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JOHN L. WHARTON

ROBERT M. C. ROSE, OF COUNSEL
WAYNE L. SCHIEFELBEIN, OF COUNSEL

October 1, 2003

HAND DELIVERY

Ms. Blanca Bayo
Commission Clerk and Administrative Services Director
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

RECEIVED FPSC
OCT - 1 AM 10:59
COMMISSION
CLERK

Re: Docket No. 030957^{SU} Application of Alafaya Utilities, Inc. for Amendment
to Certificates of Authorization
Our File No.: 30057.66

Dear Ms. Bayo:

Enclosed for filing are the original and fifteen (15) copies of the Application of Alafaya Utilities, Inc., for an amendment to its wastewater certificate to extend its service area in Seminole County, Florida. Also, enclosed is our check in the amount of \$100.00 representing the appropriate filing fee.

Should you have any questions regarding this filing, please do not hesitate to give me a call.

Very truly yours,

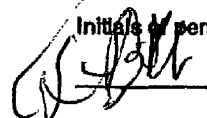


MARTIN S. FRIEDMAN

For the Firm

Check received with filing and forwarded to Fiscal for deposit. Fiscal to forward deposit information to Records.

Initials of person who forwarded check



Original Tariff + MAP
forwarded to ECR.

MSF/dmp
Enclosures

cc: Mr. Steven M. Lubertozzi (w/enclosure)
Mr. Patrick C. Flynn (w/enclosure)
David L. Orr, P.E. (w/enclosure)

DOCUMENT NUMBER-DATE

09454 OCT-1 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application of
ALAFAYA UTILITIES, INC.
for extension of wastewater
service in Seminole County,
Florida

Docket No. 030957-SU

APPLICATION FOR AMENDMENT TO
CERTIFICATES OF AUTHORIZATION

ALAFAYA UTILITIES INC., ("Applicant"), by and through its undersigned attorneys, and pursuant to Section 367.045(2), Florida Statutes, and Rule 25-30.036, Florida Administrative Code, files this Application for Amendment of Certificate No. 379-S to extend its wastewater service area to include the land more fully described in Exhibit "A" ("Extension Area"), in Seminole County, and in support thereof states:

1. The exact name of the Applicant and the address of its principal business offices are:

Alafaya Utilities, Inc.
200 Weathersfield Avenue
Altamonte Springs, Florida 32714

and

c/o Utilities, Inc.
2335 Sanders Road
Northbrook, IL 60062

2. The name and address of the person authorized to receive notices and communications in respect to this application is:

Martin S. Friedman, Esquire
Rose, Sundstrom & Bentley, LLP
600 S. North Lake Boulevard, Suite 160
Altamonte Springs, FL 32701
(407)830-6331
(407)830-8522 fax
mfriedman@rsbattorneys.com

DOCUMENT NUMBER-DATE

09454 OCT-13

FPSC-COMMISSION CLERK

3. The Applicant has not been able to locate the original certificate and requests a replacement certificate. A copy of original Wastewater Certificate No. 379-S is attached hereto as Exhibit "B".

4. The Applicant is making this Application because the Applicant has been providing, and wishes to continue to provide, wastewater service to the Extension Area. The Extension Area is adjacent to its existing certificated wastewater service area.

5. To the best of Applicant's knowledge, the provision by the Applicant of wastewater service to the Extension Area is consistent with the wastewater section of the Seminole County Comprehensive Plan at the time this Application is filed, as approved by the Department of Community Affairs.

6. Applicant is an established utility. Documentary evidence of its ownership of the land on which its wastewater plant is constructed will be provided as Late Filed Exhibit "C".

7. A map of the territory to be served, using township, range and section references, is attached as Exhibit "D". A full-sized map will be provided to Commission Staff.

8. The approval of this Application is in the public interest because there is a need for wastewater service to the Extension Area; the Applicant has been providing wastewater service to the Extension Area; and it is in the public interest for the Applicant, as the utility whose certificated wastewater service

area adjoins the Extension Area, to continue to provide such service.

9. The existing lines and treatment facilities currently serving the Applicant's existing certificated wastewater service area have sufficient capacity to serve the Extension Area. The Applicant is providing wastewater service in the Extension Area to one customer, the Oviedo Presbyterian Church. The Applicant's current wastewater systems serving the existing certificated service area and the Extension Areas have sufficient capacity to serve the existing and proposed wastewater service area.

10. The amendment of the Applicant's wastewater certificate to include the Extension Area within its certificated wastewater service area will not interrupt, curtail or otherwise affect the provision of wastewater service to existing customers.

11. The inclusion of the Extension Area within the Applicant's certificated wastewater service area will not have any impact on the Applicant's rates or service availability charges. Interim rates for the Applicant were established by the Commission in Order No. PSC-03-0380-PCO-SU. Final rates are expected to be set in November, 2003.

12. The Applicant is an established utility and has both the financial and technical ability to render reasonably sufficient, adequate and efficient service. A copy of the most recent Financial Statements from the Applicant's 2002 Annual Report will

be provided as Late File Exhibit "E"

13. With respect to the Applicant's technical ability, attached as Exhibit "F" is a schedule listing the operators and their license numbers. There are no outstanding Consent Orders or Notices of Violation from DEP.

14. Attached as Exhibit "G" to this Application are the original and two copies of the revised tariff sheets reflecting the inclusion of the Extension Area. Copies of the revised tariff sheets are attached to each copy of the Application.

16. Attached as Exhibit "H" is an affidavit that the notice of actual application was given in accordance with Section 367.045(1)(a), Florida Statutes, and Rule 25-30.030, Florida Administrative Code, by regular mail to the following:

- (1) the governing body of the municipality, county or counties in which the system or territory proposed to be served is located;
- (2) the privately owned water and wastewater utility that holds a certificate granted by the Public Service Commission and that is located within the county in which the utility or the territory proposed to be served is located;
- (3) if any portion of the proposed territory is within one mile of a county boundary, the utility shall notice the privately owned utilities located in the

bordering counties and holding a certificate granted by the Commission;

- (4) the regional planning council;
- (5) the Office of Public Counsel;
- (6) the Public Service Commission's Director of Records and Reporting;
- (7) the appropriate regional office of the Department of Environmental Protection; and
- (8) the appropriate water management district;

Copies of the Notice and a list of entities noticed shall accompany the affidavit.

17. Late Filed Exhibit "I" will be the notice of actual application was given in accordance with Rule 25-30.030, Florida Administrative Code, by regular mail or personal delivery to each property owner in the Extension Area.

18. Late Filed Exhibit "J" will be an affidavit that the notice of application was published once a week in a newspaper of general circulation in the territory in accordance with Rule 25-30.030, Florida Administrative Code. A copy of the proof of publication will accompany the affidavit.

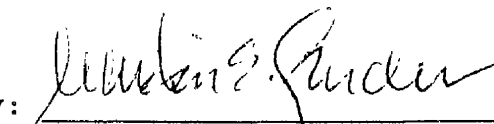
19. In response to Section 367.045(2)(c), Florida Statutes, attached hereto as Exhibit "K" is an Affidavit that the Applicant has on file with the PSC a tariff and current annual report.

20. The Extension Area is currently serving 1 ERC. Pursuant

to Rule 25-30.020, Florida Administrative Code, the appropriate filing fee is \$100.00.

Respectfully submitted on this
1st day of October, 2003, by:

ROSE, SUNDSTROM & BENTLEY, LLP
600 S. North Lake Boulevard
Suite 160
Altamonte Springs, Florida 32701
Telephone: (407) 830-6331
Facsimile: (407) 830-8522
Email: mfriedman@rsbattorneys.com

By: 

MARTIN S. FRIEDMAN

EXHIBIT "A"

Extension Area

TO BE ADDED TO WASTEWATER CERTIFICATE:

Commence at the Southwest corner of the Southeast 1/4 of the Northeast 1/4 of Section 25, Township 21 South, Range 31 East, Seminole County, Florida; thence run North 60° 07' 52" West a distance of 1325.85 feet; thence North 51° 21' 58" West a distance of 638.59 feet to the Northeast corner of said tax parcel and the Point of Beginning; thence South 34° 29' 36" West a distance of 617.23 feet to the Southeast corner of said tax parcel; thence North 50° 14' 38" West a distance of 346.37 feet to the Southwest corner of said tax parcel; thence North 35° 22' 00" East along the Easterly right-of-way of Lockwood Boulevard for a distance of 536.42 feet to a point on a curve concave Northwesterly; thence run Northeasterly along the arc of said curve and said Easterly right-of-way for a distance of 168.47 feet to the Northwest corner of said tax parcel; thence departing said right-of-way, South 44° 26' 23" East a distance of 382.81 feet to the Point of Beginning.

EXHIBIT "B"

(COPY OF WATER CERTIFICATE)



FLORIDA

Public Service Commission

CERTIFICATE NUMBER

379 - S

Upon consideration of the record it is hereby ORDERED that authority be and is hereby granted to ALAFAYA UTILITIES, INC.

Whose principal address is 110 Alafaya Woods Boulevard Oviedo, FL 32765 (Seminole County)

to provide wastewater service in accordance with the provisions of Chapter 367, Florida Statutes, the Rules, Regulations and Orders of this Commission in the territory described by the Orders of this Commission.

This Certificate shall remain in force and effect until suspended, cancelled or revoked by Orders of this Commission.

ORDER 14841 DOCKET 850209-SU
ORDER 15573 DOCKET 860014-SU
ORDER 18486 DOCKET 870923-SU
ORDER 19579 DOCKET 880562-SU

BY ORDER OF THE FLORIDA PUBLIC SERVICE COMMISSION

Signature of Director, Division of Records & Reporting



EXHIBIT "C"

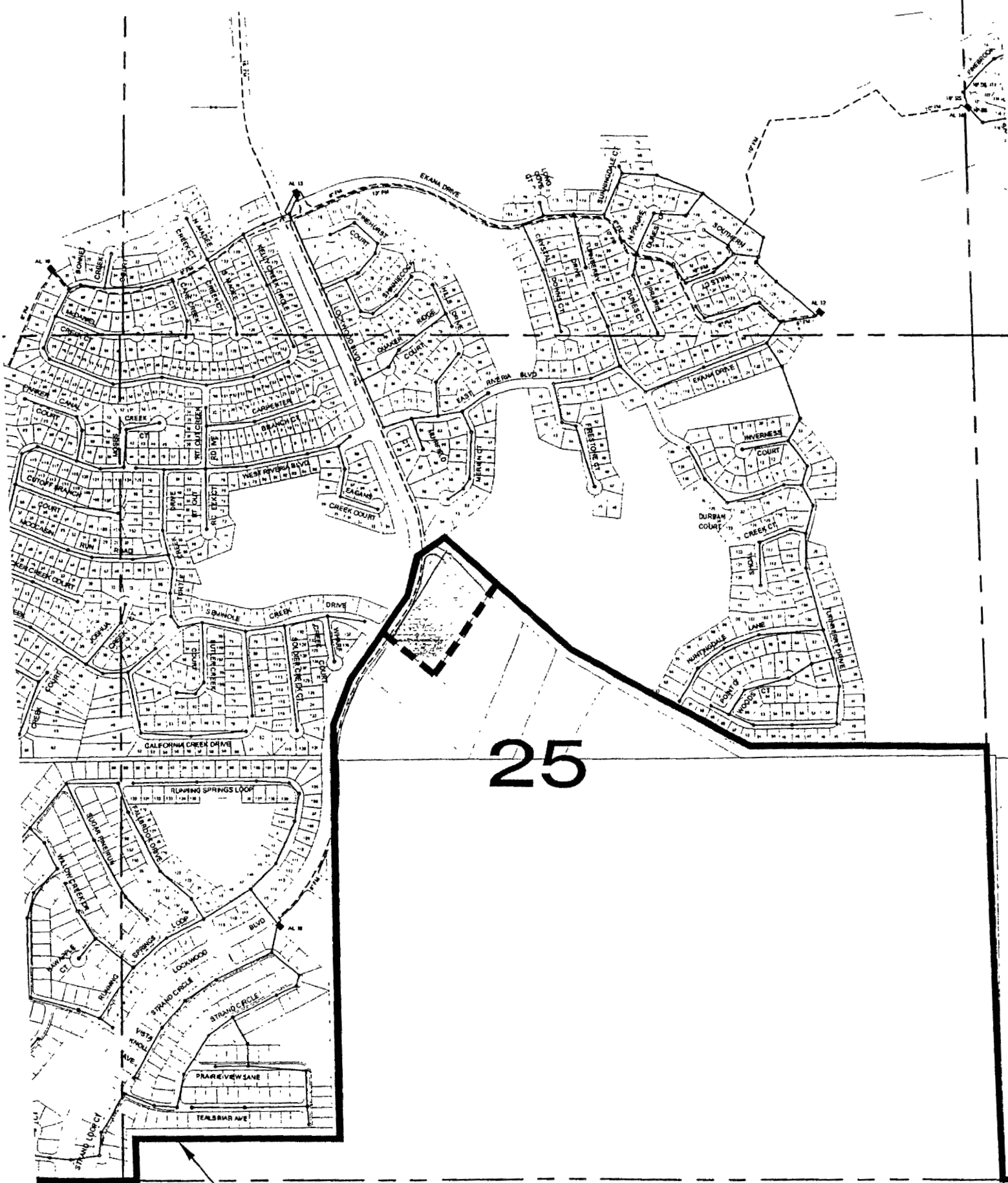
(COPY OF DEED TO PLANT SITE)

TO BE LATE FILED

EXHIBIT "D"

(OVERSIZED MAP)

TO BE LATE FILED



25

LITTLE CREEK

EXHIBIT "E"

(2002 FINANCIAL STATEMENTS)

TO BE LATE FILED

EXHIBIT "F"

List of Operators

Kathy Sillitoe	WWA9083
Scott Iaggi	WWB5128
Cory Sudol	WWB12274
Carl Zubek	WWC3637

EXHIBIT "G"

(REVISED TARIFF SHEETS)

DESCRIPTION OF TERRITORY SERVED

ORDER NO. _____

TOWNSHIP 21 SOUTH, RANGE 31 EAST

Section 25

Commence at the Southwest corner of the Southeast 1/4 of the Northeast 1/4 of Section 25, Township 21 South, Range 31 East, Seminole County, Florida; thence run North 60° 07' 52" West a distance of 1325.85 feet; thence North 51° 21' 58" West a distance of 638.59 feet to the Northeast corner of said tax parcel and the Point of Beginning; thence South 34° 29' 36" West a distance of 617.23 feet to the Southeast corner of said tax parcel; thence North 50° 14' 38" West a distance of 346.37 feet to the Southwest corner of said tax parcel; thence North 35° 22' 00" East along the Easterly right-of-way of Lockwood Boulevard for a distance of 536.42 feet to a point on a curve concave Northwesterly; thence run Northeasterly along the arc of said curve and said Easterly right-of-way for a distance of 168.47 feet to the Northwest corner of said tax parcel; thence departing said right-of-way, South 44° 26' 23" East a distance of 382.81 feet to the Point of Beginning.

TYPE OF FILING: Certificate Amendment

EFFECTIVE DATE: _____

Lawrence N. Schumacher
Issuing Officer

President
Title

EXHIBIT "H"

(AFFIDAVIT OF NOTICE TO GOVERNMENTAL AGENCIES)

TO BE LATE FILED

EXHIBIT "I"

(AFFIDAVIT OF NOTICE TO PROPERTY OWNERS)

TO BE LATE FILED

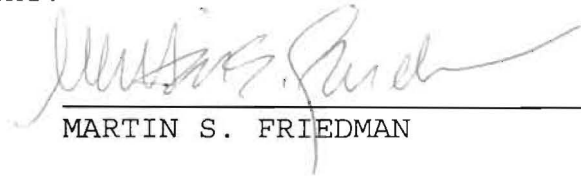
EXHIBIT "J"
(AFFIDAVIT OF PUBLICATION)
TO BE LATE FILED

AFFIDAVIT

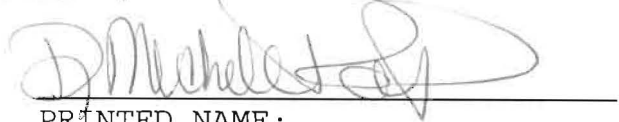
STATE OF FLORIDA
COUNTY OF SEMINOLE

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared MARTIN S. FRIEDMAN, ESQUIRE, who, after being duly sworn on oath, did depose on oath and say that he is the attorney for Alafaya Utilities, Inc., that Alafaya Utilities, Inc., has a Tariff on file with the Public Service Commission; and that on Sept 29, 2003, he verified on the Public Service Commission's website that Alafaya Utilities, Inc., has a current Annual Report on file.

FURTHER AFFIANT SAYETH NAUGHT.


MARTIN S. FRIEDMAN

Sworn to and subscribed before me this 29th day of September, 2003, by MARTIN S. FRIEDMAN, who is personally known to me.


PRINTED NAME: _____
NOTARY PUBLIC
My Commission Expires: _____



D. Michele Parks
MY COMMISSION # DD152493 EXPIRES
September 24, 2006
BONDED THRU TROY FARM INSURANCE, INC.

EXHIBIT "K"