

DOCKET NO. 990996-WS

REQUEST TO ESTABLISH DOCKET

Date 7/30/99

Water & Wastewater

1. Division Name/Staff Name Galloway

2. OPR _____

3. OCR _____

4. Suggested Docket Title Resolution by Citrus County Commission to Rescind ~~the~~ Citrus County Resolution No. 73-97 and Remove the Jurisdiction of the FPSC over private Water and Wastewater Utilities in Citrus County.

5. Suggested Docket Mailing List (attach separate sheet if necessary)

A. Parties (Provide names of regulated companies or use abbreviation from list below if Parties should include all regulated companies in one or more industries; provide names and addresses of nonregulated companies; provide names, addresses, and affiliation (i.e., attorney, company liaison officer, or customer) of individuals.)

Citrus County Commission 110 North Apopka Ave.
clo Ms. Betty Strifler Room 101
Clerk of the Circuit Court Inverness, FL 34450-4299
Citrus County

B. Interested Persons/Companies (Provide names, complete mailing addresses, and affiliation. Use abbreviation from list below if Interested Persons should include all regulated companies in one or more industries.)

REGULATED INDUSTRIES

Investor-Owned Electrics (EI)	Water Utilities (WU)
Electric Cooperatives (EC)	Local Exchange Telephone Cos. (TL)
Municipal Electrics (EM)	Interexchange Telephone Cos. (TI)
Gas Utilities (GU)	Coin-Operated Telephone Cos. (TC)
Wastewater Utilities (SU)	Shared Tenant Telephone Cos. (TS)
	Alternate Access Vendors (TA)

6. Check One:

- Documentation attached.
- Documentation will be provided with recommendation.

Betty Strifler
Clerk of the Circuit Court
Citrus County



110 North Apopka Avenue, Room 101, Inverness, Florida 34450-4299 - Telephone: (352) 637-9410

July 28, 1999

Florida Public Service Commission
2450 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

RECEIVED
JUL 29 1999
Florida Public Service Commission
Division of Water and Wastewater


Gentlemen:

Re: Private Water and Wastewater Utilities in Citrus County

Enclosed, for your records and/or action, is Citrus County Resolution No. 99-111, rescinding Citrus County Resolution No. 73-97 to exclude Citrus County from the provisions of Chapter 367, Florida Statutes, and remove jurisdiction of the Florida Public Service Commission over private water and wastewater utilities in Citrus County as provided by Chapter 367, Florida Statutes.

Respectfully,
BETTY STRIFLER, CLERK

By:


Theresa Steelfox, Deputy Clerk

Enclosure

xc: Larry Haag, County Attorney

ADMINISTRATIVE MAIL ROOM
JUL 29 10 09 AM '99
RECEIVED

RESOLUTION NO. 99-111

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, PURSUANT TO SECTION 367.171, FLORIDA STATUTES, RESCINDING CITRUS COUNTY RESOLUTION NO. 73-97 AND EXCLUDING CITRUS COUNTY FROM THE PROVISIONS OF CHAPTER 367, FLORIDA STATUTES, AND REMOVING JURISDICTION OF THE FLORIDA PUBLIC SERVICE COMMISSION OVER PRIVATE WATER AND WASTEWATER UTILITIES IN CITRUS COUNTY AS PROVIDED BY CHAPTER 367, FLORIDA STATUTES.

WHEREAS, on December 18, 1973, the Board adopted Resolution No. 73-97 and thereby declared and effectuated that Citrus County immediately become subject to all provisions of Chapter 367, Florida Statutes, thereby establishing Chapter 367 jurisdiction of the Florida Public Service Commission over private water and wastewater utilities within Citrus County, and

WHEREAS, Section 367.171(1), Florida Statutes, provides that a county, after ten (10) continuous years under Chapter 367, Florida Statutes, jurisdiction of the Florida Public Service Commission may, by resolution or ordinance, rescind any such prior resolution or ordinance of that county which imposed Florida Public Service Commission jurisdiction over such utilities, and thereby assume County jurisdiction over such private water and wastewater utilities, and

WHEREAS, the interests of the citizens of Citrus County will be better served presently and in the future if private water and wastewater utilities are hereafter regulated locally by Citrus County, a political subdivision of the State of Florida;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Citrus County, Florida in regular session this 27 day of July, 1999, as follows:

CERTIFIED TO BE A TRUE COPY
BETTY STRIFLER
CLERK OF CIRCUIT COURT

By: *Heaven Stecker* D.C.

This 28 day of July, AD19 99

1. Pursuant to Section 367.171, Florida Statutes, Resolution No. 73-97, which was adopted by Citrus County on December 18, 1973, and which established Chapter 367, Florida Statutes, jurisdiction of the Florida Public Service Commission over private water and wastewater utilities within Citrus County, is hereby rescinded.

2. This Resolution expressly excludes Citrus County from the provision of Chapter 367, Florida Statutes, except to the very limited extent provided otherwise in Section 367.171, Florida Statutes, and thereby immediately remove Chapter 367, Florida Statutes, jurisdiction of the Florida Public Service Commission over private water and wastewater utilities in Citrus County as provided by law.

3. The Clerk of the Board shall, as soon as possible, notify the Florida Public Service Commission of the adoption of this Resolution and shall mail a certified copy of this Resolution to the Office of Records and Reporting of the Florida Public Service Commission, 2450 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

4. This Resolution shall become effective immediately upon its adoption.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

Neresa Steelfox, D.C.
BETTY STRIFLER, CLERK

BY: *Vicki Phillips*
VICKI PHILLIPS, CHAIRMAN

APPROVED AS TO FORM
AND CORRECTNESS:

Larry M. Haag
LARRY M. HAAG
COUNTY ATTORNEY