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Reply To Port Charlotte

October 18, 1994

RECEIVED
OCT 24 1994

Ms. Blanca S. Bayou, Director
Division of Records and Reporting
Florida Public Service Commission
101 East Gaines Street
Fletcher Building
Tallahassee, Florida 32399-0850

FPSC-RECORDS/REPORTING

941091

RE: Bocilla Utilities, Inc./PSC Registration

To Whom It May Concern:

We represent Bocilla Utilities, Inc., a privately owned potable water utility located entirely within Charlotte County, Florida. On September 27, 1994, the Board of County Commissioners of Charlotte County adopted Resolution 94-195 (photocopy attached), which transfers regulatory jurisdiction to the Florida Public Service Commission (PSC). Pursuant to Section 367.171, Florida Statutes, we are hereby submitting the registration on behalf of our client with the PSC.

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The information required for registration is as follows:

- The full legal name of the utility is Bocilla Utilities, Inc., a Florida corporation.
- Its mailing address is: 7050 Placida Road, Englewood, Florida 34224 with copy to Michael R. McKinley, Esquire, 18401 Murdock Circle, Port Charlotte, Florida 33948.
- A brief description of the service area is as follows:
All those lands in Section 28, 29, 32, and 33, Township 41 South, Range 20 East, and a portion of Lands in Section 4, Township 42 South, Range 20 East, Charlotte County, Florida, lying between the Centerline of the Intracoastal Waterway (W.C.I.N.D.) and the Gulf of Mexico, bounded on the South by the south line of Don Pedro Beach, as recorded in Plat Book 7, Pages 17A through 17B, of the Public Records of Charlotte County, Florida and an Easterly projection thereof, and bounded on the North by a line described as follows:

DOCUMENT NUMBER-DATE

11161 NOV-3 94

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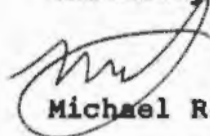
Beginning at the intersection of the Gulf of Mexico and the Northerly line of Palm Island Estates Unit No. 1, as recorded in Plat Book 3, Pages 59A through 59C, of the Public Records of Charlotte County, Florida, thence Northeasterly along said Northerly line to an intersection with the North line of the South half of said Section 29; thence Easterly, along the North line of the South half of said Section 28 and 29, to the Centerline of said Intracoastal Waterway.

The above description contains plats of various units of Palm Island Estates, Don Pedro Beach, various condominiums and other lands. (See enclosed map.)

4. A tariff listing all rates and charges approved by the Board of County Commissioners will be provided to the PSC under separate cover. We will also submit the appropriate fee at that time.

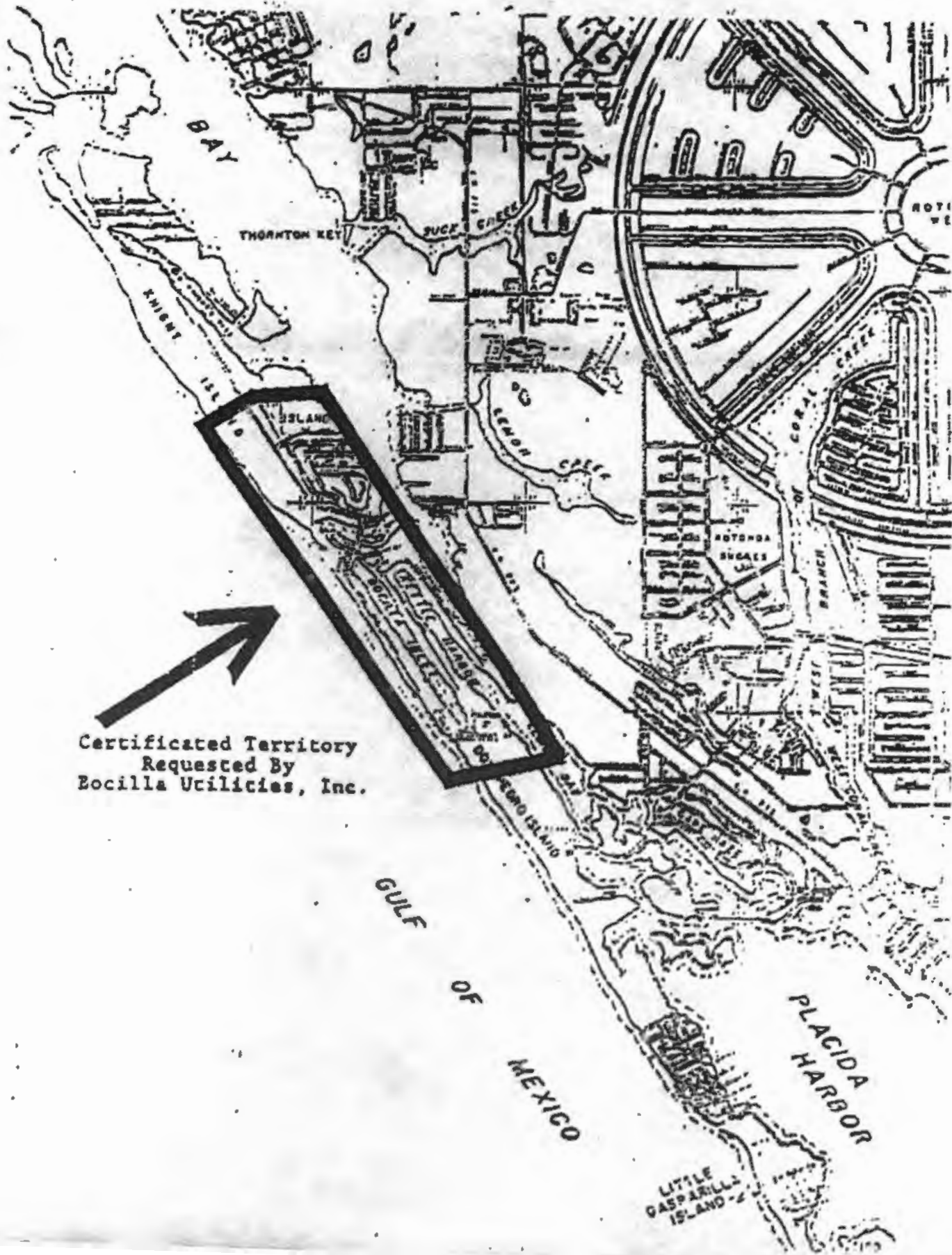
Don't hesitate to contact us if you have any questions or further information is required.

Sincerely,



Michael R. McKinley

MRM/kt
Enclosure
22884104
cc: Bocilla Utilities, Inc.



Certificated Territory
Requested By
Ecilla Ucilities, Inc.

**RESOLUTION
NUMBER 94-195**

A RESOLUTION RELATING TO COUNTY REGULATION OF PRIVATE WATER AND WASTEWATER SYSTEM UTILITIES; DECLARING CHARLOTTE COUNTY SUBJECT TO THE PROVISIONS OF CHAPTER 367, FLORIDA STATUTES, THUS TRANSFERRING SUCH REGULATION TO THE PUBLIC SERVICE COMMISSION; PROVIDING FOR MAILING A CERTIFIED COPY HEREOF; AND PROVIDING AN EFFECTIVE DATE.

RECITALS

WHEREAS, the Charlotte County Board of County Commissioners presently regulates certain private water and wastewater system utilities pursuant to its authority as a charter county and Chapter 367, Florida Statutes, the "Water and Wastewater System Regulatory Law," which specifically excludes Charlotte County from Public Service Commission (PSC) jurisdiction; and

WHEREAS, the Charlotte County Board of County Commissioners has determined that it is in the best interest of the citizens and residents of Charlotte County that private for-profit water and sewer systems within Charlotte County be regulated by the Public Service Commission, which has adequate staff to analyze utility system rates; and

WHEREAS, the Charlotte County Board of County Commissioners now desires to transfer the regulation of private utilities to the PSC, pursuant to Section 367.171(1), Florida Statutes, and thereby make the provisions of Chapter 367 effective in Charlotte County, Florida;

Post-It brand fax transmitted memo 7671	# of pages 2
To: <i>Allen</i>	From: <i>Kella Tenny</i>
By: <i>Mr. Halley</i>	Co: <i>Merritt's Dis</i>
Dept:	Phone:
Fax: <i>9 255 0684</i>	Fax:

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Charlotte County, Florida:

1. Charlotte County, Florida, is hereby subject to the provisions of Chapter 367, Florida Statutes, the "Water and Wastewater Regulatory Law," effective immediately, and all non-exempted water and sewer systems in the County that meet the definition of "utility" as defined by Section 367.021, Florida Statutes, are hereby subject to the jurisdiction and regulatory authority of the State of Florida Public Service Commission.

2. The Clerk to the Board is hereby directed and authorized to notify the Public Service Commission of the adoption of this resolution by mailing a certified copy of this resolution to the Public Service Commission forthwith.

PASSED AND DULY ADOPTED this 27th day of September, 1994.

BOARD OF COUNTY COMMISSIONERS
OF CHARLOTTE COUNTY, FLORIDA

By 
Richard J. Leonard, Chairman

ATTEST:
Barbara T. Scott, Clerk of
Circuit Court and Ex-Officio
Clerk to the Board of County
Commissioners

By 
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:


Renee Francis Lee, County Attorney mB