

MEMORANDUM

June 20, 1996

TO: ALICE CROSBY, DIVISION OF LEGAL SERVICES
DIVISION OF RECORDS AND REPORTING

FROM: CHRISTINE TOMLINSON, DIVISION OF WATER AND WASTEWATER *CBM*

RE: DOCKET NO. 960577-WU; REQUEST FOR EXEMPTION FROM FLORIDA
PUBLIC SERVICE COMMISSION REGULATION FOR PROVISION OF
WATER SERVICE IN PUTNAM COUNTY BY CHAPTER 56, DISABLED
AMERICAN VETERANS.

On May 8, 1996, the Chapter 56, Disabled American Veterans (DAV or utility) applied for a non-jurisdictional exemption from the Florida Public Service Commission regulation pursuant to Section 367.021(12), Florida Statutes. Richard G. Barry, Adjutant/Treasurer, was identified as the primary contact person per the application. Mr. Barry's address is P.O. Box 61, Palatka, Florida 32178-0061. The application was signed by Mr. Barry.

DAV, located in Putnam County, stated in its application that water service will be provided to itself solely, without compensation, and that all costs for providing such service will be treated or recovered as operational expenses. Water service, as previously mentioned, will be provided by a well, and wastewater service by a septic tank. The mailing address of the system is P.O. Box 61, Palatka, Florida 32178-0061. The physical address of the system is 101 Sesame Street, Putnam County, Florida, at intersection with Stokes Landing Road.

The applicant, operating as a corporation, has filed in accordance with Section 367.021(12), Florida Statutes, and Rule 25-30.060(j), Florida Administrative Code, and has acknowledged Section 837.06, Florida Statutes, regarding false statements. Therefore, it is the recommendation of staff that DAV be granted a certificate of exemption pursuant to Section 367.021(12), Florida Statutes.

Section 2.08(c)(14) of the Administrative Procedures Manual grants staff the administrative authority to approve requests for determination of exempt status that are clear-cut and without controversy. Therefore, staff recommends that an administrative order be issued as soon as possible finding the Chapter 56, Disabled American Veterans exempt from Commission regulation pursuant to Section 367.021(12), Florida Statutes. Staff also recommends that the order require Chapter 56, Disabled American Veterans to notify the Commission within 30 days of any change in circumstances or method of operation of its water system so that its exempt status may be reevaluated. Furthermore, staff recommends that this docket be closed.

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