

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Lake Utility	)	DOCKET NO. 900989-WU
Services, Inc. for amendment of Certifi-	)	ORDER NO. 24957
cate No. 496-W in Lake County, Florida.	)	ISSUED: 8/21/91
	)	

ORDER AMENDING CERTIFICATE TO INCLUDE  
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On December 17, 1990, Lake Utility Services, Inc, (LUSI or Utility) filed an application with this Commission to amend Certificate No. 496-W to include the Lake Crescent Hills Subdivision (Subdivision) in Lake County, Florida. The Subdivision is adjacent to the Utility's Crescent West system. LUSI will serve approximately 136 single family homes in the Subdivision at build-out.

The application is in compliance with Section 367.045, Florida Statutes, and other pertinent statutes and administrative rules, except for providing proof of ownership of the land upon which the facilities are located. In particular, the notarized application contains:

1. A filing fee in the amount of \$150, as prescribed by Rule 25-30.020, Florida Administrative Code.
2. Adequate service territory and system maps and a territory description, as prescribed by Rule 25-30.036, Florida Administrative Code. The additional territory in Lake County is described in Attachment A of this Order.
3. Proof of notice to interested governmental and regulatory agencies and utilities within a four-mile radius of the territory, and proof of advertisement in a newspaper of general circulation in Lake County, as prescribed by Rule 25-30.030, Florida Administrative Code.

No objections to the notice of application have been received and the time for filing such has expired.

As stated previously, LUSI has not provided proof that it owns the land upon which its facilities serving the additional territory are located, as required by Rule 25-30.036(1)(d), Florida Administrative Code. However, according to the agreement between the developer and LUSI, the land will be conveyed to LUSI. Therefore, LUSI shall file with this Commission proof, in the form of a recorded warranty deed, that it owns the land upon which the facilities serving the additional territory are located. Such proof shall be filed within 30 days of the date of this Order.

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LUSI has been in operation under our jurisdiction since 1988, and is a wholly-owned subsidiary of Utilities, Inc., which has 25 years of experience in the water industry. According to the application, Utilities, Inc. will provide LUSI with certified operators, its expertise and experience in management, and the financial resources necessary to serve the additional territory. Therefore, we find that it is in the public interest to amend Certificate No. 496-W to include the territory described in Attachment A of this Order, which by reference is incorporated herein. LUSI has returned Certificate No. 496-W to this Commission for entry reflecting the additional territory. The Utility has also filed revised tariff sheets reflecting the amendment.

It is, therefore,

ORDERED by the Florida Public Service Commission that Certificate No. 496-W, held by Lake Utility Services, Inc., 200 Weathersfield Avenue, Altamonte Springs, Florida 32714, is hereby amended to include the territory described in Attachment A of this Order, which by reference is incorporated herein. It is further

ORDERED that Lake Utility Services, Inc. shall file proof, in the form of a recorded warranty deed, that it owns the land upon which the facilities serving the additional territory are located, within 30 days of the date of this Order. It is further

ORDERED that the customers in the territory added herein shall be charged the rates and charges approved in Lake Utility Services Inc.'s tariff. It is further

ORDERED that Docket No. 900989-WU is hereby closed.

By ORDER of the Florida Public Service Commission, this 21st  
day of AUGUST, 1991.



STEVE TRIBBLE, Director  
Division of Records and Reporting

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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 Records and Reporting 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 or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting 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

Lake Utility Services, Inc.

Territory Description in Lake County

Lake Crescent Hills Subdivision

Township 23 South, Range 25 East, Section 2

That portion of the North 2/3 of the South 3/4 of Section 2,  
Township 23 South, Range 25 East, Lying East of County Road C-561  
and West of Lake Crescent, Lake County, Florida.