

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for transfer of water facilities to City of Lake Worth, Palm Beach County, and cancellation of Certificate No. 053-W, by Lake Osborne Waterworks, Inc.

DOCKET NO. 20170214-WU  
ORDER NO. PSC-2018-0139-FOF-WU  
ISSUED: March 13, 2018

ORDER ACKNOWLEDGING TRANSFER OF WATER FACILITIES AND  
CANCELING WATER CERTIFICATE NO. 053-W

BY THE COMMISSION:

Lake Osborne Waterworks, Inc. (Lake Osborne or Utility) is a Class B water utility providing service to approximately 465 customers in Palm Beach County. On October 3, 2017, the Commission received an application for transfer from Lake Osborne stating that the City of Lake Worth purchased the Utility on September 28, 2017.<sup>1</sup>

Pursuant to Section 367.071(4)(a), Florida Statutes (F.S.), and Rule 25-30.038(2), Florida Administrative Code (F.A.C.), the Utility provided copies of the document transferring the Utility's water facilities. In accordance with Rule 25-30.038(2)(f), F.A.C., the Utility stated it transferred customer deposits of \$36,002 to the City of Lake Worth. Lake Osborne paid its outstanding regulatory assessment fees of \$3,194.10 on November 28, 2017. The Utility filed its 2016 Annual Report on March 22, 2017.

We have jurisdiction pursuant to Section 367.071, F.S. Based on the above, we find the application for transfer to a government entity is in compliance with Sections 367.071 and 367.022(2), F.S., and Rule 25-30.038, F.A.C. The transfer to Lake Osborne's water facilities to the City of Lake Worth is hereby acknowledged as a matter of right pursuant to Section 367.071(4)(a). Certificate No. 053-W is hereby canceled effective September 29, 2017.

Based on the foregoing it is,

ORDERED that the transfer to Lake Osborne's water facilities to the City of Lake Worth is hereby acknowledged as a matter of right. It is further

ORDERED that Certificate No. 053-W is canceled, effective September 29, 2017. It is further

ORDERED that this docket is closed.

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<sup>1</sup> Document No. 08053-2017 filed October 3, 2017.

By ORDER of the Florida Public Service Commission this 13th day of March, 2018.

  
CARLOTTA S. STAUFFER

Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399  
(850) 413-6770  
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

DJ

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 Office of Commission Clerk, 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 Office of Commission Clerk, 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.