



February 18, 1998

**Via Federal Express**

Ms. Blanca Bayo, Director  
Division of Records & Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Docket No. 980261 -WS  
Application for Amendment of Certificate Nos. 570-W and  
496-S in Charlotte County by Florida Water Services Corporation

Dear Ms. Bayo:

Enclosed for filing is one original application as described above. Also enclosed are 15 copies of the application, along with two sets of maps, an original and two copies of the applicable tariff sheets, the original and two copies of the certificates and the required filing fee check in the amount of \$200 (\$100 for water and \$100 for wastewater).

In order to confirm filing of this application, please date-stamp the enclosed copy of this letter and return it to me in the stamped, self-addressed envelope which is provided for your convenience.

If you need any additional information or other assistance, please call me at (407) 880-0058, ext. 260. Thank you for your cooperation.

Sincerely,

Matthew J. Feil  
Staff Attorney

Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

Enclosures

Check received with filing and  
forwarded to Fiscal for deposit.  
Fiscal to forward amount of check  
to RAR with proof of deposit.

Initials of person who forwarded check:

LS

02373 Feb. 19 98  
DOCUMENT NUMBER-DATE

Florida Water Services Corporation / P.O. Box 609520 / Orlando, Florida 32860-9520 / (407) 880-0058

*Water For Florida's Future*

FPSC-RECORDS/REPORTING



**PART II**      **NEED FOR SERVICE**

- A) Exhibit   A   - If the applicant is requesting an extension of territory, a statement regarding the need for service in the proposed territory, such as anticipated development in the proposed service area.
  
- B) Exhibit   n/a   - If the applicant is requesting a deletion of territory, a statement specifying the reasons for the proposed deletion, demonstrating that it is in the public interest and explaining the effect of the proposed deletion on the ability of any customer, or potential customer, to receive water and/or wastewater service, including alternative source(s) of service.
  
- C) Exhibit   B   - A statement that to the best of the applicant's knowledge, the provision of service will be consistent with the water and wastewater sections of the local comprehensive plan at the time the application is filed, as approved by the Department of Community Affairs, or, if not, a statement demonstrating why granting the amendment would be in the public interest.

**PART III**      **SYSTEM INFORMATION**

A)      **WATER**

- (1) Exhibit   C   - A statement describing the proposed type(s) of water service to be provided by the extension (i.e., potable, non-potable or both).
  
- (2) Exhibit   D   - A statement describing the capacity of the existing lines, the capacity of the existing treatment facilities, and the design capacity of the proposed extension.
  
- (3) Exhibit   E   - The numbers and dates of any construction or operating permits issued by the Department of Environmental Protection for the system proposed to be expanded.
  
- (4) Exhibit   F   - A description of the types of customers anticipated to be served by the extension, i.e., single family homes, mobile homes, duplexes, golf course, clubhouse, commercial, etc.
  
- (5) If the utility is requesting a deletion of territory, provide the number of current active connections within the territory to be deleted.

          not applicable

- (6) Exhibit     G     - Evidence that the utility owns the land where the water facilities that will serve the proposed territory are, or will be, located. If the utility does not own the land, a copy of the agreement, such as a 99-year lease, which provides for the long-term continuous use of the land. The Commission may consider a written easement or other cost-effective alternative.

B) **WASTEWATER**

- (1) Exhibit     H     - A statement describing the capacity of the existing lines, the capacity of the existing treatment and disposal facilities, and the design capacity of the proposed extension.
- (2) Exhibit     I     - The numbers and dates of any construction or operating permits issued by the Department of Environmental Protection for the system proposed to be expanded.
- (3) Exhibit   n/a   - If the utility is planning to build a new wastewater treatment plant, or upgrade an existing plant to serve the proposed territory, provide a written description of the proposed method(s) of effluent disposal.
- (4) If (3) above does not include effluent disposal by means of reuse, provide a statement that describes with particularity the reasons for not using reuse.  
    n/a    .
- (5) Exhibit     J     - A description of the types of customers anticipated to be served by the extension, i.e., single family homes, mobile homes, duplexes, golf course, clubhouse, commercial, etc.
- (6) If the utility is requesting a deletion of territory, provide the number of current active connections within the territory to be deleted.  
    not applicable
- (7) Exhibit     K     - Evidence that the utility owns the land where the wastewater facilities that will serve the proposed territory are, or will be, located. If the utility does not own the land, a copy of the agreement, such as a 99-year lease, which provides for the long-term continuous use of the land. The Commission may consider a written easement or other cost-effective alternative.

**PART IV**            **FINANCIAL AND TECHNICAL INFORMATION**

- A) Exhibit     L     - A statement as to the applicant's technical and financial ability to render reasonably sufficient, adequate and efficient service.
- B) Exhibit     M     - A detailed statement regarding the proposed method of financing the construction, and the projected impact on the utility's capital structure.
- C) Provide the number of the most recent Commission order establishing or amending the applicant's rates and charges. Order No. PSC-96-1320-FOF-WS, issued October 30, 1996. This order is currently on appeal before the First District Court of Appeal.
- D) Exhibit     N     - A statement regarding the projected impact of the extension on the utility's monthly rates and service availability charges.

**PART V**            **TERRITORY DESCRIPTION AND MAPS**

**A)            TERRITORY DESCRIPTION**

Exhibit     O     - An accurate description of the territory proposed to be added or deleted, using township, range and section references as specified in Rule 25-30.030(2), F.A.C. If the water and wastewater territory is different, provide separate descriptions.

**B)            TERRITORY MAPS**

Exhibit     P     - One copy of an official county tax assessment map or other map showing township, range and section with a scale such as 1"=200' or 1"=400' on which the proposed territory to be added or deleted is plotted by use of metes and bounds or quarter sections and with a defined reference point of beginning. If the water and wastewater territory is different, provide separate maps.

**C)            SYSTEM MAPS**

Exhibit     Q     - One copy of detailed map(s) showing proposed lines and facilities and the territory proposed to be served. Map(s) shall be of sufficient scale and detail to enable correlation with a description of the territory proposed to be served. Provide separate maps for water and wastewater systems.

**PART VI**

**NOTICE OF ACTUAL APPLICATION**

- A) Exhibit     R     - An affidavit that the notice of actual application was given in accordance with Section 367.045(1)(a), Florida Statutes, and Rule 25-30.030, Florida Administrative Code, by regular mail to the following:
- (1) the governing body of the municipality, county, or counties in which the system or the territory proposed to be served is located;
  - (2) the privately owned water and wastewater utilities that hold a certificate granted by the Public Service Commission and are located within the county in which the territory proposed to be served is located;
  - (3) if any portion of the proposed territory is within one mile of a county boundary, the utility shall notice the privately owned utilities located in the bordering counties that hold a certificate granted by the Commission;
  - (4) the regional planning council;
  - (5) the Office of Public Counsel;
  - (6) the Public Service Commission's Director of Records and Reporting;
  - (7) the appropriate regional office of the Department of Environmental Protection; and
  - (8) the appropriate water management district.

Copies of the Notice and a list of entities noticed shall accompany the affidavit. THIS MAY BE A LATE-FILED EXHIBIT.

- B) Exhibit     S     - An affidavit that the notice of actual application was given in accordance with Rule 25-30.030, Florida Administrative Code, by regular mail or personal delivery of each customer of the system. A copy of the notice shall accompany the affidavit. THIS MAY BE A LATE-FILED EXHIBIT.
- C) Exhibit     T     - Immediately upon completion of publication, an affidavit that the notice of actual application was published once in a newspaper of general circulation in the territory in accordance with Rule 25-30.030, Florida Administrative Code. A copy of the proof of publication shall accompany the affidavit. THIS MAY BE A LATE-FILED EXHIBIT.

**PART VII**      **FILING FEE**

Indicate the filing fee enclosed with the application:  
\$ 100 (for water) and/or \$ 100 (for  
wastewater).

Note: Pursuant to Rule 25-30.020, Florida Administrative Code, the amount of the filing fee is as follows:

- (1) For applications in which the area to be extended or deleted has the proposed capacity to serve up to 100 ERC's, the filing fee shall be \$100.
- (2) For applications in which the proposed area to be extended or deleted has the proposed capacity to serve from 101 to 200 ERCs, the filing fee shall be \$200.
- (3) For applications in which the area to be extended or deleted has the proposed capacity to serve from 201 to 500 ERCs, the filing fee shall be \$500.
- (4) For applications in which the area to be extended or deleted has the proposed capacity to serve from 501 to 2,000 ERCs, the filing fee shall be \$1,000.
- (5) For applications in which the area to be extended or deleted has the proposed capacity to serve from 2,001 to \$4,000 ERCs, the filing fee shall be \$1,750.
- (6) For applications in which the area to be extended or deleted has the proposed capacity to serve more than 4,000 ERCs, the filing fee shall be \$2,250.

**PART VIII**      **TARIFF AND ANNUAL REPORTS**

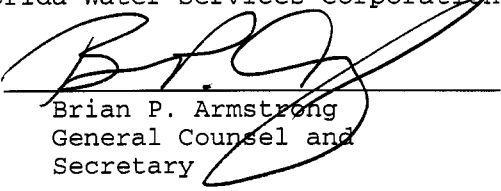
- A) Exhibit U - An affidavit that the utility has tariffs and annual reports on file with the Commission
- B) Exhibit V - The original and two copies of proposed revisions to the utility's tariff(s) to incorporate the proposed change to the certificated territory. Please refer to Rules 25-9.009 and 25-9.010, Florida Administrative Code, regarding page numbering or tariff sheets before preparing tariff revisions. (The rules and sample tariff sheets are attached).

**PART IX      AFFIDAVIT**

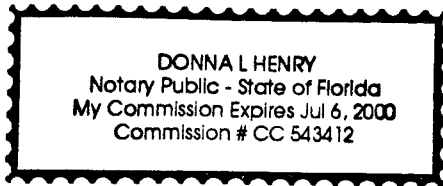
I, Brian P. Armstrong as General Counsel and Secretary of Florida Water Services Corporation (applicant) do solemnly swear or affirm that the facts stated in the foregoing application and all exhibits attached thereto are true and correct and that said statements of fact thereto constitute a complete statement of the matter to which it relates.

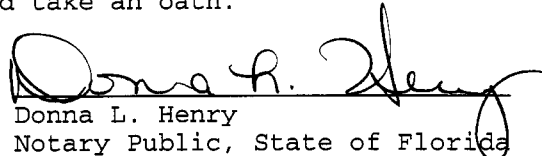
Florida Water Services Corporation

By: \_\_\_\_\_

  
Brian P. Armstrong  
General Counsel and  
Secretary

Subscribed and sworn to me this 18th day of February, 1998, by Brian P. Armstrong as General Counsel and Secretary of Florida Water Services Corporation, a Florida corporation, who is personally known to me and did take an oath.



  
Donna L. Henry  
Notary Public, State of Florida  
Commission Number CC543412  
Commission Expires: 7-6-00

\*If the applicant is a corporation, the affidavit must be made by the president or other officer authorized by the by-laws of the corporation to act for it. If the applicant is a partnership or association, a member of the organization authorized to make such affidavit shall execute same.

App1197



## Exhibit A

If the applicant is requesting an extension of territory, a statement regarding the need for service in the proposed territory, such as anticipated development in the proposed service area.

A subdivision of approximately 50 lots is developing in the proposed addition, which is adjacent to Florida Water Services existing Deep Creek service area. Florida Water Services' water and wastewater lines are located adjacent to the lots on Kings Highway. The Company maintains it would be the best water and wastewater provider for the proposed addition based on proximity and other factors referenced herein.

## Exhibit B

A statement that to the best of the applicant's knowledge, the provision of service will be consistent with the water and wastewater sections of the local comprehensive plan at the time the application is filed, as approved by the Department of Community Affairs, or, if not, a statement demonstrating why granting the amendment would be in the public interest,

Based upon a review of the water and wastewater sections of Charlotte County's Comprehensive Plan, Florida Water Services believes that, to the best of its knowledge, the provision of service to the proposed territory will be consistent with the water and wastewater section of the said plan. The provision of water and wastewater service by Florida Water Services to customers in the proposed territory addition will benefit the customers in the area. Florida Water Services' water and wastewater service lines are in close proximity to the proposed territory addition. Further, Florida Water Services has considerable expertise in providing safe and reliable water and wastewater service to the area. Lake Suzy Utilities, one possible water and wastewater provider in the area, has limited experience and inferior technical and financial abilities. Charlotte County Utilities ("CCU") is the only other possible service provider, but CCU must cross I-75 to provide service. While this is possible, it is highly expensive and would not be in the best interest of the community to be served.

## Exhibit C

A statement describing the proposed type(s) of water service to be provided by the extension (i.e., potable, non-potable, or both).

The water service territory addition being proposed is for potable water services. Non-potable reuse service is not contemplated at this time, but may be provided at some undetermined future date.

## Exhibit D

**A statement describing the capacity of the existing lines, the capacity of the existing treatment facilities, and the design capacity of the proposed extension.**

The existing water system consists of a well-looped grid of 12-inch, 10-inch, 8-inch, 6-inch, and 4-inch water mains. Water pressure typically averages 50 psi throughout the system.

Florida Water Services does not own treatment or withdrawal facilities in Deep Creek. Water is obtained from Charlotte County via an 8-inch and 10-inch interconnect. The agreement between Charlotte County and Florida Water Services allows for water and sewer service for up to 10,000 residential units. There are currently 3163 water meters in Deep Creek.

The Company's water lines and water supply can adequately serve the proposed 50 additional connections.

## Exhibit E

The numbers and dates of any construction or operating permits issued by the Department of Environmental Protection for the system proposed to be expanded.

Florida Water Services' Deep Creek water system is not required to have operating or consumptive use permits since Florida Water Services does not own or operate any treatment or withdrawal plant associated with the system.

Currently, there are no construction permits issued for the system.

## Exhibit F

A description of the types of customers anticipated to be served by the extension, i.e., single family homes, mobile homes, duplexes, golf course, clubhouse, commercial, etc.

It is anticipated that the additional water service territory will contain 50 single-family homes.

## Exhibit G

Evidence that the utility owns the land where the water facilities that will serve the proposed territory are, or will be, located. If the utility does not own the land, a copy of the agreement, such as a 99-year lease, which provides for the long-term continuous use of the land. The Commission may consider a written easement or other cost-effective alternative.

Florida Water Services does not own or lease any land in the service area and does not operate any water withdrawal or treatment or wastewater treatment or effluent disposal facilities in the service area. Florida Water Services purchases its potable water from Charlotte County and sends its wastewater to Charlotte County for treatment.

## Exhibit H

**A statement describing the capacity of the existing lines, the capacity of the existing treatment and disposal facilities, and the design capacity of the proposed extension.**

The existing wastewater lines have sufficient capacity to convey peak wastewater flows. The system consists of 12-inch, 10-inch, and 8-inch collecting mains. The system also includes 6-inch force mains and 26 lift stations.

Florida Water Services does not own wastewater treatment facilities in Deep Creek. All of the wastewater is conveyed to Charlotte County via an 8-inch force main. The agreement between Charlotte County and Florida Water Services allows for water and sewer service for up to 10,000 residential units. There are currently 3216 sewer customers in Deep Creek.

The wastewater lines and County wastewater facilities are adequate to serve the proposed 50 connections.



## Exhibit I

**The numbers and dates of any construction or operating permits issued by the Department of Environmental Protection for the system proposed to be expanded.**

Florida Water Services' Deep Creek wastewater system is not required to have operating or disposal permits since Florida Water Services does not own or operate any treatment or disposal plant associated with the system.

Currently, there are no construction permits issued for the system.

## Exhibit J

A description of the types of customers anticipated to be served by the extension, i.e., single family homes, mobile homes, duplexes, golf course, clubhouse, commercial, etc.

It is anticipated that the additional wastewater service territory will contain 50 single-family homes.

## Exhibit K

Evidence that the utility owns the land where the water facilities that will serve the proposed territory are, or will be, located. If the utility does not own the land, a copy of the agreement, such as a 99-year lease, which provides for the long-term continuous use of the land. The Commission may consider a written easement or other cost-effective alternative.

Florida Water Services does not own or lease any land in the service area and does not operate any water withdrawal or treatment or wastewater treatment or effluent disposal facilities in the service area. Florida Water Services purchases its potable water from Charlotte County and sends its wastewater to Charlotte County for treatment.

## Exhibit L

**A statement as to the applicant's technical and financial ability to render reasonably sufficient, adequate and efficient service.**

Florida Water Services has the requisite technical and financial ability to render service to the proposed amended territory. Florida Water Services has been regulated by the Commission since 1964 and currently owns and operates in 138 water and wastewater service territories throughout the state, 127 of which are under the Commission's regulatory authority. Florida Water Services has a staff of engineers, scientists, accountants, and other professionals based in its Orlando headquarters, as well as, licensed operators that operate and maintain facilities located throughout the state. Furthermore, Florida Water Services facilities are in substantial compliance with all applicable environmental regulations. At year-end 1996, Florida Water Services' capital structure consisted of more than \$212 million in total capital, including more than \$130 million in long-term debt and more than \$82 million in equity capital. The Commission has acknowledged the technical and financial ability of Florida Water Services Corporation in numerous proceedings, including transfers and amendments. In consideration of the foregoing, Florida Water Services submits that it has more than adequate technical and financial ability to render service to the proposed amended territory.

## Exhibit M

**A detailed statement regarding the proposed method of financing the construction, and the projected impact on the utility's capital structure.**

The water and wastewater lines for development within proposed service territory additions are normally designed and constructed by the developer in accordance with Florida Water Services' standards and specifications and then donated to Florida Water Services. Florida Water Services' capital costs, if any, will be dispensed from capital projects budget and funded by capital project reserves (funds obtained pursuant to scheduled and existing financing) and/or accumulated operating fund reserves.

Development in the proposed territory will be undertaken in accordance with Florida Water Services' Commission approved service availability policy and the Commission's service availability rules.

Given the size of Florida Water Services' capital structure, the total projected financial impact of the known proposed developments on Florida Water Services' capital structure and overall contributions-in-aid-of-construction (CIAC) levels will be minimal.

## Exhibit N

**A statement regarding the projected impact of the extension on the utility's monthly rates and service availability charges.**

The proposed amendment concerns the Deep Creek service area. Florida Water Services believes that the development of 50 single family homes within the proposed territory should have little if any effect on the current rates at Deep Creek. In future rate proceedings this additional service area may have the effect of decreasing rates because of higher CIAC levels and a larger customer base, absent other changes in rate base and expenses.

The impact of the extension on Florida Water Services' prospective service availability charges is negligible given the fact that this area's total potential build out is 50 single-family homes.

## Exhibit O

An accurate description of the territory proposed to be added or deleted, using township, range, and section references as specified in Rule 25-30.030(2), F.A.C. If the water and wastewater territory is different, provide separate descriptions.

The territory proposed to be added is the same for both water and wastewater and is described as follows:

All in Township 40 South, Range 23 East, Charlotte County, Florida.

### Section 6

All of the North 660 feet of Section 6 East of the East right of way of Interstate 75.

## Exhibit P

One copy of an official county tax assessment map or other map showing township, range, and section with a scale such as 1" = 200' or 1" = 400' on which the proposed territory to be added or deleted is plotted by use of metes and bounds or quarter sections and with a defined reference point of beginning. If the water and wastewater territory is different, provide separate maps.

The map required is provided as a separate attachment (Appendix P-1) to this package.



## Exhibit Q

One copy of detailed map(s) showing proposed lines and facilities and the territory proposed to be served. Map(s) shall be of sufficient scale and detail to enable correlation with a description of the territory proposed to be served. Provide separate maps for water and wastewater systems.

The map required is provided as a separate attachment (Appendix Q-1) to this package.

## Exhibit R

An affidavit that the notice of actual application was given in accordance with Section 367.045(1)(a), Florida Statutes, and Rule 25-30.030, Florida Administrative Code, by regular mail.

Please see attached.

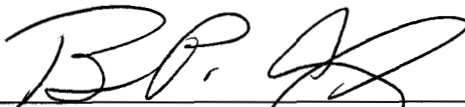
**Affidavit**

State of Florida  
County of Orange

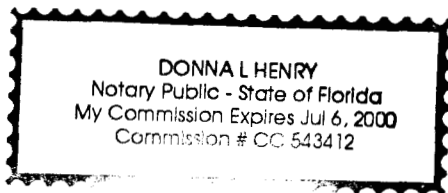
Before me, the undersigned authority, personally appeared Brian P. Armstrong as Vice President, General Counsel and Secretary of Florida Water Services Corporation ("Florida Water") and after being duly sworn, said:

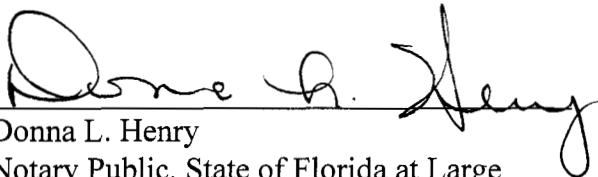
1. That he has personal knowledge of the matters contained herein.
2. Attached hereto and identified as "Appendix R-1" is a copy of the request Florida Water sent to the Public Service Commission ("Commission") pursuant to Rule 25-30.030(2), Florida Administrative Code.
3. Attached hereto and identified as "Appendix R-2" is a copy of the Commission's reply to Florida Water's aforementioned request.
4. Copies of the notice of application, attached hereto and identified as "Appendix R-3" were sent by regular or certified U.S. Mail on February 18, 1998, to those entities identified by the Commission on the aforesaid "Appendix R-2."

Further Affiant sayeth not.

  
\_\_\_\_\_  
Brian P. Armstrong  
Vice President, General Counsel  
and Secretary  
Florida Water Services Corporation

The foregoing instrument was acknowledged before me this 18th day of February, 1998, by Brian P. Armstrong as Vice President, General Counsel and Secretary of Florida Water Services Corporation who is personally known to me and did take an oath.



  
\_\_\_\_\_  
Donna L. Henry  
Notary Public, State of Florida at Large  
Commission Number CC543412  
My Commission Expires: 7-6-00

Appendix R-1

Letter to Commission



February 12, 1998

**Via Facsimile: (850) 413-7000  
and Federal Express**

Mr. Richard Redemann  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Charlotte County Certificate Amendment

Dear Mr. Redemann:

In accordance with the terms of the application for amendment of certificate, please forward to me a listing of the entities to be noticed pursuant to Section 367.045(1)(a), Florida Statutes, and Rule 25-30.030, Florida Administrative Code.

I have attached a legal description for the proposed water and wastewater territory addition in Charlotte County.

Please return the list via fax (407/880-1395) if possible.

If you should need any additional information in order to process this request, please call me at (407) 880-0058, ext. 267. Thank you for your assistance.

Sincerely,

A handwritten signature in cursive script that reads "Donna Henry".

Donna L. Henry  
Executive Legal Assistant

Attachments

February 12, 1998

**Deep Creek**  
**Description of Proposed Service Territory Addition**

The territory proposed to be added is the same for both water and wastewater and is described as follows:

All in Township 40 South, Range 23 East, Charlotte County, Florida.

**Section 6**

All of the North 660 feet of Section 6 East of the East right of way of Interstate 75.

**Appendix R-2**

**List of Entities**

**STATE OF FLORIDA**



**PUBLIC SERVICE COMMISSION**

**2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850**

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To: Mr. Matt File

Date: 2-12-98

From: Richard Redemann

Page 1 of 4

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LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY

(VALID FOR 60 DAYS)  
02/12/1998-04/12/1998

UTILITY NAME

MANAGER

CHARLOTTE COUNTY

BOCILLA UTILITIES, INC. (WJ744)  
7025-A PLACIDA ROAD  
ENGLEWOOD, FL 34224-8758

R. CRAIG NODEN  
(941) 697-2000

FIVELAND INVESTMENTS, INC. (WJ736)  
ST. ARMANDS CIRCLE  
400 MADISON DRIVE, SUITE 200  
SARASOTA, FL 34236-1409

THEODORE C. STEFFENS  
(941) 388-3585

FLORIDA WATER SERVICES CORPORATION (WS565)  
P. O. BOX 609520  
ORLANDO, FL 32960-9520

BRIAN P. ARMSTRONG  
(407) 880-0058

FLORIDA WATER SERVICES CORPORATION (WS734)  
P. O. BOX 609520  
ORLANDO, FL 32860-9520

BRIAN P. ARMSTRONG  
(407) 880-0058

NHC UTILITIES, INC. (WJ796)  
3737 EL JOBEAN ROAD (SR776)  
PORT CHARLOTTE, FL 33953-5699

SUSAN STURGELL  
(941) 624-4511

RAMPART UTILITIES, INC. (WS738)  
ST. ARMANDS CIRCLE  
400 MADISON DRIVE, SUITE 200  
SARASOTA, FL 34236-1409

THEODORE C. STEFFENS  
(941) 388-3585

ROTONDA WEST UTILITY CORPORATION (WS732)  
P. O. BOX 3509  
PLACIDA, FL 33946-3509

ROBERT M.C. ROSE  
(850) 877-6555

LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY

(VALID FOR 60 DAYS)  
02/12/1998-04/12/1998

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

BOARD OF COUNTY COMMISSIONERS, CHARLOTTE COUNTY  
CHARLOTTE COUNTY ADMINISTRATION CENTER  
18500 MURDOCK CIRCLE  
PORT CHARLOTTE, FL 33948-1094

DEP SOUTH DISTRICT  
2295 VICTORIA AVE., SUITE 364  
FORT MYERS, FL 33901

MAYOR, CITY OF PUNTA GORDA  
326 WEST MARION AVENUE  
PUNTA GORDA, FL 33950-4492

S.W. FLORIDA REGIONAL PLANNING COUNCIL  
P.O. BOX 3455  
NORTH FT. MYERS, FL 33918-3455

S.W. FLORIDA WATER MANAGEMENT DISTRICT  
2379 BROAD STREET  
BROOKSVILLE, FL 34609-6899

SOUTH FLORIDA WTR MANAGEMENT DISTRICT  
P.O. BOX 24680  
WEST PALM BEACH, FL 33416-4680

LIST OF WATER AND WASTEWATER UTILITIES IN CHARLOTTE COUNTY

(VALID FOR 60 DAYS)  
02/12/1998-04/12/1998

UTILITY NAME

MANAGER

STATE OFFICIALS

STATE OF FLORIDA PUBLIC COUNSEL  
C/O THE HOUSE OF REPRESENTATIVES  
THE CAPITOL  
TALLAHASSEE, FL 32399-1300

DIVISION OF RECORDS AND REPORTING  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0860

State of Florida



# Public Service Commission

## FAX COVER SHEET

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**DATE:** February 12, 1998

**FROM:** Division of Water & Wastewater, Richard Redemann P.E.  
Florida Public Service Commission

FAX (850) 413-7000

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If you have any questions or problems, please contact me at (850) 413-6999.

**TO:** Mr. Matt Fell

**FAX NUMBER:** 6-1-407-880-1395

**PHONE NUMBER:**

comments: Desoto County List

Number of pages including cover sheet: 2

C:\WP6\

## LIST OF WATER AND WASTEWATER UTILITIES IN DESOTO COUNTY

(VALID FOR 60 DAYS)  
02/12/1998-04/12/1998UTILITY NAMEMANAGERGOVERNMENTAL AGENCIESCENTRAL FL. REGIONAL PLANNING COUNCIL  
P. O. BOX 2089  
BARTOW, FL 33831Mr. Dallas A. Shepard  
Lake Suzy Utilities, Inc.  
12408 S. W. Sheri Avenue  
Lake Suzy, FL 34266CLERK, BOARD OF COUNTY COMMISSIONERS, DESOTO COUNTY  
261 EAST OAK STREET  
ARCADIA, FL 34266-4426DEP SOUTHWEST DISTRICT  
3804 COCONUT PALM DRIVE  
TAMPA, FL 33618-8318MAYOR, CITY OF ARCADIA  
P. O. DRAWER 351  
ARCADIA, FL 34265-0351S.W. FLORIDA WATER MANAGEMENT DISTRICT  
2379 BROAD STREET  
BROOKSVILLE, FL 31609-6899STATE OFFICIALSSTATE OF FLORIDA PUBLIC COUNSEL  
C/O THE HOUSE OF REPRESENTATIVES  
THE CAPITOL  
TALLAHASSEE, FL 32399-1300DIVISION OF RECORDS AND REPORTING  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

Appendix R-3

Copy of Notice

NOTICE OF APPLICATION FOR AN EXTENSION OF SERVICE AREA

Notice is hereby given on February 18, 1998, pursuant to Section 367.045, Florida Statutes, of the Application of Florida Water Services Corporation to amend its Water Certificate No. 570-W and Wastewater Certificate No. 496-S to add territory in Charlotte County, Florida, as follows:

CHARLOTTE COUNTY

DEEP CREEK -- PROPOSED ADDITION TO WATER  
AND WASTEWATER SERVICE TERRITORY:

**All in Township 40 South, Range 23 East, Charlotte  
County, Florida:**

Section 6

All of the North 660 feet of Section 6 East of the East right  
of way of Interstate 75.

Any objection to the said application must be made in writing within thirty days from this date to: Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399-0870. A copy of said objection should be mailed to the applicant whose address is: Florida Water Services Corporation, Attn: Matthew J. Feil, Esquire, P.O. Box 609520, Orlando, Florida 32860-9520.

## Exhibit S

An affidavit that the notice of actual application was given in accordance with Rule 25-30.030, Florida Administrative Code, by regular mail or personal delivery to each customer of the system. A copy of the notice shall accompany the affidavit.

Please see attached. Upon information and belief, Florida Water Services understands that Lake Suzy Utilities, Inc., is currently providing water service to one property within the proposed addition. That property has a street address of: 24358 Kingsway Circle, Arcadia, Florida 34266. According to the Charlotte County Property Appraiser's Office the mailing address for the owner of said property is: Robert B. and Sharon Helphenstine, Southwest Kingsway Circle, Arcadia, Florida 34266.

As there are no other customers in the proposed territory to be added and no "system" is in place, no other customers need be noticed in accordance with the rule.




**Affidavit**

State of Florida  
County of Orange

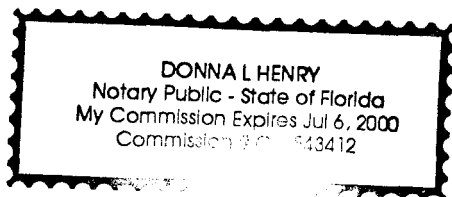
Before me, the undersigned authority, personally appeared Brian P. Armstrong as Vice President, General Counsel and Secretary of Florida Water Services Corporation ("Florida Water") and after being duly sworn, said:

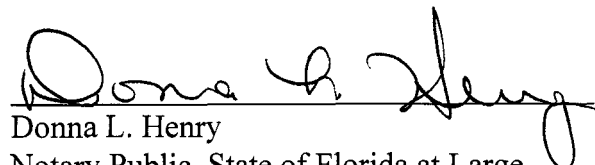
1. That he has personal knowledge of the matters contained herein.
2. Attached hereto and identified as "Appendix S-1" is a copy of the notice of application.
3. Robert B. and Sharon Helphenstine were the only customers in the proposed service territory addition known to Florida Water and their mailing address was obtained from the Charlotte County Property Appraisers Office, to wit: Robert B. and Sharon Helphenstine, Southwest Kingsway Circle, Arcadia, Florida 34266.
4. Copies of the notice were sent by U.S. Mail on February 18, 1998, to those customers identified above.

Further Affiant sayeth not.

  
\_\_\_\_\_  
Brian P. Armstrong  
Vice President, General Counsel  
and Secretary  
Florida Water Services Corporation

The foregoing instrument was acknowledged before me this 18th day of February, 1998, by Brian P. Armstrong, Vice President, General Counsel and Secretary of Florida Water Services Corporation, who is personally known to me and did take an oath.



  
\_\_\_\_\_  
Donna L. Henry  
Notary Public, State of Florida at Large  
Commission Number CC543412  
My Commission Expires: 7-6-00

Appendix S-1

Notice

NOTICE OF APPLICATION FOR AN EXTENSION OF SERVICE AREA

As a potential customer, you are hereby noticed on February 18, 1998, pursuant to Section 367.045, Florida Statutes, of the Application of Florida Water Services Corporation to amend its Water Certificate No. 570-W and Wastewater Certificate No. 496-S to add territory in Charlotte County, Florida, as follows:

CHARLOTTE COUNTY

DEEP CREEK -- PROPOSED ADDITION TO WATER  
AND WASTEWATER SERVICE TERRITORY:

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## Exhibit T

Immediately upon completion of publication, an affidavit that the notice of actual application was published once in a newspaper of general circulation in the territory in accordance with Rule 25-30.030, Florida Administrative Code. A copy of the proof of publication shall accompany the affidavit. This may be a late-filed exhibit.

The required affidavit of publication will be provided separately as a late-filed exhibit. Attached hereto as Appendix T-1 is Florida Water Services' request for publication of the required notice.

Appendix T-1



February 18, 1998

VIA FACSIMILE (941) 629-2085

Sun Herald  
Attn: Susan  
P. O. Box 2390  
Port Charlotte, FL 33949-2390

Re: Legal Notice

Dear Susan:

Enclosed is a legal notice. Please run this notice one time in the Sun Herald at your earliest convenience. Please provide me with an affidavit of publication as soon as possible.

The invoice and affidavit should be sent to:

Florida Water Services Corporation  
Attn: Donna Henry  
P. O. Box 609520  
Orlando, FL 32860-9520

If you need any additional information, please contact me at (407) 880-0058, ext. 267.  
Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink that reads "Donna Henry". The signature is written in a cursive style.

Donna L. Henry  
Executive Legal Assistant

Enclosure

Legal Notice

NOTICE OF APPLICATION FOR AN EXTENSION OF SERVICE AREA

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February 18, 1998

The DeSoto Sun Herald  
Attn: Angie  
207 W. Oak Street  
Arcadia, FL 34266

Re: Legal Notice

Dear Angie:

Enclosed is a legal notice. Please run this notice one time in the DeSoto Sun Herald at your earliest convenience. Please provide me with an affidavit of publication as soon as possible.

The invoice and affidavit should be sent to:

Florida Water Services Corporation  
Attn: Donna Henry  
P. O. Box 609520  
Orlando, FL 32860-9520

If you need any additional information, please contact me at (407) 880-0058, ext. 267.  
Thank you for your cooperation.

Sincerely,

A handwritten signature in cursive script that reads "Donna Henry".

Donna L. Henry  
Executive Legal Assistant

Enclosure



Legal Notice

NOTICE OF APPLICATION FOR AN EXTENSION OF SERVICE AREA

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Exhibit U

An affidavit that the utility has tariffs and annual reports on file with the Commission.

Please see attached.

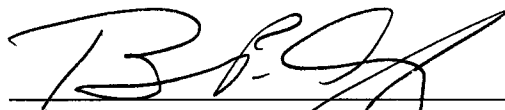
**Affidavit**

State of Florida  
County of Orange

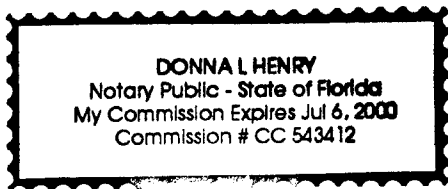
Before me, the undersigned authority, personally appeared Brian P. Armstrong as Vice President, General Counsel and Secretary of Florida Water Services Corporation ("Florida Water") and after being duly sworn, said:


1. That he has personal knowledge of the matters contained herein.
2. That Florida Water has tariffs and annual reports on file with the Florida Public Service Commission.

Further Affiant sayeth not.

  
\_\_\_\_\_  
Brian P. Armstrong  
Vice President, General Counsel  
and Secretary  
Florida Water Services Corporation

The foregoing instrument was acknowledged before me this 18th day of February, 1998, by Brian P. Armstrong as Vice President, General Counsel and Secretary of Florida Water Services Corporation, who is personally known to me and did take an oath.



  
\_\_\_\_\_  
Donna L. Henry  
Notary Public, State of Florida at Large  
Commission Number CC543412  
My Commission Expires: 7-6-00

## Exhibit V

The original and two copies of proposed revisions to the utility's tariff(s) to incorporate the proposed change to the certificated territory. Please refer to Rules 25-9.009 and 25-9.010, Florida Administrative Code, regarding page numbering of tariff sheets before preparing the tariff revisions.

An original and two separate copies of revised tariff sheet are enclosed with cover letter.

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CHARLOTTE COUNTY

Description of Territory Served

DEEP CREEK (Cont.)

<u>Call Number</u>	<u>Bearing or Central Angle</u>	<u>Distance or Arc Length</u>	<u>Radius</u>	<u>Annotation</u>
18.	North 89°40'24" West	3,122.92 feet		West through Section 17 to a point of intersection with the Eastern right of way of Interstate I-75, 1,298.92 feet South of the North line of Section 17 and 2,213.84 feet East of the West line of Section 17.
19.	North 31°43'37" West	1,525.92 feet		Northwesterly through Section 17 along the Eastern right of way line of I-75 to a point on the North line of Section 17 and the South line of Section 8, Township 40 South, Range 23 East, 1,413.06 feet East of the Southwest corner of Section 8.
20.	North 28°57'25" West	2,927.15 feet		Northwesterly through Section 8 along the Eastern right of way line of I-75 to the West quarter of Section 8 and the East quarter corner of Section 7, Township 40 South, Range 23 East.
21.	North 28°57'25" West	3,190.52 feet		Northwesterly from the East quarter corner of Section 7 to a point of intersection with the North line of Section 7 1,540.20 feet West of the Northeast corner of Section 7.
22.	South 89°56'58" East	1,540.20 feet		East along the North line of Section 7 to the Northeast corner of Section 7 and the Southwest corner of Section 5, Township 40 South, Range 23 East.
23.	North 00°13'30" East	5,315.13 feet		North along the West line of Section 5 to the Northwest corner of Section 5 and the Point of Beginning.

Township 40 South, Range 23 East, Charlotte County, Florida.

Section 6

All of the North 660 feet of Section 6 East of the East right-of-way of Interstate 75.

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Effective Date:

By:



Forrest L. Ludsen, Vice President  
Business Development

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CHARLOTTE COUNTY

Description of Territory Served

DEEP CREEK (Cont.)

<u>Call Number</u>	<u>Bearing or Central Angle</u>	<u>Distance or Arc Length</u>	<u>Radius</u>	<u>Annotation</u>
60.	North 31°43'37" West	1,525.92 feet		Northwesterly through Section 17 along the Eastern right of way line of I-75 to a point on the North line of Section 17 and the South line of Section 8, Township 40 South, Range 23 East, 1,413.06 feet East of the Southwest corner of Section 8.
61.	North 28°57'25" West	2,927.15 feet		Northwesterly through Section 8 along the Eastern right of way line of I-75 to the West quarter corner of Section 8 and the East quarter corner of Section 7, Township 40 South, Range 23 East
62.	North 28°57'25" West	3,190.52 feet		Northwesterly from the East quarter corner of Section 7 to a point of intersection with the North line of Section 7 1,540.20 feet West of the Northeast corner of Section 7.
63.	South 89°56'58" East	1,540.20 feet		East along the North line of Section 7 to the Northeast corner of Section 7 and the Southwest corner of Section 5, Township 40 South, Range 23 East.
64.	North 00°13'30" East	5,315.13 feet		North along the West line of Section 5 to the Northwest corner of Section 5 and the Point of Beginning.

Township 40 South, Range 23 East, Charlotte County, Florida.

Section 6

All of the North 660 feet of Section 6 East of the East right-of-way of Interstate 75.

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Effective Date:

By:



Forrest L. Ludsen, Vice President  
Business Development

FLORIDA PUBLIC SERVICE COMMISSION

Certificate Number  
570 - W

Upon consideration of the record it is hereby ORDERED  
that authority be and is hereby granted to:

FLORIDA WATER SERVICES CORPORATION

Whose principal address is:

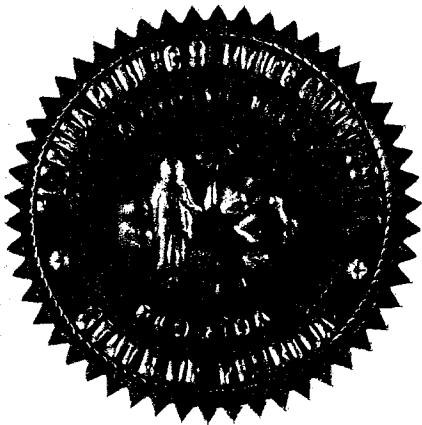
1000 Color Place  
Apopka, FL 32703 (Charlotte County)

to provide water service in accordance with the provision of Chapter 367,  
Florida Statutes, the Rules, Regulations and Orders of this Commission in the  
territory described by the Orders of this Commission.

This Certificate shall remain in force and effect until suspended, cancelled or  
revoked by Orders of this Commission.

ORDER	PSC-95-1164-FOF-WS	DOCKET	941301-WS
ORDER	PSC-97-0427-FOF-WS	DOCKET	970028-WS
ORDER		DOCKET	
ORDER		DOCKET	
ORDER		DOCKET	

BY ORDER OF THE  
FLORIDA PUBLIC SERVICE COMMISSION



*Blanca S. Bayo*  
\_\_\_\_\_  
Director  
Division of Records and Reporting

**FLORIDA PUBLIC SERVICE COMMISSION**

**Certificate Number  
496 - S**

Upon consideration of the record it is hereby ORDERED  
that authority be and is hereby granted to:

**FLORIDA WATER SERVICES CORPORATION**

Whose principal address is:

1000 Color Place  
Apopka, FL 32703 (Charlotte County)

to provide wastewater service in accordance with the provision of Chapter 367,  
Florida Statutes, the Rules, Regulations and Orders of this Commission in the  
territory described by the Orders of this Commission.

This Certificate shall remain in force and effect until suspended, cancelled or  
revoked by Orders of this Commission.

ORDER	PSC-95-1164-FOF-WS	DOCKET	941301-WS
ORDER	PSC-97-0427-FOF-WS	DOCKET	970028-WS
ORDER		DOCKET	
ORDER		DOCKET	
ORDER		DOCKET	

**BY ORDER OF THE  
FLORIDA PUBLIC SERVICE COMMISSION**



*Barbara S. Davis*  
\_\_\_\_\_  
Director  
Division of Records and Reporting