

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for exemption)	DOCKET NO. 920126-SU
from Florida Public Service)	
Commission regulation for)	
MORENO COURT WASTEWATER)	ORDER NO. PSC-92-0166-FOF-SU
TREATMENT PLANT in Escambia)	
County by the Area Housing)	
Commission)	ISSUED: 04/07/92
)	

ORDER GRANTING EXEMPTION

On February 12, 1992, the Moreno Court Wastewater Treatment Plant (Moreno) filed an application for exemption from Commission regulation pursuant to section 367.022(2), Florida Statutes, which provides an exemption for systems owned, operated, managed, or controlled by governmental authorities. Moreno is owned by the Area Housing Commission, a governmental entity organized pursuant to Chapter 421, Florida Statutes, and the Federal Housing Act of 1937.

Moreno supplies wastewater service to the 200 tenants of the Moreno Court Housing Complex as well as a shopping plaza and naval housing in Escambia County. Water service is provided by People's Water Service. The mailing address of Moreno is Post Office Box 18370, Pensacola, Florida 32523-8370, and the contact person is Mr. J. Mike Rogers, Executive Director.

The application was filed in accordance with section 367.022(2), Florida Statutes, and Rule 25-30.060(3)(b), Florida Administrative Code. Included with the application was a statement from Mr. Rogers specifying Chapter 421, Florida Statutes, and the Federal Housing Act of 1937 as the statutory authority for the Area Housing Commission; that the system is owned, operated, managed, or controlled by the Area Housing Commission; that it provides wastewater service and that the service area is the Moreno Court Housing Complex, naval housing, and a shopping plaza.

Based on the facts as represented, we find that the Moreno Court Wastewater Treatment Plant is exempt from our regulation pursuant to section 367.022(2), Florida Statutes.

It is, therefore,

ORDERED by the Florida Public Service Commission that, based on the facts as represented, the Moreno Court Wastewater Treatment Plant, located at 701 South Old Corry Road, Pensacola, Florida, is

DOCUMENT NUMBER-DATE

03337 APR -7 1992

PSC-RECORDS/REPORTS

ORDER NO. PSC-92-0166-FOF-SU
DOCKET NO. 920126-SU
PAGE 2

hereby exempt from Commission regulation pursuant to section 367.022(2), Florida Statutes. It is further

ORDERED that this docket is hereby closed.

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


STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

KAC

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 wastewater 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.