

State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

---

**DATE:** August 5, 2010  
**TO:** Ann Cole, Commission Clerk, Office of Commission Clerk  
**FROM:** Stephen C. Larson, Assistant to Chairman Argenziano  
**RE:** Correspondence

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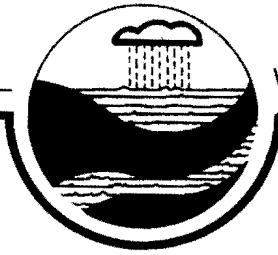
Please place the attached letter in the correspondence file for docket #090478-WS.

RECEIVED-PPSC

10 AUG -6 AM 9:22

COMMISSION  
CLERK

PPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. 11400-09		
DISTRIBUTION:		



July 29, 2010

Nancy Argenziano, Chairperson  
Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Re: Skyland Utilities, LLC Utility Certification (Docket No. 090478-WS)

Dear Madam Chair:

The Withlacoochee Regional Water Supply Authority (Authority) serving Hernando, Citrus, Sumter and Marion counties understands that Evans Properties, Inc. (Evans) has created a wholly owned utility company subsidiary (Evans Utility, Inc.) and has filed utility certification applications with the Florida Public Service Commission for three subsidiaries including Skyland Utilities, LLC. The Skyland application includes properties owned by Evans in Hernando and Pasco counties.

The Authority recently completed its Regional Water Supply Master Plan for its four member counties and the cities therein. It is our understanding that Evans through its subsidiary utilities intends to sell bulk water to parties outside its immediate holdings as well as serve customers in the southeastern portion of Hernando and Pasco counties. The Authority is concerned that granting a utility certification that may lead to continued reduction in groundwater in these areas of both Hernando and Pasco counties will exacerbate groundwater depletion problems in the area and may result in problems with minimum flows and levels that have been set by the Southwest Florida Water Management District.

Groundwater modeling prepared for the Authority in its Master Plan indicates a significant lowering of the groundwater table in these areas if future growth depends strictly on groundwater for potable water supply. The population in the Evans properties in Hernando and Pasco counties could best be served by Hernando or Pasco utilities that have water supplies from sources either away from this location or from alternative water supply sources.

Granting a utility certificate to Evans Utilities, Inc. is not necessary and not in the best interests of the public. Hernando and Pasco county utilities are better positioned to serve the Evans properties. Certifying another utility to serve the area would result in a continuation of the depletion of groundwater in this area, which is in opposition to the long-term health of the water resource in this section of Hernando and Pasco counties.

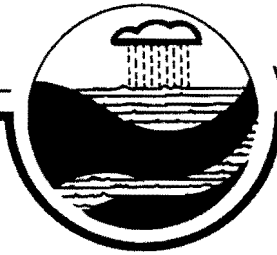
Thank you for the opportunity to comment on this application. If further information is needed, please don't hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads "Jackson E. Sullivan". The signature is written in a cursive, slightly slanted style.

Jackson E. Sullivan  
Executive Director

cc: Office of the Clerk, Public Service Commission  
WRWSA Board Members  
Larry Haag, WRWSA Attorney  
Joe Stapf, Hernando County Utilities  
Geoff Kirk, Assistant Hernando County Attorney  
Richard Radacky, Brooksville Public Works Director  
David Moore, Executive Director, SWFWMD



090478-WS

10 JUL 30 AM 7:16  
DISTRIBUTION CENTER

July 29, 2010

Nancy Argenziano, Chairperson  
Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

FPSC, CLK - CORRESPONDENCE  
Administrative Parties Consumer  
DOCUMENT NO. 11450-09  
DISTRIBUTION

Re: Skyland Utilities, LLC Utility Certification (Docket No. 090478-WS)

Dear Madam Chair:

The Withlacoochee Regional Water Supply Authority (Authority) serving Hernando, Citrus, Sumter and Marion counties understands that Evans Properties, Inc. (Evans) has created a wholly owned utility company subsidiary (Evans Utility, Inc.) and has filed utility certification applications with the Florida Public Service Commission for three subsidiaries including Skyland Utilities, LLC. The Skyland application includes properties owned by Evans in Hernando and Pasco counties.

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COMMISSION  
CLERK

10 JUL 30 AM 9:53

Granting a utility certificate to Evans Utilities, Inc. is not necessary and not in the best interests of the public. Hernando and Pasco county utilities are better positioned to serve the Evans properties. Certifying another utility to serve the area would result in a continuation of the depletion of groundwater in this area, which is in opposition to the long-term health of the water resource in this section of Hernando and Pasco counties.

Thank you for the opportunity to comment on this application. If further information is needed, please don't hesitate to contact me.

Sincerely,

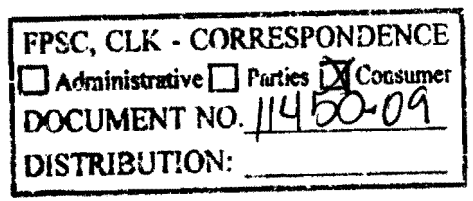
A handwritten signature in black ink that reads "Jackson E. Sullivan". The signature is written in a cursive, slightly slanted style.

Jackson E. Sullivan  
Executive Director

cc: Office of the Clerk, Public Service Commission  
WRWSA Board Members  
Larry Haag, WRWSA Attorney  
Joe Stapf, Hernando County Utilities  
Geoff Kirk, Assistant Hernando County Attorney  
Richard Radacky, Brooksville Public Works Director  
David Moore, Executive Director, SWFWMD

**Diamond Williams**

**From:** Caroline Klancke  
**Sent:** Monday, July 12, 2010 9:07 AM  
**To:** Diamond Williams  
**Subject:** FW: Letter of objection to Skyland Utilities  
**Attachments:** corrected letter to PSC - emailed7-7-10.doc



Please place the e-mail below and the attached letter in the correspondence side of Docket No. 090478. Thank you.

---

**From:** CARVERGE@aol.com [mailto:CARVERGE@aol.com]  
**Sent:** Wednesday, July 07, 2010 1:40 PM  
**To:** Caroline Klancke  
**Cc:** CARVERGE@aol.com  
**Subject:** Letter of objection to Skyland Utilities

Dear Caroline,

I appreciate the time that you have taken to explain the process and help me to understand procedures with the Public Service Commission. Unfortunately, I was not able to attend the hearing in Brooksville because I am still recovering from my knee replacement surgery. I thought I would be able to access it on the computer, but was told by someone in Media at the Commission that it would be available. If there is a way to view the hearing at a later time, I wish that you would let me know.

When can we expect a decision from the Commissioners on this application?

My letter is attached. Please file it in Docket # 090478 on Skyland's application.

Most sincerely,  
Pat Carver  
14315 Hale Road  
Dade City, FL 33523  
[carverge@aol.com](mailto:carverge@aol.com)  
352-567-3844

July 7, 2010

RE: Docket # 090478 Skyland Utilities

Dear Chairman Argenziano, Commissioner Edgar and Commissioner Skop,

Please do not impact Pasco and Hernando Counties by approving Skyland Utility's application to become a water/wastewater utility. I feel the applicant does not prove the need to be granted the status of a utility and I also feel that it is not in the best interest of the public for this to be granted.

The company states that there is an immediate need for potable water and wastewater services in the territory and additional needs are expected. My question is whether this actual need is greater than what could be provided by Pasco and Hernando Counties and the City of Brooksville. They stand ready willing and able to provide these services to the "Skyland Service Area." Pasco County has three water/waste water service facilities as close as .5 mile to 1.5 miles and 2.5 miles. The applicant also states that they have anticipated needs for public supply for their service area. With the land use densities set at 1 du/10 acres or 1 du/5 acres, the number of homes could not justify the expense of building a utility. Again, the existing governments could meet those needs for public supply,

Evans Properties' website lists some admirable plans for their properties in Hernando and Pasco Counties, but do they need to be granted a "utility" status to get the water for their projects?, They already have large WUP and could get them increased when needs justify.

The applicant spoke of a possible need for bulk sales. How can a company sell what they do not own? The water belongs to the people of Florida and is permitted for use. It is not good policy to sell water and export it out of a basin. Pasco County experienced huge environmental devastation when this occurred in the 1990s as water was exported for public supply. Although pumping was cut back, the level of sustainability has yet to be proven and the Tampa Bay Water Utility is already looking to increase the pumping at the wellfields in Pasco County.

I do not believe it is in the public interest to privatize our water supply. Evans Properties is a reputable firm, but in this day and time we never know when businesses might change hands. Water supply companies are being "gobbled up" by water conglomerates all over the country and the world. We need our water supply to be under governmental control where there is openness and accountability to the people.

It is not in the best interest of the needs of the present and future residents of the area to permit a private water supplier in the area. Typically, private utilities are charging up to 80% more than the local government for water and up to 100% more for sewer service.\*

Please deny this application.

Sincerely,

Pat Carver, 14315 Hale Road,  
Dade City, FL 33523 [carverge@aol.com](mailto:carverge@aol.com)

\* "The Business of Water:  
Privatizing an Essential Resource"  
by Stephen Lendman

## Diamond Williams

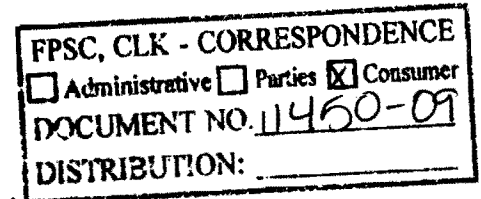
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**From:** Caroline Klancke  
**Sent:** Monday, July 12, 2010 9:03 AM  
**To:** Diamond Williams  
**Subject:** FW: Docket No. 090478 - Opposition to the Skyland UtilitiesApplication

Please place the e-mail below in the correspondence side of Docket No. 090478. Thank you.

-----Original Message-----

**From:** redden@atlantic.net [mailto:redden@atlantic.net]  
**Sent:** Wednesday, July 07, 2010 6:11 AM  
**To:** Caroline Klancke  
**Cc:** redden@atlantic.net  
**Subject:** Docket No. 090478 - Opposition to the Skyland UtilitiesApplication



Dear Ms. Klancke,

I am unable to attend the Public hearings on the Skyland Utilities Application, Docket No. 090478, therefore I am submitting this email to you documenting my opposition to the Skyland Utility Application.

Dear Chairman Argenziano, Commissioners Edgar and Skop,

I have read and reread the documentation for the Skyland Utility Application, Docket 090478, on the PSC website and cannot find any facts to support the NEED for this utility.

Pasco and Hernando counties have the ability to supply water to the Evans properties and have stated so in their submitted testimonies.

To add another private utility to the FPSC workload to manage, supervise, and regulate does not seem to be a logical decision.

There is no public outcry demanding a new utility in this area. There is, however, substantial risk in approving a private utility as demonstrated by the recent need for the FGUA to purchase the Aloha Utility on behalf of Pasco County.

It is unfortunate that the downturn in the Agricultural business mandate the Evans Properties to venture into new business areas but it is not a reason to grant them utility status. The Evan's Properties seems to be Skyland's only documented customer and they are adequately served by their existing wells and on-site septic.

Potable water is a critical resource to Hernando and Pasco County residents. Just the mere possibility of this resource being sold in bulk and pumped out of our counties by a privatized utility is definitely not in the our counties or the public's best interest.

Please add my documented objection to the Skyland application for certificates to operate a water and wastewater utility in Hernando and Pasco Counties to Docket No. 090478.

Thank you,

Sally Redden



14330 Willow Run  
Dade City, Fl 33523

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This message was sent using IMP, the Internet Messaging Program.

**Diamond Williams**

**From:** Caroline Klancke  
**Sent:** Monday, July 12, 2010 8:47 AM  
**To:** Diamond Williams  
**Subject:** FW: Skyland

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. 11450-09		
DISTRIBUTION: _____		

Please place this e-mail in the correspondence side of Docket No. 090478. Thank you.

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**From:** Katie Carris [mailto:lerranch@earthlink.net]  
**Sent:** Tuesday, July 06, 2010 10:25 AM  
**To:** Caroline Klancke  
**Subject:** Skyland

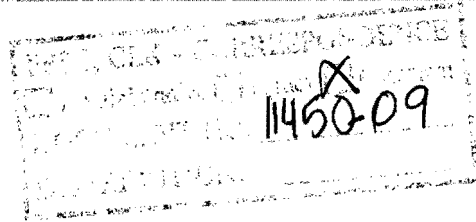
Dear Ms. Klancke, Please do not approve the application for Skyland Utilities to become a Utility. The people in Pasco do know what a precious resource our water is. We all remember the Water Wars a few years ago. I feel government control is warranted here, not privatization. Thank you Sandra Kay Carris, 36310 Urban Road, Zephyrhills Fl 33541

Katie Carris  
[lerranch@earthlink.net](mailto:lerranch@earthlink.net)

7/12/2010

**Diamond Williams**

**From:** Diamond Williams  
**Sent:** Tuesday, July 06, 2010 2:34 PM  
**To:** Caroline Klancke  
**Subject:** RE: 090478 Document Received



Thank you for this information. This attachment has been printed and will be placed in **Docket Correspondence - Consumers and their Representatives**, in Docket 090478-WS.

Thank you,

Diamond Williams  
Staff Assistant  
Office of Commission Clerk  
Florida Public Service Commission  
Email: [diwillia@psc.state.fl.us](mailto:diwillia@psc.state.fl.us)  
Phone: 850-413-6094

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

---

**From:** Caroline Klancke  
**Sent:** Tuesday, July 06, 2010 11:56 AM  
**To:** Diamond Williams  
**Cc:** Dorothy Menasco; Pat Brady; Lisa Bennett  
**Subject:** RE: 090478 Document Received

Please place the letter in the Correspondence (consumers and their representatives) side of Docket No. 090478. Thank you.

---

**From:** Diamond Williams  
**Sent:** Tuesday, July 06, 2010 11:52 AM  
**To:** Pat Brady; Caroline Klancke  
**Cc:** Dorothy Menasco  
**Subject:** 090478 Document Received  
**Importance:** High

Hello ladies. This morning we received the attached document in the mail. I wanted to know where you all would like this letter to be placed. Whether you would like it placed in the docket file as correspondence, or does it need to be given a document number. Thank you so much for your time in reference to this matter.

Thank you,

Diamond Williams  
Staff Assistant

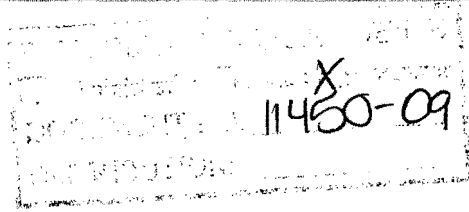
7/6/2010

Office of Commission Clerk  
Florida Public Service Commission  
Email: [diwillia@psc.state.fl.us](mailto:diwillia@psc.state.fl.us)  
Phone: 850-413-6094

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**Diamond Williams**

**From:** Diamond Williams  
**Sent:** Tuesday, July 06, 2010 2:33 PM  
**To:** Caroline Klancke  
**Subject:** RE: Skyland



Thank you for this information. This attachment has been printed and will be placed in **Docket Correspondence - Consumers and their Representatives**, in Docket 090478-WS.

Thank you,

Diamond Williams  
 Staff Assistant  
 Office of Commission Clerk  
 Florida Public Service Commission  
 Email: [diwillia@psc.state.fl.us](mailto:diwillia@psc.state.fl.us)  
 Phone: 850-413-6094

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---

**From:** Caroline Klancke  
**Sent:** Tuesday, July 06, 2010 10:28 AM  
**To:** Diamond Williams  
**Subject:** FW: Skyland

Please place the e-mail below in the correspondence side of Docket No. 090478. Thank you.

---

**From:** Katie Carris [<mailto:lerranch@earthlink.net>]  
**Sent:** Tuesday, July 06, 2010 10:25 AM  
**To:** Caroline Klancke  
**Subject:** Skyland

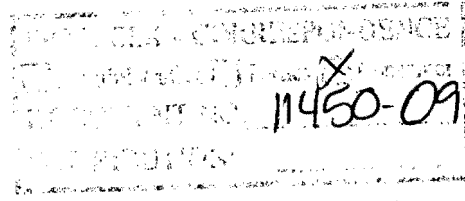
Dear Ms. Klancke, Please do not approve the application for Skyland Utilities to become a Utility. The people in Pasco do know what a precious resource our water is. We all remember the Water Wars a few years ago. I feel government control is warranted here, not privatization. Thank you Sandra Kay Carris, 36310 Urban Road, Zephyrhills FL 33541

Katie Carris  
[lerranch@earthlink.net](mailto:lerranch@earthlink.net)

7/6/2010

**Diamond Williams**

**From:** Diamond Williams  
**Sent:** Tuesday, July 06, 2010 2:31 PM  
**To:** Caroline Klancke  
**Subject:** RE: Skyland Utilities Application



Thank you for this information. This attachment has been printed and will be placed in **Docket Correspondence - Consumers and their Representatives**, in Docket 090478-WS.

Thank you,

Diamond Williams  
Staff Assistant  
Office of Commission Clerk  
Florida Public Service Commission  
Email: [diwillia@psc.state.fl.us](mailto:diwillia@psc.state.fl.us)  
Phone: 850-413-6094

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---

**From:** Caroline Klancke  
**Sent:** Tuesday, July 06, 2010 8:16 AM  
**To:** Diamond Williams  
**Subject:** FW: Skyland Utilities Application

Please place the e-mail below in the Docket Correspondence-Consumers and their Representatives for Docket No. 090478. Thank you.

---

**From:** Ssbandgrb@aol.com [mailto:Ssbandgrb@aol.com]  
**Sent:** Sunday, July 04, 2010 5:00 PM  
**To:** Caroline Klancke  
**Subject:** Skyland Utilities Application

Dear Ms. Klancke,

As a Pasco County rancher, I feel the need to express my concerns regarding the Skyland Utilities petition to privatize the "people's" water in Pasco County and the adjoining areas.

Florida has a sad history of private utilities often brought about by the county's inability or desire to service sparsely populated areas as well as certain developers were seeing water on a permanent profit opportunity.

As population growth and developing occurred, counties found it necessary to acquire private utilities in order to provide uniform service, quality and affordable water. Often times, it was necessary to tie the acquired utilities, pipe lines and distribution system into the county's existing infrastructure. To accomplish this private utilities were purchased at considerable expense to tax payers and/or water users.

Are we going to do the same thing over again and expect a different result? Not a good idea!

Sincerely,

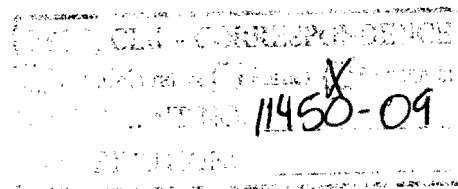
7/6/2010

G. Robert Blanchard  
Little Everglades Ranch  
38230 Jordan Road  
Dade City, Florida 33523

**Diamond Williams**

090478-WS

**From:** Diamond Williams  
**Sent:** Tuesday, July 06, 2010 2:30 PM  
**To:** Caroline Klancke  
**Subject:** RE: Skyland Utilities Application



Thank you for this information. This attachment has been printed and will be placed in **Docket Correspondence - Consumers and their Representatives**, in Docket 090478-WS.

Thank you,

Diamond Williams  
 Staff Assistant  
 Office of Commission Clerk  
 Florida Public Service Commission  
 Email: [diwillia@psc.state.fl.us](mailto:diwillia@psc.state.fl.us)  
 Phone: 850-413-6094

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---

**From:** Caroline Klancke  
**Sent:** Tuesday, July 06, 2010 8:16 AM  
**To:** Diamond Williams  
**Subject:** FW: Skyland Utilities Application

Please place the e-mail below in the Docket Correspondence-Consumers and their Representatives for Docket No. 090478. Thank you.

---

**From:** [Ssbandgrb@aol.com](mailto:Ssbandgrb@aol.com) [mailto:Ssbandgrb@aol.com]  
**Sent:** Sunday, July 04, 2010 11:08 AM  
**To:** Caroline Klancke  
**Subject:** Skyland Utilities Application

Dear Ms. Klancke,

As a Pasco County resident and the Co-Chairman of CoPOWR (Coalition to Protect Our Water Resources), I find it necessary too express my concerns regarding the application by Skyland Utilities to privatize the PEOPLE'S water in Pasco County. Follows are a list of my concerns:

1. Is there a need for service in Skyland's proposed service territory and, if so, when will service be required? (See Bruce Kennedy's testimony for Pasco County in Docket # 090478 – Document # 003665, May 3, 2010.)
  - A. It was felt that there is not a need for Skyland's application to be approved because there is no service that they could offer that Pasco and Hernando Counties and the City of Brooksville could not offer. Not only that, but the Counties and the City believe they can do it cheaper and quicker because they already have the infrastructure in place and years of experience Pasco County has

7/6/2010



facilities almost adjacent to the properties involved, (within .5 of a mile; 1.53 of a mile in another location and 2.54 of a mile in another location.

- B. Skyland's application contains no specific information regarding need and further development and bulk sales are purely speculative.
- C. County has had no requests for service in the area.
- D. Comp Plan does not forecast any need for central water and sewer and it prohibits such service in the area. ( Read testimony by Richard Gehring, Pasco Growth Management, in Docket # 090478– Document # 03666-1-, May 3, 2010)

**2. Skyland's application is inconsistent with Hernando County's Comprehensive Plan and Pasco County's Comprehensive Plan? (Again, see Richard Gehring's testimony, Document #03666-1, May 3, 2010)**

- A. Under Pasco County's Comp Plan, central water and sewer are prohibited except under very limited circumstances. Properties are to be developed with well and septic
- B. Comp Plan prohibits expansion of central water and sewer into AG and AG/R
- C. Comp Plan encourages purchase of private utilities and conversion to publicly operated facilities, not creation of new private utilities.
- D. Private utility will promote urban sprawl because new development and growth encouraged prematurely in a largely rural area and largely undeveloped area without proper planning, infrastructure (roads, utility network, power and urban services) will encourage leap frog development in an unplanned manner.

If PSC ignores our Comp Plan it will intensify pressure for leap frog development, which will require additional expenses for services required. This will create another burden on Pasco County taxpayers.

**3. Is it in the public interest for Skyland to be granted water and wastewater certificates for the territory proposed in this application?**

- A. The proposed utility cannot be cost effective or efficient by providing centralized service to the low density allowed in the area. Public interest is not served by higher water and wastewater rates.
- B. It is not in the public interest to duplicate or overlap utility service providers.
- C. It is not in the public interest to violate the goals, objectives and policies of the county's adopted comprehensive plan.
- D. It is not in the public interest to promote urban sprawl.
- E. It is not in the public interest to reassign geographic segments to a private utility without utility experience to provide service.....especially when there has been no public outcry for such service.
- F. Adequate potable water supply is an important and valuable resource to the residents of the Counties. The possibility of this resource being sold in bulk and pumped out elsewhere is not in the best interests of the residents.

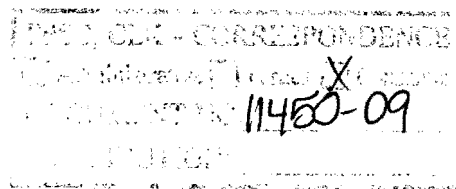
Sincerely,

Sharon Blanchard  
CoPOWR (Coalition to Protect Our Water Resources)  
38230 Jordan Road  
Dade City, Florida 33523

**Diamond Williams**

090478-WS

**From:** Diamond Williams  
**Sent:** Tuesday, July 06, 2010 2:29 PM  
**To:** Caroline Klancke  
**Subject:** RE: Docket No. 090478



Thank you for this information. This attachment has been printed and will be placed in **Docket Correspondence - Consumers and their Representatives**, in Docket 090478-WS.

Thank you,

Diamond Williams  
 Staff Assistant  
 Office of Commission Clerk  
 Florida Public Service Commission  
 Email: [diwillia@psc.state.fl.us](mailto:diwillia@psc.state.fl.us)  
 Phone: 850-413-6094

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**From:** Caroline Klancke  
**Sent:** Tuesday, July 06, 2010 8:16 AM  
**To:** Diamond Williams  
**Subject:** FW: Docket No. 090478

Please place the e-mail below in the Docket Correspondence-Consumers and their Representatives for Docket No. 090478. Thank you.

---

**From:** Bart Rice [<mailto:bart@therfg.com>]  
**Sent:** Sunday, July 04, 2010 2:52 PM  
**To:** Caroline Klancke  
**Subject:**

Dear Ms. Klancke,

Please do not approve the application from Skyland Utilities to become a Utility. People in our area feel there is no need for this utility because Pasco and Hernando Counties and the City of Brooksville can provide the services needed for this area. Also, it is not in the best interests of the people of the area. This utility would be in competition with services offered by our local governments.

Water is such an important resource. I prefer the government to control the water of the area as opposed to the privatization of water.

My wife and I are building our new home on land that is on conservation and we value the lakes and wetlands

7/6/2010

around our new home. Additional private water utilities that will be using more ground water can not only have an adverse effect on wetlands and lakes, but also are a threat of more sinkholes in Pasco and Hernando County and the Brooksville area.

Sincerely,

Bart Rice  
38233 Ashbrook Road  
Dade City, Florida 33523



***Bart Rice***  
***813-425-4885 Office***  
***813-240-5776 Cell***  
***813-200-1355 Fax***  
***bart@therfg.com***  
***www.thericefinancialgroup.com***

RECEIVED-PPSC

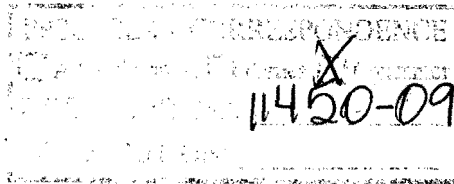
10 JUL -6 AM 9:39

COMMISSION  
CLERK

14410 Hale Road  
Dade City, FL 33523  
July 3, 2010

10 JUL -6 AM 7:41  
DISTRIBUTION CENTER

Ann Cole  
Office of Commission Clerk  
2540 Schumard Oak Blvd.  
Tallahassee, FL 32399-0850



RE: Docket # 090478

Dear Ms. Cole,

As a resident of Northeast Pasco County, I am affected by the ultimate decision of the PSC regarding Skyland Utilities application to become a utility.

Although I have respect for Skyland Utilities's parent company, Evans Properties, Inc., I do not wish to see them granted the right to become a utility. Because Pasco and Hernando Counties and the City of Brooksville are ready, willing and able to provide services for the area that Skyland wishes to serve, there is no need to grant a private company the right to provide duplicate services.

Water is our most valuable resource. I feel more comfortable having the control of this resource under the governmental agencies. This gives the people more input and accountability than they would have with private enterprise.

I don't feel that it is in the best interest of the people of this area for Skyland be granted the right to become a utility. They have been vague about their purpose, but bulk sales of water has been mentioned. Adequate potable water is an important issue and water is an important resource. I am opposed to water being taken from our area and exported in bulk elsewhere. Also, typically, private utility rates are higher than governmental utilities.

Please deny this request of Skyland Utilities. I do not see the need, nor do I think it's in the best interest of the people.

Sincerely,

*Mary A. Hale*  
Mary A. Hale

14410 Wade Road  
Wade City, NC 27583

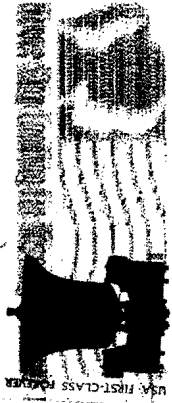
Ann Call

Office of Commission Clerk

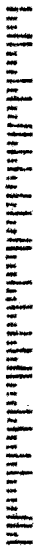
2540 Selmont Ave Bldg.

Wilmington, NC 28403-0850

TAMPA FL 336  
SAINT PETERSBURG FL  
03 JUL 2001 09 57



3223930850



**Ann Cole**

090478

---

**From:** Ann Cole  
**Sent:** Thursday, February 04, 2010 4:41 PM  
**To:** Steve Larson  
**Cc:** Commissioners Advisors; Administrative Assistants - Commission Suite  
**Subject:** FW: letter  
**Attachments:** Document.pdf

Thanks, Steve. The attachment has been printed and will be placed in *Correspondence - Consumers and their Representatives*, in Docket Nos. 090478-WS, 090445-WS and 090459-WS

---

**From:** Steve Larson  
**Sent:** Thursday, February 04, 2010 4:32 PM  
**To:** Ann Cole  
**Subject:** letter

Hello Ann, please place the attached letter in the following docket files: 090478, 090445,+090459. Thanks,  
Steve

FPSC, CLK - CORRESPONDENCE  
Administrative Parties  Consumer  
DOCUMENT NO. 11450-09  
DISTRIBUTION: \_\_\_\_\_



Florida Department of Agriculture and Consumer Services  
CHARLES H. BRONSON, Commissioner  
The Capitol • Tallahassee, FL 32399-0800  
www.doacs.state.fl.us

Please Respond to:

Office of Agricultural Water Policy  
1203 Governors Square Blvd.  
Suite 200  
Tallahassee, FL 32301  
Phone: 850/617-1700

January 28, 2010

Nancy Argenziano, Chairman  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Dear Commissioner Argenziano:

We understand that Evans Properties, Inc., ("Evans") has created a wholly owned utility company subsidiary (Evans Utility, Inc.) and has filed utility certification applications with the Florida Public Service Commission for three subsidiaries thereof, including Skyland Utilities, LLC, Grove Land Utilities, LLC and Bluefield Utilities, LLC. The applications include properties owned by Evans in Okeechobee, St. Lucie, Martin, Indian River, Hernando, and Pasco counties.

We are encouraged to see Evans Properties – a family-owned agricultural company with more than a half century of experience in citrus production and one that utilizes best management practices for their operations - looking ahead in a progressive way to prepare for potential opportunities to provide environmental services to the general public while keeping land in private ownership.

The Department supports agricultural landowners statewide in their efforts to store and retain water on their properties, provide for enhanced aquifer-recharge, rehydrate previously drained wetland areas and provide water quality improvement through effective implementation of stormwater treatment practices.

Citrus growers are facing unprecedented challenges due to the devastating impacts of citrus greening and canker as well as poor market conditions and global competition. Utility certification is one way for Florida's agricultural landowners to diversify their business activities and develop new and necessary tools to deal with the challenges facing the agriculture industry and help it remain sustainable.

We applaud Evans for taking the lead in researching innovative potential uses for its agricultural land and moving forward with the utility certification process.

Sincerely,

CHARLES H. BRONSON  
COMMISSIONER OF AGRICULTURE

  
Richard J. Budell, Director  
Office of Agricultural Water Policy



Florida Agriculture and Forest Products  
Over \$100 Billion for Florida's Economy

**Katie Ely**

090478

**From:** Katie Ely  
**Sent:** Tuesday, December 15, 2009 8:20 AM  
**To:** Ellen Plendl  
**Subject:** FW: Email

**Attachments:** Consumer Inquiry - telephone call



Consumer Inquiry -  
telephone c...

Thank you for this information. This attachment has been printed and will be placed in Docket Correspondence - Consumers and their Representatives, in Docket 090478

Katie Ely  
Staff Assistant - Office of Commission Clerk Florida Public Service Commission  
850-413-6304

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

-----Original Message-----

**From:** Ellen Plendl  
**Sent:** Friday, December 11, 2009 11:17 AM  
**To:** Katie Ely  
**Cc:** Dorothy Menasco; Ann Cole  
**Subject:** Email

**FPSC, CLK - CORRESPONDENCE**  
**Administrative Parties ~~Consumer~~**  
**DOCUMENT NO. 11450-09**  
**DISTRIBUTION: \_\_\_\_\_**

Docket 090478-WS

See attached email regarding follow up to telephone conversation.



## Katie Ely

---

**From:** Ellen Plendl  
**Sent:** Friday, December 11, 2009 11:15 AM  
**To:** 'nblake@marine.usf.edu'  
**Subject:** Consumer Inquiry - telephone call

Mr. Norman Blake  
nblake@marine.usf.edu

Dear Mr. Blake:

This is a follow-up to our December 11, 2009, telephone conversation regarding the correspondence you previously sent to the Florida Public Service Commission about Skyland Utilities as related to Docket No. 090478-WS.

Your letter was added to the correspondence side of Docket No. 090478-WS on November 18, 2009. You may view your letter added to the correspondence side of Docket No. 090478-WS by using the following link:

<http://www.floridapsc.com/library/filings/09/11450-09/11450-09.pdf>

You may review all the documents related to Docket No. 090478-WS by using the following link:

<http://www.floridapsc.com/dockets/cms/docketFilings2.aspx?docket=090478>

I hope this information is helpful. Please contact me if you have any questions or concerns.

Sincerely,

Ellen Plendl  
Regulatory Specialist  
Florida Public Service Commission  
Division of Service, Safety, & Consumer Assistance  
1-800-342-3552 (phone)  
1-800-511-0809 (fax)

**Ruth Nettles**

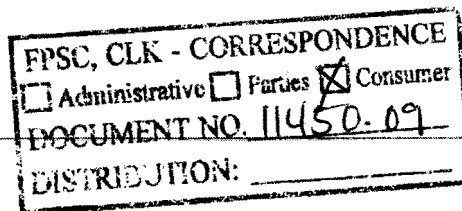
090478

**To:** Caroline Klancke  
**Subject:** RE: Hernando County

Good morning,

Thank you for this information. Per your request, this e-mail will printed out and placed in Docket Correspondence -Consumers and their Representatives, in Docket 090478.

Ruth Nettles  
Commission Deputy Clerk II  
Office of Commission Clerk  
850-413-6770



**From:** Caroline Klancke  
**Sent:** Monday, December 07, 2009 9:16 AM  
**To:** Ruth Nettles  
**Subject:** FW: Hernando County

Please place the correspondence below in the correspondence (consumers and their representatives) side of the Docket No. 090478. Thank you.

**From:** Coultas, Charles [mailto:Charles.Coultas@dep.state.fl.us]  
**Sent:** Monday, December 07, 2009 8:43 AM  
**To:** Robert Simpson  
**Cc:** Patti Daniel; Pat Brady; Caroline Klancke  
**Subject:** RE: Hernando County

Hello Mr. Simpson,

Thank you for the information. I am on Blirstone so I am not too far from your office. Does not sound like there is a rush. I can come over anytime, Is there any time that is better for you?

Thanks  
Charles  
245-8369

**From:** Robert Simpson [mailto:RSimpson@PSC.STATE.FL.US]  
**Sent:** Friday, December 04, 2009 4:17 PM  
**To:** Coultas, Charles  
**Cc:** Patti Daniel; Pat Brady; Caroline Klancke  
**Subject:** RE: Hernando County

Dear Mr. Coultas:

The maps have just been returned. Please, let me know when you want to review these maps. Now, this case will probably go for a hearing which will take some time before the Commissioners will vote on the issues. At this time, we cannot give you a definite time frame for this case.

Robert Simpson  
Engineering Specialist  
Florida Public Service Commission

12/7/2009

2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
Phone: (850) 413-7001  
Fax: (850) 413-7002

---

**From:** Pat Brady  
**Sent:** Monday, November 30, 2009 3:45 PM  
**To:** Robert Simpson  
**Cc:** Stan Rieger; Patti Daniel; Connie Kummer; Marshall Willis; Tim Devlin; Rhonda Hicks  
**Subject:** RE: Hernando County

Excellent. I'm also going to forward this Caroline Klancke who is the attorney on the docket (090478-WS) to determine whether this request for service should be put in the docket file.

Caroline, at a minimum I believe Tony Issacs, for the utility, should be advised that there has been a request for service. If he is notified, think all parties need to be notified, especially in light of the comments. Thanks.

Rhonda, is there anything else you need from us? Doesn't look like it has been assigned a CATs no. Thanks.

---

**From:** Robert Simpson  
**Sent:** Monday, November 30, 2009 2:52 PM  
**To:** Pat Brady  
**Subject:** RE: Hernando County

Yes I did and left a message and he called me today. I told him the maps are with the Clerk Office right now and once they are returned he could come to the Commission to look at the maps.

---

**From:** Pat Brady  
**Sent:** Monday, November 30, 2009 2:47 PM  
**To:** Robert Simpson  
**Cc:** Stan Rieger  
**Subject:** RE: Hernando County

Robert -- did you call Mr. Coultas?

---

**From:** Stan Rieger  
**Sent:** Monday, November 23, 2009 1:49 PM  
**To:** Pat Brady; Robert Simpson  
**Subject:** FW: Hernando County

Please read below. This is your case. Can you please contact Mr. Coultas about Skyland. Thanks.

---

**From:** Connie Kummer  
**Sent:** Monday, November 23, 2009 12:08 PM  
**To:** Stan Rieger  
**Cc:** Marshall Willis; Tim Devlin; Rhonda Hicks  
**Subject:** RE: Hernando County

Stan, could you check into this please? Thanks

---

**From:** Tim Devlin  
**Sent:** Monday, November 23, 2009 12:07 PM  
**To:** Rhonda Hicks; Connie Kummer  
**Cc:** Marshall Willis

12/7/2009

**Subject:** RE: Hernando County

Connie, in Patti's absence, could you assign this to someone?

---

**From:** Rhonda Hicks

**Sent:** Monday, November 23, 2009 11:47 AM

**To:** Tim Devlin

**Subject:** FW: Hernando County

See below.

---

**From:** Ruth McHargue

**Sent:** Monday, November 23, 2009 11:39 AM

**To:** Rhonda Hicks

**Subject:** FW: Hernando County

---

**From:** Consumer Contact

**Sent:** Monday, November 23, 2009 10:39 AM

**To:** Ruth McHargue

**Subject:** FW: Hernando County

---

Please forward.

---

**From:** Coultas, Charles [mailto:Charles.Coultas@dep.state.fl.us]

**Sent:** Friday, November 20, 2009 2:10 PM

**To:** Consumer Contact

**Subject:** Hernando County

---

Hello,

I am with the FDEP Water Supply Restoration Program. We deal with contaminated potable wells in Florida. There are 200 or so contaminated potable private wells south of Brooksville that we are dealing with. We talked to Hernando County Utilities but they were not interested in extending their water mains into this area (we could not afford to pay for the extension).

There was an article about Skyland Utilities planning/requesting to develop a water service area in Hernando County. I found the information below on your web page. Do you think this project could go through? Do you have a map of the area they want to serve?

Thank you,

Charles Coultas

850-245-8369

090478-WS OCT 16 2009 PROG MOD B.I.(a)

COMPANY: Skyland Utilities, LLC (WS936)

OPR-ECR Application for original certificates for proposed water and wastewater system,  
OCR-N/A in Hernando and Pasco Counties, and request for initial rates and charges, by  
S/C-GCL Skyland Utilities, LLC.

---

*The Department of Environmental Protection values your feedback as a customer. DEP Secretary Michael W. Sole is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on [this link to the DEP Customer Survey](#). Thank you in advance for completing the survey.*

**Katie Ely**

090478-WS

**From:** Katie Ely  
**Sent:** Wednesday, November 18, 2009 12:12 PM  
**To:** Ruth McHargue  
**Subject:** FW: To CLK Docket 090478  
**Attachments:** 3525210133 , FAX 2 page(s); 3525210133 , FAX 2 page(s)

**CONSUMER**

Thank you for this information. These attachments have been printed and will be placed in **Docket Correspondence - Consumers and their Representatives**, in Docket 090478

Katie Ely  
Staff Assistant - Office of Commission Clerk  
Florida Public Service Commission  
850-413-6304

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

---

**From:** Ruth McHargue  
**Sent:** Wednesday, November 18, 2009 10:43 AM  
**To:** Katie Ely  
**Cc:** Cheryl Bulecza-Banks; Ann Cole; Dorothy Menasco  
**Subject:** FW: To CLK Docket 090478

Consumer Correspondence

---

**From:** Diane Hood  
**Sent:** Wednesday, November 18, 2009 9:56 AM  
**To:** Ruth McHargue  
**Subject:** To CLK Docket 090478

These two are from the same Coalition, see 905179C. DHood

DOCUMENT NUMBER-DATE  
11450 NOV 18 8  
FPSC-COMMISSION CLERK

11/18/2009

## Katie Ely

---

**From:** FaxAdmins  
**Sent:** Tuesday, November 17, 2009 1:27 PM  
**To:** Consumer Contact  
**Subject:** 3525210133 , FAX 2 page(s)

**Attachments:** FAX.TIF



FAX.TIF (68 KB)

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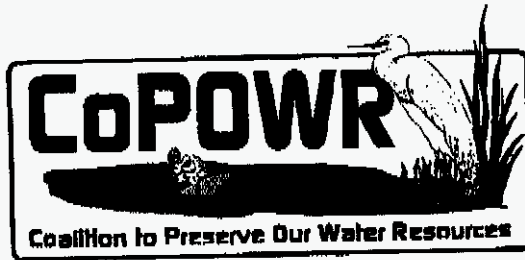
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From (ANI):  
Sent to DID: 8504136362

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Transfer Speed: 14400

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Number of Errors: 0  
Port Received On: IPF\_PORT\_0012

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P.O. Box 173, Dade City, FL 33526-0173  
Phone: (352) 521-0366 Fax: (352) 521-0133  
E-mail: lerranch@earthlink.net

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Veterinarian  
Andy Smith  
Geologist, consultant  
Thomas E. Weightman, retired  
School Board Superintendent

Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

**Subject: Skyland Utilities, LLC Application for Water and Wastewater Utility**

**Commissioners:**

On October 16, 2009, Skyland Utilities, LLC, provided notice of its application for Original Certificates for Proposed Water and Wastewater System and Request for Initial Rates and Charges. CoPOWR received the notice via Email on October 28, 2009. We are writing this letter in support of Pasco and Hernando County objections to Skyland's Application for creation of a water and wastewater utility.

We believe that the Skyland application is in conflict with the Pasco County Comprehensive Plan. We concur with Pasco County that there is no need for central water and sewer service in the proposed area. The existing buildings and land uses are adequately served by individual wells and individual septic tanks. Further, the Pasco County Government maintains existing water and wastewater facilities less than one-half mile from the proposed area. These Pasco County facilities could potentially provide service.

We believe that it would not be efficient, cost-effective, good utility practice, or in the public interest to provide central water and sewer to such low density (one unit per 10 acres), widespread, non-contiguous parcels of property as is proposed by the Utility.

CoPOWR supports the Pasco County Comprehensive Plan Policy on private utility companies. CoPOWR believes that Florida's water resources should be preserved and managed for the benefit of the citizens of Florida; and that when there are established, regulated, county government water and wastewater facilities available, a private utility is unnecessary; and the permitting of new private water and waste water utility companies is not in the interest of those citizens.

CoPOWR respectfully requests that the Skyland Utilities, LLC,





P.O. Box 173, Dade City, FL 34608  
 Phone: (352) 521-5211  
 Fax: (352) 521-0133  
 Email: lerfanch@earthlink.net

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 H.R. Smalley, retired  
 Veterinarian  
 Andy Smith  
 Geologist, consultant  
 Thomas E. Weightman, retired  
 School Board Superintendent

application for Original Certificates for Proposed Water and Wastewater System and Request for Initial Rates and Charges be denied.

Respectfully,

*Sharon Blanchard*

Sharon Blanchard, Chair

*Norman Blake*  
 Norman Blake, Member

*Virginia Blake*  
 Virginia Blake, Member

**CC:**

Joseph D. Richards  
 Senior Assistant County Attorney  
 Pasco County  
 7530 Little Road, Suite 340  
 New Port Richey, Florida 34654  
 Counsel for Pasco County

Director, Division of the Commission Clerk  
 and Administrative Services  
 Florida Public Service Commission  
 2540 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-0850

## Katie Ely

---

**From:** FaxAdmins  
**Sent:** Tuesday, November 17, 2009 1:30 PM  
**To:** Consumer Contact  
**Subject:** 3525210133 , FAX 2 page(s)

**Attachments:** FAX.TIF



FAX.TIF (48 KB)

You have received a new fax. This fax was received by Fax Server. The fax is attached to the message. Open the attachment to view your fax.

### Received Fax Details

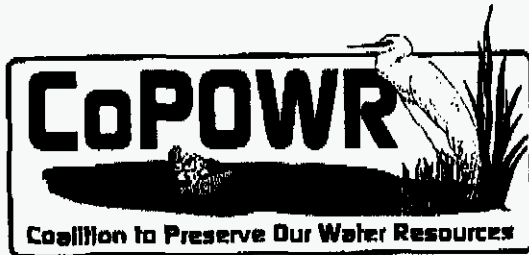
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From (ANI):  
Sent to DID: 8504136362

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Transfer Speed: 14400

Received Status: Success  
Number of Errors: 0  
Port Received On: IPF\_PORT\_0012

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P.O. Box 173, Dade City, FL 33526-0173  
 Phone: (352) 521-0366 Fax: (352) 521-0133  
 E-mail: lerranch@earthlink.net

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**Subject: Skyland Utilities, LLC Application for Water and Wastewater Utility**

#### Commissioners:

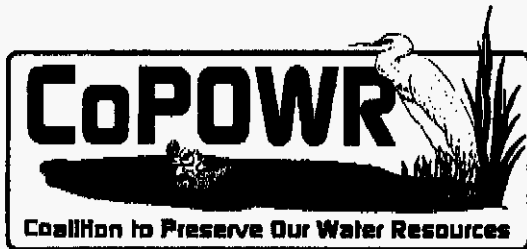
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*Sharon Blanchard*

Sharon Blanchard, Chair

*Norman Blake*  
 Norman Blake, Member

*Virginia Blake*  
 Virginia Blake, Member

**CC:**

Joseph D. Richards  
 Senior Assistant County Attorney  
 Pasco County  
 7530 Little Road, Suite 340  
 New Port Richey, Florida 34654  
 Counsel for Pasco County

Director, Division of the Commission Clerk  
 and Administrative Services  
 Florida Public Service Commission  
 2540 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-0850