

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Palm Coast Utility Corporation for amendment of certificates Nos. 344-W and 302-S in Flagler County, Florida.	)	DOCKET NO. 900545-WS
	)	ORDER NO. 23597
	)	ISSUED: 10-09-90

ORDER AMENDING CERTIFICATES TO INCLUDE ADDITIONAL TERRITORY AND CLOSING DOCKET

BY THE COMMISSION:

On June 11, 1990, Palm Coast Utility Corporation (Palm Coast or Utility) filed an application with this Commission to amend Certificates Nos. 344-W and 302-S to include additional territory in Flagler County, Florida. The application is in compliance with Section 367.045, Florida Statutes, and other statutes and administrative rules concerning an application for amendment of certificate. In particular, the notarized application contains:

1. A filing fee in the amount of \$300, as prescribed by Rule 25-30.020, Florida Administrative Code.
2. Adequate service territory and system maps and a territory description, as prescribed by Rule 25-30.035, Florida Administrative Code. The additional territory in Flagler County is described in Attachment A of this Order.
3. Proof of notice of application to all interested governmental and regulatory agencies and all utilities within a four-mile radius of the territory, and proof of advertisement in a newspaper of general circulation in the county, as prescribed by 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 Palm Coast has been in operation under our jurisdiction for over 10 years, 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. Therefore we find that it is in the public interest to amend Certificates Nos. 344-W and 302-S to include the territory described in Attachment A of this Order, which by reference is incorporated herein. Palm Coast shall return Certificates Nos. 344-W and 302-S to this Commission for amendment to reflect the additional

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territory within 30 days of date of this Order. The Utility has provided tariff sheets reflecting the additional territory.

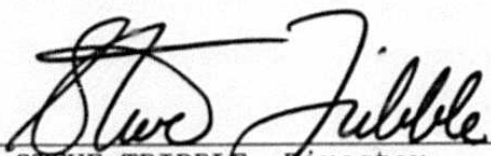
It is, therefore,

ORDERED by the Florida Public Service Commission that Certificates Nos. 344-W and 302-S, held by Palm Coast Utility Company, 2 Utility Drive, Palm Coast, Florida 32137, are hereby amended to include the territory described in Attachment A of this Order. The Utility is directed to return Certificates Nos. 344-W and 302-S to this Commission within 30 days of the date of this Order for appropriate entry. It is further

ORDERED that the customers in the territory added herein shall be charged the rates approved in the Utility's tariff. It is further

ORDERED that Docket No. 900545-WS is hereby closed.

By ORDER of the Florida Public Service Commission, this 9th day of           OCTOBER          , 1990.

  
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STEVE TRIBBLE, 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 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that are available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice

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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 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 Appeals in the case of a water or sewer 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

PALM COAST UTILITY CORPORATION  
FLAGLER COUNTY

## LEGAL DESCRIPTION:

A PARCEL OF LAND LYING SOUTH OF STATE ROAD 100 IN GOVERNMENT SECTION 39, TOWNSHIP 12 SOUTH, RAONGE 31 EAST, FLAGLER COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

AS A POINT OF REFERENCE, BEING THE INTERSECTION OF THE SOUTHERLY RIGHT OF WAY LINE OF STATE ROAD 100 (200-FOOT RIGHT OF WAY) WITH THE EASTERLY RIGHT OF WAY LINE OF OLD KINGS ROAD (100-FOOT RIGHT OF WAY); THENCE SOUTH 38-09-29 EAST ALONG SAID RIGHT OF WAY LINE OF OLD KINGS ROAD FOR A DISTANCE OF 469.44 FEET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY ALONG SAID RIGHT OF WAY LINE OF OLD KINGS ROAD BEING ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 2914.93 FEET, A CENTRAL ANGLE OF 03-50-05, AN ARC LENGTH OF 195.09 FEET AND A CHORD BEARING SOUTH 36-14-26 EAST, 195.05 FEET TO A POINT OF TANGENCY; THENCE SOUTH 34-19-24 EAST ALONG SAID RIGHT OF WAY OF OLD KINGS ROAD FOR A DISTANCE OF 483.99 FEET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY ALONG SAID RIGHT OF WAY LINE OF OLD KINGS ROAD BEING ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 2914.93 FEET, A CENTRAL ANGLE OF 04-20-57, AN ARC LENGTH OF 221.26 FEET AND A CHORD BEARING SOUTH 32-06-56 EAST, 221.21 FEET TO A POINT OF TANGENCY; THENCE SOUTH 29-58-27 EAST ALONG SAID RIGHT OF WAY OF OLD KINGS ROAD FOR A DISTANCE OF 64.41 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION: THENCE DEPART SAID RIGHT OF WAY LINE AND RUN NORTH 87-48-45 EAST 782.60 FEET; THENCE SOUTH 22-22-09 EAST 8.52 FEET; THENCE SOUTH 26-20-32 WEST 421.93 FEET; THENCE SOUTH 60-16-55 EAST 421.00 FEET; THENCE SOUTH 04-15-04 WEST 199.38 FEET; THENCE NORTH 60-16-55 WEST 872.79 FEET TO A POINT IN SAID EASTERLY RIGHT OF WAY LINE OF OLD KINGS ROAD; THENCE NORTH 29-58-27 WEST ALONG SAID RIGHT OF WAY LINE OF OLD KINGS ROAD FOR A DISTANCE OF 382.09 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION.