

January 15, 1997

961531-4111

Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oaks Boulevard
Tallahassee, FL 32399-0850

B&H Project No. 44281.00

Subject: Marion Utilities, Inc. (Cert. No. 347W) - Objection to Certificate Amendment (Territory Addition)

To Whom It May Concern:

As Representative Agent for DECCA Utilities, Marion Co., FL, we hereby submit this letter as a formal objection to the application of Marion Utilities, Inc. certificate number 347W or water service to add territory in Marion County, Florida.

The subject territory is described as follows:

1. All of Section 27.
2. The south one half of Section 22.
3. The north three fourths of Section 34 except the portion belonging to the Florida Canal Authority.
4. The north three fourths of Section 33.
5. The south portion of Section 28 lying south of 103rd Street Road (Hialeah Blvd.)
6. The parts of Section 29 and 32 lying south of 103rd Street Road (Hialeah Blvd.) and east and south of SW 62nd Avenue Road (Aqueduct Blvd.)
7. All of the above are in Township 16 Range 21 east, County of Marion, State of Florida
8. The proposed territory amendment is to serve the platted subdivisions of Ocala Waterway Estates, Whispering Pines and Forest Glen.

This objection is submitted based on the following facts:

ACK _____
 AFA _____
 APP _____
 CAF _____
 CMU _____
 CTR _____
 EAG _____
 LEG _____
 LIN _____
 WAS _____
 OTH _____

1. DECCA Utilities presently owns and operates a public water and wastewater utility within Marion County immediately adjacent to the subject territory request. Certificate No. 447-W and No. 378-S.

2. DECCA Utilities Systems are regulated by the Public Services Commission and have been operated satisfactory since August 9, 1985.

3. DECCA Utilities has present facility capacities of 3.168 mgd for water supply and 0.800 mgd for wastewater treatment and disposal to service the present territory and future additions. Water supply facilities are operating at approximately 43% capacity and wastewater facilities are operating at approximately 45% capacity.

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4. All present facilities operated by DECCA Utilities meet or exceed Marion County Land Development Code requirements and the requirements of FDEP including storage, pumping, disinfection and fire flow capacity.
5. DECCA Utilities existing service territory includes but is not limited to service within the Oak Run Development of regional impact. Oak Run borders the subject territory amendment area. Oak Run (DECCA Utilities) is presently installing water distribution system and sanitary sewer system infrastructure adjacent to the subject property.
6. DECCA Utilities has planned to extend water and wastewater infrastructure through the subject territory along County Roadways.
7. It is DECCA Utilities desire to service the subject territory upon mutually agreeable terms with the service area property owners and Marion County.
8. Marion Utilities, Inc. present water plant facility capacity is insufficient to service the entire territory and would require expansion to meet Marion County Land Development Code Requirements.
9. Marion Utilities, Inc. is presently unable to provide fire flow and wastewater service to the subject territory.

It is DECCA Utilities position that additional information and investigation is needed regarding the application for territory expansion.

Sincerely,

BERRYMAN & HENIGAR



Chuck A. Pigeon, P.E.
Vice President/Principal

CAP/rg

cc: James Bell, DECCA
Tim Thompson, Marion Utilities