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REPLY TO ALTAMONTE SPRINGS

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VIA HAND DELIVERY

November 17, 2003

RECEIVED- FPSC
03 NOV 17 AM 10:19
COMMISSION
CLERK

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

Re: Application of Labrador Utilities, Inc., for Rate Increase in Pasco County, Florida
Docket No.: 030443-SU
Our File No.: 30057.64

Dear Ms. Bayo:

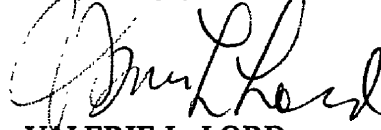
Enclosed is an original and 15 copies of a Notice of Filing the First Supplement to the Engineering Information for filing in the above-referenced docket.

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

RECEIVED & FILED

EPSC-BUREAU OF RECORDS

Very truly yours,



VALERIE L. LORD
Of Counsel

AUS
CAF
CMP
COM
CTR
ECR
GCL
OPC
MMS
SEC
OTH

VLL/lm

Enclosures

cc: Steven M. Lubertozi (Via regular mail w/enclosures)
Patrick C. Flynn (Via regular mail w/enclosures)

DOCUMENT NUMBER - DATE
11487 NOV 17 03
FPSC - COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of
LABRADOR UTILITIES, INC., for
an increase in water and wastewater
rates in Pasco County, Florida

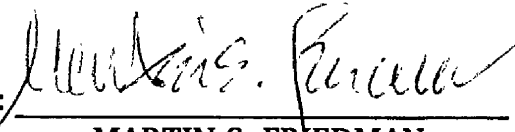
DOCKET NO. 030443-SU

NOTICE OF FILING

LABRADOR UTILITIES, INC., by and through its undersigned counsel, hereby gives notice of filing its First Supplement to the Engineering Information filed in this docket.

Respectfully submitted on this 17th day
of November, 2003, by:

ROSE, SUNDSTROM & BENTLEY, LLP
600 S. North Lake Boulevard
Suite 160
Altamonte Springs, Florida 32701
(407) 830-6331
(407) 830-8522 Fax

By: 
MARTIN S. FRIEDMAN

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL REGULATION

SOUTHWEST DISTRICT

7601 HIGHWAY 301 NORTH
TAMPA, FLORIDA 33610



BOB GI
GOV
VICTORIA J. TSCHE
SECR
WILLIAM K. HENNESSY
DISTRICT MANAGER

December 13, 1982

Gary K. Porter, Vice-President
8730 49th Street No.
Pinellas Park, FL 33565

Pasco County
Frontier Acres Mobile
Home Community

Dear Mr. Porter:

Enclosed is Permit Number WC-51-1305, dated 12/13/82,
to construct
issued pursuant to Section 403, Florida Statutes.

Should you object to this permit, including any and all of the conditions contained therein, you may file an appropriate petition for administrative hearing. This petition must be filed within fourteen (14) days of the receipt of this letter. Further, the petition must conform to the requirements of Section 28-5.201, Florida Administrative Code, (see reverse side of this letter). The petition must be filed with the Office of General Counsel, Department of Environmental Regulation, Twin Towers Office Building, 2600 Blair Stone Road, Tallahassee, Florida 32301.

If no petition is filed within the prescribed time, you will be deemed to have accepted this permit and waived your right to request an administrative hearing on this matter.

Acceptance of the permit constitutes notice and agreement that the Department will periodically review this permit for compliance, including site inspections where applicable, and may initiate enforcement action for violation of the conditions and requirements thereof.

Sincerely,

W. K. Hennessey
District Manager
Southwest District

WKH/mas
Enclosure

F

RULES OF THE ADMINISTRATION COMMISSION
MODEL RULES OF PROCEDURE
CHAPTER 28-5
DECISIONS DETERMINING SUBSTANTIAL INTERESTS

PART II
FORMAL PROCEEDINGS

28-5.201 Initiation of Formal Proceedings.

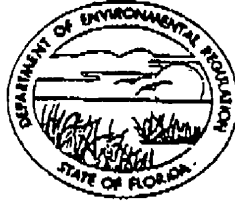
- (1) Initiation of formal proceedings shall be made by petition to the agency responsible for rendering final agency action. The term petition as used herein includes any application or other document which expresses a request for formal proceedings. Each petition should be printed, typewritten or otherwise duplicated in legible form on white paper of standard legal size. Unless printed, the impression shall be on one side of the paper only and lines shall be double-spaced and indented.
- (2) All petitions filed under these rules should contain:
 - (a) The name and address of each agency affected and each agency's file or identification number, if known;
 - (b) The name and address of the petitioner or petitioners, and an explanation of how his/her substantial interests will be affected by the agency determination;
 - (c) A statement of when and how petitioner received notice of the agency decision or intent to render a decision;
 - (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
 - (e) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle the petitioner to relief;
 - (f) A demand for relief to which the petitioner deems himself entitled; and
 - (g) Other information which the petitioner contends is material.

A petition may be denied if the petitioner does not state adequately a material factual allegation, such as a substantial interest in the agency determination, or if the petition is untimely. (Section 28-5.201 (3) (a), FAC)

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL REGULATION

SOUTHWEST DISTRICT

7601 HIGHWAY 301 NORTH
TAMPA, FLORIDA 33610



BOB GRAHAM
GOVERNOR

VICTORIA J. TSCHINKEL
SECRETARY

WILLIAM K. HENNESSEY
DISTRICT MANAGER

APPLICANT: Gary K, Porter, Vice-President
8730 49th Street No.
Pinellas Park, FL 33565

PERMIT/CERTIFICATION
NO. WC-51-1305

COUNTY: Pasco

PROJECT: Frontier Acres
Mobile Home Community

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Chapter 17-22, Florida Administrative Code. The above named applicant, hereinafter called Permittee, is hereby authorized to perform the work or operate the facility shown on the approved drawing(s), plans, documents, and specifications attached hereto and made a part hereof and specifically described as follows:

Construct a water distribution and treatment facility to serve 100 mobile home units in Frontier Acres Mobile Home Community.

Water service will be provided by Frontier Acres Utilities.

Location: State Road 54 East

PERMIT NO.: WC-51-1305
 APPLICANT: Gary K. Porter, Vice-President

GENERAL CONDITIONS:

1. The terms, conditions, requirements, limitations, and restrictions set forth herein are "Permit Conditions", and as such are binding upon the permittee and enforceable pursuant to the authority of Section 403.161(1), Florida Statutes. Permittee is hereby placed on notice that the department will review this permit periodically and may initiate court action for any violation of the "Permit Conditions" by the permittee, its agents, employees, servants or representatives.

2. This permit is valid only for the specific processes and operations indicated in the attached drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit shall constitute grounds for revocation and enforcement action by the department.

3. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the permittee shall immediately notify and provide the department with the following information: (a) a description of and cause of non-compliance; and (b) the period of non-compliance, including exact dates and times; or, if not corrected, the anticipated time the non-compliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the non-compliance. The permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the department for penalties or revocation of this permit.

4. As provided in subsection 403.087(6), Florida Statutes, the issuance of this permit does not convey any vested rights or any exclusive privileges. Nor does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state or local laws or regulations.

5. This permit is required to be posted in a conspicuous location at the work site or source during the entire period of construction or operation.

6. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source, which are submitted to the department, may be used by the department as evidence in any enforcement case arising under the Florida Statutes or department rules, except where such use is proscribed by Section 403.111, F.S.

7. In the case of an operation permit, permittee agrees to comply with changes in department rules and Florida Statutes after a reasonable time for compliance, provided, however, the permittee does not waive any other rights granted by Florida Statutes or department rules.

8. This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, plant, or aquatic life or property and penalties therefore caused by the construction or operation of this permitted source, nor does it allow the permittee to cause pollution in contravention of Florida Statutes and department rules, except where specifically authorized by an order from the department granting a variance or exception from department rules or state statutes.

9. This permit is not transferable. Upon sale or legal transfer of the property or facility covered by this permit, the permittee shall notify the department within thirty (30) days. The new owner must apply for a permit transfer within thirty (30) days. The permittee shall be liable for any non-compliance of the permitted source until the transferee applies for and receives a transfer of permit.

10. The permittee, by acceptance of this permit, specifically agrees to allow access to permitted source at reasonable times by department personnel presenting credentials for the purposes of inspection and testing to determine compliance with this permit and department rules.

11. This permit does not indicate a waiver of or approval of any other department permit that may be required for other aspects of the total project.

12. This permit conveys no title to land or water, nor constitutes state recognition or acknowledgement of title, and does not constitute authority for the reclamation of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the state. Only the Trustees of the Internal Improvement Trust Fund may express state opinion as to title.

13. This permit also constitutes:

- Determination of Best Available Control Technology (BACT)
- Determination of Prevention of Significant Deterioration (PSD)
- Certification of Compliance with State Water Quality Standards (Section 401, PL 92-500)

PERMIT NO.: WC-51-1305
APPLICANT: Gary K. Porter, Vice-President

SPECIFIC CONDITIONS:

- 1) The system shall not be placed in service until a letter of clearance is received. (Chapter 17-22.107, F.A.C.)
- 2) Bacteriological and chemical monitoring shall be provided in accordance with Chapter 17-22, F.A.C.
- 3) Operation of this source shall be in complete compliance with Chapter 17-22, F.A.C.
- 4) A certified operator shall meet the requirements of Chapter 17-16, F.A.C.
- 5) Drawings, plans, documents or specifications submitted by permittee not attached hereto but on file at the Southwest District office are made a part hereof.

PERMIT NO.: WC-51-1305
APPLICANT: Gary K. Porter, Vice-President

Expiration Date: December 13, 1983

Issued this 13th day of December, 1982

 Pages Attached.

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL REGULATION

cc: Pasco CHD
Madaus & Associates
601 Sunlake Blvd.
Lutz, FL 33549

W. K. Hennessey
Signature

PAGE 4 OF 4

W. K. Hennessey
District Manager

Affidavit for Proof of Publication THE ZEPHYRHILLS NEWS

Published Weekly

Zephyrhills, Pasco County, Florida

STATE OF FLORIDA,
COUNTY OF PASCO:

Before the undersigned authority personally appeared Larry M. Boatwright, Publisher

who on oath says he is Publisher of The Zephyrhills News, a newspaper published at Zephyrhills in Pasco County, Florida; that the attached copy of advertisement, being a Notice of Proposed

Agency Action

the matter of Construction of a water distribution and treatment facility to serve Frontier Acres in the _____

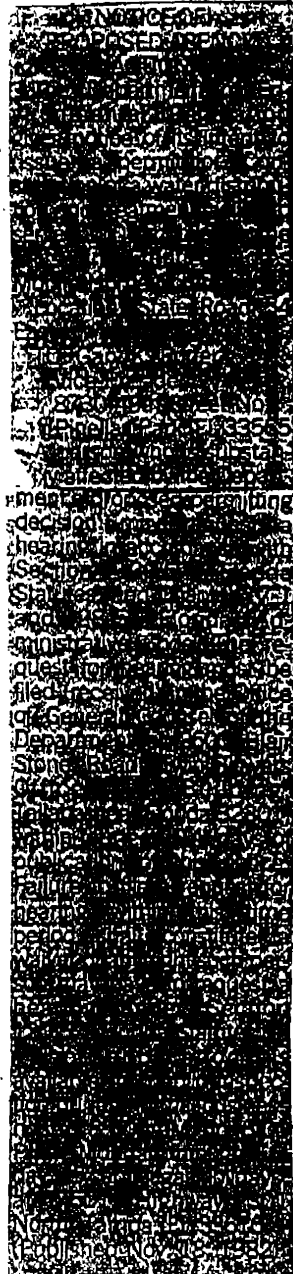
_____ court, was published in said newspaper in the issues November 18, 1982

Affiant further says that said Zephyrhills News is a newspaper published at Zephyrhills, in said Pasco County, Florida, and that the said newspaper has heretofore been continuously published in said Pasco County, Florida, each week and has been entered as second class mail matter at the post office in Zephyrhills, in said Pasco County, Florida a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he 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.

Larry M. Boatwright
Publisher

born to and subscribed before me 3 day of December 1982
Carol A. Stagle
Notary Public.

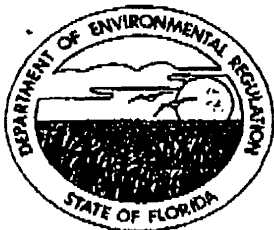
My commission expires June 23, 1985
Notary Public, State of Florida
Bonded By American Fire & Casualty Company.



D.E.R.

DEC 21 1982

SOUTHWEST DISTRICT
TAMPA



Florida Department of Environmental Regulation

Southwest District • 4520 Oak Fair Boulevard • Tampa, Florida 33610-7347 • 813-623-5561

Bob Martinez, Governor

Dale Twachtmann, Secretary

John Shearer, Assistant Secretary

Dr. Richard Garrity, Deputy Assistant Secretary

PERMITTEE
Henri Viau, President
Forest Lake Estates
6462 Presidential Circle
Zephyrhille, Florida 34248

Permit/Certification
ID. Number: 6514842
Permit Number WC51-168616
Date of Issue: 11/22/89
Expiration Date: 11/22/90
County: Pasco
Lat/Long: 28°14'00"N/
82°08'00"W
Sect/Town/Rge:
Project: Forest Lake Estates
Well No. 2 and Water
Treatment Plant
Expansion

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Rule(s) 17-555. The above named permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawing(s), plans, and other documents, attached hereto or on file with the department and made a part hereof and specifically described as follows:

Construction of a modification to an existing community drinking water system providing an increase in the water treatment plant capacity of 0.07MGD. The new construction is to be in accordance with the plans and specifications (SCE Project No. 2631) prepared by Sprinkle Consulting Engineers, Inc. which were submitted on August 11, 1989 with the application. The construction is to consist of:

1. One 10 inch, 780 feet deep supply well equipped with 750 gpm turbine pump,
2. hypochlorination system,
3. 34,000 gallon ground storage tank,
4. 20HP, 750 gpm service pump and
5. 30 KW auxiliary generator.

Location: South of SR 54 East and east of Highway 301,
Zephyrhills, Florida.

PERMITTEE:

FOREST LAKE ESTATES

PERMIT NO.: WC51-168616

FOREST LAEK ESTATES WELL NO. 2 AND
WATER TREATMENT PLANT EXPANSION

SPECIFIC CONDITIONS:

1. The system may be placed in service once a letter of clearance from this Department is received (Chapter 17-555.345, F.A.C.).
2. A letter of clearance will be issued by this Department once the following items have been submitted:
 - a. 'Request for a Letter of Release to Place Water Supply System into Service', DER Form 17-555.910(9), F.A.C.;
 - b. Copies of satisfactory bacteriological analysis of the water taken from the storage tank on two consecutive days.
3. Your facility has been classified as a Category V Class D water treatment plant. You must provide staffing by a Class D or higher operator for 3 nonconsecutive visits per week. The lead or chief operator must be Class D or higher.
4. Monthly operation reports must be submitted by your certified operator.
5. Compliance Monitoring:
 - a. The drinking water must be analyzed for primary and secondary contaminants listed in Chapter 17-550.310 and 17-550.320, F.A.C., to the degree and frequency required by Chapter 17-550.510 and 17-550.520, F.A.C.
 - b. The drinking water must be analyzed for coliform bacteria every month. The minimum number of samples required depending on population is outlined in Chapter 17-550, F.A.C.; however, at no time may you submit less than one (1) raw sample from each supply well and two (2) distribution samples.
 - c. The drinking water must be analyzed for unregulated organic contaminants listed in Chapter 17-550.410, F.A.C., to the degree and frequency outlined in Chapter 17-555.510, F.A.C.
 - d. All water quality analysis must be performed by a laboratory certified by the Department of Health and Rehabilitative Services (DHRS) and the results forwarded to the district office.
6. Sewage disposal facilities shall not be installed within 200' of any water supply well (Chapter 17-555.312, F.A.C.).
 - .. Reclaimed water land application areas may not be located within 500' of any water supply well. (Chapter 17-555.312, F.A.C.).

PERMITTEE:

FOREST LAKE ESTATES
FOREST LAEK ESTATES WELL NO. 2 AND
WATER TREATMENT PLANT EXPANSION

PERMIT NO.: WC51-168616

SPECIFIC CONDITIONS (con't):


8 Other sanitary hazards may not be located within 100' of any water supply well.

9. Permitted construction or alternation of a public drinking water system must be supervised by a professional engineer registered in the State of Florida.

10. The permittee shall operate and maintain this facility in accordance with Chapter 17-555.350, F.A.C.

11. The permittee shall be aware of and operate under the attached "General Conditions". General conditions are binding upon the permittee and enforceable pursuant to Chapter 403, Florida Statutes.

STATE OF FLORIDA DEPARTMENT OF
ENVIRONMENTAL REGULATION



Richard D. Garrity, Ph.D.
Deputy Assistant Secretary