

Dean, Mead, Minton & Zwemer

1903 South 25th Street, Suite 200 P.O. Box 2757 (ZIP 34954) Fort Pierce, Florida 34947

772-464-7700 772-464-7877 Fax www.deanmead.com RECEIVED-FPSC

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COMMISSION CLERK Orlando Fort Pierce Viera

DENNIS G. CORRICK 772-464-7700 x. 6703 dcorrick@deanmead.com

October 28, 2009

VIA FEDEX

Office of Commission Clerk 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Re: Supplemental Filing: Docket No. 090478-WS (Skyland Utilities, LLC)

Dear Clerk:

Enclosed for Filing in this matter, please find a <u>Supplemental Filing to Application for</u> <u>Original Certificates for Proposed Water and Wastewater System and Request for Initial Rates</u> <u>and Charges</u>. If there are any problems with this supplemental filing, please contact Michael Minton or myself at (772) 464-7700.

Sineerely. Dennis G. Corrick

DGC/lmb Enclosures

cc: Michael D. Minton, Esq. (via e-mail) Ronald Edwards (via e-mail) Tony Isaacs (via e-mail) (w/enclosures) Gerald Hartman (via e-mail)

DOCUMENT NUMBER-DATE

10967 OCT 29 8

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A Member of ALFA International - The Global Legal Network

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Skyland Utilities, LLC to operate a Water and Wastewater Utility In Hernando and Pasco Counties, Florida. Docket No. 090478-WS

Filed: October 16, 2009

SUPPLEMENTAL FILING TO APPLICATION FOR ORIGINAL CERTIFICATES FOR PROPOSED WATER AND WASTEWATER SYSTEM AND REQUEST FOR INITIAL RATES AND CHARGES

Skyland Utilities, LLC (the "Utility"), by and through its undersigned attorney and pursuant to Section 367.045, Florida Statutes, and Rule 25-30.030, Florida Administrative Code, files this Supplemental Filing (this "Supplemental Filing").

1. Pursuant to Rule 25-30.030(2), Florida Administrative Code, the Utility obtained from the Commission a list of names and addresses of the entities entitled to receive notice of its application ("Notice List"). Within seven (7) days of filing its application, the Utility provided notice of Utilities application to the entities on the Notice List.

2. Within seven (7) days of filing its application, the Utility provided a copy of the notice of the application to the prospective customers of the system to be certificated.

3. Within seven (7) days of filing its application, the Utility published notice of its application once in a newspaper of general circulation in the territory proposed to be served.

4. The Utility hereby submits affidavits to the Commission verifying that it has provided notice of its application, along with a copy of the notice and list of entities receiving the notice pursuant to Florida Administrative Code Rule 25-30.030.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

5. Pursuant to the foregoing, attached are the following late-filed exhibits:

a. <u>Exhibit S</u>: Affidavit of Mailing and a list of entities identified by the Florida Public Service Commission staff to receive notice, and to whom notice was actually provided;

b. **Exhibit T**: Affidavit of Notice to Customer and a list naming the single potential customer of the Utility; and

c. <u>Exhibit U</u>: Affidavits of Publication, accompanied by proof of publication, for publication in a newspaper of general circulation in each of the two (2) counties in which the Utility will operate.

Respectfully submitted this $\underline{ZB}^{r_{L}}$ day of October, 2009.

DEAN, MEAD, MINTON & ZWEMER

Michael D. Minton Dennis G. Corrick Dean, Mead, Minton & Zwemer 1903 South 25th Street, Suite 200 Fort Pierce, Florida 34947 Phone: (772) 464-7700 Fax: (772) 464-7877

Attorney for Skyland Utilities, LLC

F0102883v1

DOCUMENT NUMBER-DATE

EXHIBIT "S"

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Skyland Utilities, LLC to operate a water and wastewater utility in Hernando and Pasco Counties, Florida

AFFIDAVIT OF MAILING

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Ronald Edwards, who, after being sworn on oath, did depose on oath that say that he is Manager of Skyland Utilities, LLC, that on October 16, 2009, he caused to be sent by regular U.S. mail, a copy of the Notice attached hereto to each of the utilities, governmental bodies, agencies, and municipalities, listed in Exhibit S, pursuant to and above and beyond the requirements of the Florida Public Service Commission Rule 25-30.030.

FURTHER AFFIANT SAYETH NOT.

onald Edwar

Ronald Edwards, Manager

Sworn to and subscribed before me this 20^{h} day of October, 2009, by Rovard L. ED ward, who is personally known to me.

FPSC-COMMISSION CLERK 6**0** Urmel. Print Name: DEBRA TURNER. BUNN NOTARY PUBLIC: DD749 397 SCUMENT NUMBE My Commission Expires: 1/16/2012 Ω 60

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LIST OF WATER AND WASTEWATER UTILITIES IN HERNANDO COUNTY (VALID FOR 60 DAYS) 10/07/2009 - 12/05/2009

UTILITY NAME

GOVERNMENTAL AGENCIES

MANAGER

CLERK, BOARD OF COUNTY COMMISSIONERS, HERNANDO COUNTY COUNTY ATTORNEY 20 NORTH MAIN STREET, ROOM 130 BROOKSVILLE, FL 34601-2893

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DEP SOUTHWEST DISTRICT 13051 N. TELECOM PARKWAY TEMPLE TERRACE, FL 33637-0926

MAYOR, CITY OF BROOKSVILLE 201 HOWELL AVENUE BROOKSVILLE, FL 34601-2041

MAYOR, CITY OF WEEKI WACHEE 6131 COMMERICAL WAY SPRING HILL, FL 34606-1121

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

WITHLACOOCHEE REG, PLANNING COUNCIL-1241 S.W. 10TH STREET OCALA, FL 32674-2798

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STATE OFFICIALS

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UTILITY NAME

MANAGER

OFFICE OF PUBLIC COUNSEL 111 WEST MADISON STREET SUITE 812 TALLAHASSEE, FL 32399-1400

OFFICE OF COMMISSION CLERK FLORIDA PUBLIC SERVICE COMMISSION 2540 SHUMARD OAK BOULEVARD TALLAHASSEE, FL 32399-0850

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UTILITY NAME

PASCO COUNTY

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ALLEN LAFORTUNE AND OTIS FONDER (WU556) 36645 SUNSHINB ROAD ZBPHYRHULLS, FL 33541-1182

AQUA UTILITIES FLORIDA, INC. (WS883) 2228 CAPITAL CIRCLE N.B., SUITE 2A TALLAHASSEE, FL 32308-4306

C. S. WATER COMPANY, INC. (WU030) P. O. BOX 40 CRYSTAL SPRINGS, FL 33524-0040

COLONIAL MANOR UTILITY COMPANY (WU894) P. O. BOX 398 NEW PORT RICHEY, FL 34656-0398

CRESTRIDGE UTILITY CORPORATION (WU049) 4504 MILE STRETCH DRIVE HOLIDAY, FL 34690-4358

DIXIE GROVES UTILITY COMPANY A DIVISION OF COMMUNITY UTILI (WU865) P. O. BOX 398 NEW PORT RICHEY, FL 34656-0398

HOLIDAY GARDENS UTILITIES, INC. (WU109) 4804 MILE STRETCH DRIVE HOLIDAY, FL 34690-4358

HOLIDAY UTILITY COMPANY, INC. (WU111) P. O. BOX 398 NEW PORT RICHEY, FL 34656-0398

HV UTILITY SYSTEMS, L.L.C. (SU866) % EQUITY LIFESTYLE PROPERTIES, INC. TWO NORTH RIVERSIDE PLAZA, SUITE 800 CHICAGO, IL 60606-2682

KEMPLE WATER COMPANY (WU132) 37502 MARCLIFF TERRACE ZEPHYRHILLS, FL 33541-8451

L W V UTILITIES, INC. (WU135) 7552 CONGRESS STREET, SUITE 4 NEW PORT RICHEY, FL 34653-1106 MANAGER

ALLEN LAFORTUNE (813) 782-6929

TROY RENDELL (850) 575-8500

CLYDE A. BISTON (813) 783-2984 (OFFICE)

GARY DEREMER (727) 848-8292 EXT 202

JUDY RIVETTE (727) 937-6275

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JUDY RIVETTE (727) 937-6275

GARY DBREMER (727) 848-8292 EXT 202

KENNETH KROOT (312) 279-1652

RICHARD KEMPLE (813) 782-2972

JAMES C. WEEKS (727) 849-9389

UTILITY NAME

PASCO COUNTY

LABRADOR UTILITIES, INC. (WS851) 200 WEATHERSFIELD AVENUE ALTAMONTE SPRINGS, FL 32714-4027

LINDRICK SERVICE CORPORATION (WS149) 5245 U.S. HIGHWAY 19 NORTH NEW PORT RICHEY, FL 34652-3967

MAD HATTER UTILITY, INC. (WS155) 2348 RADEN DRIVE LAND O' LAKES, FL 34639-5136

NI FLORIDA, LLC (SU915) 10913 METRONOME HOUSTON, TX 77043-2201

ORANGELAND WATER SUPPLY (WU179) 2109 OVERVIEW DRIVE NEW PORT RICHEY, FL 34655-4131

ORANGEWOOD LAKES SERVICES, INC. (WS180) 7602 CONGRESS STREET, SUITE 4 NEW PORT RICHEY, FL 34653-1107

PARADISE LAKES UTILITY, L.L.C. (WS446) 2348 RADEN DRIVE LAND O' LAKES, FL 34639-5136

PASCO UTILITIES, INC. (WU190) % U.S. WATER SERVICES CORPORATION 4939 CROSS BAYOU BLVD. NEW PORT RICHEY, FL 34652-3434

SILVER FOX UTILITY COMPANY LLC D/B/A TIMBERWOOD UTILITIES (WS896) 4436 BRYNWOOD DRIVE NAPLES, FL 34119-8412

UTILITIES, INC. OF FLORIDA (WU372) 200 WEATHERSFIELD AVENUE ALTAMONTE SPRINGS, FL 32714-4027

UTILITIES, INC. OF FLORIDA (SU640) 200 WEATHERSFIELD AVENUE ALTAMONTE SPRINGS, FL 32714-4027 MANAGER

PATRICK C. FLYNN (407) 869-1919

HELEN L. MCNEIL (727) 848-1165

LARRY G. DELUCENAY (813) 949-2167 OR -5977

KENNETH A HOFFMAN (850) 681-6788

FRED J. SNELL (727).372-8330 .

ALFRED G. HEILER (727) 849-9555

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LIST OF WATER AND WASTEWATER UTILITIES IN PASCO COUNTY (VALID FOR 60 DAYS) 10/07/2009 - 12/05/2009

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UTILITY NAME

PASCO COUNTY

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VIRGINIA CITY UTILITY COMPANY A DIVISION OF COMMUNITY UTIL (WU864) P. O. BOX 398 NEW PORT RICHEY, FL 34656-0398

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GARY DEREMER (727) 848-8292 EXT 202

MANAGER

UULITY NAME

GOVERNMENTAL AGENCIES

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<u>MANAGER</u>

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CLERK, BOARD OF COUNTY COMMISSIONERS, PASCO COUNTY 38053 LIVE OAK AVENUE DADE CITY, FL 33525

DEP SOUTHWEST DISTRICT 13051 N. TELECOM PARKWAY TEMPLE TERRACE, FL 33637-0926

MAYOR, CITY OF DADE CITY P. O. BOX 1355 DADE CITY, FL 33526-1355

MAYOR, CITY OF NEW PORT RICHEY 5919 MAIN STREET NEW PORT RICHEY, FL 34652

MAYOR, CITY OF PORT RICHEY ATTN: CITY CLERK 6333 RIDGE ROAD PORT RICHEY, FL 33668-6746

MAYOR, CITY OF SAN ANTONIO 32819 PENNSYLVANIA AVENUE P. O. BOX 75 SAN ANTONIO, FL 33576-0075

MAYOR, CITY OF ST. LEO P. O. BOX 2479 ST. LEO, FL 33574-2479

MAYOR, CITY OF ZEPHYRHILLS 5335 8TH STREET ZEPHYRHILLS, FL 33540-5133

MIKE WELLS, PASCO COUNTY PROPERTY APPRAISER 14236 6TH STREET, SUITE 101 P. O. BOX 401 DADE CITY, FL 33526-0401

PASCO COUNTY ADMIN., 7530 LITTLE ROAD PUBLIC WORKS UTILITY BUILDING NEW PORT RICHEY, FL 34654

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

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UTILITY NAME

GOVERNMENTAL AGENCIES

TAMPA BAY REGIONAL PLANNING COUNCIL 4000 GATEWAY CENTRE BLVD., SUITE 100 PINELLAS PARK, FL 33782

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MANAGER

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MANAGER

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CLYDE A. BISTON

GARY DEREMER

(813) 783-2984 (OFFICE)

(727) 848-8292 'EXT 202

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s. s.

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MAYOR, CITY OF NEW PORT RICHEY 5919 MAIN STREET NEW PORT RICHEY, FL 34652

MAYOR, CITY OF PORT RICHEY ATTN: CITY CLERK 6333 RIDGE ROAD PORT RICHEY, FL 33668-6746

MAYOR, CITY OF SAN ANTONIO 32819 PENNSYLVANIA AVENUE P. O. BOX 75 SAN ANTONIO, FL 33576-0075

MAYOR, CITY OF ST. LEO P. O. BOX 2479 ST. LEO, FL 33574-2479

MAYOR, CITY OF ZEPHYRHILLS 5335 8TH STREET ZEPHYRHILLS, FL 33540-5133

MIKE WELLS, PASCO COUNTY PROPERTY APPRAISER 14236 6TH STREET, SUITE 101 P. O. BOX 401 DADE CITY, FL 33526-0401

PASCO COUNTY ADMIN., 7530 LITTLE ROAD PUBLIC WORKS UTILITY BUILDING NEW PORT RICHEY, FL 34654

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

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UTILITY NAME

MANAGER

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GOVERNMENTAL AGENCIES

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UTILITY NAME

STATE OFFICIALS

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OFFICE OF COMMISSION CLERK FLORIDA PUBLIC SERVICE COMMISSION 2540 SHUMARD OAK BOULEVARD TALLAHASSEE, FL 32399-0850 MANAGER

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EXHIBIT "T"

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Skyland Utilities, LLC to operate a water and wastewater utility in Hernando and Pasco Counties, Florida

AFFIDAVIT OF NOTICE TO CUSTOMERS

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Ronald Edwards, who, after being sworn on oath, did depose on oath that he is Manager of Skyland Utilities, LLC, that on October 16, 2009, he had given a copy of the Notice to all potential customers of Skyland Utilities, LLC. Currently the only potential customer is Evans Properties, Inc., which owns all of the land within Skyland's proposed service territory.

FURTHER AFFIANT SAYETH NOT.

onald Edwards

Ronald Edwards, Manager

Sworn to and subscribed before me this <u>a</u>day of October, 2009, by Rovard L. Edwards who is personally known to me.

Print Name: DEBRA

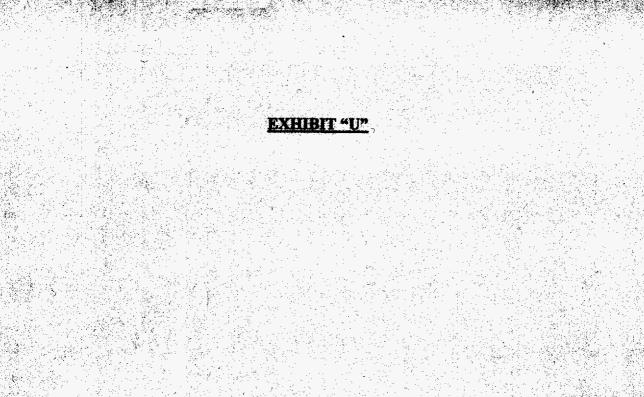
NOTARY PUBLIC: DD 749 397 My Commission Expires: 1/16/2012



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Mailing List For Notice To Customers

Evans Properties, Inc. 660 Beachland Boulevard Vero Beach, FL 32963





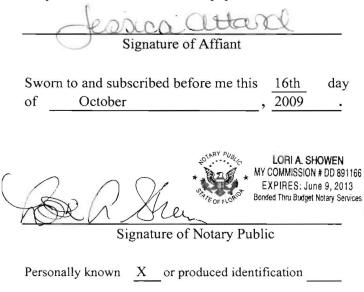
Published Daily Port Richey, Pasco County, Florida

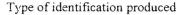
STATE OF FLORIDA COUNTY OF PASCO:

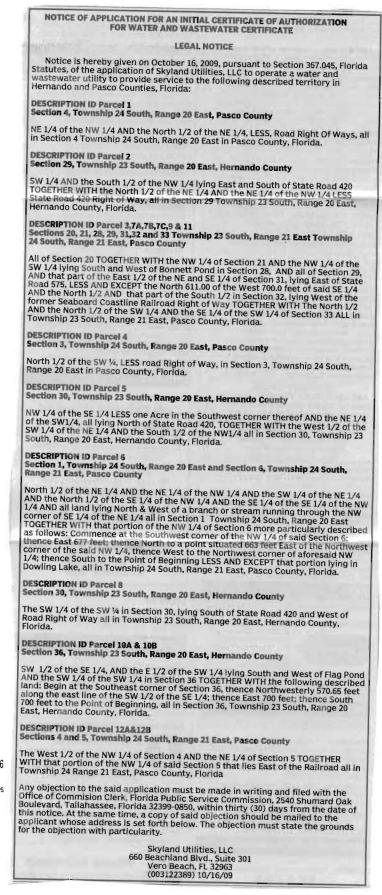
Before the undersigned authority personally appeared Jessica Attard who on oath says that she is Legal Clerk of the Pasco Times a daily newspaper published at Port Richey, in Pasco County, Florida: that the attached copy of advertisement, being a Legal Notice in the matter of RE: Notice of Application

		Court						
was	published	in	said	newspaper	in	the	issues	of
	Octob	er 1	6, 20	09				٠

Affiant further says the said <u>Pasco Times</u> is a newspaper published at Port Richey, in said Pasco County, Florida, and that the said newspaper has heretofore been continuously published in said Pasco County, Florida, each day and has been entered as second class mail matter at the post office in Port Richey in said Pasco County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm, or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.







HERNANDO TIMES

An Edition of the St. Petersburg Times Published Daily Brooksville, Hernando County, Florida

STATE OF FLORIDA COUNTY OF HERNANDO:

Before the undersigned authority personally appeared Jessica Attard who on oath says that she is Legal Clerk of the <u>Hernando</u> <u>Times</u> a daily newspaper published at Brooksville, in Hernando County, Florida: that the attached copy of advertisement, being a Legal Notice in the matter of RE: Notice of Application

			in the				Court		
was	published	in	said	newspaper	in	the	issues	of	
	Octobe	er 16	5, 200)9					

Affiant further says the said <u>Hernando Times</u> is a newspaper published at Brooksville, in said Hernando County, Florida, and that the said newspaper has heretofore been continuously published in said Hernando County, Florida, each day and has been entered as second class mail matter at the post office in Brooksville, in said Hernando County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm, or corporation any discount, rebate commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Signature of Affiant Sworn to and subscribed before me this 23rd day 2009 of October LORI A. SHOWEN MY COMMISSION # DD 891166 EXPIRES: June 9, 2013 Bonded Thru Budget Notary Services Signature of Notary Public

Personally known x or produced identification

Type of identification produced

NOTICE OF APPLICATION FOR AN INITIAL CERTIFICATE OF AUTHORIZATION FOR WATER AND WASTEWATER CERTIFICATE LEGAL NOTICE Notice is hereby given on October 16, 2009, pursuant to Section 367.045, Florida Statutes, of the application of Skyland Utilities, LLC to operate a water and wastewater utility to provide service to the following described territory in Hernando and Pasco Counties, Florida: **DESCRIPTION ID Parcel 1** Section 4, Township 24 South, Range 20 East, Pasco County NE 1/4 of the NW 1/4 AND the North 1/2 of the NE 1/4, LESS, Road Right Of Ways, all in Section 4 Township 24 South, Range 20 East in Pasco County, Florida. **DESCRIPTION ID Parcel 2** Section 29, Township 23 South, Range 20 East, Hernando County SW 1/4 AND the South 1/2 of the NW 1/4 lying East and South of State Road 420 TOGETHER WITH the North 1/2 of the NE 1/4 AND the NE 1/4 of the NW 1/4 LESS State Road 420 Right of Way, all In Section 29 Township 23 South, Range 20 East, Hernando County, Florida. DESCRIPTION ID Parcel 3,7A,7B,7C,9 & 11 Sections 20, 21, 28, 29, 31,32 and 33 Township 23 South, Range 21 East Township 24 South, Range 21 East, Pasco County All of Section 20 TOGETHER WITH the NW 1/4 of Section 21 AND the NW 1/4 of the SW 1/4 lying South and West of Bonnett Pond in Section 28, AND all of Section 29, AND that part of the East 1/2 of the NE and SE 1/4 of Section 31, lying East of State Road 575, LESS AND EXCEPT the North 611.00 of the West 700.0 feet of said SE 1/4 AND the North 1/2 AND that part of the South 1/2 in Section 32, lying West of the former Seaboard Coastline Railroad Right of Way TOGETHER WITH The North 1/2 AND the North 1/2 of the SW 1/4 AND the SE 1/4 of the SW 1/4 of Section 33 ALL in Township 23 South Baron 21 East, Dasco County, Elorida. Township 23 South, Range 21 East, Pasco County, Florida. **DESCRIPTION ID Parcel 4** Section 3, Township 24 South, Range 20 East, Pasco County North 1/2 of the SW ¼, LESS road Right of Way, in Section 3, Township 24 South, Range 20 East in Pasco County, Florida. **DESCRIPTION ID Parcel 5** Section 30, Township 23 South, Range 20 East, Hernando County NW 1/4 of the SE 1/4 LESS one Acre in the Southwest corner thereof AND the NE 1/4 of the SW1/4, all lying North of State Road 420, TOGETHER WITH the West 1/2 of the SW 1/4 of the NE 1/4 AND the South 1/2 of the NW1/4 all in Section 30, Township 23 South, Range 20 East, Hernando County, Florida. DESCRIPTION ID Parcel 6 Section 1, Township 24 South, Range 20 East and Section 6, Township 24 South, Range 21 East, Pasco County North 1/2 of the NE 1/4 AND the NE 1/4 of the NW 1/4 AND the SW 1/4 of the NE 1/4 AND the North 1/2 of the SE 1/4 of the NW 1/4 AND the SE 1/4 of the SE 1/4 of the NW 1/4 AND all land lying North & West of a branch or stream running through the NW corner of SE 1/4 of the NE 1/4 all in Section 1 Township 24 South, Range 20 East TOGETHER WITH that portion of the NW 1/4 of Section 6 more particularly described as follows: commence at the Southwest corner of the NW 1/4 of said Section 6; thence East 677 feet; thence North to a point situated 663 feet East of the Northwest corner of the said NW 1/4, thence West to the Northwest corner of aforesaid NW 1/4; thence South to the Point of Beginning LESS AND EXCEPT that portion lying in Dowling Lake, all in Township 24 South, Range 21 East, Pasco County, Florida. DESCRIPTION ID Parcel 8 Section 30, Township 23 South, Range 20 East, Hernando County The SW 1/4 of the SW ¼ in Section 30, lying South of State Road 420 and West of Road Right of Way all in Township 23 South, Range 20 East, Hernando County, Florida. DESCRIPTION ID Parcel 10A & 10B Section 36, Township 23 South, Range 20 East, Hernando County SW 1/2 of the SE 1/4. AND the E 1/2 of the SW 1/4 lying South and West of Flag Pond AND the SW 1/4 of the SW 1/4 in Section 36 TOGETHER WITH the following described land: Begin at the Southeast corner of Section 36, thence Northwesterly 570.65 feet along the east line of the SW 1/2 of the SE 1/4; thence East 700 feet; thence South 700 feet to the Point of Beginning, all in Section 36, Township 23 South, Range 20 East, Hernando County, Florida. DESCRIPTION ID Parcel 12A&12B Sections 4 and 5, Township 24 South, Range 21 East, Pasco County The West 1/2 of the NW 1/4 of Section 4 AND the NE 1/4 of Section 5 TOGETHER WITH that portion of the NW 1/4 of said Section 5 that lies East of the Railroad all in Township 24 Range 21 East, Pasco County, Florida

Any objection to the said application must be made in writing and filed with the Office of Commision Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within thirty (30) days from the date of this notice. At the same time, a copy of said objection should be mailed to the applicant whose address is set forth below. The objection must state the grounds for the objection with particularity.

> Skyland Utilities, LLC 660 Beachland Blvd., Suite 301 Vero Beach, FL 32963 (003122389) 10/16/09