

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Application for amendment of Certificates 618-W and 532-S to extend water and wastewater service areas to include certain land in Sumter County by North Sumter Utility Company, L.L.C.	DOCKET NO. 050211-WS ORDER NO. PSC-05-0794-FOF-WS ISSUED: August 1, 2005
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The following Commissioners participated in the disposition of this matter:

BRAULIO L. BAEZ, Chairman  
J. TERRY DEASON  
RUDOLPH "RUDY" BRADLEY  
LISA POLAK EDGAR

ORDER GRANTING AMENDMENT OF CERTIFICATES NOS. 618-W AND 532-S TO  
EXTEND WATER AND WASTEWATER SERVICE AREAS IN SUMTER COUNTY BY  
NORTH SUMTER UTILITY COMPANY, L.L.C.

BY THE COMMISSION:

Background

North Sumter Utility Company, LLC, (North Sumter or utility) is a Class C water and wastewater utility company serving 3,062 metered water customers and 3,033 wastewater customers in Sumter County, according to the company's 2004 annual report on file with this Commission. The annual report shows operating revenues of \$698,893, with a net operating loss of \$1,036,858. Utility plant exceeds \$41 million. The utility's service area lies in the Southwest Florida Water Management District and is not in a water supply problem area.

North Sumter was granted original certificates in Docket No. 010859-WS, with a service territory of 4,677 acres to serve The Villages, a planned unit development. Amendments have been approved in Docket No. 021036-WS, adding 2,190 acres, and in Docket No. 040704-WS, adding 600 acres.

We have jurisdiction pursuant to Section 367.045, Florida Statutes.

DOCUMENT NUMBER-DATE

07374 AUG-1 8

FPSC-COMMISSION CLERK

Application

The utility filed the amendment application on March 30, 2005. The application is in compliance with the governing statute, Section 367.045, Florida Statutes, and other pertinent statutes and administrative rules concerning an application for amendment of certificate.

The application contained proof of compliance with the noticing provisions set forth in Rule 25-30.030, Florida Administrative Code. No objections to the notice of application were received, and the time for filing them has expired. Adequate service territory maps and a territory description have been provided as required by Rule 25-30.036(3)(e) and (i), Florida Administrative Code. A description of the territory is appended to this Order as Attachment A.

The Department of Community Affairs has advised us that the proposed expansion of the utility appears to be consistent with the Sumter County Comprehensive Plan. There are no outstanding notices of violation or consent orders with the Department of Environmental Protection.

North Sumter has been providing service since mid-2003. The utility has the financial backing of an affiliate, The Villages of Lake-Sumter, Inc., which has agreed to provide financial support. Evidence of the utility's ownership of the properties upon which its treatment plants are constructed has been provided. No plant expansion is needed to serve the additional area requested in this filing. Effluent disposal will continue via a reuse system that irrigates the golf courses within The Villages of Sumter.

The new service area, comprised of four parcels, is contiguous to the existing The Villages development, and will contain both residential and general service customers. The expected number of customers to be served is 900 water equivalent residential connections (ERCs) and 900 wastewater ERCs. Inclusion of this additional service area will not adversely impact the service now being provided to existing customers.

Based upon the above information, we find that it is in the public interest to grant North Sumter's amendment application to add the territory described in Attachment A to its Certificates Nos. 618-W and 532-S.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that North Sumter Utility Company, L.L.C.'s Application for Amendment of Certificates 618-W and 532-S for Extension of Water and Wastewater Service Areas in Sumter County is hereby granted. It is further

ORDERED that Attachment A to this Order is incorporated herein by reference. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this 1st day of August, 2005.

BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

By:   
Kay Flynn, Chief  
Bureau of Records

( S E A L )

RG

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request:

- 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or
- 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of the Commission Clerk and Administrative Services and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

AMENDMENT TO WATER AND WASTEWATER SERVICE TERRITORY FOR  
NORTH SUMTER UTILITY COMPANY, LLC, IN SUMTER COUNTY

DESCRIPTION: (AREA "I")

A PORTION OF SECTION 21, TOWNSHIP 18 SOUTH, RANGE 23 EAST, SUMTER COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

THE SOUTHEAST 1/4 OF SAID SECTION 21 LYING NORTH OF LAKE MIONA, LESS THE EAST 751.44 FEET AND LESS THE NORTH 33.00 FEET FOR C.R. 472, TOGETHER WITH THE EAST 330.00 FEET OF THE SOUTHWEST 1/4 OF SAID SECTION 21, LYING NORTH OF LAKE MIONA, LESS THE NORTH 33.00 FEET FOR C.R. 472.

DESCRIPTION: (AREA "J")

A PORTION OF SECTION 28, TOWNSHIP 18 SOUTH, RANGE 23 EAST, SUMTER COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS.

COMMENCE AT THE SOUTHEAST CORNER OF THE WEST 1/2 OF THE NORTHEAST 1/4 OF SAID SECTION 28; THENCE NORTH 00°00'52" WEST ALONG THE EAST LINE OF THE WEST 1/2 OF THE NORTHEAST 1/4 OF SAID SECTION 28 A DISTANCE OF 661.98 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 89°55'20" WEST, 375.24 FEET; THENCE NORTH 38°08'20" WEST, 522.75 FEET; THENCE NORTH 64°39'00" WEST, 653.77 FEET; THENCE SOUTH 89°55'40" WEST, 137.86 FEET; THENCE SOUTH 00°04'20"EAST, 100.00 FEET; THENCE SOUTH 89°55'40" WEST, 160.00 FEET; THENCE NORTH 14°15'00" WEST, 207.74 FEET; THENCE NORTH 52°34'00" WEST, 16.40 FEET; THENCE NORTH 79°10'00" EAST, 61.27 FEET; THENCE NORTH 05°32'35" WEST, 146.48 FEET; THENCE SOUTH 79°10'00" WEST, 19.88 FEET; THENCE NORTH 06°31'14" WEST, 50.14 FEET; THENCE NORTH 12°30'00" WEST, 181.34 FEET; THENCE NORTH 87°57'20" WEST, 140.62 FEET; THENCE NORTH 32°03'34" WEST, 163.04 FEET; THENCE NORTH 36°53'24" WEST, 60.28 FEET; THENCE NORTH 29°33'25" WEST, 140.06 FEET; THENCE NORTH 45°27'38" WEST, 110.80 FEET; THENCE NORTH 40°19'43" EAST, 200.96 FEET; THENCE NORTH 59°29'17" EAST, 123.77 FEET; THENCE NORTH 56°34'45" EAST, 158.95 FEET; THENCE NORTH 64°07'45" EAST, 230.23 FEET; THENCE SOUTH 71°57'03" EAST, 87.70 FEET; THENCE SOUTH 24°37'52" EAST, 216.66 FEET; THENCE SOUTH 20°00'03" EAST, 229.00 FEET; THENCE SOUTH 21°37'47" EAST, 141.70 FEET; THENCE SOUTH 48°11'31" EAST, 103.51 FEET; THENCE SOUTH 82°47'11" EAST, 137.66 FEET; THENCE NORTH 78°51'59" EAST, 66.43 FEET; THENCE NORTH 89°03'36" EAST, 79.81 FEET; THENCE NORTH 83°45'14" EAST, 212.06 FEET; THENCE SOUTH 86°15'00" EAST, 192.21 FEET; THENCE NORTH 79°29'35" EAST, 445.60 FEET TO THE EAST LINE OF THE WEST 1/2 OF THE NORTHEAST 1/4 OF SAID SECTION 28; THENCE SOUTH 00°00'52" EAST ALONG SAID EAST LINE 1,425.50 FEET TO THE POINT OF BEGINNING.

AMENDMENT TO WATER AND WASTEWATER SERVICE TERRITORY FOR  
NORTH SUMTER UTILITY COMPANY, LLC, IN SUMTER COUNTY

DESCRIPTION: (AREA "K")

THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 3, TOWNSHIP 19 SOUTH, RANGE 23 EAST, LESS RIGHT-OF-WAY FOR COUNTY ROAD 466A, SUMTER COUNTY, FLORIDA.

DESCRIPTION: (AREA "L")

THE SOUTH 928.13 FEET OF THE WEST 248.05 FEET OF THE EAST 3/4 OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 2, TOWNSHIP 19 SOUTH, RANGE 23 EAST, SUMTER COUNTY, FLORIDA, LESS THE RIGHT-OF-WAY FOR COUNTY ROAD 466A.