

State of Florida

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DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 413-6900

Public Service Commission

April 18, 1996

Mr. Robert Barris
Fair Lane Utilities, Inc.
819 49th Avenue Terrace West
Bradenton, Florida 34207

RE: Docket No. 951235-WW Resolution of the Board of County Commissioners of Manatee County declaring Manatee County subject to the provisions of Chapter 367, Florida Statutes

Dear Mr. Barris:

As you are aware, on October 10, 1995, the Manatee County Board of County Commissioners adopted Resolution No. R-95-109, declaring the water and wastewater utilities in Manatee County subject to the provisions of Chapter 367, Florida Statutes. The effect of the resolution was to invoke the Florida Public Service Commission's jurisdiction over all investor-owned water and wastewater systems in Manatee County as of October 10, 1995.

Pursuant to Section 367.031, Florida Statutes, all utilities must obtain either a certificate of authorization under Section 367.171(2), Florida Statutes, or an exemption from Commission regulation under Section 367.022, Florida Statutes. Each utility desiring to obtain a grandfather certificate for the area served by that utility as of October 10, 1995, was required to make application to this Commission pursuant to Section 367.171(2)(b), Florida Statutes, within ninety (90) days of the date this Commission received jurisdiction, or by January 8, 1996.

We have not received an application from Fair Lane Utilities, Inc. for a grandfather certificate and the ninety day deadline has passed. However, it is my understanding that you are actively pursuing the sale of the utility to the Homeowners Association and you anticipate closing on the sale no later than April 30, 1996. If you do not close on the sale of the utility by May 7, 1996, the utility will be required to file an application for a grandfather certificate. The application should be filed no later than June 7, 1996 with Ms.

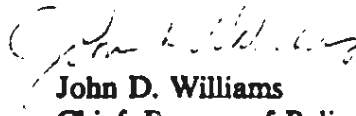
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Mr. Robert Barris
April 18, 1996
Page Two

Blanca Bayo, Director, Division of the Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. Please feel free to call me or my staff at (904)413-6900 if you have any questions.

Sincerely,



John D. Williams
Chief, Bureau of Policy Development
and Industry Structure

JDW/MG

cc: Mr. Bob Carr
Ms. Janis Koch
Ms. Mary Randall
Mr. Fred Yontek
Division of Water and Wastewater (Hill, Messer, Golden)
Division of Legal Services (Jaber, Pellegrini)
Division of Records and Reporting