

ORIGINAL

LAW OFFICES
ROSE, SUNDBSTROM & BENTLEY, LLP
2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301

FREDERICK L. ASCHAUER, JR.
CHRIS H. BENTLEY, P.A.
ROBERT C. BRANNAN
DAVID F. CHESTER
F. MARSHALL DETERDING
JOHN R. JENKINS, P.A.
STEVEN T. MINDLIN, P.A.
CHASITY H. O'STEEN
DAREN L. SHIPPY
WILLIAM E. SUNDBSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON
ROBERT M. C. ROSE, OF COUNSEL
WAYNE L. SCHIEFELBEIN, OF COUNSEL

(850) 877-6555
FAX (850) 656-4029
www.rsbattorneys.com

CENTRAL FLORIDA OFFICE
SANLANDO CENTER
2180 W. STATE ROAD 434, SUITE 2118
LONGWOOD, FLORIDA 32779
(407) 830-6331
FAX (407) 830-8522

REPLY TO CENTRAL FLORIDA OFFICE

October 18, 2005

MARTIN S. FRIEDMAN, P.A.
VALERIE L. LORD
BRIAN J. STREET

RECEIVED FPSC
OCT 21 AM 9:46
COMMISSION CLERK

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

Re: Docket No. 050323-SU; Joint Application of to Transfer Facilities of Coolidge-Ft. Myers Realty Limited Partnership d/b/a Heron's Glen Utilities and Certificate No. 456-S, Cancellation of Certificate No. 456-S and Amendment to Certificate 247-S, and Limited Proceeding for Authority to Charge the Customers of Heron's Glen Utilities its Authorized Rates, Fees and Charges

CMP _____

COM _____

CTR _____

ECR _____

GCL _____

OPC _____

RCA _____

SCR _____

SGA _____

SEC 1

OTH _____

Our File No.: 16319.66

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are the original and fifteen (15) copies of the Affidavit of Mailing Evidencing that the Notice of Customer Meeting has been sent to each of the Utility's customers.

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

Very truly yours,

VALERIE L. LORD

For the Firm

VLL/tlc
Enclosures

cc: Mr. Jack Schenkman (w/o enclosure)
Dr. Joel Schenkman (w/o enclosure)
Dr. Michael Schenkman (w/o enclosure)
Mr. Tony Reeves (w/enclosure)
Scott Callahan, Esquire (w/enclosure)

OCT 21 AM 8:01

DOCUMENT NUMBER-DATE

10241 OCT 21 05

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for Authority to Transfer
the Facilities of COOLIDGE-FT. MYERS
REALTY LIMITED PARTNERSHIP, d/b/a
HERON'S GLEN UTILITIES and Certificate
No. 456-S in Lee County, Florida to NORTH
FORT MYERS UTILITY, INC., Cancellation of
Certificate No. 456-S, and Amendment of
Certificate No. 247-S, and limited
proceeding for authority to charge the
customers of Heron's Glen Utilities its
authorized rates, fees and charges

Case No. 050323-SU

NOTICE OF FILING

COOLIDGE-FT. MYERS REALTY LIMITED PARTNERSHIP d/b/a HERON'S GLEN UTILITIES ("Seller") and NORTH FORT MYERS UTILITY, INC. ("Buyer"), by and through the undersigned attorneys, hereby give notice of filing in the above-referenced docket of the Affidavit of Mailing Evidencing that the Notice of Customer Meeting has been sent to each of the Utility's customers.

Respectfully submitted on this 18th day of
October 2005, by:

ROSE, SUNDSTROM & BENTLEY, LLP
Sanlando Center
2180 W. State Road 434, Suite 2118
Longwood, Florida 32779
(407) 830-6331
(407) 830-8522 Fax

By: 

VALERIE L. LORD
For the Firm

AFFIDAVIT

STATE OF FLORIDA

COUNTY OF LEE

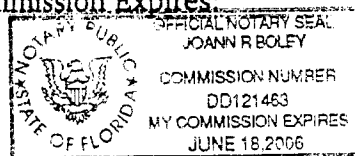
BEFORE ME, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared A.A. REEVES III, who, after being duly sworn, did depose on oath and say that he/she is the V.P. of North Fort Myers Utility, Inc., and that on September 26, 2005, he/she did send by regular U.S. Mail, a copy of the Notice of Customer Meeting to the Customers of North Fort Myers Utility, Inc., a copy of which is attached hereto.

FURTHER AFFIANT SAYETH NAUGHT.

A.A. Reeves III

Sworn to and subscribed before me this 11 day of October, 2005, by A.A. REEVES III as V.P. of North Fort Myers Utility, Inc., who is personally known to me or has produced _____ as identification.

Joann R. Boley
PRINTED NAME: Joann R Boley
NOTARY PUBLIC
My Commission Expires:



BEFORE THE PUBLIC SERVICE COMMISSION

NOTICE OF CUSTOMER MEETING

TO THE CUSTOMERS OF
COOLIDGE-FT. MYERS REALTY LIMITED
PARTNERSHIP d/b/a HERONS GLEN UTILITIES
AND
ALL OTHER INTERESTED PERSONS

RE: DOCKET NO. 050323-SU

LIMITED PROCEEDING BY NORTH FORT MYERS UTILITY, INC.
FOR AUTHORITY TO CHARGE CUSTOMERS OF HERONS GLEN UTILITIES ITS AUTHORIZED
RATES, FEES AND CHARGES IN LEE COUNTY, FLORIDA

Dated: September 26, 2005

Notice is hereby given that the Staff of the Florida Public Service Commission will conduct a customer meeting to discuss the Limited Proceeding by North Fort Myers Utility, Inc. (*NFMU* or *Utility*) for authority to charge the customers of Herons Glen Utilities the NFMU authorized rates, fees and charges. The meeting will be held at the following time and place:

5:00 p.m., Wednesday, October 19, 2005

Ballroom, Herons Glen Golf and Country Club
2250 Avenida Del Vera
North Ft. Myers, Florida 33917

All persons who wish to comment are urged to be present at the beginning of the meeting, since the meeting may be adjourned early if no customers are present. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. The meeting will begin as scheduled and will continue until all of the customers have been heard.

The purpose of this meeting is to give customers and other interested persons an opportunity to ask questions and offer comments to Commission Staff on the proposed rates included in this Notice as well as other issues. Commission Staff will be available to address and coordinate customers' comments and to assist members of the public. A representative from the Utility may also be in attendance. At the beginning of the meeting, procedures will be established for the order of comments. Commission Staff will have sign-up sheets, and customers will be called in the order that they sign up to speak.

In addition to the customer meeting to be held on Wednesday, October 19, 2005, at 5:00 p.m., Commission Staff will be available that afternoon from 3:00 p.m. to 5:00 p.m., to meet with representatives of customer groups, homeowners' associations, and developers who desire a more in-depth discussion of the issues. Appointments may be made for the meeting with Commission Staff by contacting Stephanie Clapp at (850) 413-6997 or Patti Daniel at (850) 413-6808 before 3:00 p.m., on Monday, October 17, 2005. All representatives who wish to participate in individual meetings are urged to make an appointment, since the individual meetings may be canceled if no appointments are made.

Any person requiring some accommodation at the customer meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770 at least 48 hours prior to the meeting. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

CURRENT AND PROPOSED RATES AND CHARGES

The Utility is requesting that it be allowed to charge the customers of Herons Glen Utilities the current rates charged by NFMU to its customers. The current rates of Herons Glen Utilities and the rates that NFMU is requesting authority to charge are as follows:

WASTEWATER

Residential Service

<u>Class/Meter Size</u>	<u>Herons Glen Current Rates</u>	<u>NFMU Proposed Rates</u>
All sizes	\$14.91	\$11.43
Gallage Charge (per 1,000 gallons) (Maximum 10,000 gallons)	\$2.38	\$4.15

General Service

<u>Class/Meter Size</u>	<u>Herons Glen Current Rates</u>	<u>NFMU Proposed Rates</u>
5/8" X 3/4"	\$14.91	\$11.26
1"	\$37.29	\$28.11
1 1/2"	\$74.56	\$56.22
2"	\$119.30	\$89.94
3"	\$238.61	\$179.87
4"	\$372.85	\$281.03
6"	\$745.68	\$562.17
Gallage Charge (per 1,000 gallons)	\$2.38	\$4.15

Reclaimed Water

<u>Golf Course Irrigation System</u>	<u>Herons Glen Current Rate</u>	<u>NFMU Proposed Rate</u>
Per 1,000 gallons	\$0.05	\$0.00*

- * Effective upon decommissioning of Herons Glen wastewater treatment plant.

Customer Deposits

<u>Meter Size</u>	<u>Herons Glen Current Deposit Amount</u>	<u>NFMU Proposed Deposit Amount Residential and General Service</u>
5/8" X 3/4"	N/A	\$31.00*

- * No deposit will be required of current Herons Glen customers with a good payment record.

Service Availability Charges

<u>Charge</u>	<u>Current</u>	<u>Proposed</u>
Plant Capacity Charge*	\$200.00 per ERC (200 GPD)	\$635.00 per ERC (275 GPD)

- * Plant Capacity Charge will be effective upon approval of the transfer for all new customers requesting service and does not apply to existing customers of Herons Glen Utilities.

HOW TO CONTACT THE COMMISSION

Any person who wishes to comment or provide information to Commission Staff may do so at the meetings, either orally or in writing. Other written comments regarding the Utility and the proposed rates, or requests to be placed on the mailing list for this case, may be directed to this address:

Director, Division of the Commission Clerk & Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

All correspondence should refer to "Docket No. 050323-SU", North Fort Myers Utility, Inc. Your letter will be placed in the correspondence file of this docket. You may also submit comments through the Florida Public Service Commission's toll-free facsimile line at 1-800-511-0809. The Florida Public Service Commission also has a web-site available at <http://floridapsc.com/consumers/complaint/index.cfm>.

If you wish to contact the Florida Public Service Commission regarding complaints about service, you may call the Commission's Division of Regulatory Compliance and Consumer Assistance at the following toll-free number 1-800-342-3552.

This Notice was prepared by the Utility and approved by Commission Staff for distribution by the Utility to its customers.

M:\1 ALTAMONTE\FMU\66) HERONS GLEN - PSC TRANSFER PROCEEDING\Notice of Meeting.wpd

NORTH FORT MYERS UTILITY, INC.

Post Office Box 2547
Fort Myers, Florida 33902

FIRST-CLASS MAIL
US POSTAGE PAID
FORT MYERS, FL
PERMIT NO. 957