development. The Palm Port wastewater plant capacity is 50,000 gallons per day (gpd). Currently, the wastewater system is not sized to provide reclaimed water, however should the utility flows reach 100,000 gpd, reuse requirement should then be addressed. The amendment is consistent with the Putnam County Comprehensive Plan and there will be no additional water or wastewater facilities built to serve the proposed territory. Service will be provided by extending existing transmission and distribution lines.

Since SSU is already serving the area, it is in violation of Section 367.045(2), Florida Statutes, which requires a utility to obtain Commission approval prior to extending its service area.

Docket No. 921014-WS was opened to address areas which SSU serves outside of its certificated territory in violation of Section 367.045(2), Florida Statutes. Order No. PSC-93-0202-FOF-WS, issued February 9, 1993 in that Docket, approved a timetable for SSU to follow in filing applications for amendments to include the territory being served outside of its service area. SSU provided an explanation for its actions and the Commission

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determined that if the utility complied with the Order and followed the timetable for filing the amendment applications addressed in Docket No. 921014-WS, show cause proceedings would not be initiated and the amendment applications could be processed administratively.

#### Application

The application is in compliance with Section 367.045, Florida Statutes, and other pertinent statutes and administrative rules. The application contains a check in the amount of \$300.00 which is the correct filing fee pursuant to Rule 25-30.020, Florida Administrative Code. In addition, SSU provided evidence, in the form of a warranty deed, that the utility owns the land upon which the utility's facilities are located as required by Rule 25-30.036(1)(d), Florida Administrative Code.

Adequate service territory and system maps and a territory description have been provided as prescribed by Rule 25-30.036, Florida Administrative Code. Descriptions of the territory requested by the utility are appended to this Order in Attachments A and B.

In addition, the application contains proof of compliance with the noticing provisions set forth in Rule 25-30.030, Florida Administrative Code. On May 18, 1993, we received a customer objection to the amendment application. On July 19, 1993, the customer formally withdrew her objection by letter.

Presently, SSU provides quality water and wastewater service to the residents of Putnam County. The utility has the capability and financial resources to adequately service the proposed new territory. The proposed new territory will have no substantial effect on the utility's financial status. The Department of Environmental Protection has reported no outstanding violations for this utility.

#### Rates and Charges

The utility's existing water and wastewater rates are interim rates and charges which became effective on September 18, 1992, pursuant to Order No. PSC-92-0948-FOF-SU. We find the current rates and charges to be reasonable and they are hereby approved. SSU shall charge these rates and charges to customers in the new service territory until authorized to change by the Commission.

The utility has filed revised tariff sheets incorporating the additional territory into its tariff and has submitted Certificates Nos. 76-W and 284-S for entry reflecting the additional territory.

Based on the above information, we find that it is in the public interest to grant SSU's application for amendment of Water Certificate No. 76-W and Wastewater Certificate No. 284-S for the territory described in Attachments A and B.

Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that Certificates Nos. 76-W and 284-S, held by Southern States Utilities, Inc., 1000 Color Place, Apopka, Florida, 32703, are hereby amended to include the territories described in attachments A and B of this Order, which by reference are incorporated herein. It is further

ORDERED that Southern States Utilities, Inc., shall charge the customers in the territory added herein the interim rates and charges authorized by Order No. PSC-92-0948-FOF-SU until authorized to change by this Commission. It is further

ORDERED that Docket No. 930443-WS is hereby closed.

By ORDER of the Florida Public Service Commission this 7th day of September, 1993.

  
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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

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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 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.

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WATER TERRITORY

Becher's Point

Township 12 South, Range 26 East, Putnam County, Florida.

Section 40

POINT OF BEGINNING being at the Northwest corner of Section 40, Township 12 South, Range 26 East, Putnam County, Florida, thence following the river's edge in a Southerly direction around to Little Lake George and continue following the water's edge of the lake to the Southeast corner of parcel 0320-0000 as recorded in Book 187, page 162 of Putnam County, Florida, thence North 0° 45' 00" West a distance of 1713.45 feet, thence East a distance of 198.0 feet, thence North a distance of 2483.0 feet, thence West a distance of 1300.25 feet to the POINT OF BEGINNING.

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Interlachen Lake Estates

Township 10 South, Range 25 East, Putnam County, Florida.

Section 7

All of the Southwest 1/4 of Section 7.

Section 18

The North 1/2 of the Northwest 1/4 of Section 18.

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Palm Port

Township 9 South, Range 27 East, Putnam County, Florida.

Section 40

POINT OF BEGINNING being at the Southwest corner of Section 40, Township 9 South, Range 27 East, Putnam County, Florida, where Cow's Creek forms, thence running 1,600 feet more or less along the North side of Cow's Creek in the Easterly direction to the Westerly right-of-way of East River Drive, thence 1,840 feet more or less in the Northwesterly direction along said right-of-way to the Northerly right-of-way of Cypress Drive, thence running 1,700 feet more or less in the Westerly direction to the water's edge of the St. John's River, thence following the water's edge of said river in the Southerly direction for 2,200 feet more or less to the POINT OF BEGINNING.

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River Park

Township 12 South, Range 26 East, Putnam County, Florida.

Sections 26, 35, 38

All of Section 38, plus all of Section 35 North of the North line of Section 38, plus all of Section 26 East of the St. John's River up to the centerline of County Road 309 and South of County Road 308 Extension, plus a North South portion 1,360 feet wide more or less of Section 26 directly East of the centerline of County Road 309 and South of County Road 308, said sections all being situated in Township 12 South, Range 26 East, Putnam County, Florida.

Saratoga Harbor

Township 11 South, Range 26 East, Putnam County, Florida.

Section 39

Being a portion of that certain parcel of land, being a part of Section 39, Township 11 South, Range 26 East, Putnam County, Florida, being more particularly described as commencing at the Southwest corner of said Section 39, thence running 1,650 feet more or less in the Northwesterly direction along the river's edge to a point for the POINT OF BEGINNING being the Northwest corner of parcel number 22-11-26-0000-0080-0000, thence from said point 400 feet more or less in the Easterly direction, thence 80 feet more or less to the North, thence 120 feet more or less in the Northwesterly direction, thence 170 feet more or less in the Northeasterly direction, thence 200 feet more or less in the Northwesterly direction, thence 1,500 feet more or less in the Northeasterly direction to Lake Kathleen, thence North 32° 18' 40" West a distance of 190 feet, thence North 40° 08' 20" West a distance of 304.67 feet, thence North 50° 49' 00" West a distance of 323.36 feet, thence North 18° 42' 50" East a distance of 361.90 feet to the Southerly right-of-way of Hamilton Road, also known as Wells Avenue, thence 2,880 feet more or less in Westerly direction along said right-of-way, to the water's edge of the St. John's River, thence following the water's edge of said river in a Southeasterly direction to the POINT OF BEGINNING.

Nootang

Township 13 South, Range 26 East, Putnam County, Florida.

Section 41

POINT OF BEGINNING being at the Southwest corner of Section 41, Township 13 South, Range 26 East, Putnam County, Florida, thence running 3,370 feet more or less along the South line of Section 41 up to the Southwesterly right-of-way of C.R. 309, thence continue running 2,000 feet more or less in the Northwesterly direction along the right-of-way of C.R. 309 to the corner where the Westerly right-of-way of County Road 309 and the Southerly right-of-way of Brown's Fish Camp Road, also known as Sunset Drive intersect, thence running 2,250 feet more or less in the Northwesterly direction up to the water's edge of the St. John's River, thence 1,950 feet more or less along the water's edge of said river, to the POINT OF BEGINNING.

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WASTEWATER TERRITORY

Palm Port

Township 9 South, Range 27 East, Putnam County, Florida.

Section 40

POINT OF BEGINNING being at the Southwest corner of Section 40, Township 9 South, Range 27 East, Putnam County, Florida, where Cow's Creek forms, thence running 1,600 feet more or less along the North side of Cow's Creek in the Easterly direction to the Westerly right-of-way of East River Drive, thence 1,840 feet more or less in the Northwesternly direction along said right-of-way to the Northerly right-of-way of Cypress Drive, thence running 1,700 feet more or less in the Westerly direction to the water's edge of the St. John's River, thence following the water's edge of said river in the Southerly direction for 2,200 feet more or less to the POINT OF BEGINNING.