

lgwu777@yahoo.com

E-Mail Address

N/A

Website Address

- B) The contact information of the authorized representative to contact concerning this application:

Martin S. Friedman, Attorney - Dean Mead Law Firm

Name

420 S. Orange Ave., Suite 700

Mailing Address

Orlando

FL

32801

City

State

Zip Code

(407) 310-2077

(407) 423-1831

Phone Number

Fax Number

mfriedman@deanmead.com

E-Mail Address

- C) Indicate the nature of the utility's business organization (check one). Provide documentation from the Florida Department of State, Division of Corporations showing the utility's business name and registration/document number for the business, unless operating as a sole proprietor.

Corporation _____
Number

Limited Liability Company _____
L16000224262
Number

Partnership _____
Number

Limited Partnership _____
Number

Limited Liability Partnership _____
Number

Sole Proprietorship _____
Number

- Association
- Other (Specify) _____

If the utility is doing business under a fictitious name, provide documentation from the Florida Department of State, Division of Corporations showing the utility's fictitious name and registration number for the fictitious name.

- Fictitious Name (d/b/a) _____
Registration Number _____

D) The name(s), address(es), and percentage of ownership of each entity or person which owns or will own more than 5 percent interest in the utility (use an additional sheet if necessary).

John R. Boyer 50%; Diane Kay Boyer 50%

E) The election the business has made under the Internal Revenue Code for taxation purposes.

N/A

PART II ORIGINAL CERTIFICATE REQUESTING INITIAL RATES

A) DESCRIPTION OF SERVICE

Exhibit _____ - Provide a statement indicating whether the application is for water, wastewater, or both. If the applicant is applying only for water or wastewater, the statement shall include how the other service is provided.

The Application is only for wastewater service. Potable water service to various parts of the proposed service area is provided by Charlotte County, Little Gasparilla Water Utility, Inc., Bocilla Utilities, Inc. and Knight Island Utilities, Inc.

B) FINANCIAL ABILITY

- 1) Exhibit "A" - Provide a detailed financial statement (balance sheet and income statement), audited if available, of the financial condition of the applicant, that shows all assets and liabilities of every kind and character. The financial statements shall be for the preceding calendar or fiscal year. The financial statement shall be prepared in accordance with Rule 25-30.115, F.A.C. If available, a statement of the sources and uses of funds shall also be provided.

- 2) Exhibit "B" - Provide a list of all entities, including affiliates, upon which the applicant is relying to provide funding to the utility and an explanation of the manner and amount of such funding. The list need not include any person or entity holding less than 5 percent ownership interest in the utility. The applicant shall provide copies of any financial agreements between the listed entities and the utility and proof of the listed entities' ability to provide funding, such as financial statements.

Centennial Bank - amount to be determined - letter attached; Various State and Federal grants

C) TECHNICAL ABILITY

- 1) Exhibit _____ - Provide the applicant's experience in the water or wastewater industry;

The owners of the Utility also own Little Gasparilla Water Utility, Inc. which has been in operation since 1986 and certificated by this Commission originally in 2000 until Charlotte County took over jurisdiction; and then again in 2013 after Charlotte County ceded jurisdiction back to the Commission.

- 2) Exhibit N/A - Provide the copy of all current permits from the Department of Environmental Protection (DEP) and the water management district;

- 3) Exhibit N/A- Provide a copy of the most recent DEP and/or county health department sanitary survey, compliance inspection report and secondary water quality standards report; and

- 4) Exhibit N/A- Provide a copy of all correspondence with the DEP, county health department, and water management district, including consent orders and warning letters, and the utility's responses to the same, for the past five years.

D) NEED FOR SERVICE

1) Exhibit "C" - Provide the following documentation of the need for service in the proposed area:

- a) The number of customers currently being served and proposed to be served, by customer class and meter size, including a description of the types of customers anticipated to be served, i.e., single family homes, mobile homes, duplexes, golf course clubhouse, commercial. If the development will be in phases, this information shall be separated by phase;

There are 1683 potential ERCs and 1164 existing ERCs in the proposed service area. Virtually all are single family residences.

- b) A copy of all requests for service from property owners or developers in areas not currently served;

- c) The current land use designation of the proposed service territory as described in the local comprehensive plan at the time the application is filed. If the proposed development will require a revision to the comprehensive plan, describe the steps taken and to be taken to facilitate those changes, including changes needed to address the proposed need for service area;

The current land use designation is Low Density Residential (Cape Haze) and Compact Growth Mixed Use on the barrier islands. No comprehensive Land Use Plan amendments will be necessary.

- d) Any known land use restrictions, such as environmental restrictions imposed by governmental authorities.

None

- 2) Exhibit ____ - Provide the date the applicant began or plans to begin serving customers. If already serving customers, a description of when and under what circumstances applicant began serving.

Applicant anticipates beginning to serve customers in December 2022. It is not currently serving any customers.

E) TERRITORY DESCRIPTION, MAPS, AND FACILITIES

- 1) Exhibit "D" - Provide a legal description of the proposed service area in the format prescribed in Rule 25-30.029, F.A.C.
- 2) Exhibit "E" - Provide documentation of the utility's right to access and continued use of the land upon which the utility treatment facilities are or will be located. This documentation shall be in the form of a recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded lease such as a 99-year lease, or recorded easement. The applicant may submit an unrecorded copy of the instrument granting the utility's right to access and continued use of the land upon which the utility treatment facilities are or will be located, provided the applicant files a recorded copy within the time prescribed in the order granting the certificate.
- 3) Exhibit "F" - Provide a detailed system map showing the existing and proposed lines and treatment facilities, with the territory proposed to be served plotted thereon, consistent with the legal description provided in E-1 above. The map shall be of sufficient scale and detail to enable correlation with the description of the territory proposed to be served.
- 4) Exhibit "G" - Provide an official county tax assessment map or other map showing township, range, and section, with a scale such as 1" = 200' or 1" = 400', with the proposed territory plotted thereon, consistent with the legal description provided in E-1 above.
- 5) Exhibit "H" - Provide a description of the separate capacities of the existing and proposed lines and treatment facilities in terms of equivalent residential connections (ERCs) and gallons per day estimated demand per ERC for water and wastewater and the basis for such estimate. If the development will be in phases, this information shall be separated by phase.
- 6) Exhibit "E" - Provide a description of the type of water treatment, wastewater treatment, and method of effluent disposal.

F) PROPOSED TARIFF

Exhibit N/A - Provide a tariff containing all rates, classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9, F.A.C. See Rule 25-30.033, F.A.C., for information about water and wastewater tariffs that are available and may be completed by the applicant and included in the application.

G) ACCOUNTING AND RATE INFORMATION

- 1) Exhibit N/A - Describe the existing and projected cost of the system(s) and associated depreciation by year until design capacity is reached using the 1996 National Association of Regulatory Utility Commissioners (NARUC) Uniform System of Accounts (USOA), which is incorporated by reference in Rule 25-30.115, F.A.C. The applicant shall identify the year that 80 percent of design capacity is anticipated.
- 2) Exhibit N/A - Provide the existing and projected annual contributions-in-aid-of-construction (CIAC) and associated amortization by year including a description of assumptions regarding customer growth projections using the same projections used in documented need for service for the proposed service area. The projected CIAC shall identify cash and property contributions and amortization at 100 percent of design capacity and identify the year when 80 percent of design capacity is anticipated. The projected CIAC shall be consistent with the service availability policy and charges in the proposed tariff provided in F-1 above, the schedule provided in G-6 below, and the CIAC guidelines set forth in Rule 25-30.580, F.A.C. If the utility will be built in phases, this shall apply only to the first phase.
- 3) Exhibit N/A - Provide the current annual operating expenses and the projected annual operating expenses at 80 percent of design capacity using the 1996 NARUC USOA. If the utility will be built in phases, this shall apply only to the first phase.
- 4) Exhibit N/A - Provide a schedule showing the projected capital structure including the methods of financing the construction and operation of the utility until the utility reaches 80 percent of the design capacity of the system. If the utility will be built in phases, this shall apply only to the first phase. A return on common equity shall be established using the current equity leverage formula established by order of this Commission pursuant to Section 367.081(4), Florida Statutes, unless there is competent substantial evidence supporting the use of a different return on common equity. Please reference subsection 25-30.033(4), F.A.C., for additional information regarding the accrual of allowance for funds used during construction (AFUDC).

Detail by Entity Name

Florida Limited Liability Company
ENVIRONMENTAL UTILITIES, LLC

Filing Information

Document Number L16000224262
FEI/EIN Number 81-4673462
Date Filed 12/12/2016
State FL
Status ACTIVE

Principal Address

621 PALOMINO TRAIL
ENGLEWOOD, FL 34223

Mailing Address

P.O. BOX 7
PLACIDA, FL 33946

Registered Agent Name & Address

UNDERWOOD & ROBERTS, PLLC
5728 MAJOR BLVD.
SUITE 550
ORLANDO, FL 32819

Authorized Person(s) Detail

Name & Address

Title MGR

BOYER, JACK
P.O. BOX 7
PLACIDA, FL 33946

Annual Reports

Report Year	Filed Date
2018	03/30/2018
2019	03/21/2019
2020	06/11/2020

Document Images

06/11/2020 -- ANNUAL REPORT	View image in PDF format
03/21/2019 -- ANNUAL REPORT	View image in PDF format
03/30/2018 -- ANNUAL REPORT	View image in PDF format
03/08/2017 -- ANNUAL REPORT	View image in PDF format
12/12/2016 -- Florida Limited Liability	View image in PDF format

EXHIBIT A

[Financial Statement-Redacted]



Schedule A - CASH IN BANKS AND NOTES DUE TO BANKS

Name of Bank	Type of Account	Type of Ownership	Balances	Loan Balances	Terms & Maturity	Collateral
TOTAL						

Schedule B - U.S. GOVERNMENT & MARKETABLE SECURITIES

Description	No. of Shares	In the Name of	Cost	Market Value	Source of Value	Amount Pledged to

Schedule C - NON-MARKETABLE SECURITIES

Description	No. of Shares	In the Name of	Cost	Market Value	Source of Value	Amount Pledged to
TOTAL						

Schedule D - REAL ESTATE SOLELY OWNED

Property Type & Location	Title in Name of	Date	Cost	Market Value	Mortgage Amount	Monthly Payment	Terms & Maturity
TOTAL							

Schedule E - REAL ESTATE JOINTLY OWNED

Property Type & Location	Title in Name of	Date	Cost	Market Value	Mortgage Amount	Monthly Payment	Terms & Maturity
TOTAL							

Schedule F - LIFE INSURANCE

Name of Insurance Company	Owner	Beneficiary	Face Amount	Policy Loan	Is Policy or C/V	Cash Surrender Value
TOTAL						

For the purpose of procuring credit from time to time, I/we furnish the foregoing as a true and accurate statement of my/our financial condition. Authorization is hereby given to Centennial Bank to inquire in any manner it deems necessary to verify the accuracy of the information contained herein, and to determine my/our creditworthiness, including but not limited to, obtaining a consumer credit report for all parties. The undersigned agrees to notify Centennial Bank immediately in writing of any significant adverse changes in financial condition whether application for further credit is pending or not. In the absence of such written notice it is expressly agreed that in granting new or continuing credit, Centennial Bank may rely on this statement as having the same force and effect as if delivered upon the date additional credit is requested or existing credit extended or continued.

Signature (Borrower)	Date
Signature (Co-Borrower)	Date

Note: Any willful misrepresentation could result in a violation of Federal Law (Sec. 18 U.S.C. 1014)

EXHIBIT B

[Centennial Bank Financing Letter]



June 29, 2020

Mr. Jack Boyer, President
Environmental Utilities, LLC
P. O. Box 7, Placida, FL 33946

RE: New Financing – Wastewater Service to Barrier Islands

Dear Mr. Boyer:

This letter is NOT a commitment to lend, and is for discussion purposes only. Information contained herein are subject to approval by Lender.

This letter will serve as Centennial Bank's consideration to provide financing to Environmental Utilities, LLC for the development of a wastewater utility system to provide central wastewater service to Knight Island, Don Pedro Island, Bocilla Island, and Little Gasparilla Island, and a portion of Cape Haze, Florida, through an interconnection with the Charlotte County Utilities.

This consideration is conditioned upon, among other things, the receipt and satisfactory review, in the Bank's sole discretion of (i) a Bulk Service Agreement with Charlotte County, and (ii) certification by the Florida Public Service Commission authorizing Environmental Utilities, LLC to provide wastewater service to the referenced Island, and the establishment of revenues sufficient to support the repayment of a Loan.

Proposed terms and conditions of a Loan would be provided upon receipt of a formal loan application for financing.

Sincerely,

Kathleen Castellano

Kathleen Castellano
Sr. Commercial Loan Officer

EXHIBIT “C”
[Need for Service]

b) The proposed service area for the Utility consists of the barrier islands of Little Gasparilla Island, Don Pedro Island, and Knight Island, and of Cape Haze, a developed portion of the mainland adjacent to Lemon Bay across from the barrier islands (which the County has requested be served). These properties are all being served by septic tanks which contributes to the degradation of water quality of Lemon Bay and the Gulf of Mexico, exacerbating red tide and algae outbreaks that are well documented. The Governor has made cleaning up these waters a priority.

Wastewater service will be provided pursuant to a Bulk Sewer Treatment Agreement entered into with Charlotte County, a copy of which is attached as Exhibit “E”. In 2017, Charlotte County adopted a Sewer Master Plan that utilizes environmental scoring criteria to prioritize the level of importance, for specified areas, of converting septic tanks to central sewer. The environmental scoring criteria, which utilizes a scale of 1 to 5, includes scoring based on three factors: proximity to surface waters, age of septic tanks, and nitrogen loading. Based on the environmental scoring criteria, the areas of Cape Haze, Little Gasparilla Island, Don Pedro Island, and Knight Island scored in the highest impact level of 4.0 to 5.0. Areas with an average impact score from 4.0 to 5.0 are recommended for conversion from septic to sewer within a five-year period. Thus the environmental benefits of the Utility providing central wastewater service to eliminate septic tanks, and need for central wastewater service should be unquestioned.

EXHIBIT D
[Legal Description]

ISLAND DESCRIPTION:

AN INDIVIDUAL SERVICE AREA OVER A PORTION OF THE FOLLOWING DESCRIBED LANDS, LYING IN THE FOLLOWING DESCRIBED FRACTIONAL SECTIONS OF LAND:

SECTION 28, TOWNSHIP 41 SOUTH, RANGE 20 EAST, SECTION 29, TOWNSHIP 41 SOUTH, RANGE 20 EAST, SECTION 32, TOWNSHIP 41 SOUTH, RANGE 20 EAST, SECTION 33, TOWNSHIP 41 SOUTH, RANGE 20 EAST, SECTION 3, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 4, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 10, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 15, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 16, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 21, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 22, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 27, TOWNSHIP 42 SOUTH, RANGED 20 EAST, CHARLOTTE COUNTY, FLORIDA, SAID LANDS BEING BOUNDED ON THE WEST BY THE GULF OF MEXICO, BOUNDED ON THE EAST BY LEMON BAY AND GASPARILLA SOUND, BOUNDED OF THE SOUTH BY LITTLE GASPARILLA PASS AND BOUNDED ON THE NORTH BY THE FOLLOWING DESCRIBED LINE,:

COMMENCE AT THE POINT OF BEGINNING BEING A POINT WHERE THE SOUTH LINE OF THE NORTH HALF OF SAID SECTION 29, TOWNSHIP 41 SOUTH, RANGE 20 EAST, INTERSECTS THE MEAN HIGH WATER LINE ON THE WESTERLY SHORE LINE OF LEMON BAY; THENCE SOUTH 89 DEGREES 58 MINUTES 58 SECONDS WEST ALONG SAID SOUTH LINE OF THE NORTH HALF OF SAID SECTION 29, TOWNSHIP 41 SOUTH, RANGE 20 EAST, A DISTANCE OF 1730.0 FEET MORE OR LESS TO THE INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY LINE OF NORTH GULF BOULEVARD (66 FOOT RIGHT-OF-WAY) AS SHOWN OF THE PLAT OF PALM ISLAND VILLAGE, A CONDOMINIUM, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN CONDOMINIUM BOOK 4, PAGES 24-A THROUGH 24-E, OF THE PUBLIC RECORDS OF CHARLOTTE COUNTY, FLORIDA; THENCE SOUTH 60 DEGREES 34 MINUTES 11 SECONDS WEST, A DISTANCE OF 66.0 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF SAID NORTH GULF BOULEVARD; THEN SOUTH 29 DEGREES 25 MINUTES 45 SECONDS EAST, ALONG SAID WESTERLY RIGHT-OF-WAY LINE OF NORTH GULF BOULEVARD, A DISTANCE OF 105.0 FEET TO THE POINT OF CURVATURE OF A CIRCULAR CURVE TO THE LEFT; THENCE ALONG THE ARC OF SAID CURVE IN A NORTHWEST DIRECTION; HAVING A RADIUS DISTANCE OF 100.0 FEET, A CENTRAL ANGLE OF 90 DEGREES 00 MINUTES 00 SECONDS, WHOSE RADIUS POINT BEARS SOUTH 60 DEGREES, 34 MINUTES 15 SECONDS WEST, A ARC DISTANCE OF 157.08 FT TO THE POINT OF TANGENT OF SAID CURVE; THENCE NORTH 29 DEGREES, 25 MINUTES 45 SECONDS WEST, A DISTANCE OF 5.0 FT; THENCE SOUTH 60 DEGREES, 34 MINUTES 11 SECONDS WEST, A DISTANCE OF 342.0 FEET MORE OR LESS TO THE MEAN HIGH WATER LINE OF THE GULF OF MEXICO AND THE POINT OF TERMINUS OF SAID LINE.

CAPR HAZE DESCRIPTION:

AN INDIVIDUAL SERVICE AREA OVER A PORTION OF LAND LYING IN SECTIONS 2, 3 AND 11, TOWNSHIP 42 SOUTH, RANGE 20 EAST AND SECTION 34, TOWNSHIP 41 SOUTH, RANGE 20 EAST, CHARLOTTE COUNTY, FLORIDA. SAID LANDS BEING BOUNDED AS FOLLOWS; (SHOWN ON EXHIBIT "D") BOUNDED ON THE WEST BY GASPARILLA SOUND, BOUNDED ON THE EAST BY THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF OF COUNTY ROAD NO. 775 (FORMALLY STATE ROAD NO. 775)(100 FOOT RIGHT-OF-WAY), BOUNDED ON THE NORTH BY A LINE AS DESCRIBED HEREON AND BEING BOUNDED ON THE SOUTH BY A LINE AS DESCRIBED HEREON.

(NORTH BOUNDARY DESCRIPTION)

BEGIN AT A POINT WHERE THE EAST BOUNDARY OF THE SOUTHWEST QUARTER OF SAID SECTION 34, TOWNSHIP 41 SOUTH, RANGE 20 EAST, INTERSECTS THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD NUMBER 775, (FORMALLY STATE ROAD NUMBER 775) (AKA PLACIDA ROAD) (100 FEET RIGHT-OF-WAY) THENCE SOUTH 01 DEGREES 01 MINUTES 40 SECONDS WEST, ALONG SAID EAST BOUNDARY, A DISTANCE OF 27.7 FEET TO THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 3, TOWNSHIP 42 SOUTH, RANGE 20 EAST; THENCE CONTINUE SOUTH 01 DEGREES 01 MINUTES 40 SECONDS WEST ALONG SAID EAST BOUNDARY OF THE NORTHWEST QUARTER OF SAID SECTION 3, A DISTANCE OF 1320.9 FEET TO THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 3; THENCE NORTH 89 DEGREES 38 MINUTES 30 SECONDS WEST, ALONG THE SOUTH BOUNDARY OF SAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 3, A DISTANCE OF 1203.0 FEET MORE OR LESS TO THE MEAN HIGH WATER LINE OF GASPARILLA SOUND AND THE POINT OF TERMINUS OF THE NORTH BOUNDING LINE.

(SOUTH BOUNDARY DESCRIPTION)

COMMENCE AT A POINT WHERE THE WESTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD NUMBER 775, (FORMERLY STATE ROAD NUMBER 775), (AKA PLACIDA ROAD ROAD) (100 FEET RIGHT-OF-WAY INTERSECTS THE SOUTHERLY RIGHT-OF-WAY LINE OF GASPER DRIVE AND SHOWN ON THE PLAT OF CAPE HAZE SUBDIVISION OF BLOCK "U", ACCORDING TO THE PLAT THEREOF, AS RECORDED AND PLAT BOOK 4, PAGE 46, OF THE PUBLIC RECORDS OF CHARLOTTE COUNTY, FLORIDA; THENCE SOUTH 33 DEGREES 20 MINUTES 00 SECONDS EAST, ALONG SAID WESTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD NUMBER 775, A DISTANCE OF 10.52 FEET TO THE POINT OF BEGINNING OF SIDE LINE; THENCE SOUTH 38 DEGREES 20 MINUTES 00 SECONDS WEST, ALONG THE SOUTHERLY PLAT LIMITS OF SAID PLAT A DISTANCE OF 1520.0 FEET MORE OR LESS TO THE MEAN HIGH WATER LINE OF GASPARILLA SOUND AND THE POINT OF TERMINUS OF SAID SOUTH BOUNDING LINE.

EXHIBIT E
[Bulk Service Agreement]

CHG
BCC
★

BULK SEWER TREATMENT AGREEMENT

THIS AGREEMENT is made and entered into this 17th day of July, 2020, by and **between** ENVIRONMENTAL UTILITIES, LLC., a Florida corporation, Post Office Box 7, Placida FL 33946 (hereinafter EU) and CHARLOTTE COUNTY, a political subdivision of the State of Florida, 18500 Murdock Circle, Port Charlotte, FL (hereinafter COUNTY).

RECITALS

WHEREAS, EU desires to reserve and secure sewer service capacity and bulk sewer service from COUNTY to serve the current and projected needs of a portion of Cape Haze, Little Gasparilla Island, Don Pedro Island, and Knight Island; and

WHEREAS, in 2017, Charlotte County adopted a Sewer Master Plan that utilizes environmental scoring criteria to prioritize the level of importance, for specified areas, of converting septic tanks to sewer; and

WHEREAS, the environmental scoring criteria, which utilizes a scale of 1 to 5, includes scoring based on three factors: proximity to surface waters, age of septic tanks, and nitrogen loading; and

WHEREAS, based on the environmental scoring criteria, the areas of Cape Haze, Little Gasparilla Island, Don Pedro Island, and Knight Island scored in the highest impact level of 4.0 to 5.0; and

WHEREAS, areas with an average impact score from 4.0 to 5.0 are recommended for conversion from septic to sewer within a five-year period; and

WHEREAS, COUNTY owns and operates a sewer system in Charlotte County and the sewer treatment plant that would provide service for this area has sufficient capacity to provide wholesale bulk sewer treatment service to EU and the COUNTY is willing to provide such service to EU according to the terms and conditions as set forth in this Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties agree as follows:

SECTION ONE. DEFINITIONS

For purposes of this Agreement, the following words shall have the following meanings unless the context clearly requires otherwise:

“Abnormal Occurrence” means an event at a sewer plant or sewer pump station facility that has the potential to cause a violation of a utility permit and is reportable to regulatory agencies that oversee the utility operations. Abnormal occurrences include, but are not

min

limited to, sewage spills, overflow, equipment failures, line breaks, and abnormal lab results.

“*Connection Point*” means a flow meter where EU’s collection system is physically connected to the COUNTY’s sewer transmission system for the purpose of transmitting sewage to the COUNTY’s sewer treatment plant.

“*ERC*” means Equivalent Residential Connection equating to 190 gallons of sewer per day on an average daily flow basis. For purposes of this Agreement, each detached single family residential connection will be considered one ERC.

“*Excessive Flow*” means sewer flows that exceed the Reserved Capacity as calculated on a rolling, twelve-month annual basis.

“*Force Majeure*” means Acts of god, strikes, lockouts, or other industrial disturbances, acts of any public enemy, wars, blockades, riots, acts of armed forces, epidemics, delays by carriers, inability to obtain materials or rights-of-way on reasonable terms, acts or failures to act by public authorities not under the control of either party to this Agreement, or acts or failures to act by regulatory authorities.

“*Reserved Capacity*” means the amount of sewer treatment capacity in the COUNTY’s plant the COUNTY agrees to set aside for EU expressed in an annual average daily flow basis.

SECTION TWO. GENERAL CONDITIONS

- A. The Recitals set forth above are true and correct and incorporated as if fully set forth herein.
- B. COUNTY agrees to provide bulk sewer treatment for EU in accordance with the terms and conditions contained herein, the rules and regulations of the Florida Department of Environmental Protection (FDEP), and other governmental entities with regulatory jurisdiction over sewer treatment facilities. COUNTY acknowledges that before EU can carry out its obligations pursuant to this Agreement, it must obtain certification from the Florida Public Service Commission (FPSC) and easements through Don Pedro Park. COUNTY agrees that EU may include this Agreement in its application for FPSC certification and applications for loans and grants.
- C. The parties agree that neither assumes any financial responsibility for the operation and maintenance of the other’s sewer system.
- D. COUNTY shall notify EU as soon as practicable of an emergency event that will cause disruption of service. COUNTY shall provide as much advance warning as is reasonable under the circumstances.

SECTION THREE. BULK SEWER TREATMENT SERVICE

- A. EU may collect and transmit sewage to the Connection Point and COUNTY agrees to accept and treat the sewage from EU's collection system, up to the Reserved Capacity of 2200 ERC at 190 GPD (418,000 GPD).
- B. COUNTY shall not be liable for any damages, direct, indirect or consequential, resulting from its inability or failure to provide sewage treatment services on a temporary or emergency basis due to a Force Majeure event. COUNTY will use its best efforts to provide the treatment capacity required hereunder. If restrictions are imposed by governmental regulatory authorities, COUNTY reserves the right to temporarily reduce the capacity treated pursuant to this Agreement, but only for such time as the capacity cannot be accommodated as the result of the imposed governmental restrictions.
- C. In the event of an Abnormal Occurrence, EU agrees to provide proper notification to applicable governmental regulatory agencies, as required by Rule 62-620.610, Florida Administrative Code, and as contained in COUNTY's domestic wastewater facility permit.
- D. EU shall provide COUNTY with a quarterly report that contains the number of units and type that have been connected to EU's utility system during the previous quarter. The report shall be submitted within fifteen (15) days after the end of the quarter for which the report is being provided.

SECTION FOUR. OWNERSHIP, MAINTENANCE AND REPAIRS

- A. EU will design, permit, and construct its collection facilities in accordance with FDEP Standards and the Charlotte County Utilities Department Design Compliance Standards dated November 1, 2011 and all subsequent revisions/addendums together with the latest Charlotte County Utilities Department Approved Product List, at no cost to COUNTY, to receive and transmit sewage to the EU side of the Connection Point. EU agrees to construct its collection facilities to meet the design hydraulic conditions established by COUNTY. Future EU collection facilities will be sized to function properly under variation in flow, hydraulic conditions, and other factors which may reasonably be expected to occur over time in the EU service area. COUNTY may review and approve EU's connection to the COUNTY's transmission facilities at the Connection Point, which approval shall not be unreasonably withheld. Final plans and specifications shall be approved by the Charlotte County Utilities Department prior to FDEP permitting and construction. County reserves the right to complete intermittent observation of construction and testing activities to ensure compliance with the requirements. Any discrepancies shall be corrected by EU.
- B. EU shall construct, at its sole cost and expense, a transmission main from the location of the bulk meter to the connection point with COUNTY'S existing sewer

transmission main. The route for the transmission main shall be one of the two proposed routes contained in the "Preliminary Engineering Report for Sewer Interconnection to Mainland from Knight Island/Don Pedro/Gasparilla Island" prepared by Giffels-Webster Engineers, Inc. dated April 10, 2019. The transmission main shall be designed, permitted and constructed in accordance with Charlotte County Utilities Department Design Compliance Standards dated November 1, 2011 and all subsequent revisions/addendums together with the latest Charlotte County Utilities Department Approved Product List. The final plans and specifications shall be approved by the Charlotte County Utilities Department prior to FDEP permitting and construction. COUNTY reserves the right to complete intermittent observations of the construction and testing activities to ensure compliance with the requirements. Any discrepancies shall be corrected by EU. The transmission main shall be transferred to COUNTY upon final completion of all items required in the close-out document.

- C. COUNTY will, in accordance with applicable laws and regulations, own and maintain, at its own expense, that portion of the sewage transmission system from the Connection Point to COUNTY's water reclamation facility, including the sewer flow meter at the Connection Point. The Connection Point determines the limits of maintenance and ownership for both parties. The parties will maintain their facilities in accordance with the standards prescribed by applicable regulatory agencies and will maintain a level of performance, maintenance and repair that will not adversely affect customers of either party.
- D. The sewage flow meter at the Connection point will be tested by COUNTY and recalibrated, when necessary, at least annually in accordance with the American Water Works Association Standards for Meter Testing or other mutually agreeable standard. EU has the right to observe the annual test and recalibration of the sewage flow meter performed by COUNTY. COUNTY may retain the services of a third party to perform the sewage flow meter test to verify the calibration. COUNTY agrees to provide EU with copies of the annual test report. The parties reserve the right to conduct additional meter testing at their own expense. COUNTY shall notify EU, in writing, thirty (30) calendar days in advance of any meter testing and/or recalibration. If the meter registers an accuracy error greater than the American Water Works Association standards, then COUNTY shall refund to EU the amount billed in error for one-half the period since the last test. The one-half period will not exceed six (6) months, provided, however, that if it can be shown that the error was due to a cause, the date of which can be determined, the overcharge will be computed back to such date. Whenever the meter is found to register less than the standard described above, COUNTY may bill EU an additional amount that will be due for one-half the period since the last test. The one-half period may not exceed six months, provided, however, that if it can be shown that the error was due to some cause, the date of which can be determined, the undercharge will be computed back to such date.

- E. Facilities within EU's service area shall be repaired by EU if: (1) there are Excessive Flows due to a storm, a sudden surge of groundwater, infiltration and inflow, or other like conditions; or, (2) if any generally accepted testing or method of determining the condition of sewer lines indicates that a line is in need of repair or replacement. Lines or equipment may be repaired or replaced if they are not functioning in accordance with applicable design standards. COUNTY shall notify EU upon the occurrence of any Excessive Flows. If COUNTY determines repairs or replacements are needed, EU shall have ninety (90) days from written notification from COUNTY to evaluate the collection system and develop a plan of action acceptable to both parties to perform any necessary improvements or repairs to the collection system. These improvements shall be completed within a reasonable period of time. If, after notification, EU fails to perform the required evaluation and necessary improvements or repairs, and that failure contributes to an Abnormal Occurrence, EU may be held responsible for its proportional share of any resulting monetary fines or required improvements ordered by any regulatory agency which are directly related to the Abnormal Occurrence.

SECTION FIVE. BULK SEWER FEES AND CONNECTION CHARGES

- A. In consideration for the sewage treatment services provided by COUNTY, EU shall pay to COUNTY the COUNTY's current adopted bulk service rate for each thousand gallons of sewage treated by COUNTY. The rate is subject to change by COUNTY from time to time.
- B. COUNTY will invoice EU, on a monthly basis, for sewage treatment based upon the sewer flow meter readings taken at the Connection Point. EU will make payment within thirty (30) calendar days after receipt of an invoice from COUNTY.
- C. EU shall pay TAP fees for all existing and future customers based on meter size, as connections are made.
- D. COUNTY shall issue TAP fee credits to EU for the construction of the transmission main described in Section Four B. TAP fee credits shall be provided on a dollar for dollar basis only, based on the actual documented construction costs, as approved by COUNTY, and calculated at the rate in effect when the connections are made. If the amount of TAP fee credits is insufficient for the existing developed property that will be connected, EU shall pay the difference to COUNTY within 365 days of the date of FDEP's issuance of a "Permit to Operate".
- E. All future TAP fees will be paid by EU on a quarterly basis along with the quarterly report identified in Section Three D. of this Agreement at the then current TAP fee rate.
- F. Where the use of developed property is modified or where property is re-developed or expanded, COUNTY may require the payment of additional TAP fees.

- B. This Agreement shall be construed and enforced according to the laws of the State of Florida.
- C. This Agreement is solely for the benefit of the parties hereto and no right or cause of action will accrue upon or by reason hereunder to or for the benefit of any third parties who are not signatories to this Agreement.
- D. The failure of either party to enforce the provisions of this Agreement shall not be construed as a general waiver or relinquishment of the right to demand strict performance of this Agreement.
- E. This Agreement constitutes the entire Agreement between the parties and may not be amended, modified, or rescinded except in writing and signed by both Parties. If a provision of this Agreement is declared illegal, invalid, unenforceable, unconstitutional, or in violation of the bond covenants of the COUNTY by a Court of competent jurisdiction, the remaining provisions of this Agreement will remain in full force and effect.
- F. Neither party shall be liable or responsible to the other as a result of any injury to property or persons which is caused by a Force Majeure event.

IN WITNESS WHEREOF, the parties have executed this Agreement on the date and year first written above.

Date: 6-4-2020

ENVIRONMENTAL UTILITIES, LLC.

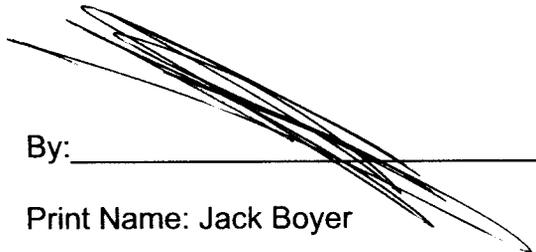
WITNESSES:



Print Name: Ryan M. Dunlap



Print Name: Joyce Luke



By: _____

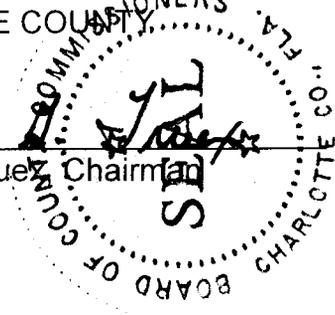
Print Name: Jack Boyer

Title: Manager

Date: July 14, 2020

BOARD OF COUNTY COMMISSIONERS
OF CHARLOTTE COUNTY, FLA.

By: William G. Truez
William G. Truez, Chairman



ATTEST:
Roger D. Eaton, Clerk of the
Circuit Court and Ex-Officio
Clerk of the Board of County
Commissioners

By: Michelle DiBernardino
Deputy Clerk. AG 2020-036

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

By: Janette S. Knowlton
Janette S. Knowlton, County Attorney
LR2019-0360

EXHIBIT F
[System Maps]

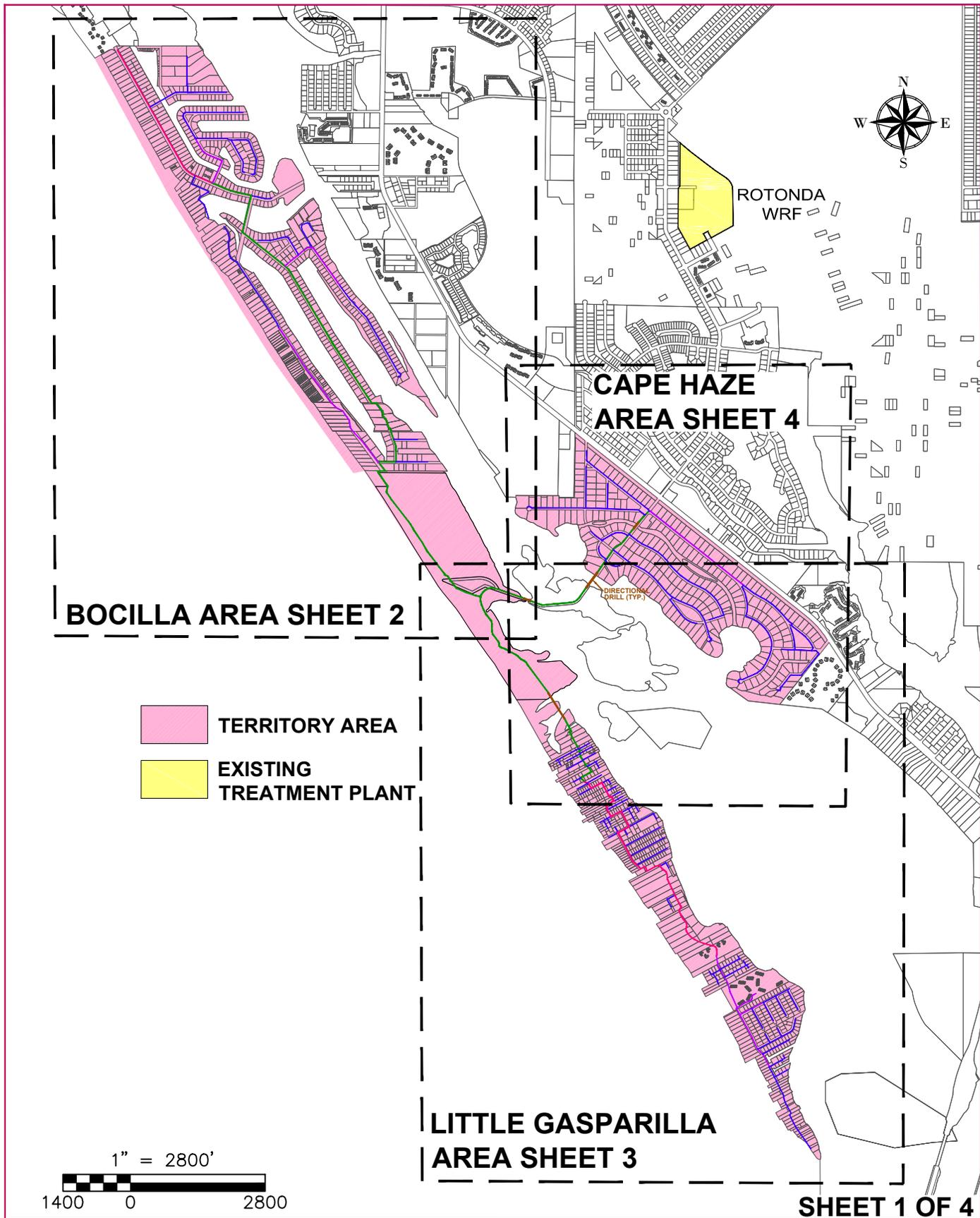
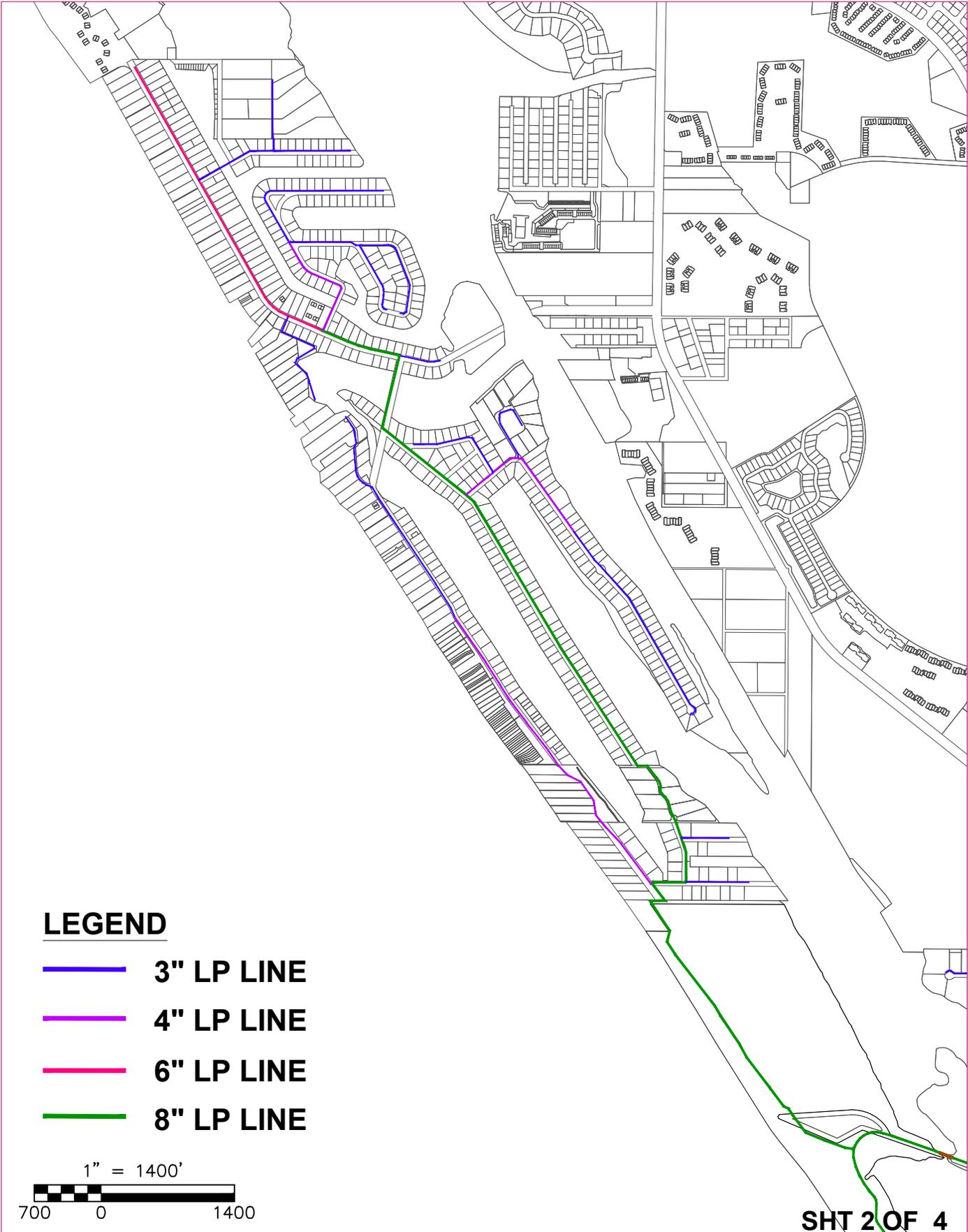
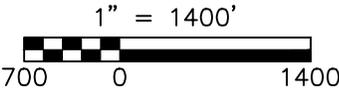


EXHIBIT F - SYSTEM MAP KEYMAP

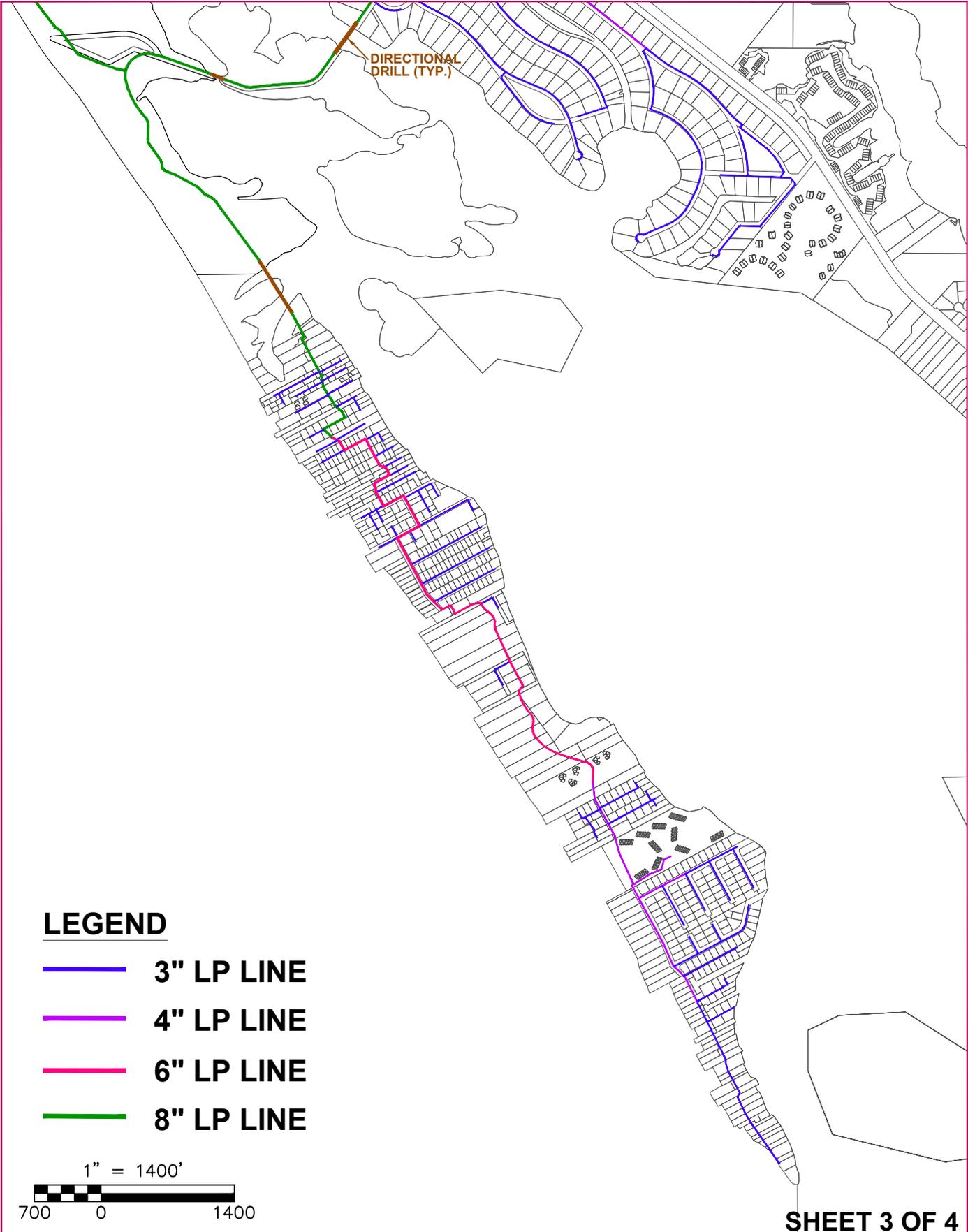


LEGEND

-  3" LP LINE
-  4" LP LINE
-  6" LP LINE
-  8" LP LINE

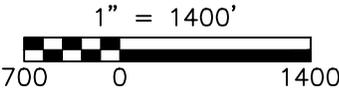


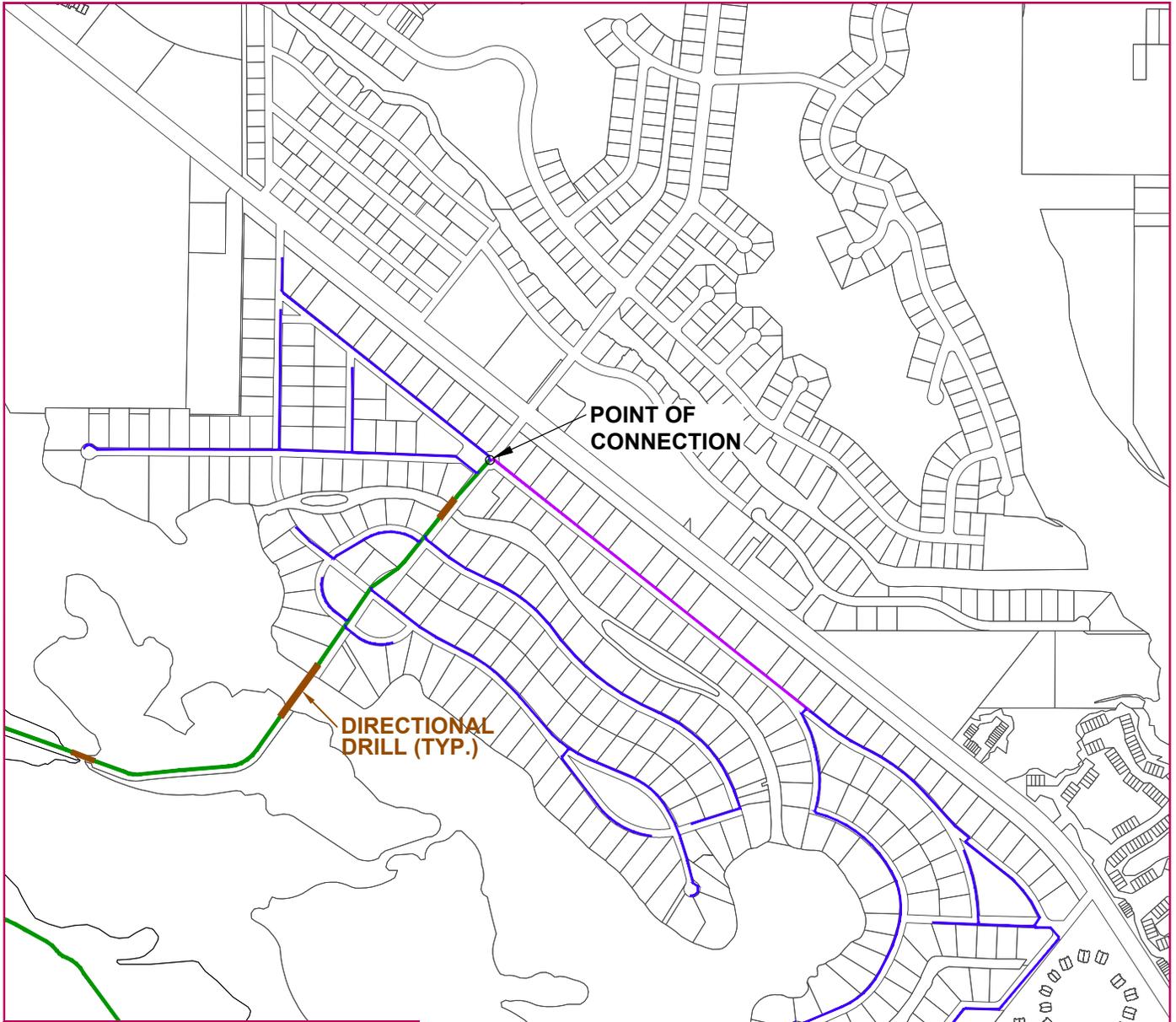
BOCILLA UTILITY AREA SYSTEM MAP



LEGEND

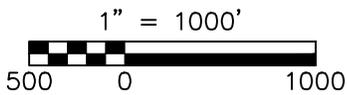
-  **3" LP LINE**
-  **4" LP LINE**
-  **6" LP LINE**
-  **8" LP LINE**





LEGEND

-  3" LP LINE
-  4" LP LINE
-  6" LP LINE
-  8" LP LINE

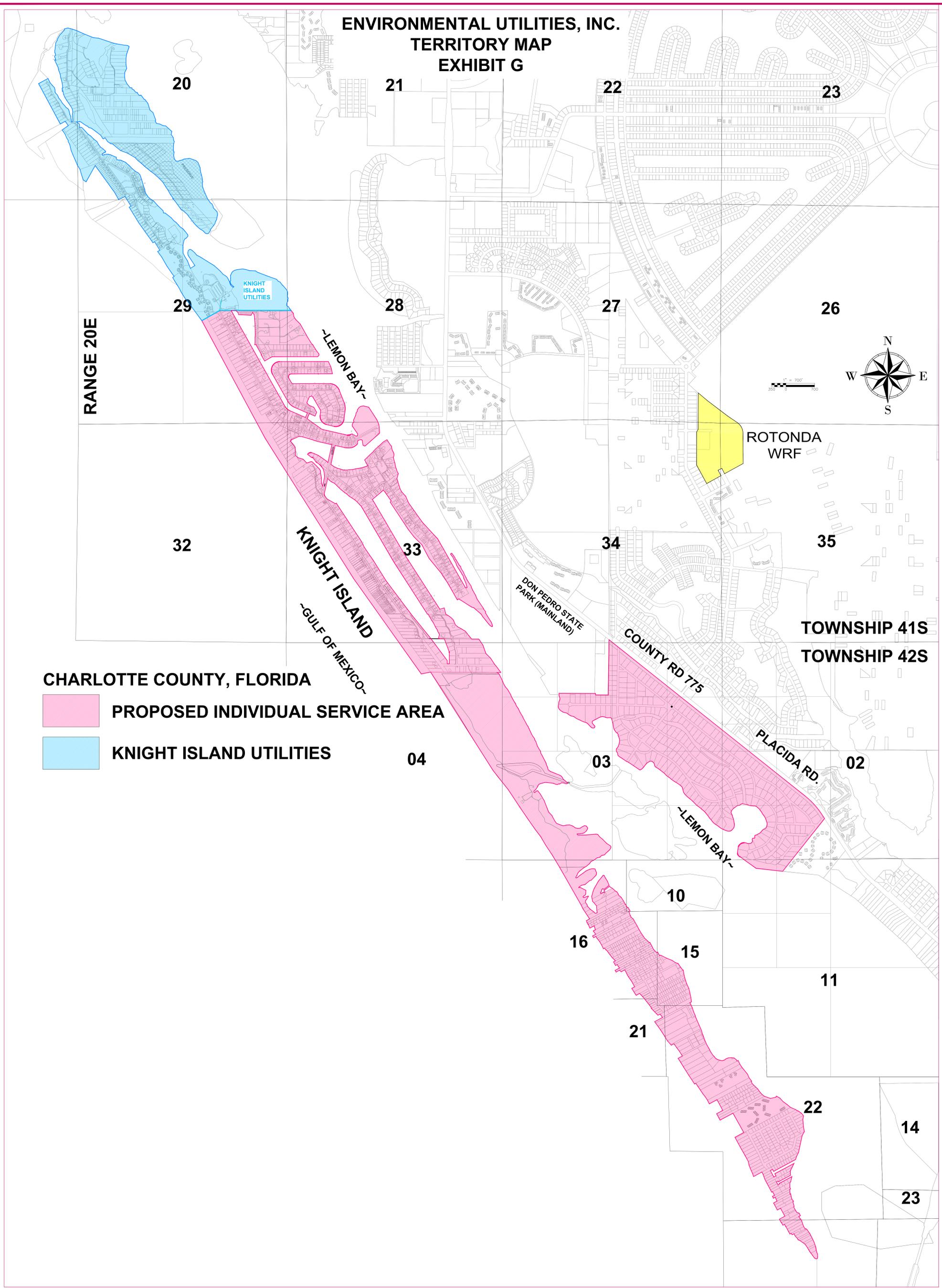


CAPE HAZE AREA SYSTEM MAP

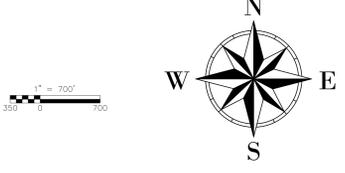
EXHIBIT G

[Territory Maps]

**ENVIRONMENTAL UTILITIES, INC.
TERRITORY MAP
EXHIBIT G**



RANGE 20E



**ROTONDA
WRF**

**TOWNSHIP 41S
TOWNSHIP 42S**

- CHARLOTTE COUNTY, FLORIDA**
-  **PROPOSED INDIVIDUAL SERVICE AREA**
 -  **KNIGHT ISLAND UTILITIES**

20

21

22

23

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04

03

02

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14

23

KNIGHT ISLAND UTILITIES

~LEMON BAY~

KNIGHT ISLAND
~GULF OF MEXICO~

DON PEDRO STATE
PARK (MAINLAND)

COUNTY RD 775

PLACIDA RD.

~LEMON BAY~

SKETCH AND DESCRIPTION:

DESCRIPTION:

AN INDIVIDUAL SERVICE AREA OVER A PORTION OF THE FOLLOWING DESCRIBED LANDS, LYING IN THE FOLLOWING DESCRIBED FRACTIONAL SECTIONS OF LAND:(SHOWN ON EXHIBIT D)

SECTION 28, TOWNSHIP 41 SOUTH, RANGE 20 EAST, SECTION 29, TOWNSHIP 41 SOUTH, RANGE 20 EAST, SECTION 32, TOWNSHIP 41 SOUTH, RANGE 20 EAST, SECTION 33, TOWNSHIP 41 SOUTH, RANGE 20 EAST, SECTION 3, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 4, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 10, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 15, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 16, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 21, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 22, TOWNSHIP 42 SOUTH, RANGE 20 EAST, SECTION 27, TOWNSHIP 42 SOUTH, RANGE 20 EAST, CHARLOTTE COUNTY, FLORIDA, SAID LANDS BEING BOUNDED ON THE WEST BY THE GULF OF MEXICO, BOUNDED ON THE EAST BY LEMON BAY AND GASPARILLA SOUND, BOUNDED OF THE SOUTH BY LITTLE GASPARILLA PASS AND BOUNDED ON THE NORTH BY THE FOLLOWING DESCRIBED LINE, SAID LINE BEING DEPICTED ON EXHIBIT A:

COMMENCE AT THE POINT OF BEGINNING BEING A POINT WHERE THE SOUTH LINE OF THE NORTH HALF OF SAID SECTION 29, TOWNSHIP 41 SOUTH, RANGE 20 EAST, INTERSECTS THE MEAN HIGH WATER LINE ON THE WESTERLY SHORE LINE OF LEMON BAY; THENCE SOUTH 89 DEGREES 58 MINUTES 58 SECONDS WEST ALONG SAID SOUTH LINE OF THE NORTH HALF OF SAID SECTION 29, TOWNSHIP 41 SOUTH, RANGE 20 EAST, A DISTANCE OF 1730.0 FEET MORE OR LESS TO THE INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY LINE OF NORTH GULF BOULEVARD (66 FOOT RIGHT-OF-WAY) AS SHOWN ON THE PLAT OF PALM ISLAND VILLAGE, A CONDOMINIUM, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN CONDOMINIUM BOOK 4, PAGES 24-A THROUGH 24-E, OF THE PUBLIC RECORDS OF CHARLOTTE COUNTY, FLORIDA; THENCE SOUTH 60 DEGREES 34 MINUTES 11 SECONDS WEST, A DISTANCE OF 66.0 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF SAID NORTH GULF BOULEVARD; THEN SOUTH 29 DEGREES 25 MINUTES 45 SECONDS EAST, ALONG SAID WESTERLY RIGHT-OF-WAY LINE OF NORTH GULF BOULEVARD, A DISTANCE OF 105.0 FEET TO THE POINT OF CURVATURE OF A CIRCULAR CURVE TO THE LEFT; THENCE ALONG THE ARC OF SAID CURVE IN A NORTHWEST DIRECTION; HAVING A RADIUS DISTANCE OF 100.0 FEET, A CENTRAL ANGLE OF 90 DEGREES 00 MINUTES 00 SECONDS, WHOSE RADIUS POINT BEARS SOUTH 60 DEGREES, 34 MINUTES 15 SECONDS WEST, A ARC DISTANCE OF 157.08 FT TO THE POINT OF TANGENT OF SAID CURVE; THENCE NORTH 29 DEGREES, 25 MINUTES 45 SECONDS WEST, A DISTANCE OF 5.0 FT; THENCE SOUTH 60 DEGREES, 34 MINUTES 11 SECONDS WEST, A DISTANCE OF 342.0 FEET MORE OR LESS TO THE MEAN HIGH WATER LINE OF THE GULF OF MEXICO AND THE POINT OF TERMINUS OF SAID LINE.

SURVEYOR'S NOTATIONS:

1. THIS SKETCH DOES NOT REPRESENT A BOUNDARY SURVEY AND IS ONLY INTENDED TO DEPICT THE DESCRIPTION HEREON.
2. BEARINGS ARE BASED ON PLAT DATA REFERENCED TO THE SOUTH LINE OF THE NORTH HALF OF SECTION 29, TOWNSHIP 41 SOUTH, RANGE 20 EAST, BEARING SOUTH 89 DEGREES 58 MINUTES 58 SECONDS WEST, PER PALM ISLAND VILLAGE CONDOMINIUM.
3. ALL DISTANCES ARE EXPRESSED IN U.S. STANDARD FEET AND DECIMALS THEREOF.
4. THIS SKETCH AND DESCRIPTION CONTAINS TWO (2) SHEETS AND INTENDED TO BE USED IN ITS ENTIRETY.
5. NOT VALID WITHOUT THE SIGNATURE AND THE RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

PREPARED FOR THE EXCLUSIVE USE OF:

JACK BOYER.

LEGEND:

Approx.=Approximate
 (C)=Calculated data
 C.=Chord Length
 C.B.=Chord Bearing
 D.O.T.=Department of Transportation
 Drain.=Drainage
 Es'mt=Easement
 L.B.=Land Surveying Business
 O.R.=Official Records
 (P)=Plat data
 (F)=Field data
 P.T.=Point of Tangency
 P.C.=Point of Curve

P.B.=Plat Book
 PG=Page
 P.I.D.=Parcel Identification
 P.O.B.=Point of Beginning
 P.O.C.=Point of Commencement
 P.O.T.=Point of Terminus
 R/W=Right-of-Way
 S.F.=Square Feet
 Util.=Utility
 C=Centerline
 PL=Property Line
 P.R.C.=Point of Reverse Curve
 P.C.C.=Point of Compound Curve

NOTE: "Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper".

Additions, Deletions, or Reproductions of this survey is prohibited without the written consent of DMK Associates, Inc.

SHEET 1 OF 3

DMK

DMK ASSOCIATES
 ENGINEERS & SURVEYORS
 4315 S. ACCESS ROAD
 ENGLEWOOD, FL. 34224
 TEL: (941) 475-6596
 FAX: (941) 475-1881

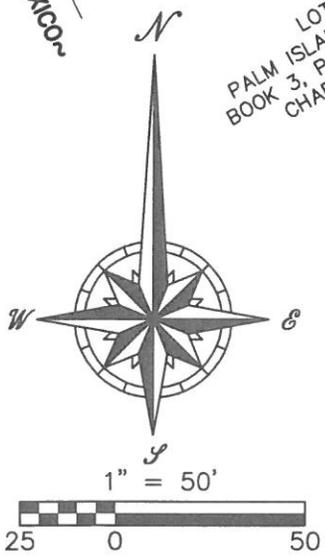
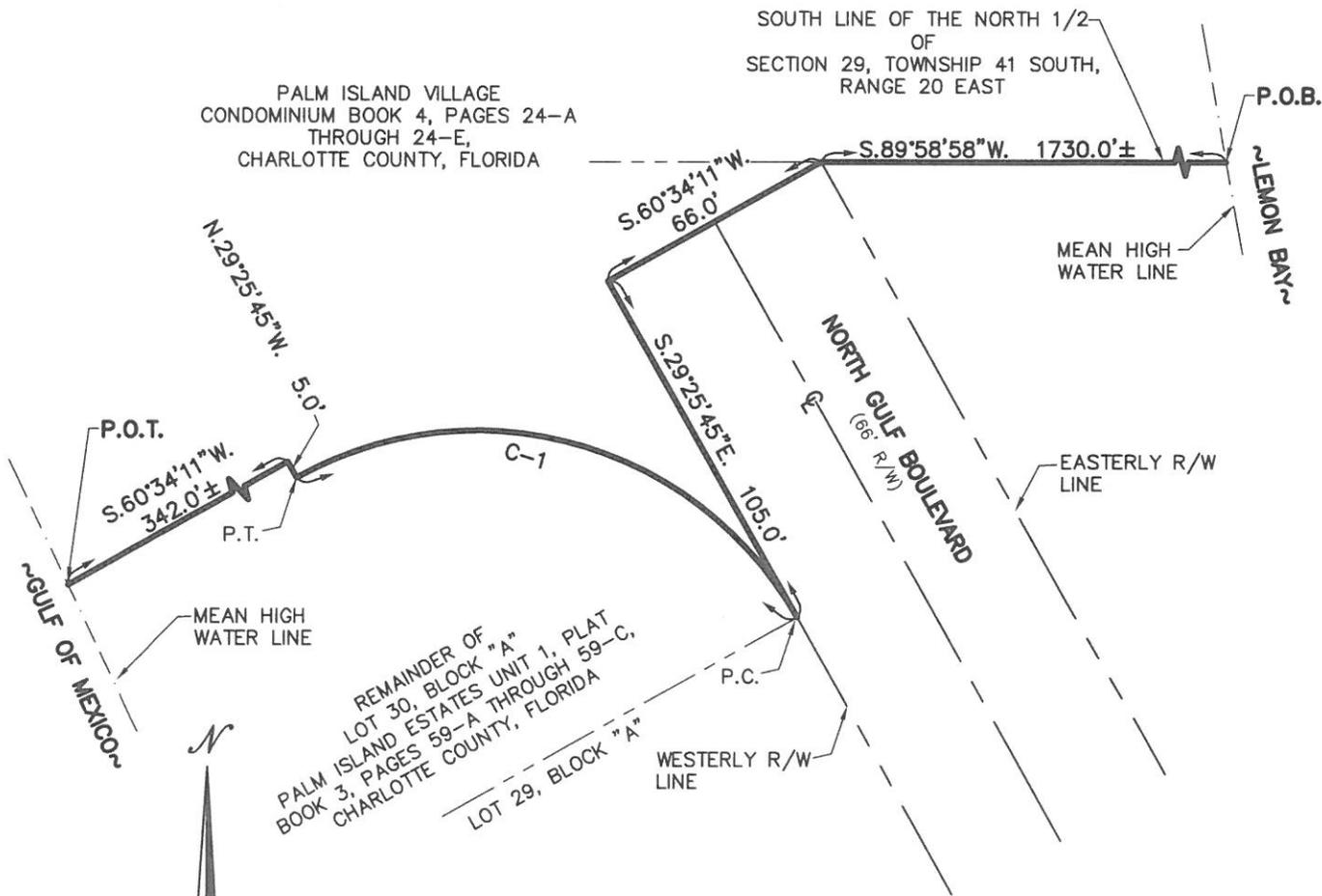
DATE:

BY:

WARREN A. MCLEOD
 LICENSE NUMBER 4855
 STATE OF FLORIDA
 Warren A. McLeod
 Professional Surveyor and Mapper
 Florida Licensed Surveyor No. 4855
 Land Surveying Business No. 3943

DATE: 10/12/20	JOB No. 20-0227A
SCALE: 1"=50'	DWN. JRM CK'D WAM
UPDATES & REV.	DATE DWN. BY:

SKETCH AND DESCRIPTION:
(EXHIBIT A)



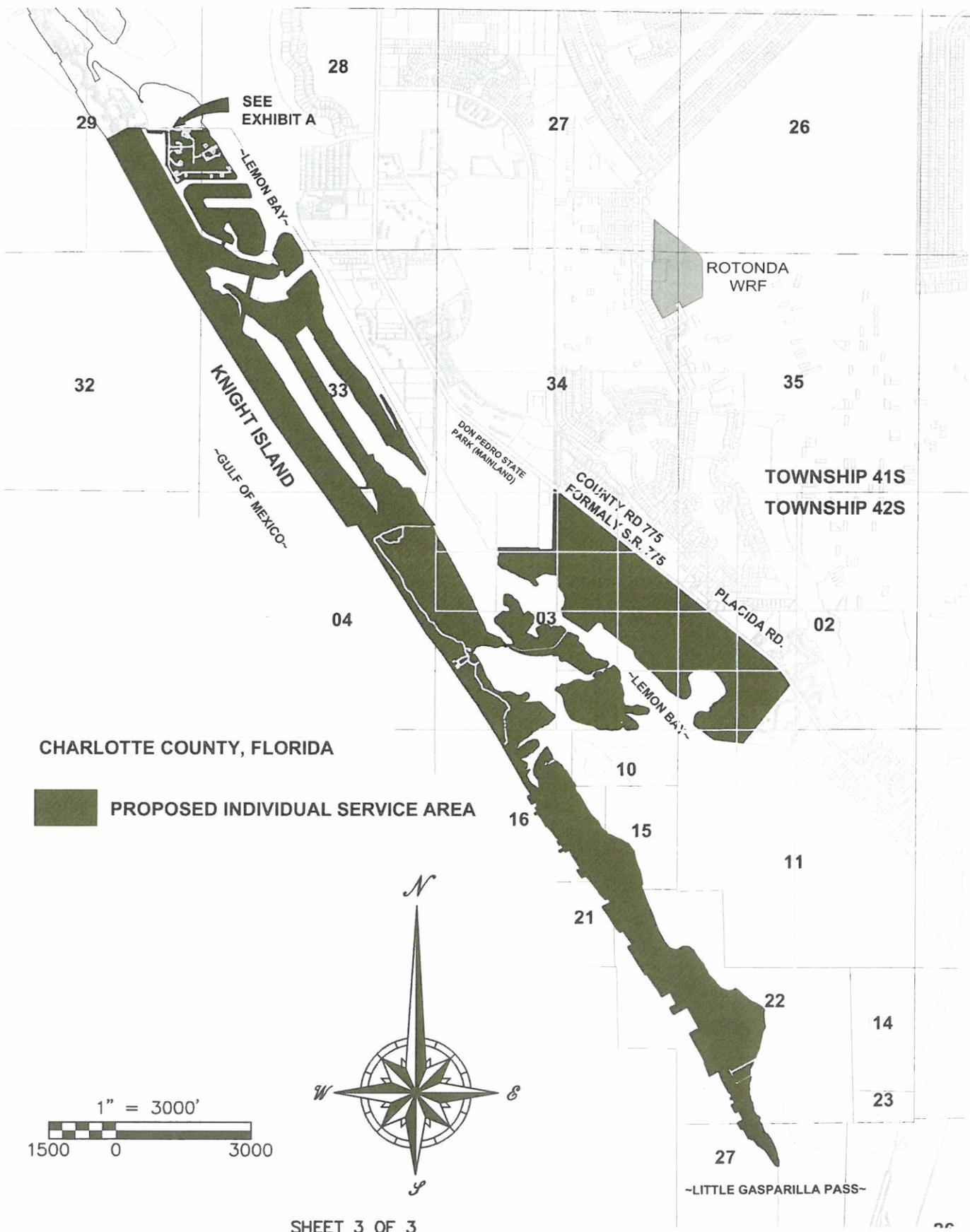
CURVE DATA:
 C-1
 RADIUS= $100.0'(R)(C)$
 DELTA= $90^{\circ}00'00''(R)(C)$
 ARC= $157.08'(R)(C)$
 CHORD= $141.42'(C)$
 CHORD BEARING= $N.07^{\circ}25'45''W.(C)$

SHEET 2 OF 3

NOTE:
 1. This is not a boundary survey.
 2. This sketch and description contains two (2) sheets and is intended to be used in its entirety.

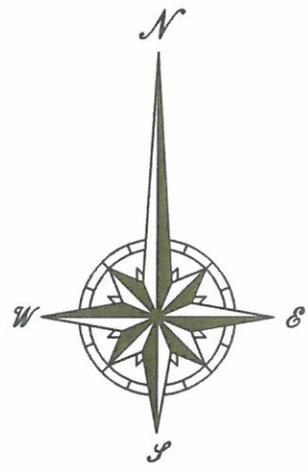
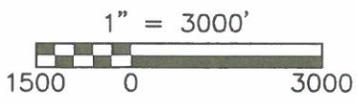
	DMK ASSOCIATES <small>ENGINEERS & SURVEYORS</small>		DATE: 10/12/20	JOB No. 20-0227A	
	4315 S. ACCESS ROAD ENGLEWOOD, FL. 34224 TEL: (941) 475-6596 FAX: (941) 475-1881		SCALE: 1"=50'	DWN. JRM	CK'D WAM
			UPDATES & REV.	DATE	DWN. BY:

SKETCH AND DESCRIPTION: EXHIBIT D



CHARLOTTE COUNTY, FLORIDA

 PROPOSED INDIVIDUAL SERVICE AREA



SHEET 3 OF 3

NOTE:
 1. This is not a boundary survey.
 2. This sketch and description contains two (2) sheets and is intended to be used in its entirety.

	DMK ASSOCIATES ENGINEERS & SURVEYORS 4315 S. ACCESS ROAD ENGLEWOOD, FL. 34224 TEL: (941) 475-6596 FAX: (941) 475-1881		DATE: 10/12/20	JOB No. 20-0227A
	SCALE: 1" = 3000'	DWN. TDM	CK'D	WAM
	UPDATES & REV.	DATE	DWN. BY:	

DESCRIPTION:

SKETCH AND DESCRIPTION:

AN INDIVIDUAL SERVICE AREA OVER A PORTION OF LAND LYING IN SECTIONS 2, 3 AND 11, TOWNSHIP 42 SOUTH, RANGE 20 EAST AND SECTION 34, TOWNSHIP 41 SOUTH, RANGE 20 EAST, CHARLOTTE COUNTY, FLORIDA. SAID LANDS BEING BOUNDED AS FOLLOWS; (SHOWN ON EXHIBIT "D") BOUNDED ON THE WEST BY GASPARILLA SOUND, BOUNDED ON THE EAST BY THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF OF COUNTY ROAD NO. 775 (FORMALLY STATE ROAD NO. 775)(100 FOOT RIGHT-OF-WAY), BOUNDED ON THE NORTH BY A LINE AS DESCRIBED HEREON AND DEPICTED ON EXHIBIT "B" AND BEING BOUNDED ON THE SOUTH BY A LINE AS DESCRIBED HEREON AND DEPICTED ON EXHIBIT "C".

(EXHIBIT "B" DESCRIPTION)

BEGIN AT A POINT WHERE THE EAST BOUNDARY OF THE SOUTHWEST QUARTER OF SAID SECTION 34, TOWNSHIP 41 SOUTH, RANGE 20 EAST, INTERSECTS THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD NUMBER 775, (FORMALLY STATE ROAD NUMBER 775) (AKA PLACIDA ROAD) (100 FEET RIGHT-OF-WAY) THENCE SOUTH 01 DEGREES 01 MINUTES 40 SECONDS WEST, ALONG SAID EAST BOUNDARY, A DISTANCE OF 27.7 FEET TO THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 3, TOWNSHIP 42 SOUTH, RANGE 20 EAST; THENCE CONTINUE SOUTH 01 DEGREES 01 MINUTES 40 SECONDS WEST ALONG SAID EAST BOUNDARY OF THE NORTHWEST QUARTER OF SAID SECTION 3, A DISTANCE OF 1320.9 FEET TO THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 3; THENCE NORTH 89 DEGREES 38 MINUTES 30 SECONDS WEST, ALONG THE SOUTH BOUNDARY OF SAID NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 3, A DISTANCE OF 1203.0 FEET MORE OR LESS TO THE MEAN HIGH WATER LINE OF GASPARILLA SOUND AND THE POINT OF TERMINUS OF THE NORTH BOUNDING LINE.

(EXHIBIT "C" DESCRIPTION)

COMMENCE AT A POINT WHERE THE WESTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD NUMBER 775, (FORMERLY STATE ROAD NUMBER 775), (AKA PLACIDA ROAD) (100 FEET RIGHT-OF-WAY INTERSECTS THE SOUTHERLY RIGHT-OF-WAY LINE OF GASPER DRIVE AND SHOWN ON THE PLAT OF CAPE HAZE SUBDIVISION OF BLOCK "U", ACCORDING TO THE PLAT THEREOF, AS RECORDED AND PLAT BOOK 4, PAGE 46, OF THE PUBLIC RECORDS OF CHARLOTTE COUNTY, FLORIDA; THENCE SOUTH 33 DEGREES 20 MINUTES 00 SECONDS EAST, ALONG SAID WESTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD NUMBER 775, A DISTANCE OF 10.52 FEET TO THE POINT OF BEGINNING OF SIDE LINE; THENCE SOUTH 38 DEGREES 20 MINUTES 00 SECONDS WEST, ALONG THE SOUTHERLY PLAT LIMITS OF SAID PLAT A DISTANCE OF 1520.0 FEET MORE OR LESS TO THE MEAN HIGH WATER LINE OF GASPARILLA SOUND AND THE POINT OF TERMINUS OF SAID SOUTH BOUNDING LINE.

SURVEYOR'S NOTATIONS:

- 1. THIS SKETCH DOES NOT REPRESENT A BOUNDARY SURVEY AND IS ONLY INTENDED TO DEPICT THE DESCRIPTION HEREON.
- 2. BEARINGS ARE BASED ON ASSUMED DATA REFERENCED TO THE EAST BOUNDARY OF THE SOUTHWEST 1/4 OF SECTION 34, TOWNSHIP 41 SOUTH, RANGE 20 EAST, BEARING SOUTH 01 DEGREES 01 MINUTES 40 SECONDS WEST.
- 3. ALL DISTANCES ARE EXPRESSED IN U.S. STANDARD FEET AND DECIMALS THEREOF.
- 4. THIS SKETCH AND DESCRIPTION CONTAINS TWO (3) SHEETS AND INTENDED TO BE USED IN ITS ENTIRETY.
- 5. NOT VALID WITHOUT THE SIGNATURE AND THE RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

PREPARED FOR THE EXCLUSIVE USE OF:

JACK BOYER.

LEGEND:

Approx.=Approximate
 (C)=Calculated data
 C.=Chord Length
 C.B.=Chord Bearing D.O.T.=Department of Transportation
 Drain.=Drainage
 Es'mt=Easement
 L.B.=Land Surveying Business O.R.=Official Records
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 P.O.T.=Point of Terminus R/W=Right-of-Way
 S.F.=Square Feet
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 R=Property Line
 P.R.C.=Point of Reverse Curve P.C.C.=Point of Compound Curve

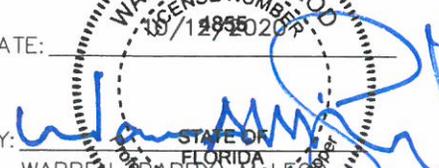
NOTE: "Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper".

Additions, Deletions, or Reproductions of this survey is prohibited without the written consent of DMK Associates, Inc.

SHEET 1 OF 4



DMK ASSOCIATES
 ENGINEERS & SURVEYORS
 4315 S. ACCESS ROAD
 ENGLEWOOD, FL. 34224
 TEL: (941) 475-6596
 FAX: (941) 475-1881

DATE: _____
 BY: 
 WARREN A. MCLEOD
 Professional Surveyor and Mapper
 Florida Licensed Surveyor No. 4855
 Land Surveying Business No. 3943

DATE: 10/12/20	JOB No. 20-0227B
SCALE: 1"=50'	DWN. JRM CK'D WAM
UPDATES & REV.	DATE DWN. BY:

SKETCH AND DESCRIPTION:
EXHIBIT "B"



THE EAST BOUNDARY
OF THE SOUTHWEST 1/4
OF SECTION 34,
TOWNSHIP 41 SOUTH,
RANGE 20 EAST,
CHARLOTTE COUNTY,
FLORIDA

P.O.B.

COUNTY ROAD NO. 775
(FORMALLY STATE ROAD NO. 775)
(A.K.A. PLACIDA ROAD)
(100' R/W)

34
3

SOUTHWESTERLY
R/W LINE

THE NORTHEAST CORNER
OF THE NORTHWEST 1/4
OF SECTION 3,
TOWNSHIP 42 SOUTH,
RANGE 20 EAST,
CHARLOTTE COUNTY,
FLORIDA

10' EASEMENT
PER PLAT

UNPLATTED LANDS

PLAT OF CAPE HAZE
PLAT BOOK 2, PAGES 93,
93-A THROUGH 93-B

LINE TABLE:

L-1= S.01°01'40"W. 27.7'

S.01°01'40"W. 1320.90'

THE EAST BOUNDARY
OF THE NORTHWEST 1/4
OF SECTION 3,
TOWNSHIP 42 SOUTH,
RANGE 20 EAST,
CHARLOTTE COUNTY,
FLORIDA

GASPARILLA SOUND

P.O.T.

10' EASEMENT
PER PLAT

LIMITS OF
PLAT

N.89°38'30"W. 1203.0'±

MEAN HIGH
WATER LINE

THE SOUTH BOUNDARY
OF THE NORTHEAST 1/4
OF THE NORTHWEST 1/4
OF SECTION 3,
TOWNSHIP 42 SOUTH,
RANGE 20 EAST,
CHARLOTTE COUNTY,
FLORIDA

THE SOUTHEAST CORNER
OF THE NORTHEAST 1/4
OF THE NORTHWEST 1/4
OF SECTION 3,
TOWNSHIP 42 SOUTH,
RANGE 20 EAST,
CHARLOTTE COUNTY,
FLORIDA

SHEET 2 OF 4

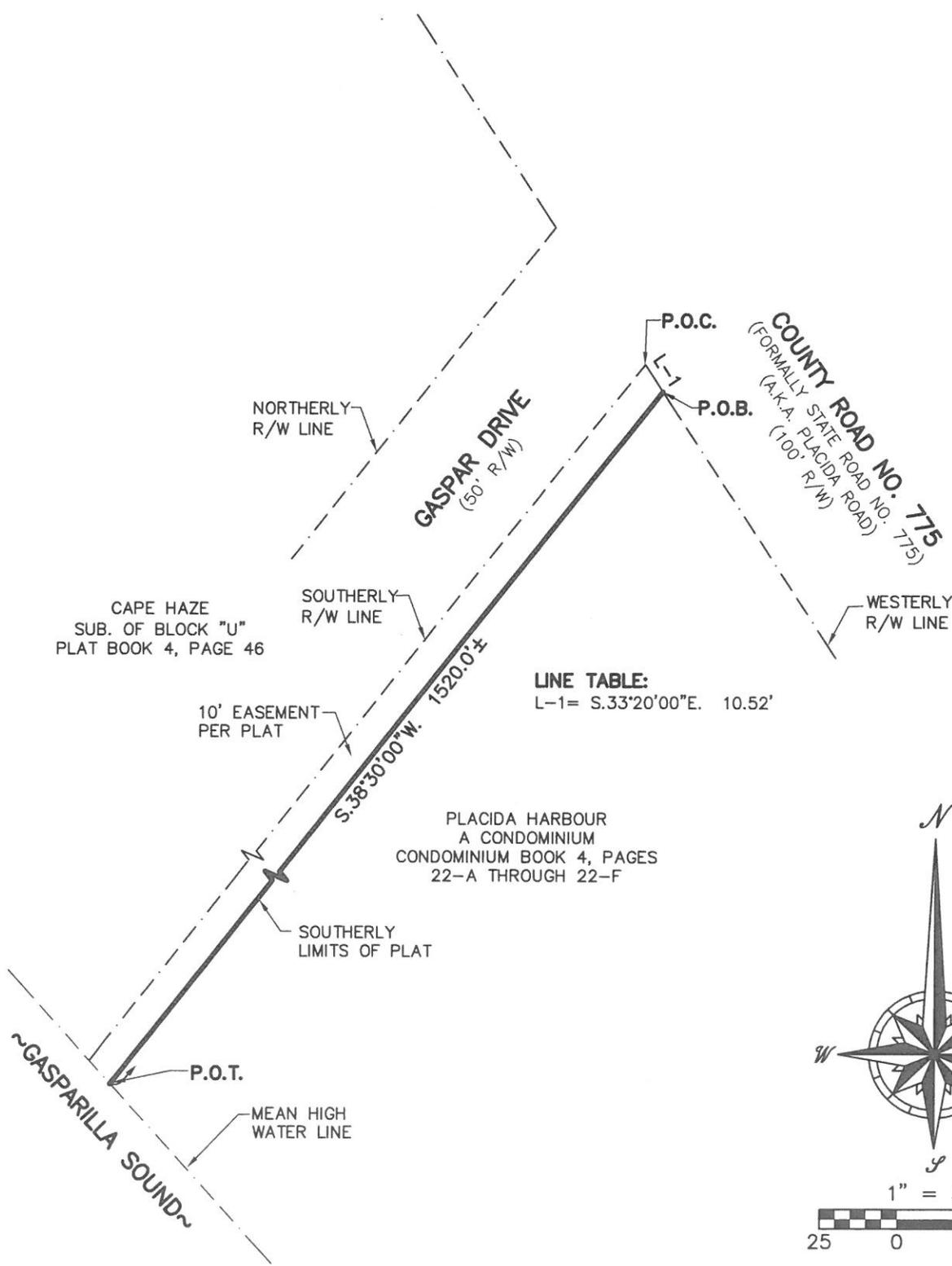
NOTE:
1. This is not a boundary survey.
2. This sketch and description
contains two (2) sheets and is
intended to be used in its entirety.



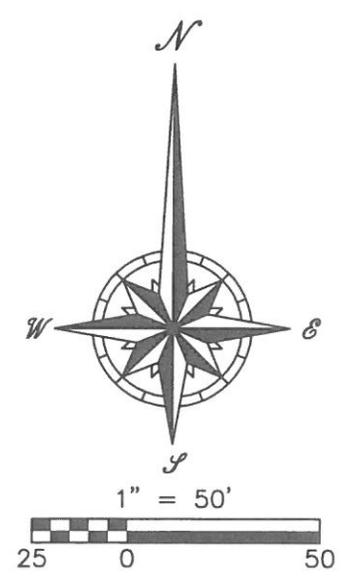
DMK ASSOCIATES
ENGINEERS & SURVEYORS
4315 S. ACCESS ROAD
ENGLEWOOD, FL. 34224
TEL: (941) 475-6596
FAX: (941) 475-1881

DATE: 10/2/20	JOB No. 20-0227B	
SCALE: 1"=50'	DWN. JRM	CK'D WAM
UPDATES & REV.	DATE	DWN. BY:

SKETCH AND DESCRIPTION:
EXHIBIT "C"



LINE TABLE:
L-1 = S.33°20'00"E. 10.52'

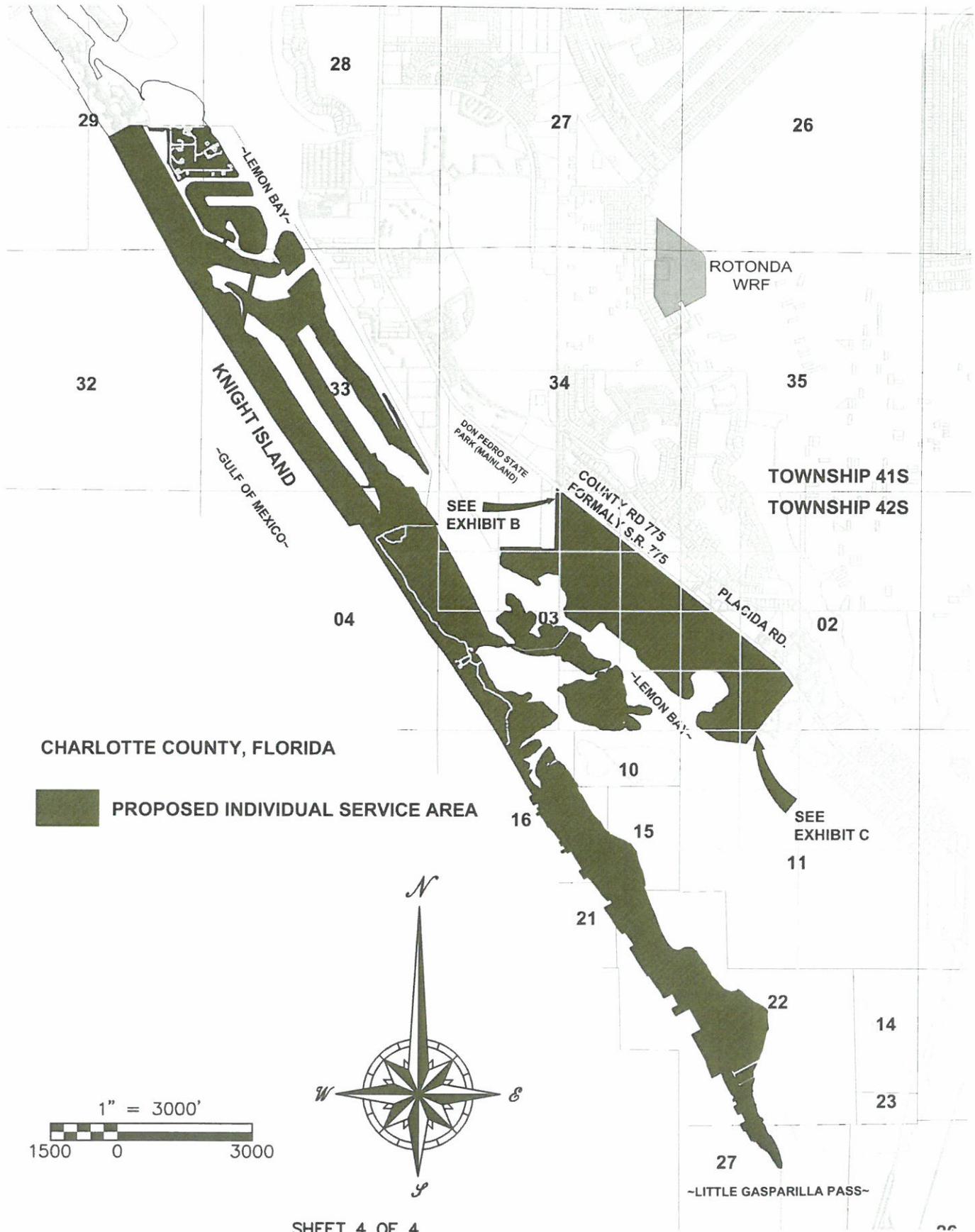


SHEET 3 OF 4

NOTE:
1. This is not a boundary survey.
2. This sketch and description contains two (2) sheets and is intended to be used in its entirety.

	DMK ASSOCIATES <small>ENGINEERS & SURVEYORS</small>		DATE: 10/12/20	JOB No. 20-0227B	
	4315 S. ACCESS ROAD ENGLEWOOD, FL. 34224		SCALE: 1"=50'	DWN. JRM	CK'D WAM
	TEL: (941) 475-6596 FAX: (941) 475-1881		UPDATES & REV.	DATE	DWN. BY:

SKETCH AND DESCRIPTION: EXHIBIT D



CHARLOTTE COUNTY, FLORIDA

 PROPOSED INDIVIDUAL SERVICE AREA

SHEET 4 OF 4

NOTE:
 1. This is not a boundary survey.
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	DMK ASSOCIATES ENGINEERS & SURVEYORS 4315 S. ACCESS ROAD ENGLEWOOD, FL. 34224 TEL: (941) 475-6596 FAX: (941) 475-1881	DATE: 10/12/20	JOB No. 20-0227B	
		SCALE: 1"=3000'	DWN. TDM	CK'D WAM
		UPDATES & REV.	DATE	DWN. BY:

EXHIBIT H
[Line Capacities]

Proposed Low Pressure Pipe Capacity
(assuming max velocity of 8 ft./sec)

Diameter	ERC's sewer
3"	60
4"	480
6"	960
8"	2240

EXHIBIT "I"
[Proposed Notice]

**NOTICE OF APPLICATION FOR ORIGINAL CERTIFICATE OF
AUTHORIZATION AND INITIAL RATES AND CHARGES
FOR WASTEWATER SERVICE**

Docket No. 2020____-SU - Application for certificate to provide wastewater service in Charlotte County by Environmental Utilities, LLC.

Notice is hereby given on the ____ day of October, 2020, pursuant to Section 367.045, Florida Statutes, and Section 25-30.030, Florida Administrative Code, of the Application for Original Wastewater Certificate in Charlotte County by Environmental Utilities, LLC. The Certificate will authorize Environmental Utilities, LLC. to provide wastewater service in Sections 28, 29, 32 and 33, Township 41 South, Range 20 East, in Sections 3, 4, 10, 15, 16, 21, 22 and 27 in Township 42 South, Range 20 East, which consists of the barrier islands of Little Gasparilla Island, Don Pedro Island, and Knight Island, and in Sections 2, 3, and 11 in Township 42 South, Range 20 East, and Section 34 in Township 41 South, Range 20 East, which consists of Cape Haze on the mainland, all in Charlotte County This legal description has been simplified and to obtain a copy of the exact legal description please contact Martin Friedman at 407-310-2077 or mfriedman@deanmead.com.

Any objections to the Application must be made in writing and filed with the Commission Clerk, Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, no later than 30 days from the date of this Notice, with a copy to Martin S. Friedman, Esquire, Dean Mead, 420 S. Orange Ave., Suite 700, Orlando, Florida 32801. The objection must state the grounds for the objection with particularity.

Environmental Utilities, LLC.
Post Office Box 7
Placida, Florida 33946
lgwu777@yahoo.com
Phone (941) 626-8294