BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of General Develop-) DOCKET NO. 900236-WS ment Utilities, Inc. for amendment of Certificates Nos. 444-W and 462-S in Desoto, Charlotte and Sarasota Counties.)

ORDER NO. 23060

ISSUED: 6-11-90.

ORDER AMENDING CERTIFICATES TO INCLUDE ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On March 29, 1990, General Development Utilities, Inc. (GDU or Utility) filed an application with this Commission to amend Certificates Nos. 444-W and 462-S to include additional territory in Desoto, Charlotte and Sarasota Counties, Florida. The application is in compliance with Section 367.045, Florida Statutes, and other statutes and administrative rules concerning an amendment of certificate. In particular, the notarized application contains:

- A filing fee in the amount of \$300, 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 25-30.035, Florida Administrative Code. additional territory in Desoto, Charlotte and Sarasota Counties is described in Attachment A of this Order.
- 3) Proof of notice of application to all interested governmental and regulatory agencies and all utilities within a four-mile radius of the territory, and proof of advertisment in a newspaper of general circulation in the county, as prescribed by Rule 25-30.030, Florida Administrative Code.
- Evidence that the utility owns the land upon which the utility's facilities are located as required by Rule 25-30.035, Florida Administrative Code.

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

Since GDU has been in operation under Commission jurisdiction since 1971, and has been providing satisfactory service to its customers, we believe it has demonstrated its ability to provide service in the additional territory.

> DOCUMENT NUMBER-DATE 05087 JUN 11 1590

PSC-RECORDS/REPORTING

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Therefore, we find that it is in the public interest to amend Certificates Nos. 444-W and 462-S to include the territory described in Attachment A to this Order, which by reference is incorporated herein.

It is, therefore,

ORDERED by the Florida Public Service Commission that Certificates Nos. 444-W and 462-S, held by General Development Utilities, Inc., 2601 South Bayshore Drive, Miami, Florida 33133-5461, are hereby amended to include the territory described in Attachment A of this Order. The Utility is directed to return Certificates Nos. 444-W and 462-S to this Commission within 30 days of the date of this Order for appropriate entry. It is further

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

ORDERED that General Development Utilities, Inc. shall filed revised tariff sheets reflecting the territory described in Attachment A of this Order within 30 days of the date of this Order. It is further

ORDERED that Docket No. 900236-WS is hereby closed.

By ORDER of the Florida Public Service Commission, this 11th day of JUNE , 1990 .

STEVE TRIBBLE, Director Division of Records and Reporting

(SEAL)

ALC

Chief, Bureau of Records

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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

GENERAL DEVELOPMENT UTILITIES, INC.
WEST COAST DIVISON
CHARLOTTE, DESOTO, SARASOTA COUNTIES
AMENDED CERTIFICATE

Water Territory To Be Served

TOWNSHIP 40 SOUTH, RANGE 21 EAST,

Section 1, Lot 32, Block 1112.

TOWNSHIP 40 SOUTH, RANGE 22 EAST,

Section 5, Lot 17, Block 948. Lot 23, Block 941.

Sewer Territory To Be Served

TOWNSHIP 40 SOUTH, RANGE 21 EAST, Section 13, Lots 2 and 21, Block 606. Lots 2 and 21, Block 605. Lots 2 and 21, Block 604. Lots 2 and 21, Block 603.

TOWNSHIP 40 SOUTH, RANGE 22 EAST, Section 7, A strip of land 100.00 feet in width and being bounded on the North by the Southerly plat limits of the Port Charlotte Industrial Park as recorded in Plat Book 7, Pg 61A, of the Public Records of Charlotte County, Florida; on the East by the Westerly right of way of U.S. Highway No. 41 (Tamiami Trail); on the West by the Easterly lot line of Lot 31, Block 2, as shown on the said plat of Port Charlotte Industrial Park and on the South by a line 100.00 feet South of and parallel with the first described limit of this description. Said lands lying and being in Charlotte County, Florida.