

DATE: January 5, 1995
TO: DIVISION OF LEGAL SERVICES (CROSBY)
DIVISION OF RECORDS AND REPORTING

ORIGINAL
FILE COPY

FROM: GERALD D. EDWARDS, DIVISION WATER AND WASTEWATER

RE: DOCKET NO. 941044-SU; RESOLUTION OF BOARD OF COMMISSIONERS
OF CHARLOTTE COUNTY DECLARING CHARLOTTE COUNTY SUBJECT
TO PROVISIONS OF CHAPTER 367, F.S.

In accordance with Chapter 367.022(5), Florida Statutes, "landlords providing service to their tenants without specific compensation for the service" are not subject to regulation by the Commission. On November 28, 1994, the management of the Palm & Pines (trailer park) applied for a Landlord-Tenant Exemption for its wastewater system as provided for in Section 367.022(5), Florida Statutes. The owner and primary contact person is Mrs. Josephine Wood. Mrs. Wood's and Palm & Pines' mailing address is 5400 Riverside Drive, Punta Gorda, Florida, 33982. Wastewater service will be provided only to the tenants of Palm & Pines Trailer Park by the applicant. Water service will be provided by the City of Punta Gorda and wastewater service will be provided by Palm & Pines' small wastewater treatment plant.

This application is in compliance with Section 367.022(5), Florida Statutes, and Rules 25-30.060(3)(e), Florida Administrative Code. The following items were included in the application:

- ACK _____ (1) *A statement from the landlord indicating that water and wastewater services would be provided solely to tenants, and that charges for services are non-specifically contained in rental charges.*
- AFA _____
- APP _____
- CAF _____ (2) *A copy of the lease.*
- CMU _____
- CT _____ (3) *Mrs. Wood's signature denoting acknowledgement of Section 837.06, Florida Statutes regarding false statements.*

EAG _____
LEG _____ Pursuant to Section 2.08(C)(14) Administrative Procedures Manual, staff has been given
LIM _____ administrative authority to approve clear-cut or non-controversial requests for determination of
OPO _____ exempt status. Staff recommends that an administrative order be issued as soon as possible
RCA _____ finding Palm & Pines exempt from Commission regulation pursuant to Section 367.022(5),
SEC _____ Florida Statutes. In addition, staff recommends that the order require Palm & Pines to notify
WAS _____ this Commission of any change of circumstances or method of operation pertaining to its
OTH _____ wastewater system.

cc: Charles H. Hill

DOCUMENT NUMBER 7 TE

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