

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for transfer of water and
wastewater facilities to Marion County
Utilities, and cancellation of Certificate Nos.
347-W and 336-S, by Marion Utilities, Inc.

DOCKET NO. 20210099-WS
ORDER NO. PSC-2021-0231-FOF-WS
ISSUED: June 25, 2021

ORDER ACKNOWLEDGING TRANSFER AND CANCELLING
CERTIFICATE NOS. 347-W AND 336-S

BY THE COMMISSION:

Marion Utilities, Inc. (MUI) is a Class A utility providing service to approximately 6,627 water and 111 wastewater residential customers in Marion County. On May 14, 2021, MUI filed an application for transfer of its water and wastewater facilities to Marion County Utilities and cancellation of Certificate Nos. 347-W and 336-S. The application included a Purchase Agreement which was executed on January 5, 2021. Pursuant to Section 367.071(4), Florida Statutes (F.S.), the sale of facilities to a governmental authority shall be approved as a matter of right. As such, no notice of the transfer is required and no filing fees apply.

Furthermore, pursuant to Section 367.071(4)(a), F.S., and Rule 25-30.038(2)(d), Florida Administrative Code (F.A.C.), the MUI provided a copy of the document transferring its water and wastewater facilities. In accordance with Rule 25-30.038(2)(f) and (g), F.A.C., MUI stated that all customer deposits will be transferred to Marion County Utilities at closing. MUI has paid its regulatory assessment fees through the date of the sale. A copy of the Utility's most recent annual report was provided to Marion County Utilities.

The Commission has jurisdiction pursuant to Section 367.071, F.S. Based on the above, the application is in compliance with Sections 367.022(2) and 367.071, F.S., and Rule 25-30.038, F.A.C. The transfer of the water and wastewater systems to Marion County Utilities is hereby acknowledged as a matter of right, pursuant to Section 367.071(4)(a), F.S. Certificate Nos. 347-W and 336-S are hereby canceled, effective January 5, 2021.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the transfer of Marion Utilities, Inc.'s water and wastewater facilities to Marion County Utilities is hereby acknowledged as a matter of right. It is further

ORDERED that Certificate Nos. 347-W and 336-S are canceled, effective January 5, 2021. It is further

ORDERED that this docket is closed.

By ORDER of the Florida Public Service Commission this 25th day of June, 2021.



ADAM J. TEITZMAN
Commission Clerk
Florida Public Service Commission
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Tallahassee, Florida 32399
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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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 Office of Commission Clerk, 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 Office of Commission Clerk, 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.