

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for acknowledgement of)	DOCKET NO. 911149-SU
sale of Senate Manor Mobile Home Park)	ORDER NO. 25579
to City of Port Richey and cancellation))	ISSUED: 1/7/92
of Certificate No. 158-S in Pasco Co.)	

ORDER ACKNOWLEDGING SALE, CANCELLING CERTIFICATE
AND CLOSING DOCKET

BY THE COMMISSION:

On November 22, 1991, Senate Manor Mobile Home Park (Senate Manor or Utility) filed an application with this Commission for acknowledgment of the sale of its wastewater facilities to the City of Port Richey, in Pasco County, Florida. Ownership of the system was accepted by the City, pursuant to an agreement dated August 28, 1990.

The provisions of Section 367.071, Florida Statutes, require an application for approval of sale or transfer of water and/or wastewater utilities to governmental agencies, although such sales are approved as a matter of right. Subsection 367.022(2), Florida Statutes, exempts from regulation by the Commission systems owned, operated, managed or controlled by governmental agencies.

Rule 25-30.037(3)(e), Florida Administrative Code, requires a utility to submit a statement regarding the disposition of customer deposits. Since Senate Manor did not collect customer deposits, there were no customer deposits at the time of transfer. Commission requirements regarding regulatory assessment fees have been met, and there are no dockets pending involving this system.

On the basis of the foregoing, we find it appropriate to acknowledge the transfer of Senate Manor to the City of Port Richey and cancel Certificate No. 158-S. It is, therefore,

ORDERED by the Florida Public Service Commission that the sale of Senate Manor Mobile Home Park, 6905 Clemens Boulevard, Port Richey, Florida 34668, to the City of Port Richey, 8624 Port Richey Village Loop, Port Richey, Florida 34668, is hereby acknowledged. It is further

ORDERED that Certificate No. 158-S is hereby cancelled. The Utility is directed to return the Certificate to this Commission

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for cancellation within 20 days of the date of this Order. It is further

ORDERED that Docket No. 911149-SU is hereby closed.

By ORDER of the Florida Public Service Commission, this 7th
day of JANUARY, 1992.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

ALC

by: Kay Hagan
Chief, Bureau of Records

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.