

MEMORANDUM

May 1, 1997

TO : DIVISION OF LEGAL SERVICES (CROSBY)  
 DIVISION OF RECORDS AND REPORTING

FROM : DIVISION OF WATER AND WASTEWATER (REDEMANN) *RFR BCM JDN*

RE : DOCKET NO. 970117-WU; APPLICATION FOR AMENDMENT OF  
 CERTIFICATE NO. 347-W IN MARION COUNTY BY MARION  
 UTILITIES, INC.

Marion Utilities, Inc. (Marion or utility) provides water and wastewater service to approximately 3,925 water customers and 118 wastewater customers in Marion County, Florida. The utility's 1995 annual report shows an annual operating revenue of \$861,746 and a net operating income of \$75,756. The utility is a Class A utility company under FPSC jurisdiction.

On January 27, 1997 the utility applied for an amendment to Water Certificate No. 347-W in Marion County, Florida pursuant to Rule 25-30.036(3), Florida Administrative Code. The application is in compliance with the governing statute, Section 367.045, Florida Statutes, and other pertinent statutes and administrative rules concerning an application for amendment of certificate. The application contains a check in the amount of \$100 which is the correct filing fee pursuant to Rule 25-30.020, Florida Administrative Code. The applicant has 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(3)(d), Florida Administrative Code.

ACK \_\_\_\_\_ Adequate service territory and a territory description have  
 AFA \_\_\_\_\_ been provided as prescribed by Rule 25-30.036(3)(e), and (i),  
 APP \_\_\_\_\_ Florida Administrative Code. A description of the territory  
 CAF \_\_\_\_\_ requested by the utility is appended to this memorandum as  
 CMI \_\_\_\_\_ Attachment A. The utility has submitted an affidavit consistent  
 CTR \_\_\_\_\_ with Section 367.045(2)(d), Florida Statutes, that it has tariffs  
 EAG \_\_\_\_\_ and annual reports on file with the Commission. In addition, the  
 LEG \_\_\_\_\_ application contains proof of compliance with the noticing  
 LIN \_\_\_\_\_ provisions set forth in Rule 25-30.030, Florida Administrative  
 Code. No objections to the application have been received and the  
 time for such has expired. The local planning agency was provided  
 notice of the application and did not file a protest to the  
 amendment.

DFC \_\_\_\_\_ The utility states that the provision of service will be  
 ROA \_\_\_\_\_ consistent with the utility section of the local comprehensive  
 SEC \_\_\_\_\_ plan. Service will be provided by the utility. *BOOKING WINDOW*

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.370 million gallons per day (mgd) water treatment plant. Current maximum peaks flows at the water treatment plant are around .127 mgd. The design capacity of the proposed extension is only 1,400 gallons per day. Thus the water treatment plant has adequate capacity to serve the area.

The utility employs four Class C Operators to operate and maintain their water plants and facilities. Staff has contacted the Department of Environmental Protection and learned that there are no outstanding notices of violation issued for this system. Marion has an annual return on its investment of approximately \$78,000. The construction of facilities to serve the area will cost about \$9,000. This minimal investment should not impact the financial position of the utility. Consequently, staff believes the utility has demonstrated the financial and technical expertise to provide quality service to these customers. Staff recommends the rates and charges approved by the Commission be applied to customers in the new service territory. The utility has filed revised tariff sheets incorporating the additional territory into its tariff and returned its certificate for entry reflecting the additional territory.

Based on the above information, staff believes it is in the public interest to grant the application of Marion for amendment of Water Certificate No. 347-S. An administrative order should be issued within 30 days granting the amendment of territory.

If you have any questions, please contact me.

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cc: Division of Records and Reporting (Security File)

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ATTACHMENT A

MARION UTILITIES, INC.

TERRITORY DESCRIPTION - MARION COUNTY

SERVED FROM THE WOODS AND MEADOWS WATER PLANT

Water Service Area Addition

A portion of Sections 24 and 25, Township 16 South, Range 20 East, Marion County, Florida more particularly described as follows:

Commence at the Southeast corner of Section 24, Township 16 South, Range 20 East, thence South  $88^{\circ}47'30''$  West along the South boundary of said Section for a distance of 2,076.37 feet to the Point of Beginning; said Point being on the Southeasterly right-of-way line of State Road 200 (A 100.00 foot right-of-way); thence South  $41^{\circ}34'12''$  West, along said right-of-way, a distance of 1,332.02 feet; thence South  $48^{\circ}25'48''$  East a distance of 250.00 feet; thence North  $41^{\circ}34'12''$  East, a distance of 200.00 feet; thence South  $48^{\circ}25'48''$  East a distance of 249.08 feet to a point on a curve, concave to the Northwest, having a radius of 1,583.98 feet, a central angle of  $04^{\circ}30'32''$ , and a chord of 124.62 feet Bearing North  $37^{\circ}21'16''$  East, said point being on the Northwesterly right-of-way line of Southwest 84th Avenue Road (a 60.00 foot right-of-way); thence Northeasterly along said curve and right-of-way a distance of 124.65 feet to a point of tangency; thence North  $35^{\circ}06'00''$  East a distance of 238.14 feet to the Point of Curvature of a Tangent Curve, Concave to the Southeast, having a radius of 1,505.00 feet and a central angle of  $12^{\circ}17'08''$ ; thence Northeasterly along said curve a distance of 322.71 feet to a point of tangency; thence North  $47^{\circ}23'08''$  East a distance of 283.64 feet to the Point of Curvature of a tangent curve concave to the Northwest, having a radius of 1,946.86 feet and a Central Angle of  $05^{\circ}48'56''$ ; thence Northeasterly along said curve, a distance of 197.61 feet to a Point of Tangency; thence North  $41^{\circ}34'12''$  East, a distance of 137.56 feet; thence departing from the Northwesterly right-of-way of Southwest 84th Avenue Road, North  $48^{\circ}25'48''$  West a distance of 250.00 feet; thence North  $41^{\circ}34'12''$  East a distance of 300.00 feet; thence North  $48^{\circ}25'48''$  West a distance of 250.00 feet to the Northwesterly right-of-way of State Road 200; thence South  $41^{\circ}34'12''$  West, along said right-of-way a distance of 467.98 feet to the Point of Beginning.