

ORIGINAL

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Public Service Commission

August 10, 2005

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COMMISSION  
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Mr. F. Marshall Deterding  
Rose, Sundstrom & Bentley, LLP  
2548 Blairstone Pines Drive  
Tallahassee, FL 32301

Re: Docket No. 050502-SU; Application for Amendment of Certificate No. 515-S to Extend Territory in Polk County by West Lakeland Wastewater, Inc.

Dear Mr. Deterding:

Staff has reviewed the above referenced application for West Lakeland Wastewater, Inc. Please complete the following deficiencies and provide the requested additional information to clarify the application.

Deficiencies:

1. The applicant indicates the proof of noticing for the newspaper and customers will be late-filed exhibits. We have not received late-filed Exhibit "J", the proof of publication in the newspaper. Please submit the proof of notification for noticing in the newspaper when it is complete. Also, the proof of noticing for the customers in the proposed territory, late-filed Exhibit "I", does not include a copy of the notice. Please resubmit.

2. A portion of territory to be served in "The East" parcel is not included in the utility's certificated area and was not included in the notices. Please notice this area and submit all proof of noticing.

3. As required by Rule 25-30.036(3)(e), F.A.C., the utility must provide a description of the territory proposed to be served, using township, range and section references as specified in Rule 25-30.030(2), F.A.C. As discussed in Item 2, a portion of territory to be served in "The East" parcel is not included in the utility's certificated area. Please provide a territory description of the area not included in the utility's certificated area. We have prepared a sketch of the area outside of the utility's certificated area. See Attachment A for details.

4. As required by Rule 25-30.036(3)(d), Florida Administrative Code (F.A.C.), the utility must provide evidence that it owns the land upon which the utility treatment facilities that will serve the proposed territory are located, or a copy of an agreement, such as a 99-year lease, which provides for the continued use of the land. The application included a special warranty deed for parcels II and

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VI for the existing facilities. Please identify the location of parcels II and VI on the system map. In addition, please provide a copy of the deed for the new wastewater plant and disposal site described in the Special Developer Agreement and shown on the map.

5. As required by Rule 25-30.036(3)(j), F.A.C., the utility must provide a statement describing the capacity of the existing lines, the capacity of the treatment facilities, and the design of the proposed extension. The application did not describe the capacity of the existing and proposed treatment facilities. Please provide a description of the capacity of the existing and proposed lines and proposed treatment plant. In addition, describe what will happen to the existing wastewater treatment plant.

6. As required by Rule 25-30.036(3)(o), F.A.C., the utility must provide the original and two copies of sample tariff sheets reflecting the additional service area. Provide new tariff sheets that include the additional territory in the East Parcel.

Additional Information:

1. The application provided a statement with respect to the financial and technical ability as required by Rule 25-30.036(3)(b), F.A.C.; however, please provide additional information on the financial and technical ability of the utility. Include information such as balance sheets, income and expense statements, along with the technical ability of your operators, engineers and managers.

2. The application includes a Special Developer Agreement that provides for the donation of property, lines and cash. The Special Developer Agreement must be approved by the Commission, since it is not consistent with the utility's current policy. Order No. PSC-01-1271-PAA-SU, issued on June 6, 2001 in Docket No. 010382-SU, allows the utility to collect \$450 for a main extension charge and \$430 for a plant capacity charge. Please clarify whether the utility intends to collect these charges from any future connections in its existing service territory. How many vacant lots are in the utility's existing service territory? How many total ERCs are subject to the Special Developer Agreement?

3. Pursuant to Rule 25-30.580(1)(b), F.A.C., at a minimum the cost of the lines should be contributed to the utility. Pursuant to Rule 25-30.580(1)(a), F.A.C., the maximum utility contribution level is 75 percent. Staff has prepared an example Excel spreadsheet to show the calculations needed to demonstrate compliance with the rule. Please complete the spreadsheet to show West Lakeland's contribution level at design capacity. Be sure and adjust the schedule if the old plant is retired. We have emailed a sample spreadsheet to Ms. Suzanne Britt, President, West Lakeland Wastewater, Inc. and to your attention.

4. The Special Developer Agreement has not been signed by all parties. Please obtain all signatures and resubmit.

5. According to the application, reclaimed (reuse) water may be provided to the development. Currently the utility's tariff does not have a reuse rate. It is Commission policy, in cases where a utility proposes to provide reuse, to establish a rate for reuse, even if it is a \$0 rate, and to identify the proposed customers. Please provide documentation to support a proposed rate for reuse.

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6. In the application, it is stated that if reuse is feasible in the future that the developer will agree to install the facilities. When will it be determined if the reuse lines will be installed?

A response to the above deficiencies and questions should be filed with the Director, Division of Commission Clerk and Administrative Services on or before September 12, 2005. If you have any questions please contact Mr. Richard Redemann at (850) 413-6999, or Mr. Ralph Jaeger at (850) 413-6234.

Sincerely,

  
Patti Daniel, Supervisor  
Bureau of Certification

PD/RPR

Attachment

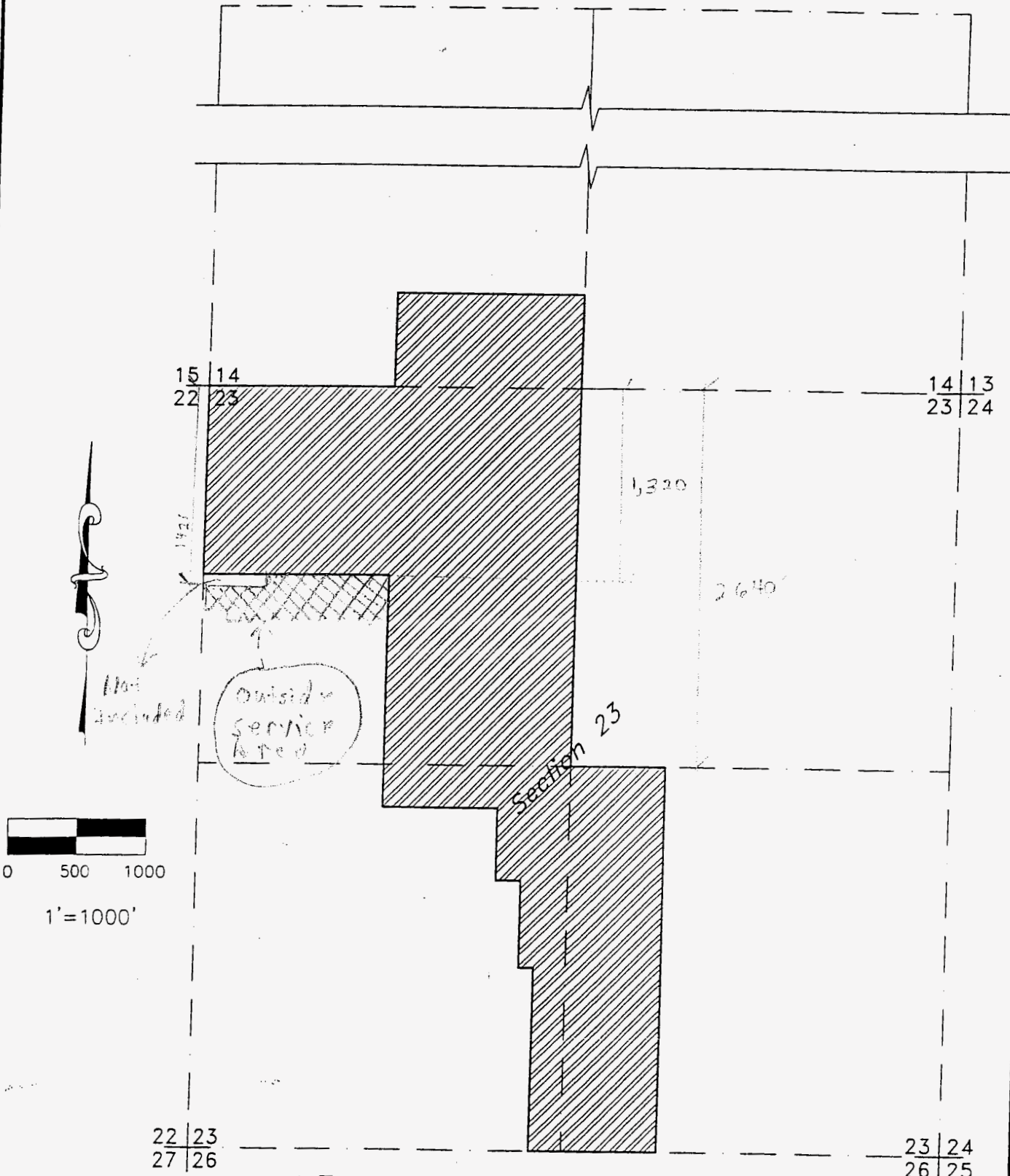
cc: Division of Economic Regulation (Redemann)  
Office of the General Counsel (Jaeger)  
Division of the Commission Clerk and Administrative Services

Ms. Suzanne Britt, President,  
West Lakeland Wastewater, Inc.  
Eaton Park, Florida 33840-2303

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# Village Lakeland

## Wastewater Service Territory



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