Case Assignment and Scheduling Record

Section 1 - Division of Records and Repor. (RAR) Completes

PSC/RAR-15 (Rev. 1/98)

Company: Citrus County Commission	: <u>07/30/</u>	<u>1999</u> Title:	County Res	olution N Blic Serv	lo. /3-97 a vice Commis	and remove j Ssion over r	to rescind Citrus jurisdiction of private water and
Official Filing Date: Last Day to Suspend: Ex	piration:						
Referred to: ADM ("()" indicates OPR)	AFA A	APP CAF	CMU EAG	GCL	LEG R	RAR PAI	(WAW)
Section 2 - OPR Completes and returns to	RAR in 10	workdays.	***************************************		Time S	chedule	
Program/Module B5(b)	ļ.	ARNING: THI	S SCHEDULE I	S AN INTE	RNAL PLANN	ING DOCUMEN	<u>T.</u>
<u>Staff Assignments</u> <u>OPR Staff</u>	F	OR UPDATES	IVE AND SUBJ CONTACT THE R revision 1	RECORDS S	ECTION: (8	50) 413-677	<u>Due Dates</u> Previous Current
Staff Counsel  OCRs ( )		2. 3. 4. 5.					
( )		7. 8. 9.					
( )		13. 14. 15. 16. 17. 18.					
		20. 21. 22. 23. 24.					
		26					
Recommended assignments for hearing and/or deciding this case:  Full Commission Commission Pane Hearing Examiner Staff		32. 33. 34.	***************************************				
Date filed with RAR:		50.					
Initials: OPR Staff Counsel		39.					
Section 3 - Chairman Completes					*		
Harrison Officers		signments a	re as follow	5:	Duchaza	ina Offican	
- Hearing Officer(s		Staff			Commissi	ing Officer	DOCUMENT NO.
Commissioners  ALL GR DS CL JN JC	Exam.	Scall		GR			AUN
Where panels are assigned the senior Comm the identical panel decides the case. Where one Commissioner, a Hearing Examine assigned the full Commission decides the	r or a Sta						17259-01

\* COMPLETED EVENTS

## Case Assignment and Scheduling Record

(RAR) Completes

Section 1 - Division of Records and Repor

PSC/RAR-15 (Rev. 1/98)

Docket No. 990	)996-WS Date D	ocketed:	07/30	/1999	Title:	Resol	ution by	y Citrus	Count	y Comr	nission	to resc jurisdi	ind Citr	us	
Company: Citru	us County Commission	1				Flori	da Publ	ic Servi tilities	ce Con	missi	on over	private	water a	nd	
						Wasce	water a	CTTTCTCS	111 61	cius (	country.				
Official Filing Last Day to Sus	g Date:	Exp	oiration	: <u> </u>											
Referred to: ("()" indicates	OPR)	ADM	AFA	APP	170.00	CMU	EAG	GCL	LEG X	RAR	PAI	(WAW)			
Section 2 - OPF	R Completes and retu									ie Sche	edule			-	
Program/Module	B5(b)			WARNIN	G: THIS	SCHED	ULE IS /	AN INTER	NAL PL	ANNING	DOCUM	ENT.			
	Staff Assignm	<u>ients</u>		FOR UP	DATES C	CONTACT	THE REC	T TO REV	ISION.	(850)	413-6	770			
OPR Staff	C Rehwinkel, R Red	lemann		Curre	ent CASE		ion 1ev∈ □	el						<u>Dates</u>	
					.t - CC D-		1					-	Previous		
				2. Ā	staff Re Igenda -	Regula	ar						NONE NONE	08/26/19	999
Staff Counsel	A Crosby			4. 0	tandard lose Do	cket o	r Revise	e CASR					NONE NONE	09/27/19 01/27/20	00
OCRs ( )				0.											
				8.											
				10.											
( )				12				-							
				14.		1									
(* )				16.	-		-				-	_			
				18											
				20.			-				-				
( )				22											
				24.							-				
( )				26.											
				28.											
				29. <u> </u>											
Recommended ass and/or deciding	signments for hearing this case:	ıg		32.											
Full Commissi	on X Commissi ner Staff	on Panel		34.											
				36.											
Date filed with	RAR: <u>08/16/1999</u>			38.									,		
Initials: OPR Staf	f Counsel			39.											
Section 3 - Cha	airman Completes		-		-										
	Hooping Of	ificon(s)		ASS I GIIII	nents ar	e as n	OTTOWS:		Dach	oanino	offic.	20			
	- Hearing Of	Ticer(s)		Ctaff						ssione	Office	ADM			
	Commissioners	JN JC	Hrg. Exam.	Staff				GR	DS	CL	JN J	_			
ALL	GR DS CL	JN JC		-	_			- GR	DS	CL	JIN JI	X			
	re assigned the seni	or Commi	ssionen	ic Day	ol Chai	rman.									
the identical p	panel decides the ca issioner, a Hearing	se.						Appro	ved:	9	1 G/s	~	and the same of th		
assigned the fu	ull Commission decid	les the c	ase.	carr ME	mbel 13	,			08/1						

\* COMPLETED EVENTS

## Case Scheduling/Rescheduling Advice

# Last Revised 06/28/2000 at 16:36

Printed on 06/28/2000 at 17:25

Page 1 of 1

				00/20//	m 000	dt 17.20				
X Commis X Commis X New Co X Executiv	sioner Clark sioner Jacobs sioner Jaber mmissioner ve Director nformation Office	X Appea X Legal Econo Compo	ls Directoric Resettive S	r gulation Services	Dire Direc	ctor ctor	Safety & Elex Records & For PAI Directo X Regulatory (Court Report Staff Contact)	Reporting 1 r Oversight 1 rter	Directo Directo	or
From: Office of	Chairman Terry I	Deason								
Oocket Number:	990696-WS									
Oocket Title: . Schedule Info	Application for original Corporation.  The control of the control	ginal certificate	s to opera	te water an	d was	tewater utility i	n Duval and St. Jol	hns Counties	by Nocat	ee Utilit
Eve	ent	Former Da	ite Ne	w Date		Locat	ion	Ti	me	
Service Hearing	The state of the s	08/09/2000	08/1	5/2000	St.	Johns Cour	nty 1	0:00 AM	- 12:00	) PM
Hearing		08/09/2000	08/1	5/2000	St.	Johns Cour	nty 1	2:00 PM -	5:00	PM
Service Hearing		08/09/2000	08/1	5/2000	St.	Johns Cour	nty	7:00 PM -	8:00	PM
Hearing		08/10/2000	08/1	6/2000	St.	Johns Cour	nty 1	0:00 AM	5:00	PM
	v									
							-			
2. Hearing/Preh	earing Assignme				=					
	Form	er Assignme	ents ———	1	1		Current Assign	nments	4.400	1
Hearing Officers	Commissio		learing	Staff		Com	missioners	Hearing	Staff	

	Con	Hearing Exam.	Staff				
ALL	DS	CL	JC	ЈВ	NC		

	Cor	Hearing Exam.	Staff				
ALL	DS	CL	JC	JВ	NC		
X		X					

**Prehearing Officer** 

	Commissioners										
DS	CL	JC	JB	NC	ADM						

	Commissioners										
DS	CL	JC	ЈВ	NC	ADM						
X											

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

(Related dockets: 992040). CONSOLIDATION OF DOCKETS 992040 WITH 990696. Hearing location changed from Duval to St. John County.

PSC/JBE 8 (06/1999)

CCS Form Number: 990696-WS-00002-005

## Case Scheduling/Rescheduling Advice

## Last Revised 06/30/2000 at 14:49 Printed on 07/05/2000 at 08:56

Page 1 of 1

To: X Commissioner Clark X Deputy Executive Director/Tech X Commissioner Jacobs X Appeals Director X Records & Reporting Director

X Commissioner Jacobs
X Commissioner Jaber
X New Commissioner
X Executive Director
X Commissioner
X Commissioner
X Commissioner
X Records & Reporting Director
X PAI Director
X Regulatory Oversight Director
X Court Reporter

Public Information Officer X Consumer Affairs Director X Staff Contact - Samantha Cibula

From: Office of Chairman Terry Deason

Docket Number: 990696-WS

**Docket Title:** Application for original certificates to operate water and wastewater utility in Duval and St. Johns Counties by Nocatee Utility

Corporation.

#### 1. Schedule Information

Event	Former Date	New Date	Location	Time
Service Hearing	08/15/2000	08/16/2000	St. Johns County	10:00 AM - 12:00 PM
Hearing	08/15/2000	08/16/2000	St. Johns County	12:00 PM - 5:00 PM
Service Hearing	08/15/2000	08/16/2000	St. Johns County	7:00 PM - 8:00 PM
Hearing	08/16/2000	08/17/2000	St. Johns County	10:00 AM - 5:00 PM

## 2. Hearing/Prehearing Assignment Information

#### Former Assignments

<b>Hearing</b>	
<b>Officers</b>	

	Con	Hearing Exam.	Staff				
ALL	DS	CL	JC	JВ	NC		

#### Current Assignments

	Cor	Hearing Exam.	Staff				
ALL	DS	CL	JC	JВ	NC		
X		X					

Prehearing Officer

	Commissioners											
DS CL JC JB NC ADM												

Commissioners					
DS	CL	JC	ЈВ	NC	ADM
X					

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

(Related dockets: 992040). CONSOLIDATION OF DOCKETS 992040 WITH 990696. Hearing location changed from

Duval to St. John County. Hearing dates changed.

CCS Form Number: 990696-WS-00002-006

## Case Scheduling/Rescheduling Advice

## Last Revised 07/12/2000 at 11:13 Printed on 07/12/2000 at 17:09

Page 1 of 1

X Commis X Commis X New Co X Executiv	sioner Clark sioner Jacobs sioner Jaber mmissioner ve Director nformation Office	X Appeals X Legal Dir Economi Competit	rector c Regulation I tive Services I	X X Director X Director X	Records & R PAI Director Regulatory C Court Report	Oversight Directo	or
From: Office of Chairman Terry Deason							
Docket Number:	Docket Number: 990696-WS						
Docket Title: Application for original certificates to operate water and wastewater utility in Duval and St. Johns Counties by Nocatee Utility Corporation.  1. Schedule Information							
Eve		Former Date	New Date	Location	n	Time	
			, , , , , ,				
	The second secon						
2. Hearing/Preh	earing Assignme	ent Informatio	n				
Former Assignments Current Assignments							
Hearing Officers	Commissio	oners Hear	_	Commi	ssioners	Hearing Staff Exam.	- 2
	ALL DS CL JO			ALL DS CL	JC JB NC	<del>- </del>	
					171 71	<del></del>	1
Prehearing Officer	Commission	oners		Commi	ssioners		
	DS CL JC JB	NC ADM		DS CL JC X	JB NC ADM		

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

CCS Form Number: 990696-WS-00002-007

Remarks: (Related dockets: 992040). CONSOLIDATION OF DOCKETS 992040 WITH 990696. ASSIGNED TO A PANEL.

PH-7/10/00; .H-8/16-17/00.

## STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.



DIVISION OF LEGAL SERVICES NOREEN S. DAVIS DIRECTOR (850) 413-6199

# Public Service Commission

September 1, 1999

SEP -2 PM 3: 48
RECORDS AND
REPORTING

Larry M. Haag, Esq. County Attorney 111 West Main Street, 3rd Floor Inverness, Florida 34450

Re: Docket No. 990996-WS - Resolution by Citrus County Commission to rescind Citrus County Resolution No. 73-97 and remove jurisdiction of Florida Public Service Commission over private water and wastewater utilities in Citrus County.

Dear Mr. Haag:

Enclosed is a copy of the Staff Recommendation filed in this matter on August 26, 1999. The Commission is expected to consider this Recommendation at its September 7, 1999, Agenda Conference which will be held in Room 148, Betty Easley Conference Center, in Tallahassee beginning at 9:30 a.m.

If you wish to attend, please arrive promptly at the beginning of the Agenda Conference, as we cannot state the exact time at which this item will be heard. You are welcome to this Agenda Conference and observe and/or participate in the discussion of this item. If you have any questions, please feel free to call me at (850) 413-6222.

Alice Crosby
Paralegal

DOCUMENT NO

ALC/lw Enclosure

cc: Division of Water and Wastewater (Rehwinkel)

Division of Records and Reporting

i:\9909961.alc

### State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE:

AUGUST 26, 1999

TO:

DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYÓ)

FROM:

DIVISION OF WATER AND WASTEWATER (REHWINKEL)

DIVISION OF LEGAL SERVICES (CROSBY)

RE:

DOCKET NO. 990996-WS - RESOLUTION BY CITRUS COUNTY COMMISSION TO RESCIND CITRUS COUNTY RESOLUTION NO. 73-97 AND REMOVE THE JURISDICTION OF THE PUBLIC SERVICE COMMISSION OVER PRIVATE WATER AND WASTEWATER UTILITIES IN

CITRUS COUNTY COUNTY: CITRUS

AGENDA:

09/07/99 - REGULAR AGENDA - INTERESTED PERSONS MAY

PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\WAW\WP\990996WS.RCM

### CASE BACKGROUND

On December 18, 1973, the Citrus County Board of County Commissioners adopted a resolution declaring Citrus County subject to the provisions of Chapter 367, Florida Statutes. This resolution invoked Public Service Commission jurisdiction over all investor-owned water and wastewater systems. On July 27, 1999, the Citrus County Board of County Commissioners met and adopted Resolution No. 99-111 rescinding Florida Public Service Commission jurisdiction in Citrus County effective immediately.

DOCKET NO. 990920-WS DATE: AUGUST 26, 1999

#### DISCUSSION OF ISSUES

**ISSUE 1**: Should the Commission acknowledge the resolution adopted by Citrus County's Board of County Commissioners to rescind Commission jurisdiction?

**RECOMMENDATION:** Yes. The Commission should acknowledge the resolution that rescinds the Commission's jurisdiction in Citrus County. (REHWINKEL, CROSBY)

STAFF ANALYSIS: As stated in the case background, on December 18, 1973, the Board of County Commissioners in Citrus County adopted a resolution declaring Citrus County subject to the provisions of Chapter 367, Florida Statutes. This resolution invoked Public Service Commission jurisdiction over all investor-owned water and wastewater utilities in Citrus County. On July 27, 1999, the Board of County Commissioners of Citrus County, in accordance with Section 367.171(1), Florida Statutes, adopted Resolution No. 99-111 thereby rescinding Public Service Commission jurisdiction in Citrus County effective immediately.

Section 367.171(1), Florida Statutes, provides that a county, after 10 continuous years under jurisdiction of the Commission, may by resolution or ordinance rescind said jurisdiction and thereby exclude itself from the provisions of Chapter 367, Florida Statutes. Citrus County has met that requirement. Therefore, staff recommends that the Commission acknowledge Citrus County's Resolution No. 99-111, which rescinds Commission jurisdiction in Citrus County as of July 27, 1999.

DOCKET NO. 990996-WS DATE: AUGUST 26, 1999

**ISSUE 2:** Should the Commission cancel the certificates of the regulated utilities in Citrus County?

**RECOMMENDATION:** As listed in the staff analysis, certificates previously issued to water and wastewater utilities in Citrus County that do not have cases pending before the Commission should be returned to this Commission within 30 days of the Commission's order for cancellation. Certificates listed in the staff analysis held by utilities in Citrus County that have pending cases before the Commission should be returned for cancellation at the conclusion of their respective cases. (REHWINKEL, CROSBY)

STAFF ANALYSIS: Section 367.171(5), Florida Statutes, states
that:

When a utility becomes subject to regulation by a county, all cases in which the utility is a party then pending before the Commission, or in any court by appeal from any order of the Commission, shall remain within the jurisdiction of the Commission or court until disposed of in accordance with the law in effect on the day such case was filed by any party with the Commission or initiated by the Commission, whether or not the parties or the subject of any case relates to a utility in a county wherein this chapter no longer applies.

The following utilities had valid Public Service Commission certificates to provide water and wastewater service in Citrus County:

UTILITY	CERTIFICATE NU	MBER(S)
Cinnamon Ridge Utilities, Inc. Crystal River Utilities, Inc. Eldorado Water System Florida Water Services Corp. Forest Hills Water System Heights Water Company	360-W 396-W 575-W 189-W 568-W 228-W	134-S
Indian Springs Utilities, Inc.		136-S
Meadow Wood Meadows Utility Company, Inc. Rolling Oaks Utilities, Inc. WELLAQUA Co. Windstream Utilities Company	545-W 361-W 215-W 513-W 532-W	316-S 148-S

DOCKET NO. 990996 WS DATE: AUGUST 26, 1999

The following utilities have cases pending before the Commission (this includes cases on appeal):

## <u>UTILITY</u> <u>DOCKET NUMBER(S)</u>

Southern States Utilities, Inc. 920199-WS
Southern States Utilities, Inc. 950495-WS
Florida Water Services Corp. 990743-WU
WELLAQUA, Co. 990872-WU

Staff recommends that: (a) Certificate No. 360-W, held by Cinnamon Ridge; (b) Certificate No. 396-W, held by Crystal River Utilities, Inc.; c) Certificate No. 575-W, held by Eldorado Water System; (d) Certificate No. 568-W, held by Forest Hills Water System; (e) Certificate No. 228-W, held by Heights Water Company; (f) Certificate No. 136-S, held by Indian Springs Utilities, Inc.; (g) Certificate No. 545-W, held by Meadow Wood; (h) Certificates Nos. 361-W and 316-S, held by Meadows Utility Company, Inc.; (i) Certificates Nos. 215-W and 148-S, held by Rolling Oaks Utilities, Inc.; and (j) Certificate No. 532-W, held by Windstream Utilities Company, be canceled and returned to the Commission within 30 days of the Commission's order.

Staff also recommends that Certificates Nos. 189-W and 134-S, held by Florida Water Services Corp., and Certificate No. 513-W, held by WELLAQUA Co., be canceled and returned to the Commission within 30 days of the conclusion of the above-referenced cases currently pending before this Commission (includes those on appeal).

The cancellation of the certificates pursuant to the order should not affect the authority of the Commission to collect, or the obligation of the utilities to pay, regulatory assessment fees accrued prior to the July 27, 1999, transfer of jurisdiction to Citrus County.

DOCKET NO. 990996-ws DATE: AUGUST 26, 1999

**ISSUE 3**: Should this docket be closed?

**RECOMMENDATION:** No. This docket should remain open until all dockets currently pending before the Commission have been closed. (CROSBY)

STAFF ANALYSIS: Staff is recommending that this docket remain open until all dockets currently pending before the Commission have been closed.

### MEMORANDUM

September 21, 1999



TO:

DIVISION OF RECORDS AND REPORTING

FROM:

DIVISION OF LEGAL SERVICES (CRUSBY)

RE:

DOCKET NO. 990996-WS - RESOLUTION BY CITRUS COUNTY COMMISSION TO RESCIND CITRUS COUNTY RESOLUTION NO. 73-97 AND REMOVE JURISDICTION OF FLORIDA PUBLIC SERVICE COMMISSION OVER PRIVATE WATER AND WASTEWATER UTILITIES IN

CITRUS COUNTY.

1899-FDF

Attached is an ORDER ACKNOWLEDGING RESOLUTION ADOPTED BY CITRUS COUNTY RESCINDING COMMISSION JURISDICTION, AND ESTABLISHING PROCEDURE FOR CANCELLATION OF CERTIFICATES IN CITRUS COUNTY, to be issued in the above-referenced docket.

(Number of pages in order - 5)

See 4

ALC/dr

Attachment

cc: Division of Water and Wastewater (Rehwinkel, Redemann)

I:\990996A.ALC

# FLORIDA PUBLIC SERVICE COMMISSION - RECORDS AND REPORTING

Requisiti	on for Photoco	opying and N	lailing
Number of Originals		29,99 Copies Per	Original
Agenda For (Date)  Notice of  Other	item Prese Order No For (Date	99-1899	
	- Special Handling	instructions ———	
	Distribution/A	Aciting Number	Distribution/Mailed To
Number  Distributed/Mailed 1  Commission Offices  Docket Mailing List - Mailing List - Mailing List - F	Mailed RAR.		2 O O O V V
Note: Items must be mailed and/o	or returned within on	e working day after	r issue unless specified here:
Job Number 337  Date and Time Completed 9	Print Shop Verified I	ву	ness and Quality (Initial)
Date Mailed 9/30	Mail Room Ver	By	

PSC/RAR 12(2/91)