

*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 Gary P. Miller Appearing On  
Behalf Of Staff*

*DATE FILED: January 12, 2006*

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FPSC-COMMISSION CLERK

1 DIRECT TESTIMONY OF GARY P. MILLER

2 Q. Please state your name and business address.

3 A. Gary P. Miller, 3319 Maguire Boulevard, Suite 232, Orlando, Florida 32803

4 Q. Please state a brief description of your educational background and experience.

5 A. I have Bachelor of Science degree in Biology. I have worked approximately 5 years with  
6 the Osceola County Health Department in the environmental health section and  
7 approximately 21 years with the Florida Department of Environmental Protection in the  
8 wastewater and drinking water sections.

9 Q. By whom are you presently employed?

10 A. Florida Department of Environmental Protection (FDEP).

11 Q. How long have you been employed with the FDEP and in what capacity?

12 A. I have been employed with the FDEP for 21 years. I am presently the Program Manager  
13 in the Wastewater Compliance/Enforcement Section; I have also worked in the Drinking  
14 Water Section as a supervisor.

15 Q. What are your general responsibilities at the FDEP?

16 A. I manage the Wastewater Compliance/Enforcement Section that includes reviewing  
17 all enforcement documents (warning letters, consent orders, notice of violations, etc.),  
18 noncompliance letters of all Type I and II domestic wastewater facilities and conducting  
19 enforcement and compliance meetings.

20 Q. Are you familiar with Sanlando Utilities Corporation's wastewater systems in Seminole  
21 County, particularly Wekiva and Woodlands (Des Pinar) Wastewater Treatment Facilities  
22 (WWTF)?

23 A. Yes, I am.

24 Q. Does the utility have appropriate current permits from the FDEP?

25

1 A. Yes, it does.

2 Q. Please state the issuance date and the expiration date of the operating or construction  
3 permits.

4 A. The Woodlands (Des Pinar) WWTF permit, FLA011080, was issued on September 28,  
5 2004, and expires on September 27, 2009. The Wekiva Hunt Club WWTF permit,  
6 FL0036251, was issued on January 4, 2005, and expires on January 2, 2010.

7 Q. Is Sanlando in compliance with its permits, and does it meet all applicable technology  
8 based effluent limitations (TBELS) and water quality based effluent limitations  
9 (WQBELS)?

10 A. The Woodlands (Des Pinar) WWTF is in compliance with its permit. The Wekiva Hunt  
11 Club WWTF did not meet the WQBELS for Total Phosphorus as noted on their  
12 Discharge Monitoring Reports (DMRs) for the months of June, September and October  
13 2005, and is not in compliance with the permit. These deficiencies were noted in the  
14 Office File Investigation (OFI) conducted on December 29, 2005, and will be addressed  
15 with the facility through a warning letter or noncompliance letter..

16 Q. Are the wastewater collection, treatment, and disposal facilities adequate to serve present  
17 and proposed customers based on permitted capacity?

18 A. Yes, they are. The Woodlands (Des Pinar) WWTF annual average daily flow permitted  
19 capacity is .5 mgd. A review of the November 2005 DMR indicated an annual average  
20 daily flow of .343 million gallons per day (mgd). The Wekiva Hunt Club WWTF annual  
21 average daily flow permitted capacity is 2.9 mgd. A review of the November 2005 DMR  
22 indicated an annual average daily flow of 2.152 mgd.

23 Q. Are the treatment and disposal facilities located in accordance with Section 62-  
24 600.400(2), Florida Administrative Code (F.A.C.)?

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- 1 A. Yes, they are.
- 2 Q. Has the DEP required the utility to take any action so as to minimize possible adverse  
3 effects resulting from odors, noise, aerosol drift, or lighting?
- 4 A. No, it has not.
- 5 Q. Do pump stations and lift stations meet DEP requirements with respect to location,  
6 reliability, and safety?
- 7 A. No recent deficiencies have been noted.
- 8 Q. Does the utility have certified operators as required by Chapter 62-602, F.A.C.?
- 9 A. Yes, it does.
- 10 Q. Is the overall maintenance of the treatment, collection, and disposal facilities  
11 satisfactory?
- 12 A. Yes, it is.
- 13 Q. Does the facility meet the effluent disposal requirements of Sections 62-610 and 62-  
14 600.530, F.A.C.?
- 15 A. Yes, it does.
- 16 Q. Are the collection, treatment, and disposal facilities in compliance with all other  
17 provisions of Chapter 62, F.A.C., not previously mentioned?
- 18 A. Yes, they are.
- 19 Q. Has Sanlando been the subject of any FDEP enforcement action within the past two  
20 years?
- 21 A. No, it has not.
- 22 Q. Does the City of Longwood have a wastewater treatment plant?
- 23 A. No, it obtains bulk wastewater service from Seminole County.
- 24 Q. Do pump stations and lift stations for the City of Longwood meet FDEP requirements  
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1 with respect to location, reliability, and safety?

2 A. No recent deficiencies have been noted.

3 Q. Do you have anything further to add?

4 A. No, I do not.

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BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application for amendment to DOCKET NO. 040384-WS  
Certificates 247-W and 189-S in Seminole  
County by Sanlando Utilities Corporation. DATED: JANUARY 12, 2006

CERTIFICATE OF SERVICE

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

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