

DOCKET NO. 040384-WS - Application for Amendment to
Certificates 247-W and 189-S in Seminole County by Sanlando
Utilities Corporation.

WITNESS: Direct Testimony Of Michael McGovern, Appearing
On Behalf Of Staff

DATE FILED: January 12, 2006

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

1 DIRECT TESTIMONY OF MICHAEL MCGOVERN

2 Q. What is your name and business address?

3 A. My name is Michael McGovern, and my business address is 975 Keller Road, Altamonte
4 Springs, Florida 32714.

5 Q. By whom are you employed and what is your position?

6 A. I am employed by the St. Johns River Water Management District (District) and work at
7 the District's office in Altamonte Springs in the Department of Resource Management
8 (DRM).

9 Q. Please explain the responsibilities of your current position.

10 A. I am responsible for evaluating applications for permits, including ones for a renewal of
11 an issued permit, and determination and monitoring of compliance with permits that the
12 District has issued under Part II, Chapter 373, Florida Statutes, Permitting of
13 Consumptive Uses of Water.

14 Q. How long have you been employed with the District?

15 A. I have been employed by District for 5 years.

16 Q. Has the District issued any permits to Sanlando Utilities Corporation (Sanlando) and the
17 City of Longwood (Longwood), and are they in compliance?

18 A. Yes. The District issued permit No. 2-117-160-4 to Sanlando and permit No. 2-117-
19 8274-3 to Longwood. Both Sanlando and Longwood are in compliance with their
20 permits and each permit is in force and effect.

21 Q. Has Sanlando applied to renew their permit?

22 A. Yes. Sanlando has submitted an application to renew its permit. The District requested
23 additional information from Sanlando and a response for items 1 through 5 of the
24 attached letter (Exhibit MM-1) is due in early February, 2006. A recommendation to the
25

1 District Governing Board will be made when the application is complete. The renewal
2 proposes an additional allocation of .665 million gallons per day (mgd) to the existing
3 allocation of 9.711 mgd.

4 Q. Does the District have any concerns with regard to Sanlando serving the disputed
5 territory?

6 A. No, it does not.

7 Q. Does the District have any concerns with regard to Longwood serving the disputed
8 territory?

9 A. No, it does not.

10 Q. Does that conclude your testimony?

11 A. Yes, it does.

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St. Johns River Water Management District

Kirby B. Green III, Executive Director • David W. Fisk, Assistant Executive Director
David Dewey, Altamonte Springs Service Center Director

975 Keller Road • Altamonte Springs, FL 32714-1618 • (407) 659-4800
On the Internet at www.sjrwmd.com.

October 4, 2005

Certified No. 7004 1350 0004 5829 2525

Mr. David Orr, P.E.
Sanlando Utilities Corporation
200 Weathersfield Ave.
Altamonte Springs, FL 32714

Re: Consumptive Use Permit Application No. 160
Sanlando Utilities Corporation
3rd Request for Additional Information

Dear Mr. Orr:

Thank you for submitting the response to the 2nd Request for Additional Information (RAI) letter for Sanlando Utilities Corporation Consumptive Use Permit (CUP) No. 160.

The District received the response on September 6, 2005; however, additional information is required to complete the application so that we can recommend appropriate action to our Governing Board. The information requested below is required by District Rule in Section 40C-2.101, Florida Administrative Code (F.A.C.), and in section 4.3.1 of the Consumptive Use Applicant's Handbook (A.H.). In order to expedite the review of this permit application, please include the District's permit application number on all correspondence and submit **three copies** of all requested information unless otherwise instructed by a specific information request. All responses for additional information should be addressed to Mike McGovern at the Altamonte Springs Service Center address noted above.

The following additional information is requested:

1. Please update the District as to the status of the service areas in dispute with the City of Longwood. Be aware that based on District Rule disputed service areas must be resolved or "staff will recommend an allocation based

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on the non-disputed portions of the projected service area". [Paragraph 12.2.3(d), A.H.]

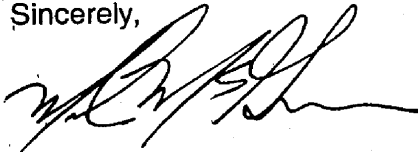
2. Your previous submittal indicated that flow meters were only recently installed. Please be specific. Indicate when flow meters were in full use on each of your production wells and provide the calibration records for all meters. [Paragraphs 10.2(a)(k)(r); 10.3(a)(b)(c); 12.2, A.H.]
3. Please provide a copy of a draft or any previous Developers Agreement, as stated in your water conservation plan, that identifies the requirements for new construction that will promote water conservation, [Paragraphs 10.2(h)(i)(r); 10.3(e), A.H.]
4. Tiered water conservation rate structures have been shown to reduce per capita usage. Please provide a schedule for Sanlando Utilities to submit a request for a rate review to the PSC with a request to adopt a tiered water conservation type rate structure. [Paragraphs 10.2(a)(i)(k)(r); 10.3(a)(b)(e); 12.2, A.H.]
5. The District is concerned with the potential impacts that increased withdrawals in the area might have on wetland resources, saline water intrusion, spring flows, and existing legal users. The Utility's service area is located in an area where potable ground water resources may not be adequate to supply all existing legal and reasonably anticipated future uses. Please demonstrate that the additional withdrawals associated with the increased pumping will not have adverse impacts on wetland resources, saline water intrusion, spring flows, and existing legal uses. [Paragraphs 6.5.1; 10.2(a)(c)(e)(f)(g)(i)(k)(l)(o)(p); 10.3(c)(d)(e)(f)(g)(h)(j)(k), A.H.]

We ask that you submit the requested information in a timely manner to help expedite review of your application. Please be advised that, pursuant to District procedural rules, any application which has not been technically and administratively completed within 120 days from the date of receipt of a Request For Additional Information by the District, must be forwarded to the Governing Board with a recommendation for denial based upon an incomplete application. However, should you require more than 120 days to respond, additional time to respond may be granted for good cause. You must request, in writing, additional time to respond along with the reason for the request. Please direct such a written request to me and I will let you know if we can grant such an extension.

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Should you have any questions regarding this letter or the application in general, please contact me at the Altamonte Springs Service Center at (407) 659-4855. It may be beneficial to meet to discuss these issues. Please contact me to arrange a time. I look forward to working with you and will try to expedite the completion of your application for Governing Board action at the earliest date possible.

Sincerely,



Mike McGovern, P.G.
Hydrologist
Department of Resource Management

cc: PDS/RAIL, James Hollingshead *JRH*

Mr. Stephen Romano, P.E.
CPH Engineers, Inc.
101 N. Woodland Blvd.
Deland, FL. 32720

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application for amendment to
Certificates 247-W and 189-S in Seminole
County by Sanlando Utilities Corporation.

DOCKET NO. 040384-WS

DATED: JANUARY 12, 2006

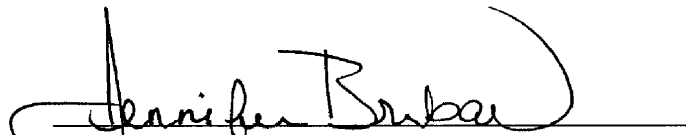
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the DIRECT TESTIMONY OF
MICHAEL MCGOVERN, on behalf of the Florida Public Service Commission, has been
furnished by U.S. Mail, this 12th day of January, 2006, to the following::

Rose, Sundstrom & Bentley, LLP
Martin S. Friedman, Esq. / Valerie Lord, Esq.
Sanlando Center
2180 W. State Road 434, Suite 2118
Longwood, FL 32779

Seminole County
Susan E. Dietrich, Esq.
County Attorney's Office
1101 East First Street
Sanford, FL 32771-1468

City of Longwood
Richard S. Taylor, Jr. Esq.
531 Dog Track Road
Longwood, FL 32750-6547


JENNIFER BRUBAKER
Staff Counsel

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Tallahassee, FL 32399-0850
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