

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Notice of Intention of  
AQUA UTILITIES FLORIDA, INC., to  
increase its water rates for its Tomoka/Twin  
Rivers Systems in Volusia County, Florida  
pursuant to the 2004 price index.

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**NOTICE OF INTENTION TO INCREASE RATES**

AQUA UTILITIES FLORIDA, INC., by and through its undersigned attorneys, hereby notifies the Commission of its intent to increase its water rates for its Tomoka/Twin Rivers System in Volusia County pursuant to Section 367.081 (4), Florida Statutes, and Order No. PSC-04-0119-PAA-WS.

1. The exact name of the Company and the address of its principal business office is:

AQUA UTILITIES FLORIDA, INC.  
6960 Professional Parkway East  
Suite 400  
Sarasota, Florida 34240

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

Martin S. Friedman, Esquire  
Valerie L. Lord, Esquire  
Rose, Sundstrom & Bentley, LLP  
600 S. North Lake Boulevard, Suite 160  
Altamonte Springs, FL 32701

3. The schedule showing the computation of the percentage increase in rates upon the application of the 2004 price index is attached hereto as Exhibit "A".

4. The affirmation required by Section 367.081(4)(c), Florida Statutes, is

NUMBER 0471  
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attached hereto as Exhibit "B".

5. The letter advising each customer of the authorized increase and the reasons therefore is attached hereto as Exhibit "C".

6. The revised tariff pages reflecting the increased rates are attached hereto as Composite Exhibit "D".

7. Pursuant to Rule 25-30.420(2)(h) and (i), Florida Administrative Code, the Statement of Quality of Service is attached hereto as Exhibit "E"

8. The notice of this increase will be sent to customers prior to customers beginning consumption at the increased rate.

9. The joint application for approval of the sale of this system by Florida Water Services Corporation to Aqua Utilities Florida, Inc., is currently pending in Docket No. 040952-WS.

Respectfully submitted on this  
19<sup>th</sup> day of January, 2005, by:

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

BY: 

MARTIN S. FRIEDMAN  
VALERIE L. LORD  
For the Firm

**EXHIBIT "A"**

APPENDIX A

2004 PRICE INDEX APPLICATION  
 TEST YEAR ENDED DECEMBER 31, 2003

DEP PWSID NO. <u>FL3641373/3641399</u>	<u>WATER</u>	<u>WASTEWATER</u>
DEP WWTP ID NO. _____		
2003 Operation and Maintenance Expenses	\$ 77,290	\$
LESS:		
(a) Pass-through items:		
(1) Purchased Power	7,795	-
(2) Purchased Water	-	-
(3) Purchased Wastewater Treatment		
(4) DEP Required Water Testing		
(5) DEP Required Wastewater Testing		
(6) NPDES Fees		
(b) Rate Case Expense Included in 2003 Expenses		
(c) Adjustments to O & M Expenses from Last Rate Case, if Applicable:		
(1)		
(2)		
Costs to be Indexed	<u>69,495</u>	<u>          </u>
Multiply by Change in GDP Implicit Price Deflator Index	<u>1.60%</u>	<u>1.60%</u>
Indexed Costs	1,111.92	
Add Pass-Through Items:		
(1) DEP Required Testing		
(2)		
Divide Index and Pass-Through Sum by Expansion Factor for Regulatory Assessment Fees	<u>95.5%</u>	<u>95.5%</u>
Increase in Revenue	1,164	
Divide by Annualized 2003 Revenue	\$ 42,459	\$
<b>Percentage Increase in Rates</b>	<u><u>2.74%</u></u>	<u><u>0.00%</u></u>

EXHIBIT "A"
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**ANNUALIZED REVENUE WORKSHEET**

Have the rates charged for customer services changed since January 1, 2003?

( ) If no, the utility should use actual revenues. This form may be disregarded

( x ) If yes, the utility must annualize its revenues. Read the remainder of this form.

Annualizing calculates the revenues the utility would have earned based upon 2003 customer consumption at the most current rates in effect. To complete this calculation, the utility will need consumption data for 2003 to apply to the existing rate schedule.

**CALCULATION OF ANNUALIZED REVENUES \***  
**Consumption Date for 2003**

		Number of Bill/Gal. Sold	x	Current Rates	Annualized Revenues
<b>Residential Service:</b>					
Bills:	5/8" x 3/4" meters	3,132	\$	4.63	\$ 14,501.16
	3/4" meters			11.57	
	1" meters			23.17	-
	1 1/2" meters			37.04	-
	2" meters			37.04	
	3" meters			37.04	
	4" meters			37.04	
	6" meters			37.04	
Gallons Sold		19,332		1.36	26,291.52
<b>General Service:</b>					
Bills:	5/8" x 3/4" meters	48	\$	4.63	222.24
	3/4" meters			11.57	
	1" meters			23.17	
	1 1/2" meters			37.04	
	2" meters	24		37.04	888.96
	3" meters			37.04	
	4" meters			37.04	
	6" meters			37.04	
Gallons Sold		408	\$	1.36	554.88
<b>Total Annualized Water Revenues for 2003</b>					<b>\$ <u>42,458.76</u></b>

\* Annualized revenues must be calculated separately if the utility consists of both a water system and a wastewater system. This form is designed specifically for utilities using a base facility charge rate structure. If annualized revenues must be calculated and further assistance is needed, contact the Commission Staff at (850) 413-6900

**ANNUALIZED REVENUE WORKSHEET**

Have the rates charged for customer services changed since January 1, 2003?

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**CALCULATION OF ANNUALIZED REVENUES \***  
**Consumption Date for 2003**

	Number of Bill/Gal. Sold x	Current Rates	Annualized Revenues
<b>Residential Service:</b>			
Bills: 5/8" x 3/4" meters	-	\$ -	\$ -
3/4" meters	-	-	-
1" meters	-	-	-
1 1/2" meters	-	-	-
2" meters	-	-	-
3" meters	-	-	-
4" meters	-	-	-
6" meters	-	-	-
Gallons Sold	-	-	-

<b>General Service:</b>			
Bills: 5/8" x 3/4" meters	-	\$ -	-
3/4" meters	-	-	-
1" meters	-	-	-
1 1/2" meters	-	-	-
2" meters	-	-	-
3" meters	-	-	-
4" meters	-	-	-
6" meters	-	-	-
Gallons Sold	-	-	-

**Total Annualized Wastewater Revenues for 2003** **\$**                     

\* Annualized revenues must be calculated separately if the utility consists of both a water system and a wastewater system. This form is designed specifically for utilities using a base facility charge rate structure. If annualized revenues must be calculated and further assistance is needed, contact the Commission Staff at (850) 413-6900

**Aqua Utilities Florida, Inc.  
Tomoka/Twin Rivers**

	<b>Current Rates</b>		<b>Rates After Indexing</b>
<b><u>Water</u></b>			
Residential and General Service			
Base Facility Charge:			
Meter Size:			
5/8" x 3/4"	\$ 4.63		\$ 4.76
3/4"	11.57		11.89
1"	23.17		23.81
1 1/2"	37.04		38.06
2"	37.04		38.06
3"	37.04		38.06
4"	37.04		38.06
6"	37.04		38.06
Gallonge Charge per 1,000 G.	\$ 1.36		\$ 1.40
<b><u>Wastewater</u></b>			
Residential and General Service			
Base Facility Charge:			
Meter Size:			
5/8" x 3/4"	\$ -		\$ -
3/4"	-		-
1"	-		-
1 1/2"	-		-
2"	-		-
3"	-		-
4"	-		-
6"	-		-
Residential Gallonge Charge per 1,000 G.	\$ -		\$ -
General Gallonge Charge per 1,000 G.	\$ -		\$ -

**EXHIBIT "B"**



**AFFIRMATION**

I, Kathy L. Pape, hereby affirm that the figures and calculations upon which the change in rates is based are accurate and that the change will not cause Tomoka/Twin Rivers to exceed the range of its last authorized return on equity, which is 9.94%.

I, the undersigned of the above-named utility, have read the foregoing and declare that, to the best of my knowledge and belief, the information contained in this application is true and correct.

This affirmation is made pursuant to my request for a 2004 price index rate increase, in conformance with Section 367.081 (4) (c), Florida Statutes.

Further, I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

Signature: 

Kathy L. Pape, Esq.

Title:

VP, Treasurer & Rate Counsel

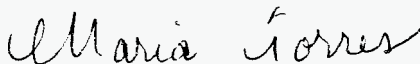
Telephone Number:

610-645-1142

Fax Number:

610-519-0989

Sworn to and subscribed before me this 20<sup>th</sup> day of December, 2004,  
by Kathy L. Pape, who is personally known to me.



Signature of Notary Public

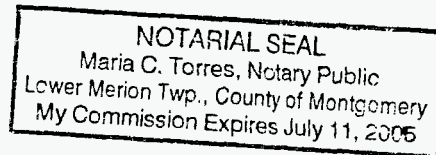


EXHIBIT  
"B"

**EXHIBIT "C"**

## **NOTICE TO CUSTOMERS**

Pursuant to Section 367.081(4) (a), Florida Statutes, water and wastewater utilities are permitted to adjust the rates and charges to its customers without those customers bearing the additional expense of a public hearing. These adjustments in rates would depend on increases or decreases in non-controllable expenses subject to inflationary pressures such as chemicals, and other general operation and maintenance costs.

On January 10, 2005, Aqua Utilities Florida, Inc., filed its Notice of Intention with the Florida Public Service Commission to increase water and wastewater rates for its Tomoka/Twin Rivers Systems in Volusia County pursuant to this Statute. The filing is subject to review by the Commission Staff for accuracy and completeness. Water rates will increase by 2.74%. These rates should be reflected on your bill for service rendered on and after March 14, 2005.

If you have any questions, please contact the local utility office at 1-800-250-7532. Be sure to have your account number handy for quick response.

AQUA UTILITIES FLORIDA, INC.  
Tomoka/Twin Rivers System

**EXHIBIT "C"**

COMPOSITE EXHIBIT "D"  
TARIFFS

**RATE SCHEDULE: TOMOKA/TWIN RIVERS - RG & MF**  
**RESIDENTIAL, GENERAL & MULTIFAMILY MASTER METER SERVICES**

**AVAILABILITY:**

Available throughout the area served by the following plants:

<u>Plant</u>	<u>County</u>	<u>Previous Sheet No.</u>	<u>Previous Effective Date</u>	<u>Previous Order No.</u>
TOMOKA/TWIN RIVERS	VOLUSIA	N/A	N/A	N/A

**APPLICABILITY:**

To any Customers for which no other rate schedule applies.

**LIMITATIONS:**

Subject to all of the Company's Rules and Regulations of this tariff, all applicable service agreement conditions and all applicable riders.

All of the rates, conditions and regulations referred to herein are subject to approval, amendment and change by any regulatory body having jurisdiction thereof.

**TERMS OF PAYMENT:**

Bills are due and payable when rendered and become delinquent if not paid within twenty (20) days. After five (5) working days' written notice is mailed to the Customer separate and apart from any other bill, service may then be discontinued.

**TYPE OF FILING:**

Filing Description:	Price Index Increase
Rate Description:	Rates reflecting 2004 Index Factor
Filing Date:	January 10, 2005
Authority No.:	Refer to stamp on reverse side.
Docket No.:	N/A
Order No.:	N/A
Order Date:	N/A

**NOTES:**

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Effective Date: March 14, 2005

By: \_\_\_\_\_  
Kathy L. Pape, President and Treasurer

**RATE SCHEDULE: TOMOKA/TWIN RIVERS - RG & MF**  
**RESIDENTIAL, GENERAL & MULTI-FAMILY MASTER METER SERVICES**

**BILLING PERIOD:**

Monthly billing cycle.

**RATE:**

**Base Facility Charge:**

<u>Meter Size</u>	<u>Charge Per Billing Period</u>
5/8 " x 3/4"	\$ 4.76
3/4"	\$ 11.89
1"	\$ 23.81
1 1/2"	\$ 38.06
2"	\$ 38.06
3"	\$ 38.06
4"	\$ 38.06
6"	\$ 38.06

**Gallonge Charge:**

All Gallonge \$ 1.40 per 1,000 gallons

**Minimum Charge:** Base Facility Charge

**Utility Tax Rider:**

See Section VII

**OTHER CHARGES:**

<b>Allowance for Funds Prudently Invested (APFI) Charges</b>	See Section VI
<b>Customer Deposits</b>	See Section VII
<b>Meter Test Deposits</b>	See Section VII
<b>Miscellaneous Service Charges</b>	See Section VII
<b>Service Availabilty Charges</b>	See Section VI

**Effective Date:** March 14, 2005

**By:**

**Filing:** 2004 Price Index

Kathy L. Pape, Vice President and  
Treasurer

EXHIBIT "E"  
STATEMENT OF QUALITY OF SERVICE

**STATEMENT OF QUALITY OF SERVICE**

Pursuant to Rule 25-30.420 (2) (h) and (i), Florida Administrative Code, Tomoka/Twin Rivers

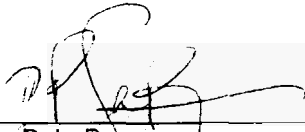
( **XX** )

does not have any active written complaints, corrective orders, consent orders, or outstanding citations with the Department of Environmental Protection (DEP) or the County Health Departments.

( )

does have the attached active written complaint(s), corrective order(s), consent order(s). The attachment(s) includes the specific system(s) involved with DEP permit number and the nature of the active complaint, corrective order, consent order, or outstanding citation.

This statement is intended such that the Florida Public Service Commission can make a determination of quality of service pursuant to Section 367.081(4)(a), Florida Statutes, and Rule 25-303420(4)(a), Florida Administrative Code.

Name:	 _____
Title:	Glenn R. LaBrecque V.P. and Chief Operating Officer _____
Telephone Number:	941-907-7420 _____
Fax Number:	941-907-7401 _____
Date:	December 17, 2004 _____