

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Revocation by Florida Public)	DOCKET NO. 900223-SU
Service Commission of St. George)	
Island Utilities Company, Ltd.'s)	ORDER NO. 23867
Certificate No. 356-S in Franklin)	
County, pursuant to Section 367.111(1),)	ISSUED: 12-11-90
Florida Statutes)	
<hr/>		

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, Chairman
 BETTY EASLEY
 GERALD L. GUNTER
 FRANK S. MESSERSMITH

ORDER REQUIRING FINAL COST
AND DESIGN INFORMATION

BY THE COMMISSION:

By Order No. 13651, issued September 4, 1984, this Commission granted Certificate No. 356-S to St. George Island Utilities Company, Ltd. (St. George), for the following territory on St. George Island, in Franklin County, Florida:

That portion of the East 1/2 of the West 1/2 of St. George Island bounded on the West by Bob Sikes Channel, on the North by Leisure Lane, on the South by the Gulf of Mexico, and on the East by a subdivision known as Dolphin Beach Village as it is now platted.

AND

The West 600 feet of Oyster Bay Village, a subdivision as per map or plat as now recorded in Plat Book 5, pages 22 and 23 of the Public Records of Franklin County, Florida.

Our grant of Certificate No. 356-S was, however, subject to the condition that St. George provide final design and cost information on the proposed wastewater system to this Commission within one year.

DOCUMENT NUMBER-DATE

10962 DEC 11 1990

FPSC-RECORDS/REPORTING

ORDER NO. 23867
DOCKET NO. 900223-SU
PAGE 2

St. George filed a timely motion for reconsideration of Order No. 13651 and argued that, pursuant to Section 367.111(1), Florida Statutes, the appropriate time period to review and/or revoke a certificate is five years. By Order No. 14069, issued February 11, 1985, we granted St. George's motion for reconsideration and allowed it five years from the date of certification to provide the final design and cost information.

The five years expired on September 3, 1989. As of the date of our decision in this matter, St. George had yet to file any design or cost information.

We are informed that the Department of Community Affairs and Franklin County are currently exploring the provision of wastewater service to all of St. George Island. Nevertheless, St. George claims that there is a need for service in its service area, that it is contractually bound to provide such service, that it has been the cumbersome permitting procedures that have held this project up, and that it has already expended funds toward that end in reliance of Certificate No. 356-S.

Based upon the discussion above, we believe that it is appropriate to allow St. George some additional time to provide the required design and cost information. St. George shall file the design and cost information required by this Commission's certification rules within six months of the date of this Order. In addition, St. George shall file a detailed time schedule for the completion of its wastewater system by December 15, 1990, and provide us with a project progress report no later than three months from the date of this Order.

It is, therefore,

ORDERED by the Florida Public Service Commission that St. George Island Utilities Company, Ltd. shall file final design and cost information for its proposed wastewater system, in accordance with this Commission's certification rules, no later than six (6) months from the date of this Order. It is further

ORDERED that St. George Island Utilities Company, Ltd. shall file a detailed time schedule for the completion of its proposed wastewater system no later than December 15, 1990. It is further

ORDER NO. 23867
DOCKET NO. 900223-SU
PAGE 3

ORDERED that St. George Island Utilities Company, Ltd. shall file a report on the status of its progress on the proposed wastewater system no later than three (3) months from the date of this Order.

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



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

RJP

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

ORDER NO. 23867
DOCKET NO. 900223-SU
PAGE 4

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.