

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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

DOCKET NO. 971053-WS
ORDER NO. PSC-97-1408-FOF-WS
ISSUED: November 12, 1997

ORDER AMENDING CERTIFICATES TO INCLUDE
ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On August 14, 1997, Decca Utilities, a Division of Decca, (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 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 \$1,000, 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 provisions set forth in Rule 25-30.030, Florida Administrative Code. No objections to the application have been received, and the time for filing such has expired.

Decca has been in operation under our jurisdiction since August 9, 1985 and has been providing satisfactory service to its customers. Therefore, 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. The

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Department of Environmental Protection has been contacted and has indicated that Decca has no outstanding notices of violation.

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 territory added herein 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, a Division of Decca, 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, a Division of Decca, 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. 971053-WS is hereby closed.

By ORDER of the Florida Public Service Commission this 12th day of November, 1997.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

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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.

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ATTACHMENT A

DECCA UTILITIES

MARION COUNTY

WATER AND WASTEWATER DESCRIPTION

A parcel of land situated in Section 31, Township 16 South, Range 21 East, Marion County, Florida and being more particularly described as follows:

Commencing at the Northeast corner of Said Section 31; thence West along the North Line of Said Section 31, a distance of 1,434 feet, more or less, to the Point of Beginning; thence South $00^{\circ}26'50''$ West, 1,703.50 feet; thence North $89^{\circ}32'27''$ West 1,285.94 feet; thence North $00^{\circ}05'22''$ East, 1,700.86 feet to the aforementioned North line of Section 31; thence South $89^{\circ}39'32''$ East, along said North line, 1,236.56 feet to the Point of Beginning.