

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for amendment of Certificates Nos. 378-S and 447-W to add territory in Marion County by Decca Utilities, a Division of Decca.

DOCKET NO. 970198-WS  
ORDER NO. PSC-97-0897-FOF-WS  
ISSUED: July 30, 1997

ORDER AMENDING CERTIFICATES TO INCLUDE  
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On February 14, 1997, Decca Utilities, Inc. (Decca or utility) filed an application with this Commission to amend Certificates Nos. 447-W and 378-S to include additional territory in Marion County, Florida. The additional territory will be served by the utility's existing water and wastewater treatment plants. The water distribution system and the wastewater collection system (Carriage House/Oak Ridge Wastewater Collection System) that will serve the additional territory will be constructed by the developers to serve the area, and will be donated to Decca.

The application is in compliance with Section 367.045, Florida Statutes, and other pertinent statutes and provisions of the Florida Administrative Code. In particular, the application contains a filing fee in the amount of \$100, as prescribed by Rule 25-30.020, Florida Administrative Code. In addition, Decca provided evidence, in the form of a warranty deed, that it owns the land upon which its facilities are located, as required by Rule 25-30.036, Florida Administrative Code.

Adequate service territory and system maps and a territory description have been provided, as prescribed by Rule 25-30.036, Florida Administrative Code. The additional territory which Decca is requesting to serve in Marion County is described in Attachment A of this Order.

Decca has provided proof of compliance with the noticing requirements of Rule 25-30.030, Florida Administrative Code. No objections to the notice of application have been received and the time for filing such has expired.

Since Decca has been in operation under our jurisdiction since 1985, and has been providing satisfactory service to its customers, we believe that the Utility has demonstrated its ability to provide service to the additional territory. From the information filed with the application, it appears that Decca has the financial ability to serve the requested area.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

Therefore, we find that it is in the public interest to amend Certificates Nos. 447-W and 378-S to include the territory described in Attachment A of this Order, which by reference is incorporated herein. Decca has returned the Certificates to this Commission for entry reflecting the additional territory. The Utility has also filed revised tariff sheets reflecting the amendment. Decca shall charge the customers in the additional territory the rates and charges approved in its tariff until authorized to change by this Commission in a subsequent proceeding.

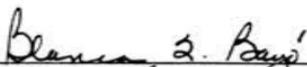
Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Certificates Nos. 447-W and 378-S, held by Decca Utilities, Inc., 8865 Southwest 10th Lane, Ocala, Florida 34481, are hereby amended to include the territory described in Attachment A of this Order, which by reference is incorporated herein. It is further

ORDERED that Decca Utilities, Inc. shall charge the customers in the territory added herein the rates and charges approved in its tariff until authorized to change by this Commission. It is further

ORDERED that Docket No. 970198-WS is hereby closed.

By ORDER of the Florida Public Service Commission, this 30th day of July, 1997.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

ALC

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 and/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.

DECCA UTILITIES  
MARION COUNTY  
WATER AND WASTEWATER DESCRIPTION

Carriage House of Ocala, L.C.

A parcel of land situated in Section 35, Township 16 South, Range 20 East, Marion County, Florida and being more particularly described as follows:

Commencing at the Northeast corner of Said Section 35; thence South 89° 16' 55" West, along the North Line of said Section 35, a distance of 1,542.52 feet, to an intersection with the Southeasterly Right-of-Way line of State Road No. 200 (100 feet wide); thence South 41° 39' 25" West, along said Right-of-Way line a distance of 1,100.00 feet; thence South 51° 36' 26" East a distance of 622.00 feet, to the Point of Beginning; thence North 41° 39' 25" East, 450.00 feet; thence South 51° 36' 26" East, 450.00 feet; thence South 41° 36' 57" West 1,017.53 feet; thence North 48° 20' 35" West, 450.00 feet; thence North 41° 39' 25" East 541.91 feet to the Point of Beginning. Containing 10.37 Acres, more or less.

Oak Ridge Development, Inc.

A parcel of land situated in Section 35, Township 16 South, Range 20 East, Marion County, Florida and being more particularly described as follows:

Commencing at the Northeast corner of Said Section 35; thence South 89° 16' 55" West, along the North Line of said Section 35, a distance of 1,542.52 feet, to a point in the Southeasterly Right-of-Way line of State Road No. 200 (100 feet wide); thence South 41° 39' 25" West, along said Right-of-way line a distance of 300.00 feet, to the Principal Point of Beginning; thence continue South 41° 39' 25" West along said Right-of-Way line a distance of 1,306.49 feet; thence run South 48° 20' 35" East a distance of 620.99 feet; thence run North 41° 39' 25" East a distance of 1,341.91 feet; thence run North 51° 36' 26" West a distance of 622.00 feet to the Principal Point of Beginning. Containing 18.88 Acres, more or less.

DECCA UTILITIES  
MARION COUNTY  
WATER AND WASTEWATER DESCRIPTION

Intersection 200/484, Ltd.

Parcel 6

A parcel of land situated in Section 35, Township 16 South, Range 20 East, Marion County, Florida and being more particularly described as follows:

Commencing at the Northeast corner of Said Section 35; thence South 89° 16' 55" West, along the North Line of said Section 35 a distance of 1,542.52 feet to an intersection with the Southeasterly Right-of-Way line of State Road No. 200 (100 feet wide); thence South 41° 39' 25" West along said Right-of-Way line a distance of 1,606.49 feet to the Point of Beginning; thence continue South 41° 39' 25" West, along said Right-of-Way line 680.00 feet; thence departing from said Right-of-way line South 48° 20' 35" East 400.00 feet; thence North 41° 39' 25" East, 680.00 feet; thence North 48° 20' 35" West 400.00 feet to the Point of Beginning. Containing 6.24 Acres, more or less.

Parcel 7

A parcel of land situated in Section 35, Township 16 South, Range 20 East, Marion County, Florida and being more particularly described as follows:

Commencing at the Northeast corner of Said Section 35; thence South 89° 16' 55" West, along the North Line of said Section 35, a distance of 1,542.52 feet, to an intersection with the Southeasterly Right-of-Way line of State Road No. 200 (100 feet wide); thence South 41° 39' 25" West along said Right-of-Way line a distance of 2,286.49 feet to the Point of Beginning; thence South 41° 39' 25" West along said Right-of-way line 651.71 feet to a Point; thence North 41° 39' 25" East a distance of 1,500.00 feet from the intersection of said Southeasterly Right-of-Way line with the North Right-of-Way Line of County Road No. C-484 (100 feet wide); thence departing from said Right-of-way line South 48° 20' 35" East, 400.00 feet; thence North 41° 39' 25" East a distance of 651.71 feet; thence North 48° 20' 35" West a distance of 400.00 feet to the Point of Beginning.

Containing 5.98 Acres, More or Less.