

GATLIN, SCHIEFELBEIN & COWDERY, P.A.

Attorneys at Law

**3301 Thomasville Road, Suite 300
Tallahassee, Florida 32312**

ORIGINAL

B KENNETH GATLIN
WAYNE L. SCHIEFELBEIN
KATHRYN G.W. COWDERY

TELEPHONE (850) 385-9996
TELECOPIER (850) 385-6755
E-MAIL: bkgatlin@netally.com

OF COUNSEL
THOMAS F. WOODS

January 9, 1998

HAND DELIVERY

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

RE: Docket No. 960329-WS
Application of GULF UTILITY COMPANY for
an increase in Wastewater Rates, approval of a decrease in
Water Rates and approval of Service Availability Charges in
Lee County, Florida

Docket No. ~~960329~~-WS
Application for increase in rates and service availability
charges in Lee County by Gulf Utility Company

Dear Ms. Bayo:

Enclosed for filing, on behalf of Gulf Utility Company, are an
original and fifteen copies of an Affidavit of Carolyn B. Andrews,
in reference to the above docket.

- ACK
- AFA
- APP
- CAF
- CMU
- CTR
- EAG
- LEA BKG/pav
- LI Enclosure
- CI
- RI
- SE
- WAS
- OT

Please acknowledge receipt of the foregoing by stamping the
enclosed extra copy of this letter and return same to my attention.

Very truly yours,

B. Kenneth Gatlin
B. Kenneth Gatlin

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

00484 JAN-98

FPSC RECORDS/REPORTING



Gulf Utility Company
 19910 S. Tamiami Trail
 P.O. Box 350
 Estero, FL 33928-0350
 941/498-1000
 FAX 941/498-0625

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for increase in rates and)
 service availability charges in Lee County by)
GULF UTILITY COMPANY)

Docket No. 980329-WS

AFFIDAVIT


STATE OF FLORIDA

COUNTY OF LEE

BEFORE ME, the undersigned authority, duly authorized by law to administer oaths and to take acknowledgements, on this day personally appeared Carolyn B. Andrews, who after being duly sworn on oath, deposes and says:

1. That the Affiant has personal knowledge of the matters set forth herein;
2. That on January 5, 1998, a copy of the Notice attached hereto was sent by regular U.S. Mail to all customers of record within the service areas of Gulf Utility Company.
3. That on January 5, 1998, a copy of the Notice of Final Rates - service availability charges was sent by regular U.S. Mail to the enclosed list of developers.

FURTHER AFFIANT SAYETH NOT.


 By: Carolyn B. Andrews
 Vice President

SWORN TO AND SUBSCRIBED BEFORE me this 6th day of January, 1998.



BROOKSY Q. RIVERS
 COMMISSIONS # CC428942
 EXPIRES APR 28, 2001
 BONDED THROUGH
 ATLANTIC BONDING CO., INC


 NOTARY PUBLIC
 State of Florida at large
 My Commission Expires:

United States Postal Service
Postage Statement — First-Class Mail — Permit Imprint

(For Priority Mail, Use Form 3805-R)

MAILER: Complete all items by typewriter, pen, or indelible pencil. If you need a receipt, prepare in duplicate.

Mailer Information	Post Office of Mailing Ft. Myers	Mailing Date 01/05/98	Processing Category <input checked="" type="checkbox"/> Letters (DMM C050) <input type="checkbox"/> Flats (DMM C050) <input type="checkbox"/> Automation-Competible Flats (DMM C020) <input type="checkbox"/> Irregular Parcels (DMM C060)	USPS Authorized Mailing ID Code(s)
	Permit No. 13	Federal Agency Cost Code	Statement Sequence No.	
	Permit Holder's Name and Address (Includes ZIP Code) Gulf Utility Company POB 350 Estero, FL 33928	Telephone	Receipt No.	
	Dun & Bradstreet No.	Container Quantities (Fill in all that apply) 1-PL Mail Trays 3 2-PL Mail Trays 10 2-PL EBM Trays _____ Total Ltr Trays 13		Prepared Under DMM (Check all that apply) <input type="checkbox"/> M130 (Letters, flats, parcels) <input type="checkbox"/> M130 (Upgradable letters) <input checked="" type="checkbox"/> M810 (Automation letters) <input type="checkbox"/> M820 (Automation flats)
CTAS Cust. Ref. ID	Weight of a Single Piece _____ pounds	Total Pieces 7565	Total Weight _____ pounds	
Name and Address of Individual or Organization for Which Mailing is Prepared (If other than permit holder) MAIL FACTORY 4600 Summerlin Rd-A2 Ft Myers, FL 33919	Name and Address of Mailing Agent (If other than permit holder) MOS of SWFL INC 2260 DR MLK Blvd Ft. MYERS, FL 33901			

Postage Computation	<input type="checkbox"/> For automation rate letter-size pieces other than cards at card rates (DMM C810), go to Part A on the reverse of this form. <input type="checkbox"/> For automation rate flats (DMM C820), go to Part B on the reverse of this form. <input type="checkbox"/> For nonautomation rate pieces other than cards at card rates (DMM C050), go to Part C on the reverse of this form. <input type="checkbox"/> For postal cards and postcards at card rates (DMM E100), go to Part D on the reverse of this form.	Postage (From reverse side)	Part A	\$ 1822.891
			Part B	\$
			Part C	\$ 7.36
			Part D	\$
<input type="checkbox"/> Additional Postage Payment (State reasons) <input type="checkbox"/> Special Service (Specify)		No. Pieces	Rate/Fee Per Pc. x \$ = \$	
Total Postage			\$ 1822.891	

The signature of a mailer certifies that it will be liable for and agree to pay, subject to appeals prescribed by postal laws and regulations, any revenue deficiencies assessed on this mailing. (If this form is signed by an agent, the agent certifies that it is authorized to sign this statement, that the certification binds the agent and the mailer, and that both the mailer and the agent will be liable for and agree to pay any deficiencies.)

The submission of a false, fictitious, or fraudulent statement may result in imprisonment of up to 5 years and a fine of up to \$10,000 (18 USC 1001). In addition, a civil penalty of up to \$5,000 and an additional assessment of twice the amount falsely claimed may be imposed (31 USC 3802).

Certification	<input type="checkbox"/> For Enclosed Reply Pieces (Automation rate only) (Effective January 1, 1997): I certify that any business reply, courtesy reply, or metered reply letter-size cards or envelopes, enclosed in the pieces described above, bear the correct facing identification mark (FIM) and barcode.
	<input type="checkbox"/> For Updated Addresses (Presort and automation rates only) (Effective January 1, 1997): I certify that the addresses appearing on the pieces described above have been updated within 6 months of the date of this mailing using a USPS-approved address update tool.
	<input type="checkbox"/> For ZIP Codes (Presort rate only) (Effective October 1, 1996): I certify that the ZIP Codes appearing on the pieces described above have been verified and corrected where necessary within 12 months of the date of this mailing using a USPS-approved method.

I hereby certify that all information furnished on this form is accurate and truthful, that this mailing meets all applicable CASE/MASS standards for address and barcode accuracy, and that the material presented qualifies for the rates of postage claimed.

Signature of Permit Holder or Agent (Both principal and agent are liable for any postage deficiency incurred.)
[Signature]

Telephone
334-8448

USPS Use Only	Single-Piece Weight _____ pounds	Are figures at left adjusted from mailer's entries? <input type="checkbox"/> Yes <input type="checkbox"/> No			
	Total Pieces	Total Weight	If "Yes," Reason		
	Total Postage				
	Check One <input type="checkbox"/> Presort Verification Not Scheduled <input type="checkbox"/> Presort Verification Performed as Scheduled	Date Mailing Notified	Contact	By (Initials)	Round Stamp (Required)
	I CERTIFY that this mailing has been inspected concerning: (1) eligibility for postage rate claimed; (2) proper preparation (and presort where required); (3) proper completion of postage statement; and (4) payment of required annual fee.				
	Signature of Weigher			Time	AM PM

Form 3600-R — First-Class Mail — Permit Imprint

Postage Computation

Presort / Automation Discounts	Net Rate	Count (Pcs.)	Charge	Presort / Automation Discounts	Net Rate	Count (Pcs.)	Charge
A Automation Rates — Letters (DMM C810) Other Than Cards at Card Rates				B Automation Rates — flats (DMM C820)			
Carrier Route		_____ x _____	pcs. = \$ _____	3/5		_____ x _____	pcs. = \$ _____
5-Digit	.238	x 6553	pcs. = \$ 1559.614	Basic		_____ x _____	pcs. = \$ _____
3-Digit	.254	x 316	pcs. = \$ 80.264	Nonstandard Surcharge (if applicable)	.05	x _____	pcs. = \$ _____
Basic	.261	x 673	pcs. = \$ 175.653				
↓				↓			
Total — Part A (Carry to front of form)				Total — Part B (Carry to front of form)			
\$ 185.531				\$ _____			
C Nonautomation Rates — Other Than Cards at Card Rates				D Postal Cards and Postcards at Card Rates			
Presorted		_____ x _____	pcs. = \$ _____	Automation*			
Single-Piece	.37	x 20	pcs. = \$ 7.36	Carrier Route	.140	x _____	pcs. = \$ _____
Nonstandard Surcharge (if applicable)				5-Digit	.143	x _____	pcs. = \$ _____
Presorted	.05	x _____	pcs. = \$ _____	3-Digit	.159	x _____	pcs. = \$ _____
Single-Piece	.11	x _____	pcs. = \$ _____	Basic	.166	x _____	pcs. = \$ _____
↓				↓			
Total — Part C (Carry to front of form)				Total — Part D (Carry to front of form)			
\$ 7.36				\$ _____			

* Available only for automation-compatible cards (DMM C810)



Gulf Utility Company
19910 S Tamiami Trail
P.O. Box 350
Estero, FL 33928-0350
941/498-1000
FAX 941/498-0625

NOTICE OF FINAL RATES

Date: January 5, 1998

Dear Customer:

On March 29, 1998, Gulf Utility Company filed an Application with the Florida Public Service Commission (PSC) to decrease water and increase wastewater service availability charges in San Carlos Park, Estero and Island Park. An Administrative Hearing was held on March 5 and 6, 1997 at the Elks Club of Bonita Springs to take customer testimony regarding quality of service and the proposed charges. After its analysis of our application, the PSC, under Docket No. 980329-WS, and Order No. PSC-97-1544-FOF-WS, dated December 9, 1997, issued its notice authorizing final rates in this case. These new charges are listed below and may appear beginning on your January 9, 1998 bill.

If you have any questions concerning these charges, please call our office at (941) 498-1000. A customer service representative will answer your questions or provide you with an answer in a short period of time.

PREVIOUS AND NEW SERVICE AVAILABILITY CHARGES

	Type of Service	Rates Prior To Filing	Utility Requested Final Rates	Commission Approved Final Rates
<u>Connection Fees</u>				
Water	Residential	\$800 per ERC	\$550 per ERC	\$550 per ERC
	General Service	\$2.02 per gallon of anticipated daily demand	\$1.39 per gallon of anticipated daily demand	\$1.39 per gallon of anticipated daily demand
ERC = 398 gallons per day				
Wastewater	Residential	\$550 per ERC	\$800 per ERC	\$800 per ERC
	General Service	\$2.20 per gallon of anticipated daily demand	\$3.20 per gallon of anticipated daily demand	\$3.20 per gallon of anticipated daily demand
ERC = 260 gallons per day				



NOTICE OF FINAL RATES

Date: January 5, 1998

Gulf Utility Company
19910 S. Tamiami Trail
P.O. Box 350
Estero, FL 33928-0350
941/498-1000
FAX 941/498-0625

Dear Customer:

On March 29, 1996, Gulf Utility Company filed an Application with the Florida Public Service Commission (PSC) to decrease water and increase wastewater rates and charges in San Carlos Park, Estero and Island Park. An Administrative Hearing was held on March 5 and 6, 1997 at the Elks Club of Bonita Springs to take customer testimony regarding quality of service and the proposed rates. After its analysis of our application, the PSC, under Docket No. 960329-W5, and Order No. PSC-97-1544-FOF-W5, dated December 9, 1997, issued its notice authorizing final rates in this case. These new rates and charges are listed below and may appear beginning on your January 9, 1998 bill.

If you have any questions concerning these rates, please call our office at (941) 498-1000. A customer service representative will answer your questions or provide you with an answer in a short period of time.

WATER RATE SCHEDULE PREVIOUS AND NEW MONTHLY RATES

Residential, Multi-Family, & GENERAL SERVICE	Rates Prior to Filing	Commission Approved Interim Rates	Utility Requested Final Rates	Commission Approved Final Rates
Base Facility Charge				
5/8"x3/4"	\$8.45	\$7.88	\$7.88	\$7.78
3/4"	12.68	11.82	11.82	11.68
1"	21.13	19.70	19.70	19.48
1-1/2"	42.25	39.38	39.38	38.92
2"	67.61	63.02	63.02	62.27
3"	135.21	126.03	126.03	124.55
4"	211.27	196.92	196.92	194.61
6"	422.54	393.85	393.85	389.21
Gallage Charge, per 1,000 gallons	2.16	2.01	2.01	1.94

PRIVATE FIRE PROTECTION PREVIOUS AND NEW MONTHLY RATES

Base Facility Charge				
1"	\$7.04	\$6.56	\$6.56	\$1.62
1-1/2"	\$14.08	\$13.12	\$13.12	\$3.24
2"	\$22.64	\$21.01	\$21.01	\$5.19
3"	\$45.07	\$42.01	\$42.01	\$10.38
4"	\$70.42	\$69.37	\$69.37	\$16.22
6"	\$140.85	\$131.29	\$131.29	\$32.43
8"	\$225.35	\$210.05	\$210.05	\$51.87
12"	\$605.64	\$564.52	\$564.02	\$139.39

WASTEWATER RATE SCHEDULE
PREVIOUS AND NEW MONTHLY RATES

	<u>Rates Prior To Filing</u>	<u>Commission Approved Interim Rates</u>	<u>Utility Requested Final Rates</u>	<u>Commission Approved Final Rates</u>
RESIDENTIAL				
Base Facility Charge All Meter Sizes	\$14.48	\$16.73	\$16.48	\$16.21
Residential Gallonage Charge, per 1,000 gallons Wastewater Gallonage Cap - 10,000 gallons	\$3.07	\$3.55	\$4.23	\$4.04
GENERAL SERVICE				
Base Facility Charge 5/8"x3/4"	\$14.48	\$16.73	\$16.48	\$16.21
1"	\$36.20	\$41.82	\$41.19	\$40.52
1-1/2"	\$72.39	\$83.62	\$82.37	\$81.04
2"	\$115.85	\$133.83	\$131.81	\$129.66
3"	\$231.68	\$267.64	\$263.61	\$259.32
4"	\$362.01	\$418.19	\$411.89	\$405.18
6"	\$724.01	\$836.39	\$823.78	\$810.36
Gallonage Charge, per 1,000 gallons (No Maximum)	\$3.68	\$4.25	\$5.08	\$4.86
MASTER METER INFLUENT SERVICE				
5/8"x3/4"	\$14.48	\$16.73	\$16.48	\$16.21
1"	\$36.20	\$41.82	\$41.19	\$40.52
1-1/2"	\$72.39	\$83.62	\$82.37	\$81.04
2"	\$115.85	\$133.83	\$131.81	\$129.66
3"	\$231.68	\$267.64	\$263.61	\$259.32
4"	\$362.01	\$418.19	\$411.89	\$405.18
6"	\$724.01	\$836.39	\$823.78	\$810.36
Gallonage Charge, per 1,000 gallons (No Maximum)	\$3.84	\$4.25	\$5.29	\$5.04

<u>Developer</u>	<u>Address</u>	<u>Project</u>
Leroy W. Mayhood	8024 Alico Road, Unit A-7 Ft. Myers, FL 33912	Alico Plaza
Joseph D. LoTurco	Breckenridge, Ltd. 19850 S. Tamiami Trail Estero, FL 33928	Breckenridge, Phases IV-A, IV-B and IV-C
Joseph D. LoTurco	Breckenridge, Ltd. x 19850 S. Tamiami Trail Estero, FL 33928	Breckenridge Gatehouse
Terry Gatewood	Corkscrew Village Partners, Inc. North American Properties 12995 South Cleveland Ave., Ste 214 Ft. Myers, FL 33907	Corkscrew Village
Alan Freeman	Southwest Florida Capital Corporation 19091 South Tamiami Trail, SE Ft. Myers, FL 33908	Constitution Professional Center
Gregory Nichols	Bradley Properties P.O. Box 6675 Clearwater, FL 34516	Country Oaks
Gary Hazelett	Driftwood Garden Exchange 5051 Tamiami Trail North Naples, FL 33940	Driftwood Garden Center
Richard L. Biseli	Cove/Macomas Joint Venture #1 c/o Cove Properties, Inc. 13535 Feather Sound Drive, Suite 125 Clearwater, FL 33762	Eckard Drugstore
Richard Garner	First National Bank 27975 Bonita Beach Road Bonita Springs, FL 34135	First National Bank @ Corkscrew Village
Benson K. Birchwood	Reynolds, Smith & Hills, Inc. 4651 Salisbury Road Jacksonville, FL 32256	First Union Bank @ Corkscrew Village

<u>Developer</u>	<u>Address</u>	<u>Project</u>
Jack Fenwick	Director of Facilities Planning Florida Gulf Coast University 19501 Ben Hill Griffin Parkway Ft. Myers, FL 33965-6565	FCCU Student Housing
Chris Bundschu	Harborage Development Company 5900 Enterprise Parkway Ft. Myers, FL 33905	The Harborage
Peter R. Comeau	U.S. Home 10491 Six Mile Cypress Parkway Ft. Myers, FL 33912	Heritage at University Lakes
Dave Davis	Fredric Trust #3 15780 Triple Crown Court Ft. Myers, FL 33912	Island Club, Phases 1, 2 & 3
Walter Johnson M	Walco Leasing 2296 Hanson Street Ft. Myers, FL 33901	Island Park Villages, Phases 3, 6 & 7
Alan Freeman	Southwest Florida Capital Corporation 19091 South Tamiami Trail, SE Ft. Myers, FL 33908	The Islands
Kirk Beck	Beck & Company 1832 Victoria Avenue Ft. Myers, FL 33901	Koreshan Business Park
Larry Fooks	Park Manager Koreshan State Park P.O. Box 7 Estero, FL 33928	Koreshan State Park
Alan Freeman	Southwest Florida Capital Corporation 19091 South Tamiami Trail, SE Ft. Myers, FL 33908	The Lakes
Craig Brush	KTB Florida Sports Corporation 1100 W. Lincoln Birmingham, FL 48009	Lee County Hockey Arena

<u>Developer</u>	<u>Address</u>	<u>Project</u>
Bill Karakosta	19060 South Tamiami Trail Ft. Myers, FL 33912	Mel's Diner
H. Georges Chami	Miromar Development, Inc. 10501 Six Mile Cypress Parkway, Ste 108 Ft. Myers, FL 33912	Miromar Factory Outlets
H. Georges Chami	Miromar Development, Inc. 10501 Six Mile Cypress Parkway, Ste 108 Ft. Myers, FL 33912	Miromar Lakes
Walter Freller Gertrude Hontzsch	A-5310 Mondsee Postfach 2 Innerschwand 226 Autobahnraststätte, Austria c/o Thomas Eckerty, Esq. 12734 Kenwood Lane, Suite 89 Ft. Myers, FL 339079	New University Pyramid Village
Our Mother's Home	Our Mother's Home of SW Florida P.O. Box 835 Estero, FL 33928-0835	Our Mother's Home of SW Florida
Ursula S. Elwood	Ursula S. Elwood HC 30, Box 171 Kingston, AR 72742-9505 Ursula S. Elwood 84 Skyline Drive N. Ft. Myers, FL 33903	Palmetto Road WM Ext.
James R. Chitwood Herbert W. Marsh	14889 American Eagle Court, SW Ft. Myers, FL 33912	Park Road
Dan Ciesielski	WCI Communities, L.P. 24301 Walden Center Drive Bonita Springs, FL 34134	Pelican Sound, Phase I
Alan Freeman	Southwest Florida Capital Corporation 19091 South Tamiami Trail, SE Ft. Myers, FL 33908	Pine Glen, Phase 2

<u>Developer</u>	<u>Address</u>	<u>Project</u>
Steve Roth	16145 Old U.S. 41 Ft. Myers, FL 33912	Pioneer Road WM Extension
Flag Development Co.	18551 North Tamiami Trail N. Ft. Myers, FL 33903	Sahdev Property
Stephen L. Nease	MCD, Inc. 1601 Jackson Street, Suite 202 Ft. Myers, FL 33901	San Carlos Center
Alan Freeman	Southwest Florida Capital Corporation 19091 South Tamiami Trail, SE Ft. Myers, FL 33908	San Carlos Center (Winn-Dixie)
Michael P. Westhafer, PE	Mitchell & Stark Construction Co. 6027 Shirley Street Naples, FL 33942	San Carlos Christian Church
Frank Place	Frank Place Associates, Inc. 10501 Six Mile Cypress Parkway Suite 105 Ft. Myers, FL 33912	7-Eleven
Bill Richards	8024 Alico Road, #A-2 Ft. Myers, FL 33912	Signs In One Day
Steve Hithersay	Hogan, Burt & Bishop x 12220 Towne Lake Drive, Suite 55 Ft. Myers, FL 33913	South Estero Commercial Ctr Outparcel #1 (Drugstore)
Peter Schlesinger	Tamiami Square Partnership c/o Robert S. Barber, Inc. 17980 Bermuda Dunes Drive Ft. Myers, FL 33912	Tamiami Square
RLD Homes, Inc.	3040 Del Prado Boulevard Attn: Bob Cape Coral, FL 33904	Terraverde - Future Phases

<u>Developer</u>	<u>Address</u>	<u>Project</u>
Bruce Lawson	U.S. Home 10491 Six Mile Cypress Parkway Ft. Myers, FL 33912	Villages at Country Creek
Joseph A. Heffernan	PHH Homequity Corporation d/b/a PHH Asset Management 19501 Vintage Trace Circle Ft. Myers, FL 33912	The Vines
Charles Fancher	Fancher Management Group, Inc. 2650 SW 27th Avenue, Suite 300 Miami, FL 33133	West Bay Club
Larry Matsick	Atlantic Gulf Communities 3501 Bonita Bay Boulevard Bonita Springs, FL 34134	West Bay Club
Rodney A. Wiley	17435 West Carnegie Circle Ft. Myers, FL 33912	West Carnegie WM Ext.
Thomas Rehberger	17430 West Carnegie Circle Ft. Myers, FL 33912	West Carnegie WM Ext.
Carl N. Fisk	1318 Gasparilla Drive Ft. Myers, FL 33901	Woodbriar

FLORIDA PUBLIC SERVICE COMMISSION - RECORDS AND REPORTING

Number of Originals 4 Date 10/1/11 Copies Per Original 1
 Requested By Walt

Item Presented
 Agenda For (Date) _____ Order No. 111 11A In Docket No. 960
 Notice of _____ For (Date) _____ In Docket No. 760
 Other _____

Special Handling Instructions

Distribution/Mailing

Number	Distributed/Mailed To	Number	Distribution/Mailed To
<u>1</u>	<u>Commission Offices</u>	<u>--</u>	_____
<u>4</u>	<u>Docket Mailing List - Mailed</u> <u>EA</u>	_____	_____
_____	<u>Docket Mailing List - Faxed</u>	_____	_____

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification
 Job Number 240 Verified By M. deed
 Date and Time Completed 10/24 Job Checked For Correctness and Quality (Initial) JD

Mail Room Verification
 Date Mailed / Verified By /