

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for transfer of water and wastewater facilities to the City of Ocala, and cancellation of Certificate Nos. 516-W and 448-S, by Sun Communities Operating LP d/b/a Saddle Oak Club.

DOCKET NO. 20210151-WS
ORDER NO. PSC-2021-0397-FOF-WS
ISSUED: October 26, 2021

ORDER ACKNOWLEDGING TRANSFER OF WATER AND WASTEWATER FACILITIES
AND CANCELLING CERTIFICATE NOS. 516-W AND 448-S

BY THE COMMISSION:

Sun Communities Operating LP d/b/a Saddle Oak Club (Saddle Oak or Utility) is a Class C water and wastewater facilities utility providing service to approximately 376 residential customers in Marion County. On September 1, 2021, Saddle Oak filed an application for transfer of its water and wastewater facilities to the City of Ocala (City) and cancellation of Certificate Nos. 516-W and 448-S. Pursuant to Section 367.071(4), Florida Statutes (F.S.), the sale of facilities to a governmental authority shall be approved as a matter of right. As such, no notice of the transfer is required and no filing fees apply.

Furthermore, pursuant to Section 367.071(4)(a), F.S., and Rule 25-30.038(2)(d), Florida Administrative Code (F.A.C.), Saddle Oak provided a copy of the document transferring its water and wastewater facilities and stated there are no customer deposits to transfer to the City. As reflected in the document transferring the water and wastewater facilities to the City, the City has agreed to pay the Utility's regulatory assessment fees through the date of the sale. Additionally, Saddle Oak provided a copy of its 2020 Annual Report to the City.

We have jurisdiction pursuant to Section 367.071, F.S.

Based on the above, we find that the application is in compliance with Sections 367.022(2) and 367.071, F.S., and Rule 25-30.038, F.A.C. We therefore acknowledge the transfer of the water and wastewater facilities to the City as a matter of right, pursuant to Section 367.071(4)(a), F.S., and cancel Certificate Nos. 516-W and 448-S effective July 20, 2021.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the application of Sun Communities Operating LP d/b/a Saddle Oak Club for transfer of water and wastewater facilities as set forth herein to the City of Ocala is hereby acknowledged, effective July 20, 2021. It is further

ORDERED that Certificate Nos. 516-W and 448-S are canceled, effective July 20, 2021. It is further

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ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this 26th day of October, 2021.



ADAM J. TEITZMAN
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.

RPS

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.