

RESOLUTION DECLARING THAT NASSAU COUNTY,
FLORIDA, SHALL BE SUBJECT TO THE PROVI-
SIONS OF CHAPTER 367, FLORIDA STATUTES.

WHEREAS, the Florida Legislature enacted into law the Water and Sewer System Regulatory Law, the same being Chapter 367, Florida Statutes, and

WHEREAS, under said law the regulation of privately owned water and sewer systems are placed under the jurisdiction of The Florida Public Utilities Commission within the territorial limits of any County in which the Board of Commissioners of such County has adopted a resolution declaring that such County is subject to the provisions of said Statute, and

WHEREAS, the only privately owned system subject to said Statute within Nassau County is the water system owned by Florida Public Utilities Company now operating under a franchise granted by the City of Fernandina Beach, Florida, and

WHEREAS, the City of Fernandina Beach, Florida, has adopted a resolution requesting this Board of County Commissioners to adopt a resolution placing Nassau County under the provisions of said Statute so that The Florida Public Utilities Commission can supervise and regulate the operation of said water system, and

WHEREAS, this Board, after due deliberation, has determined that it is to the best interest of said County that the provisions of said Chapter 367, Florida Statutes, shall become effective in Nassau County, Florida, and that the regulation of privately owned water and sewer systems in Nassau County shall be administered by the Florida Public Utilities Commission, whose function it is to regulate and control privately owned utilities within the State of Florida, this Board finding that said Florida Public Utilities Commission is eminently qualified to perform this function in a

manner greatly superior to that of any local Governmental Agency within Nassau County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, in special meeting duly assembled, that the provisions of Chapter 367, Florida Statutes, shall become effective in Nassau County, Florida, immediately, and it is hereby declared that Nassau County, Florida, is subject to the provisions of said Statute.

BE IT FURTHER RESOLVED that a certified copy of this resolution be immediately transmitted to The Florida Public Utilities Commission at Tallahassee, Florida, as required by said Statute.

ADOPTED this 17th day of November, A. D. 1964.

BOARD OF COUNTY COMMISSIONERS OF
NASSAU COUNTY, FLORIDA.

By: Jim Thomas
As Its Chairman

ATTEST:

D. O. O'Leary
Ex-Officio Clerk



RESOLUTION NO. 373

A RESOLUTION REQUESTING THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, TO ADOPT A RESOLUTION DECLARING NASSAU COUNTY SUBJECT TO THE PROVISIONS OF CHAPTER 367, LAWS OF FLORIDA.

WHEREAS, the City of Fernandina Beach has granted a franchise to the Florida Public Utilities Company to render water service to consumers within the territorial limits of the City of Fernandina Beach, Florida, and

WHEREAS, under the terms of said franchise the City is charged with the responsibility of fixing the rates for water service within the limits of said City, and

WHEREAS, Florida Public Utilities Company has requested the City to review its water rates as required by said franchise and has supplied this Commission with supporting data and information substantiating said request for a water ^{RATE} ~~and~~ increase, and

WHEREAS, this Commission, as the governing board of said City, is charged with the responsibility of a rate making body and in order to act in such capacity would require much technical information and advice by persons skilled in this specialized function which this Commission does not have available to it and in order to perform this function this Commission would be required to expend considerable amounts of money to employ the necessary expert and technical advice to properly act in this capacity, and

WHEREAS, the Florida Public Utilities Commission is created for the purpose of establishing rates for utilities and are experts in this field, having now the ^{and} sole jurisdiction for the fixing of electric rates for privately owned utility companies, and it is the feeling of this Commission that in justice to the consumers of water in this City as well as the Florida Public Utilities Company who owns and operates said water facility in this City, that the rate making

authority should be in the Florida Public Utilities Commission which is recognized and established as the prime rate making authority in the State of Florida, and

WHEREAS, the Legislature of Florida has enacted the Water and Sewer System Regulatory law, the same being Chapter 367, Laws of Florida, which in effect places the rate making authority under the Florida Public Utilities Commission in regard to all privately owned water companies serving 400 or more customers, and

WHEREAS, this Commission has determined that it would be to the best interest of this City to have the rate making authority for the water system operated by the Florida Public Utilities Company to be under the jurisdiction of the Florida Public Utilities Commission, and

WHEREAS, under the provisions of Chapter 367.23, the Board of County Commissioners of Nassau County, Florida, has the sole authority of placing privately owned water systems within Nassau County under the jurisdiction of said Florida Public Utilities Commission by adopting a resolution declaring that Nassau County is subject to the provisions of this law, and

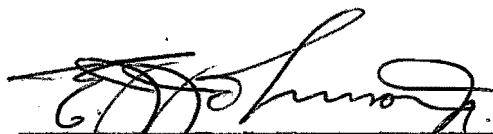
WHEREAS, it is the purpose of this resolution to request the Board of County Commissioners of Nassau County, Florida, to adopt a resolution declaring that Nassau County is subject to the provisions of said law.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF FERNANDINA BEACH, FLORIDA, in regular meeting duly assembled that the Board of County Commissioners of Nassau County, Florida, be, and they are hereby, requested to adopt a resolution declaring

that Nassau County is subject to the provisions of Chapter 367,
Laws of Florida, and that said resolution be submitted to the
Florida Public Utilities Commission.

BE IT FURTHER RESOLVED that this resolution shall take
effect immediately upon its passage and adoption.

ADOPTED this 28th. day of October, A.D., 1964.


MAYOR L. J. JOHNSON, JR.

ATTEST:


DAVID M. GATCHEL
City Auditor and Clerk

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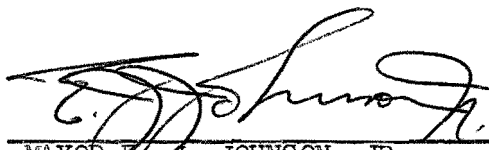
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