

State of Florida

Commissioners:  
Thomas M. Beard, Chairman  
Betty Easley  
J. Terry Deason  
Susan F. Clark  
Luis J. Lauredo



Division of Legal Services  
Noreen S. Davis,  
Director  
(904) 487-2740

Public Service Commission

November 16, 1992

Mr. Norwood W. Hope  
2900 Turkey Creek Boulevard  
Alachua, Florida 32615-9513

Re: Docket No. 921098-WS - Application for certificates to provide water and wastewater service in Alachua County under grandfather rights by TURKEY CREEK, INC. & FAMILY DINER, INC. d/b/a TURKEY CREEK UTILITIES.

Dear Mr. Hope:

As you well know, the Alachua Board of County Commissioners voted to pass jurisdiction over the private investor-owned utilities in Alachua County to the Florida Public Service Commission as of June 30, 1992. Therefore, the agency responsible for the regulation of all the private investor-owned utilities in Alachua County is the Florida Public Service Commission. The Commission is responsible to assure that the customers of these utilities pay fair, just and reasonable rates and that these customers receive safe and sufficient water and wastewater service. Also, the Commission is responsible to assure that these utilities have an opportunity to earn a fair return on their investment in providing utility service.

ACK \_\_\_\_\_  
AFA \_\_\_\_\_  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG \_\_\_\_\_  
LIN \_\_\_\_\_  
OPC \_\_\_\_\_  
RCH \_\_\_\_\_  
SEC \_\_\_\_\_  
WAS \_\_\_\_\_  
OTL \_\_\_\_\_

The Commission has received your application for a grandfather certificate to provide water and wastewater service to the Turkey Creek subdivision. A letter will be coming to you noting a few deficiencies in the application. Once you provide us with the information that is needed, the Commission Staff will take a recommendation to the Commission at a public agenda conference here in Tallahassee at which the Commission will act on the recommendation. Part of the Staff's processing of your application includes the verification of existing rates and charges. The recommendation that will be filed and presented to the Commission will include a recommendation regarding the existing rates and charges of the utility. Chapter 367, Florida Statutes, provides that existing utilities have a right to a certificate for the territory they serve on the date jurisdiction passes to the

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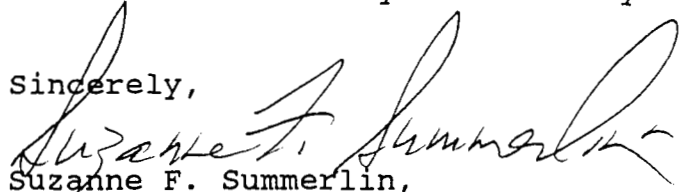
Commission. Also, the Commission approves the existing rates and charges of the utility.

It is my understanding that you have sent a notice to Turkey Creek Master Owners Association, an association of your customers, that you intend to terminate their fire protection service as of Wednesday, November 18, 1992, because they have failed to pay your annual fire hydrant rental fee of approximately \$1900.00. For all of the reasons cited in the first paragraph of this letter, we are very concerned that you not terminate the fire protection service to your customers. This could result in a serious threat to the public health, safety and welfare of your customers. If the Commission determines that your fire hydrant rental fee is appropriate, the order the Commission issues will reflect that.

The Commission will act on your application within 90 days of the Commission's receipt of your completed application, and maybe sooner. Please send us the information we request in the deficiency letter as soon as possible so the Commission may make a determination as to the appropriateness of your fire hydrant rental fee. You are welcome to attend the agenda conference when the Commission takes action on your application, as are all customers of your utility. This date has not been set as of yet, but you will be advised by our Division of Records and Reporting when it is set.

Please confirm that you do not intend to terminate fire protection service prior to the Commission's action on your application. Please feel free to call me if you have any questions. Thank you.

Sincerely,



Suzanne F. Summerlin,  
Bureau Chief  
Bureau of Water and Wastewater,  
Division of Legal Services

SFS/dr

cc: Commissioner Luis Lauredo  
Jim Cherry, President, Turkey Creek Master Owners Assoc., Inc.  
Stephen Reilly, Esquire, Office of Public Counsel  
Division of Water and Wastewater (Hill, Holman)  
Division of Records and Reporting