

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application for amendment of Certificate  
Nos. 496-W and 465-S to extend water and  
wastewater service areas in Lake County by  
Lake Utility Services, Inc.

DOCKET NO. 020907-WS  
ORDER NO. PSC-06-1065-FOF-WS  
ISSUED: December 26, 2006

The following Commissioner participated in the disposition of this matter:

J. TERRY DEASON

ORDER CORRECTING TERRITORY DESCRIPTION

BY THE COMMISSION:

Lake Utility Services, Inc. (LUSI) is a Class A utility owned by Utilities, Inc. For the calendar year 2005, the utility served 7,908 water customers and 2,748 wastewater customers. The 2005 annual report on file with this Commission lists operating revenues of \$3,251,332, with a net operating income of \$442,850.

The utility filed an application on August 20, 2002, to amend its water and wastewater certificates, pursuant to Section 367.045, Florida Statutes, and Rule 25-30.036, Florida Administrative Code. The Commission issued Order No. PSC-05-0523-FOF-WS, granting additional territory to the utility. Upon review of the territory description attached to Order No. PSC-05-0523-FOF-WS, we determined that no clear distinction was made between the water and the wastewater service areas, which was problematic since the two service areas are not identical. The purpose of this order is to correctly describe the wastewater service area for LUSI. Because the description of the water service area was correct in Order No. PSC-0523-FOF-WS, we have no corrections to the description of the water service area.

When the utility filed its amendment application, numerous customers filed protests. To resolve the protests, LUSI pared down the size of the additional territory it had requested and the protests were withdrawn. After which, the utility filed a revised territory description that correctly stated the amendment request for its water service territory, but not the wastewater service territory. The incorrect legal description for the amended wastewater service area was attached to Order No. PSC-05-0523-FOF-WS. However, the correct territory description for the amended wastewater service area is as is described in Attachment A to this Order, which is incorporated herein by reference. This Order correcting the territory description for LUSI's amended wastewater service area shall serve as LUSI's amended certificate, and, as such, shall be retained by the utility.

DOCUMENT NUMBER-DATE

11749 DEC 26 06

FPSC-COMMISSION CLERK

It is therefore,

ORDERED by the Florida Public Service Commission that Lake Utility Services, Inc. service territory for its wastewater service area is corrected as described above and reflected in Attachment A to this Order. It is further

ORDERED that this Order shall serve as LUSI's amended certificate, and, as such, shall be retained by the utility. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this 26th day of December, 2006.

  
\_\_\_\_\_  
BLANCA S. BAYO, Director  
Division of the Commission Clerk  
and Administrative Services

( S E A L )

MAH

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.

AMENDED DESCRIPTION OF THE WASTEWATER SERVICE TERRITORY TO BE  
ADDED TO LAKE UTILITY SERVICES, INC. IN LAKE COUNTY

Sections 28, 29, 32 and 33 of Township 23 South, Range 26 East, Lake County, Florida; and,

Sections 2 and 5 of Township 24 South, Range 26 East, Lake County, Florida; and,

Section 3 of Township 24 South, Range 26 East, Lake County, Florida, less the SW quarter of the NW quarter of Section 3; also less the north half of the NW quarter of the SW quarter of Section 3; also less that part of the SW quarter of the SW quarter of Section 3 lying south and west of the westerly line of the right of way of U. S. Highway No. 27; and

That part of A) the SE quarter of the NE quarter of the SE quarter, and B) the SE quarter of the SE quarter of Section 4, Township 24 South, Range 26 East, lying east of the west line of the right of way of U. S. Highway 27; and that part of Section 4 described as: Begin at the NE corner of Section 4, thence south along the east boundary line of Section 4, a distance of 240 feet, thence west 195 feet, thence northwesterly 404 feet, more or less, to a point on the north boundary of Section 4, a distance of 520 feet from the NE corner of Section 4, thence east to the Point of Beginning. And,

The NE quarter of the NE quarter of the NW quarter of Section 8, Township 24 South, Range 26 East, Lake County, Florida; and

The north half of Section 11, Township 24 South, Range 26 East, Lake County, Florida; and

The NE quarter of the NE quarter; and the south half of the NE quarter, all in Section 10, Township 24 South, Range 26 East, Lake County, Florida; and

The east three-quarters of the south half of Section 14, Township 24 South, Range 26 East, Lake County, Florida; and

That part of the north half of Section 23, Township 24 South, Range 26 East, being described as follows: Begin at the NE corner of the NE quarter of said Section 23; thence west along the north line of Section 23 a distance of 3960 feet; thence south along the west line of the NE quarter of the NW quarter of Section 23 for 1320 feet; thence west along the north line of the SW quarter of the NW quarter of Section 23 for 660 feet; thence south along the west line of the north half of the NE quarter of the SW quarter of the NW quarter of Section 23 for 330 feet; thence west along the south line of the north half of the NW quarter of the SW quarter of the NW quarter of Section 23 for 297.83 feet; thence north for 117.29 feet; thence west for 273.61 feet to the east right of way of U. S. Highway No. 27; thence southeasterly along the said right of way to a point lying on the northerly limits of Citrus Highland P.U.D.; thence along said boundary the following eight courses: N 43°43'13" E for 131.29 feet; thence N 54° 20'35" E for 861.17 feet;

thence N 01°59'06" W for 311.09 feet; thence N 87°44'54" E for 1324.39 feet; thence N 01° 58'58" W for 438.07 feet; thence N 87°43'40" E for 100 feet; thence S 01°58'58" E for 116.93 feet; thence N 87°43'40 E for 2523.01 feet to the east line of the NE quarter of Section 23;

thence departing said north boundary of Citrus Highlands P.U.D., run north along the east line of the NE quarter of Section 23 for 1437 feet to the NE corner of Section 23 and the Point of Beginning; and,

Sections 25, 26, 27, 34, 35, and 36, Township 23 South, Range 26 East, Lake County, and

Sections 1, 12, 13, and 24 Township 24 South, Range 26 East, Lake County, Florida; and,

The east half of the SE quarter and the south three-quarters of the east half of the west half of the SE quarter of Section 23, Township 24 South, Range 26 East, Lake County, Florida; and,

Sections 30 and 31, Township 23 South, Range 26 East, Lake County, Florida; and,

All that part and parcel of the south half of Section 15, Township 24 South, Range 26 East, as follows: Beginning at the intersection of the south line of said Section 15 and the west right of way of U.S. Highway No. 27, run thence west 1737 feet to a point approximately 75 feet west of the low water mark of a boggy marsh; begin again at the aforesaid point of beginning and run N 19°48' W along the right of way line of said U.S. Highway No. 27, 2081.5 feet; thence N 89°48' W, 790 feet to a point approximately 75 feet west of the low water mark of said boggy marsh; thence in a southerly direction parallel to the shoreline of said boggy marsh and approximately 75 feet west of low water mark thereof, to intersect the first described line.

**FLORIDA PUBLIC SERVICE COMMISSION**

Authorizes

**Lake Utility Services, Inc.**

Pursuant to

**Certificate Number 465-S**

to provide wastewater service in Lake County in accordance with the provisions of Chapter 367, Florida Statutes, and the Rules, Regulations, and Orders of this Commission in the territory described by the Orders of this Commission. This authorization shall remain in force and effect until superseded, suspended, cancelled or revoked by Order of this Commission.

<u>Order Number</u>	<u>Date Issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
24283	03-25-1991	900957-WS	Original Certificate
PSC-92-1328-FOF-WS	11-16-1992	920900-WS	Amendment
PSC-94-0116-FOF-WS	01-31-1994	931000-WS	Amendment
PSC-99-0164-FOF-WS	01-26-1999	980958-WS	Trans. Maj. Org. Control
PSC-99-0884-FOF-WS	05-03-1999	990195-WS	Amendment
PSC-00-1657-FOF-WS	09-18-2000	000430-WS	Amendment
PSC-01-0066-FOF-WS	01-09-2001	001652-WS	Territory correction
PSC-02-1658-FOF-WS	11-26-2002	020695-WS	Merger and name change
PSC-05-0523-FOF-WS	05-13-2005	020907-WS	Amendment
PSC-06-1065-FOF-WS	12-26-2006	020907-WS	Territory correction