

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for a limited )	DOCKET NO. 910069-WS
proceeding increase in rates in )	
Duval County by COMMERCIAL )	ORDER NO. 24308
UTILITIES, Division of Grace & )	
Company, Inc. )	ISSUED: 4/1/91
_____ )	

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman  
 J. TERRY DEASON  
 GERALD L. GUNTER  
 MICHAEL McK. WILSON

ORDER SUSPENDING PROPOSED RATES

BY THE COMMISSION:

Commercial Utilities, a Division of Grace & Company, Inc., (CU or utility), is a class "C" water and wastewater utility which provides service to a mobile home subdivision known as Colonial Park as well as to 13 water and 39 wastewater commercial users in the vicinity of Interstate-10 and Lane Avenue in Jacksonville, Florida. Colonial Park is owned and operated by Grace & Company, Inc., and in Docket No. 74776-S, we found that the Colonial Park portion of the utility's operations to be exempt from our jurisdiction pursuant to Section 367.022(5), Florida Statutes.

On January 18, 1991, CU filed the instant application for a limited proceeding water and wastewater rate increase. The purpose of the requested wastewater rate increase is to recover the cost of CU's planned interconnection with the City of Jacksonville. The Jacksonville Department of Health, Welfare, & Bio-Environmental Services has required the utility to interconnect to the City's regional wastewater system on or before March 10, 1992.

The purpose of the requested water rate increase is to offset the cost of interconnecting with the City's water system. The utility has not been required to interconnect, but is electing to do so. It asserts the following reasons for this election: the costs of meeting increasingly stringent water quality standards; the increasing costs of required water testing; the City's installation of water mains in the utility's service area, which prevents the utility from adding new customers; and the savings

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obtainable through negotiating, designing, and constructing the water and wastewater interconnections at the same time.

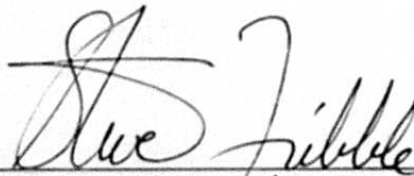
Pursuant to Section 367.091(5), Florida Statutes, the utility may implement its proposed rates sixty (60) days after the date of filing unless this Commission first acts to withhold consent to implementation of those rates. Section 367.091(5), Florida Statutes, also states that the Commission must render its final decision within 8 months of the official date of filing.

We have made an initial review of the utility's proposed water and wastewater service rates, the amount of additional revenues sought, and the supporting data. In order to determine if the utility's requested changes are appropriate, we find it reasonable and necessary to require further explanation, amplification, and corroboration of the data filed by the utility. In consideration of the above, we therefore suspend the utility's proposed rates.

It is, therefore

ORDERED by the Florida Public Service Commission that the water and wastewater rates proposed by Commercial Utilities, a Division of Grace & Company, Inc., are hereby suspended.

By ORDER of the Florida Public Service Commission this 1st day of APRIL, 1991.

  
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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

MJF

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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 this order, which is preliminary, procedural or intermediate in nature, may request: 1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) 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. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.