

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for ) DOCKET NO. 950163-WS  
amendment of Certificates Nos. ) ORDER NO. PSC-95-0569-FOF-WS  
106-W and 120-S in Lake County ) ISSUED: May 8, 1995  
by Southern States Utilities, )  
Inc. )  
\_\_\_\_\_ )

ORDER AMENDING CERTIFICATES TO INCLUDE  
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

Southern States Utilities, Inc. (Southern States or utility) is a Class A utility that provides water and wastewater service to approximately 78,962 water customers and 26,696 wastewater customers in 28 counties in Florida. The utility's 1993 annual report shows an annual operating revenue of \$50,521,158 and a net operating income of \$1,029,574.

On February 10, 1995, Southern States filed an application with this Commission to amend Water Certificate No. 106-W and Wastewater Certificate No. 120-S to add areas in Lake County. The application is in compliance with Section 367.045, Florida Statutes, and other pertinent statutes and provisions of the Florida Administrative Code concerning an application for amendment of certificate. The application contains a filing fee in the amount of \$4,500, as prescribed by Rule 25-30.020, Florida Administrative Code. Southern States provided evidence that it owns the land upon which its facilities are located, as required by Rule 25-30.036, 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. The additional territory which Southern States is requesting to serve in Lake County is described in Attachment A of this Order. The utility has submitted an affidavit consistent with Section 367.045(2)(d), Florida Statutes, that it has tariffs and annual reports on file with the Commission.

Southern States has provided proof of compliance with the noticing requirements of Rule 25-30.030, Florida Administrative Code. The local planning agency was provided notice of the application and did not file a protest to the amendment. No objections to the application have been received and the time for such has expired. To serve these customers the utility will extend the water and wastewater lines of the present system.

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04503 MAY-8 1995

FPSC-RECORDS/REPORTING

The utility has extensive experience in the water and wastewater industry. As mentioned earlier, the utility currently services approximately 78,000 customers in 28 counties in Florida. The Department of Environmental Protection has no outstanding notices of violation issued for these systems. The utility's water plant currently has capacity of 2.88 million gallons per day (mgd) with an existing demand of .106 mgd. To meet Lake County's fire flow requirement the utility is currently in the process of designing and planning for the installation of additional high service pumps. The wastewater treatment plant has a capacity of .250 mgd with the disposal capacity of the ponds rated at .150 mgd. Current flows at the wastewater treatment plant is .095 mgd. To accommodate growth the utility believes that the ponds can be rerated to permit a total of about .250 mgd of effluent disposal capacity, and that the plant can be easily expanded at the present 23 acre site. Therefore, it is apparent that the utility has capacity in the short term and can build the capacity as the need arises to serve this area in the future. Consequently, we believe the utility has demonstrated the financial and technical expertise to provide quality service to these customers.

The utility has filed revised tariff sheets incorporating the additional territory into its tariff and returned its certificates for entry reflecting the additional territory. Therefore, we find that it is in the public interest to amend Water Certificate No. 106-W and Wastewater Certificate No. 120-S to include the territory described in Attachment A of this Order, which by reference is incorporated herein.

On May 26, 1994, SSU filed a systemwide price index increase, pursuant to Section 367.081(4)(a), Florida Statutes. The increase was approved and the rates became effective on July 24, 1994. We find that the rates and charges approved by us shall be applied to customers in the new service territory until authorized to change by this Commission in a subsequent proceeding. Since no further action is necessary, this docket shall be closed.

It is, therefore,

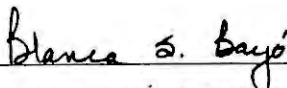
ORDERED by the Florida Public Service Commission that Water Certificate No. 106-W and Wastewater Certificate No. 120-S, held by Southern States Utilities Inc., are hereby amended to include the territory described in Attachment A of this Order, which by reference is incorporated herein. It is further

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ORDERED that Southern States Utilities, Inc. shall charge the customers in the territory added herein the rates and charges approved in its tariff until authorized to change by this Commission. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission, this 8th day of May, 1995.

  
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BLANCA S. BAYO, 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 and/or wastewater 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.

SOUTHERN STATES UTILITIES, INC.

TERRITORY DESCRIPTION - LAKE COUNTY

Sunshine Parkway Water and Wastewater Service Area

In all or portions of Sections 14, 20, 21, 22, 23, 26, 27, 28, and 29, Township 21 South, Range 25 East, Lake County, Florida:

More particularly described:

For a Point of Beginning begin at the Northwest corner of Section 21, Township 21 South, Range 25 East, thence following the next 25 courses:

1. South 89°47'30" East a distance of 1,677.45 feet (East from the Point of Beginning along the North line of Section 21 to a point 1,677.45 feet East of the Northwest Corner).
2. South 00°31'28" West a distance of 990.00 feet (South to a point 990.00 feet South of the North line of Section 21 and 1,679.26 feet East of the West line of Section 21).
3. South 89°47'30" East a distance of 990.00 feet (East to a point 990.00 feet South of the North line of Section 21 and 2,664.00 feet West of the East line of Section 21).
4. North 00°31'28" East a distance of 990.00 feet (North to the North line of Section 21 and the North quarter corner).
5. South 89°47'30" East a distance of 2,667.45 feet (East along the North line of Section 21 to the Northeast corner of Section 21 and the Northwest corner of Section 22, Township 21 South, Range 25 East).
6. North 89°34'35" East a distance of 5,256.76 feet (East along the North line of Section 22 to the Northeast corner of Section 22 and the Southwest corner of Section 14 Township 21 South, Range 25 East).
7. North 00°12'47" East a distance of 1,590.21 feet (North along the West line of Section 14 to a point 1,590.21 feet North of the South line of Section 14 and the intersection with the Southerly right of way line of the State Road 19).
8. North 46°59'31" East a distance of 1,142.53 feet (Northeasterly along the Southerly right of way line of State Road 19 to a point of 2,375.44 feet North of the South line of Section 14 and 832.58 feet East of the West line of Section 14).

SOUTHERN STATES UTILITIES, INC.

TERRITORY DESCRIPTION - LAKE COUNTY

Sunshine Parkway Water and Wastewater Service Area

9. North 36°08'33" East a distance of 2,245.56 feet (Northeasterly along the Southerly right of way of State Road 19 to a point 4,274.80 feet North of the South line of Section 14 and 2,205.61 feet East of the West line of Section 14).
10. South 89°53'13" East a distance of 2,921.23 feet (East along a line 4,290 feet North of the South line of Section 14 to a point on the East line of Section 14, 4,290 feet North of the Southeast corner of Section 14).
11. South 00°58'03" West a distance of 4,290.00 feet (South along the East line of Section 14, 4,290 feet to the Southeast corner of Section 14 and the Northeast corner of Section 23, Township 21 South, Range 25 East).
12. South 00°59'17" West a distance of 5,384.84 feet (South along the East line of Section 23 to the Southeast corner of Section 23 and the Northeast corner of Section 26 Township 21 South, Range 25 East).
13. South 00°14'49" West a distance of 5,227.42 feet (South along the East line of Section 26 to the Southeast corner of Section 26).
14. North 89°36'40" West a distance of 4,969.67 feet (West along the South line of Section 26 to the Southwest corner of Section 26 and the Southeast corner of Section 27 Township 21 South, Range 25 East).
15. South 89°58'57" West a distance of 5,369.57 feet (West along the South line of Section 27 to the Southwest corner of Section 27 and the Southeast corner of Section 28, Township 21 South, Range 25 East).
16. North 89°47'41" West a distance of 2,697.36 feet (West along the South line of Section 28 to a point on the South line of Section 28, 2,697.36 feet West of the Southeast corner of Section 28).
17. South 89°43'49" West a distance of 2,573.50 feet (West along the South line of Section 28 to the Southwest corner of Section 28 and the Southeast corner of Section 29, Township 21 South, Range 25 East 18).

SOUTHERN STATES UTILITIES, INC.

TERRITORY DESCRIPTION - LAKE COUNTY

Sunshine Parkway Water and Wastewater Service Area

18. South  $89^{\circ}43'49''$  West a distance of 5,279.83 feet (West along the South line of Section 29 to the Southwest corner of Section 29).
19. North  $00^{\circ}12'00''$  East a distance of 5,283.88 feet (North along the West line of Section 29 to the Northwest corner of Section 29 and the Southwest corner of Section 20, Township 21 South, Range 25 East).
20. North  $00^{\circ}33'05''$  East a distance of 1,650.00 feet (North along the West line of Section 20 to a point 1,650.00 feet North of the Southwest corner of Section 20).
21. North  $89^{\circ}41'20''$  East a distance of 2,658.04 feet (East along a line 1,650.00 feet North of the South line of Section 20 to a point intersecting the West line of the East half of Section 20, 2,658.04 feet East of the West line of Section 20).
22. North  $00^{\circ}25'52''$  East a distance of 1,917.92 feet (North along the West line of the East half of Section 20 to a point of intersection with the Southerly right of way line of US Highway 27 (State Road 25) 1,750.68 feet South of the North line of Section 20 and 2,653.71 feet East of the West line of Section 20).
23. South  $68^{\circ}11'58''$  East a distance of 464.55 feet (Southeasterly along the Southerly right of way line of US Highway 27 (State Road 25) to a point 1,924.25 feet South of the North line of Section 20 and 2,183.87 feet West of the East line of Section 20).
24. South  $76^{\circ}05'01''$  East a distance of 1,844.11 feet (Southeasterly along the Southerly right of way line of US Highway 27 (State Road 25) to a point of intersection with the East line of Section 20 and the West line of Section 21, Township 21 South, Range 25 East, 182.35 feet North of the West quarter corner of Section 21).
25. North  $00^{\circ}37'54''$  East a distance of 2,469.45 feet to the Point of Beginning (North along the West line of Section 21 to the Northwest corner of Section 21 and the Point of Beginning).