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DIVISION OF ENGINEERING
TOM BALLINGER
DIRECTOR
(850) 413-6910

Public Service Commission

March 26, 2024

Martin S. Friedman, Esq.
420 South Orange Ave, Suite 700
Orlando, Florida 32801
mfriedman@deanmead.com

VIA EMAIL

Re: Docket No. 20240023-WS - Application for certificates to provide water and wastewater service and approval of initial rates and charges in Lake County, by North Lake County Water & Sewer Company LLC.

Dear Mr. Friedman:

Staff has reviewed North Lake County Water & Sewer Company LLC's (North Lake or Utility) March 18, 2024 response to staff's second deficiency letter, dated March 14, 2024. After reviewing this information, we find the application to still be deficient. The specific deficiencies are identified as:

- 1. Proof of Noticing.** Rule 25-30.033(1)(b), Florida Administrative Code (F.A.C.), requires the applicant to provide proof of noticing, pursuant to Rule 25-30.030, F.A.C. Rule 25-30.030(6), F.A.C., states that all applications requiring noticing shall be deemed deficient until affidavits of noticing required by Sections 367.045(1)(e) and (2)(f), Florida Statutes, along with a copy of the notice, are filed with the Office of Commission Clerk. Staff notes that the Utility cannot correct this deficiency until its draft notice has been approved by staff and has been issued in accordance with Rule 25-30.030(5), F.A.C. However, staff is working with the Utility toward approval of the draft notice. Upon staff approval of the Utility's draft notice and issuance of the same, please provide proof of noticing, pursuant to Rule 25-30.030, F.A.C.
- 2. Legal description.** Rule 25-30.033(1)(j)1., F.A.C., requires that the applicant provide a legal description of the territory proposed to be served, in the format prescribed in Rule 25-30.029, F.A.C. Rule 25-30.029(2)(a), F.A.C., states that a complete and accurate description of the service area should identify a reference to township(s), range(s), land section(s) and county(s). The Utility provided the township, range, and land sections, but is missing the county(s) in the legal description provided. Additionally, Rule 25-30.029(2)(b)2, F.A.C., states that the description should identify all bearings and distances necessary to provide continuous description. The distances for three calls are missing the unit of measurement. Please amend the legal description to conform to the requirements of Rule 25-30.029, F.A.C.

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3. **Territory map.** Rule 25-30.033(1)(j)3., F.A.C., requires 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 pursuant to Rule 25-30.033(1)(j)1., F.A.C. The map provided identifies two different points of beginning. Please provide a territory map with only the point of beginning referenced in the legal description. Also, the territory map is not consistent with the legal description provided. An extraneous boundary line, "North 01°02'44" East 88.13 feet," is shown on the map but is not part of the legal description. Please provide a set of territory maps that clearly show the perimeter of the entire territory being requested, consistent with the requirements of Rules 25-30.029(2) and 25-30.033(1)(j)3., F.A.C.

Your application will not be deemed filed until the deficiencies identified in this letter have been corrected. These corrections should be submitted no later than **Monday, April 8, 2024**, to the following address:

Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Should you have any questions concerning the information in this letter, please feel free to contact Ms. Ailynee Ramirez-Abundez by phone at (850) 413-6974 or email at aramirez@psc.state.fl.us for technical questions, or Mr. Ryan Sandy by phone at (850) 413-6856 or email at rsandy@psc.state.fl.us for legal questions. Please include the docket number on all submissions to the Commission Clerk.

Sincerely,

s/Ailynee Ramirez-Abundez

Ailynee Ramirez-Abundez
Public Utility Analyst
Division of Engineering

ARA:da

cc: Office of Commission Clerk (Docket No. 20240023-WS)