

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Objections by GENERAL DEVELOPMENT UTILITIES, INC. and ST. JOHNS NORTH UTILITY CORPORATION to notice by ST. JOE UTILITIES COMPANY of intent to apply for water and sewer certificates in St. Johns County.))	DOCKET NO. 871057-WS
)	ORDER NO. 21262
)	ISSUED: 5-19-89

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, CHAIRMAN
GERALD L. GUNTER

ORDER GRANTING MOTION FOR EXTENSION OF
TIME TO FILE RATE DATA AND CLOSING DOCKET

BY THE COMMISSION:

On September 11, 1987, St. Joe Utilities Company (St. Joe) gave notice of its intention to apply for original certificates authorizing water and sewer service in St. Johns County. St. Joe is a subsidiary of Southwood Properties, Inc., and St. Joe Paper Company. Objections to the notice were filed by General Development Utilities, Inc., (GDU) and St. Johns North Utility Corp. (SJN). SJN withdrew its objection on July 22, 1988, and GDU withdrew its objection on November 4, 1988.

St. Joe filed its application for certificates on April 29, 1988. On August 18, 1988, the applicant requested that further consideration of its application be bifurcated so that certification could be considered in advance of any determination of applicable rates and charges. St. Joe agreed to file all information necessary to determine its initial rates and charges by March 7, 1989. The request for bifurcation was granted and on October 31, 1988, Order No. 20239 was issued granting water and sewer certificates for the territory sought. That Order also directed that the docket remain open pending a determination of the utility's initial rates and charges.

On March 7, 1989, St. Joe filed a Motion for Extension of Time to File Data until July, 1990. In its Motion, St. Joe states that it is now apparent that a much longer period of time will be necessary in order to file the required data. Neither the development order nor the engineering data have been completed. The Development of Regional Impact (DRI) application is proceeding at a slower pace than had been anticipated. Southwood Properties, Inc., the developer, is in the process of responding to sufficiency questions concerning the DRI and it is anticipated that this will continue until this summer. A development order is anticipated by the end of 1989. At that time, the developer will begin detailed planning and engineering for the first phase of development and the utility can begin system design geared toward providing sufficient detail to derive cost and rates. The utility estimates that all the data will not be completed and ready for filing with the Commission until July, 1990.

We find it appropriate to grant St. Joe's Motion and allow it to file the information necessary for our establishment of rates and charges when it is better prepared to do so.

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However, St. Joe may not charge or collect payment for utility services without first having rates and charges established by this Commission. A new docket will be opened when St. Joe files the necessary data to establish rates and charges.

Along with its application for certificates, St. Joe submitted a check in the amount of \$4,500.00 as the filing fee in accordance with Section 367.141, Florida Statutes, and Rule 25-30.020, Florida Administrative Code. Normally, this type of application results in the issuance of certificates and the establishment of initial rates and charges. Since St. Joe's subsequent filing to establish rates and charges will be completing the normal certification process, we find that an additional filing fee will not be necessary. We also find it appropriate to close this docket.

Based on the foregoing, it is, therefore

ORDERED by the Florida Public Service Commission that St. Joe Utilities Company's Motion for Extension of Time to File Rate Data is hereby granted. It is further

ORDERED that St. Joe Utilities Company is hereby permitted to file the information required for the establishment of rates and charges when it is prepared to do so, and that no additional filing fee will be required. It is further

ORDERED that this docket is closed.

By Order of the Florida Public Service Commission
 this 19th day of MAY, 1989.


 STEVE TRIBBLE, Director
 Division of Records and Reporting

(S E A L)

SFS

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.

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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.