

COMMISSIONERS:
MIKE LA ROSA, CHAIRMAN
ART GRAHAM
GARY F. CLARK
ANDREW GILES FAY
GABRIELLA PASSIDOMO

STATE OF FLORIDA



DIVISION OF ENGINEERING
TOM BALLINGER
DIRECTOR
(850) 413-6910

Public Service Commission

July 30, 2024

Mr. Troy Rendell
Citrus Waterworks
4939 Cross Bayou Boulevard
New Port Richey, Florida 34652
trendell@uswatercorp.net

VIA CERTIFIED MAIL AND EMAIL

Re: Docket No. 20240095-WS – Resolution of the Board of County Commissioners of Citrus County declaring Citrus County subject of the provisions of Section 367, F.S.

Dear Mr. Rendell:

The Board of County Commissioners of Citrus County (County) adopted Resolution No. 2024-040 on May 28, 2024. The resolution transferred jurisdiction over privately-owned water and wastewater utilities in Citrus County to the Florida Public Service Commission (FPSC or Commission), effective the date the County voted on the resolution. A copy of the Commission's Order acknowledging the transfer of jurisdiction is attached.

The FPSC is a state agency which provides economic regulation over utility rates and charges pursuant to Chapter 367, Florida Statute (F.S.). Our jurisdiction is separate and distinct from the jurisdiction of the Florida Department of Environmental Protection and your local water management district. Please be aware that you may not change any rate or charge, extend or delete any territory, acquire another utility, transfer your utility or majority control of your utility, or change the name of your utility without prior Commission approval.

Pursuant to Section 367.171(2), F. S., you are entitled to receive a grandfather certificate for the area you are currently serving if you file an application by Monday, August 26, 2024. Pursuant to Rule 25-30.035, Florida Administrative Code (F.A.C.), the application must include, among other things, a map and legal description of the existing service area and tariffs listing all existing rates and charges. In addition, the application must be accompanied by a filing fee, as provided by Rule 25-30.020(2)(d), F.A.C. The Commission's Rules can be found on the Department of State's website at:

<https://www.flrules.org/gateway/ChapterHome.asp?Chapter=25-30>

Mr. Troy Rendell

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If a utility fails to register with the FPSC within the prescribed time, the FPSC requires that utility to apply for an original certificate of authorization in accordance with Chapter 367, F.S., which is a more rigorous and expensive application. Therefore it is important for you to take advantage of your right to file a grandfather certificate application on or before August 26, 2024. An application form and model tariff, in PDF format, may be downloaded from the Commission's website at:

<https://www.floridapsc.com/application-tariff-forms>

The application and filing fee should be mailed to:

Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

In addition, regardless of whether you have filed an application or whether or not the application has been approved, your utility has been subject to FPSC regulation since May 28, 2024. Therefore, you will be required to file an annual report for 2024 pursuant to Rule 25- 30.110, F.A.C., and remit 4.5% of your gross utility revenues to the Commission as regulatory assessment fees (RAFs) effective the date a certificate is issued pursuant to Rule 25-30.120, F.A.C. If you are not collecting RAFs for payment to the County, or if you are collecting less than 4.5% of your gross revenues, you are entitled to file for a pass through of RAFs. If you have any questions or need any assistance completing the application, please contact Ms. Ailynee Ramirez-Abundez at (850) 413-6974 or aramirez@psc.state.fl.us. If you have any questions about annual reports or RAFs, please contact Amber Norris at (850) 413-6984 or amnorris@psc.state.fl.us.

Sincerely,

s/ Laura King

Laura King
Assistant Director
Division of Engineering

ARA:da
Enclosure

cc: Office of the Commission Clerk (Docket No. 20240095-WS)

FILED 7/25/2024
DOCUMENT NO. 07841-2024
FPSC - COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Resolution of the Board of County
Commissioners of Citrus County declaring
Citrus County subject of the provisions of
Sections 367, F.S.

DOCKET NO. 20240095-WS
ORDER NO. PSC-2024-0267-FOF-WS
ISSUED: July 25, 2024

The following Commissioners participated in the disposition of this matter:

MIKE LA ROSA, Chairman
ART GRAHAM
GARY F. CLARK
ANDREW GILES FAY
GABRIELLA PASSIDOMO

ORDER ACKNOWLEDGING RESOLUTION DECLARING CITRUS COUNTY
SUBJECT TO THE PROVISIONS OF CHAPTER 367, FLORIDA STATUTES

BY THE COMMISSION:

Background

On May 28, 2024, the Board of County Commissioners of Citrus County (County) adopted Resolution No. 2024-040 (Resolution, Attachment A), transferring regulation of the privately-owned, for profit water and wastewater utilities in the County to the Florida Public Service Commission. Effective upon the adoption of the resolution, all non-exempt water and wastewater systems in the County became subject to the provisions of Chapter 367, Florida Statutes (F.S.). Therefore, the effective date of the transfer of jurisdiction is May 28, 2024. This order acknowledges that Resolution. We have jurisdiction pursuant to Section 367.171, F.S.

Decision

On May 28, 2024, the Board of County Commissioners of Citrus County passed and adopted Resolution No. 2024-040, which transfers jurisdiction over the County's privately-owned water and wastewater utilities to us. In addition, our staff has contacted the County requesting information on each utility's current rates, charges, and territory served. As part of its response, the County provided a list of its 13 privately-owned water and wastewater utilities, which is appended to this order as Attachment B. Since they are now subject to Chapter 367, F.S., each utility must continue to collect the rates and charges for water and wastewater service which were being collected on May 28, 2024, until changed by us.

Our staff has contacted the Florida Department of Environment Protection (DEP) to advise it of the Resolution and to obtain a list of all privately-owned water and wastewater facilities in Citrus County which DEP monitors for environmental compliance. The utilities

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identified by the County and DEP will receive a letter from our staff advising them of the transfer of jurisdiction and providing them with information to determine whether or not they are exempt from our regulation, pursuant to Section 367.022, F.S.

Entities which are not exempt from our regulation will receive instruction for filing an application for grandfather certificates. The resulting applications will be processed in individual dockets. These applicants will also be advised of their responsibility to file an annual report for 2024, pursuant to Rule 25-30.110, Florida Administrative Code, as well as their responsibility to remit Annual Regulatory Assessment Fees (RAFs). The applicants will also be advised of their right to file for a pass-through of RAFs should they not be currently collecting RAFs, or if they are collecting a lesser amount than they would be paying to the Commission.

We acknowledge Resolution No. 2024-040 by the Board of County Commissioners of Citrus County, effective May 28, 2024. All non-exempt, privately-owned water and wastewater utilities in Citrus County shall be directed to comply with the provisions of Chapter 367, F.S.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that we acknowledge Resolution No. 2024-040 by the Board of County Commissioners of Citrus County, effective May 28, 2024. All non-exempt, privately-owned water and wastewater utilities in Citrus County shall be directed to comply with the provisions of Chapter 367, F.S. It is further

ORDERED that this docket shall remain open to process letters to water and wastewater operators and their subsequent responses. Upon our staff's verification that the final response from a water or wastewater system operator affirming exemption status has been received, and that no further action is necessary, this docket shall be closed administratively.

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By ORDER of the Florida Public Service Commission this 25th day of July, 2024.



ADAM J. TRITZMAN
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399
(850) 413-6770
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

DD

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.

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Attachment A
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ANGELA VICK
CLERK OF THE CIRCUIT COURT AND COMPTROLLER
CITRUS COUNTY, FLORIDA

Clerk of the County Court
Recorder of Deeds
Clerk and Accountant of the Board of County Commissioners
Custodian of County Funds
County Auditor

110 North Apopka Avenue
Inverness, Florida 34450
Telephone: (352) 341-6455
Fax: (352) 341-6477
CommissionRecords@citrusclerk.org
www.citrusclerk.org

May 29, 2024

Office of Records and Reporting of the
Florida Public Service Commission
2450 Shumard Oak Blvd
Tallahassee Florida 32399-0850

To Whom It May Concern:

Please find enclosed a certified copy of Resolution Number 2024-040, which was adopted by the Citrus County Board of County Commissioners at their meeting held on May 28, 2024.

Respectfully,

A handwritten signature in blue ink, appearing to read "Amy Novinger".

Angela Vick, Clerk

By: Amy Novinger, Deputy Clerk

Enclosure

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RESOLUTION NO. 2024-040

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, DECLARING THAT CITRUS COUNTY IS SUBJECT TO ALL PROVISIONS OF CHAPTER 367, FLORIDA STATUTES; RE-ESTABLISHING CHAPTER 367 JURISDICTION OF THE FLORIDA PUBLIC SERVICE COMMISSION OVER WATER AND WASTEWATER UTILITIES WITHIN CITRUS COUNTY; RESCINDING RESOLUTION NO. 99-111; RESCINDING RESOLUTION NO. 99-142; RESCINDING RESOLUTION NO. 2007-015; RESCINDING RESOLUTION NO. 2008-052; REPEALING RULES OF THE BOARD SUPPLEMENTAL TO THE CITRUS COUNTY WATER AND WASTEWATER UTILITIES REGULATORY ORDINANCE.

WHEREAS, on July 27, 1999, pursuant to Section 367.171(1), Florida Statutes, the Board adopted Resolution No. 99-111 and assumed jurisdiction over private water and wastewater facilities located in Citrus County;

WHEREAS, on August 24, 1999, the Board adopted Citrus County Ordinance No. 99-07, entitled "Citrus County Water and Wastewater Regulatory Ordinance," establishing the standards for regulation of water and wastewater facilities in Citrus County;

WHEREAS, on September 14, 1999, the Board adopted Resolution No. 99-142, establishing Rules of the Board supplemental to the Citrus County Water and Wastewater Regulatory Ordinance;

WHEREAS, on June 12, 2007, the Board adopted Resolution No. 2007-015, amending Resolution No. 99-142 and the Rules of the Board supplemental to the Citrus County Water and Wastewater Regulatory Ordinance;

WHEREAS, on February 26, 2008, the Board adopted Resolution No. 2008-052, further amending the Rules of the Board supplemental to the Citrus County Water and Wastewater Regulatory Ordinance;

WHEREAS, the Board has determined that the interest of the citizens of Citrus County would be best served if the local utilities were hereafter regulated by the Florida Public Service Commission;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Citrus County, Florida in regular session this 29th day of May, 2024, as follows:

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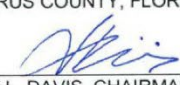
1. Resolution No. 99-111, removing Citrus County from the Chapter 367, Florida Statutes, jurisdiction of the Florida Public Service Commission is hereby rescinded.
2. Citrus County private water and wastewater utilities are hereafter subject to the provisions of Chapter 367, Florida Statutes, and the jurisdiction of the Florida Public Service Commission.
3. Resolutions No. 99-142, 2007-015 and 2008-052, adopting the Rules of the Board supplemental to the Citrus County Water and Wastewater Utilities Regulatory Ordinance are hereby rescinded and the Rules are hereby repealed.
4. The Clerk of the Board shall, as soon as possible, notify the Florida Public Service Commission of the adoption of this Resolution and mail a certified copy of this Resolution to the Office of Records and Reporting of the Florida Public Service Commission, 2450 Shumard Oak Blvd., Tallahassee, Florida 32399-0850.
5. This Resolution shall become effective immediately upon its adoption.

ATTEST:


for ANGELA VICK, CLERK



BOARD OF COUNTY COMMISSIONER
OF CITRUS COUNTY, FLORIDA


HOLLY L. DAVIS, CHAIRMAN

APPROVED AS TO FORM ONLY
FOR RELIANCE OF COUNTY


Denise A. Dymond Lyn

APPROVED

MAY 28 2024

BOARD OF COUNTY
COMMISSIONERS

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Attachment B
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**CITRUS COUNTY
OFFICE OF UTILITY REGULATION**

BUSINESS NAME	ADDRESS	POC	PHONE #	EMAIL
Central States Water Resource (CSWR)	P.O. Box 674538 Dallas, TX 75267-4538	Aaron Silas	Phone: 314-380-8510 314-323-3174 (mobile)	asilas@cswrqroup.com
Cinnamon Ridge Utilities	6909 Beach Blvd. Hudson, Florida 34667-1995	Paula Paxton Jennifer Smith	Phone: 727-863-2560 Emergency: 352-628-6608 Fax: 727-863-36370	jensmith6909@aol.com
Citrus Waterworks	4939 Cross Bayou Boulevard New Port Richey, Florida 34652	Troy Rendell	Phone: 727-848-8292 314-323-3174 (mobile) Fax: 727-848-7701	trendell@uswatercorp.net
Dunnellon Hills Water System	P.O. Box 4 Inglis, Florida 34449-0004	Marshal Hash	Phone: 352-613-0103	marshall@hash.com
Forest Hills Water System	P.O. Box 4 Inglis, Florida 34449-0004	Marshal Hash	Phone: 352-613-0103	marshall@hash.com
Haggerty Point Water System	P.O. Box 4 Inglis, Florida 34449-0004	Marshal Hash	Phone: 352-613-0103	marshall@hash.com
Indian Springs Utilities	P.O. Box 518 Crystal River, Florida 34423	Jeff Schrade	Phone: 352-795-5205 Emergency: 352-634-0726	jschrade1@tampabay.rr.com
La Prima Water System	P.O. Box 4 Inglis, Florida 34449-0004	Marshal Hash	Phone: 352-613-0103	marshall@hash.com
Lucky Hills Water System	P.O. Box 4 Inglis, Florida 34449-0004	Marshal Hash	Phone: 352-613-0103	marshall@hash.com
Meadow Wood Water System	P.O. Box 4 Inglis, Florida 34449-0004	Marshal Hash	Phone: 352-613-0103	marshall@hash.com
Pinewood Water System	P.O. Box 4 Inglis, Florida 34449-0004	Marshal Hash	Phone: 352-613-0103	marshall@hash.com
Springhorn Water System	P.O. Box 4 Inglis, Florida 34449-0004	Marshal Hash	Phone: 352-613-0103	marshall@hash.com
Tarawood Utilities, LLC	P.O. Box 1018 Floral City, Florida 34436-1018	John Thrumston	Phone: 352-302-5330 Phone: 407.970.7705	tarawoodutilities@gmail.com