

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application for "quick take" amendment of Certificate No. 587-W in Polk County by Florida Water Services Corporation. | DOCKET NO. 040484-WU
ORDER NO. PSC-04-0859-FOF-WU
ISSUED: September 2, 2004

The following Commissioners participated in the disposition of this matter:

BRAULIO L. BAEZ, Chairman
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON

ORDER APPROVING AMENDMENT TO WATER CERTIFICATE

BY THE COMMISSION:

Florida Water Services Corporation (Florida Water) is a Class A utility. According to its 2003 annual report, Florida Water's Gibsonia Estates system in Polk County serves approximately 180 water customers with annual operating revenues of \$22,492, and a net income of (\$13,688). On May 21, 2004 the utility applied for a "Quick Take" amendment to Water Certificate No. 587-W in Polk County, Florida, pursuant to Rule 25-30.036(2), Florida Administrative Code. The application was completed on June 11, 2004. We have jurisdiction pursuant to section 367.045, Florida Statutes.

Florida Water's Gibsonia Estates system obtains water service from an onsite water treatment facility made up of two wells with chlorination used for disinfection purposes. The proposed territory consists of three small general service customers that are currently served by a failed private water system. The area is adjacent to Florida Water's existing water service territory. Florida Water indicated in its application that the proposed new territory will not exceed 25 equivalent residential connections pursuant to Rule 25-30.036(2)(a), 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 Department of Environmental Protection has no outstanding notices of violation for Florida Water's Gibsonia Estates system. The application contained the correct filing fee pursuant to Rule 25-30.020, Florida Administrative Code. The application also contains proof of compliance with the noticing provisions set forth in Rule 25-30.030, Florida

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Administrative Code. No objections to the application were filed. A description of the territory requested by the utility is included in Attachment A to this Order.

It is in the public interest to acknowledge the "Quick Take" amendment application filed by Florida Water and to add the additional territory described in Attachment A. The rates and charges approved for Florida Water's Gibsonia Estates service area should be applied to the 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. It is therefore,

ORDERED by the Florida Public Service Commission that the "Quick Take" application of Florida Water Services Corporation for amendment of its certificate is acknowledged, and Certificate No. 587-W shall be amended to include the territory as described in Attachment A of this Order. It is further

ORDERED that Attachment A is incorporated herein by reference. It is further

ORDERED that Florida Water Services Corporation shall charge the customers in the territory added herein the rates and charges approved in its tariff for its Gibsonia Estates service area until authorized to change by this Commission. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this 2nd day of September, 2004.

BLANCA S. BAYÓ, Director
Division of the Commission Clerk
and Administrative Services

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(S E A L)

MCB

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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 the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 the Commission Clerk and Administrative Services 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 Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

POLK COUNTY
GIBSONIA ESTATES
EXTENTION OF WATER SERVICE TERRITORY

Section 23, Township 27 South, Range 23 East, Polk County, Florida;

Beginning at the Southeast corner of the Northeast quarter of the Southeast quarter of the Southeast quarter of said Section 23, proceed West along the South line of the Northeast quarter of the Southeast quarter of the Southeast quarter of said Section 23 to the West line of the East 318.88 feet of said Section 23; thence proceed North along said West line a distance of 317.62 feet, more or less, to the South line of the North 347.32 feet of the Southeast quarter of the Southeast quarter of said Section 23; thence proceed East along said South line a distance of 318.88 feet, more or less, to the East line of aforesaid Section 23; thence proceed South along said East line a distance of 317.62 feet, more or less, to the Point of Beginning.