

Commissioners:  
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GERALD L. (JERRY) GUNTER  
JOHN T. HERNDON  
THOMAS M. BEARD  
BETTY EASLEY

State of Florida



STEVE TRIBBLE, Director  
Division of Records & Reporting  
(904) 488-8371

Public Service Commission

November 29, 1989

ORIGINAL  
FILE COPY

Betmar Utilities, Inc.  
9826 Highway 19  
Port Richey, Florida  
Attn: Ms. Eve Turco

Dear Ms. Turco:

RE: Docket No. 891280-WS - Application for Amendment of Certificate  
Nos. 137-W and 98-S in Pasco County, Florida by Betmar Utilities.

Our review of your application for extension of territory indicates that it should have been filed pursuant to Section 367.045, Florida Statutes because noticing was initiated after October 1, 1989, the effective date of revised Chapter 367, Florida Statutes.

Enclosed with this letter is an application package for amending the certificated area of Betmar Utilities, Inc. Included in this package are:

1. Application for amendment of certificate pursuant to Chapter 367, Florida Statutes, and Rule 25-30.045, Florida Administrative Code.

Chapter 367, Florida Statutes, which details the Commission's jurisdiction over private water and wastewater utilities was substantially revised in the last legislative session. A complete copy of the revised chapter is not yet available. However, it is important to note that Section 367.061, which addressed extensions of certificates, was repealed in this revision. Section 367.045 was created which addresses applications for initial certificates as well as amendments to existing certificate territory. A copy of this new section is enclosed for your information, as well as Section 367.145, which is referenced.

It is imperative that you read the revised statute and proceed accordingly. A copy of the complete revised version of Chapter 367 will be forwarded as soon as it becomes available.

ACK \_\_\_\_\_  
 AFA \_\_\_\_\_  
 APP \_\_\_\_\_  
 CAF \_\_\_\_\_  
 CMU \_\_\_\_\_  
 CTR \_\_\_\_\_  
 EAG \_\_\_\_\_  
 LEG \_\_\_\_\_  
 LIN \_\_\_\_\_  
 OPC \_\_\_\_\_  
 RCH \_\_\_\_\_  
 SEC / \_\_\_\_\_  
 WAS / \_\_\_\_\_  
 OTH \_\_\_\_\_

DOCUMENT NUMBER - DATE

11599 NOV 29 1989

FPSC-RECORDS/REPORTING

Letter to Ms. Turco  
November 21, 1989  
Page 2

2. Sample publication/legal notice format and a list of utilities and governmental/regulatory agencies that must be notified in accordance with Commission Rule 25-30.030, Florida Administrative Code. Please note the expiration date on the list. If you have not performed the noticing by this date, you must request an updated list by contacting the undersigned.
3. Format for territorial descriptions and maps.
4. Sample tariff sheets for territory description. Please refer to Chapter 25-9, Florida Administrative Code, for instructions on revising tariffs, or contact the undersigned.

Please ensure that Certificate Nos. 137-W and 98-S are returned with the filing.

The original and fifteen copies of the application and supporting documentation must be filed with:

Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32399-0870

Only one copy of the maps is required.

If you have any questions concerning this material, please feel free to contact this office.

Sincerely,



Steve Tribble, Director  
Division of Records and Reporting

ST/JEC/db  
Attachment

cc: Legal Division (A. Crosby)

*Carol / Please reprint*

MEMORANDUM

NOVEMBER 21, 1989

TO : STEVE TRIBBLE, DIRECTOR, DIVISION OF RECORDS AND REPORTING

FROM : J. E. CHAPDELAIN, ENGINEER, DIVISION OF WATER AND SEWER *JEC*

RE : DOCKET NO. 891280-WS - APPLICATION FOR AMENDMENT OF CERTIFICATE NOS. 137-W AND 98-S IN PASCO COUNTY, FLORIDA BY BETMAR UTILITIES, INC.

The application to amend certificates by the utility was filed pursuant to Section 367.061, Florida Statutes. Because the noticing was initiated after the newly revised statute became effective on October 1, 1989, the filing should have been made pursuant to Section 367.045, Florida Statutes. Please send the attached material and cover letter to the utility.

JEC/db (2201W)  
Attachment

cc: Legal Division (A. Crosby)

# Public Notice

## PUBLIC SALE

SALE: November 10, 1989  
TIME: 10:00 A.M.

For Towing, Dollies, Extras ..... \$127.50  
Storage @ \$10.00 per day ..... \$490.00

MAKE: Chevy Van, Year: 1983  
ID #IGCEG25H2D7145145 Tag: None  
Last known owner: Paul Laplaca

Sale Place: Rogers Towing & Repairs  
15642 County Line Road  
Spring Hill, FL 34810

Nov. 8, '89 (#301)

## INVITATION TO BID

The City of New Port Richey, Florida, is accepting SEALED BIDS on the following:

**FIRE HOSE & FITTINGS, PER CITY SPECIFICATIONS (Bid No. P-106)**

Bids will be received until 2:00 P.M., Thursday, November 30, 1989, in the Office of the City Clerk, 320 East Main Street, New Port Richey, Florida 34862 and will be opened and read in the Council Chambers, at 2:00 P.M., Friday, December 1, 1989.

Bid package may be obtained by contacting Glenn Pohl, Purchasing Coordinator, (813) 849-2261, Ext. 217.

Additional information may be obtained by contacting Chief Roy Miller, (813) 849-2261, Ext. 239.

The City of New Port Richey reserves the right to waive any and all bids received.

CITY OF NEW PORT RICHEY  
/s/ JUNE SACHSE BOTTNER  
City Clerk

Nov. 8, 15, '89 (#308)

## NOTICE OF ORDINANCE

NOTICE IS HEREBY PROVIDED that a certain Ordinance the title of which is as follows:

**AN ORDINANCE GRANTING TO FLORIDA POWER CORPORATION, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC UTILITY FRANCHISE, AND IMPOSING CERTAIN CONDITIONS RELATING THERETO; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE HEREOF**

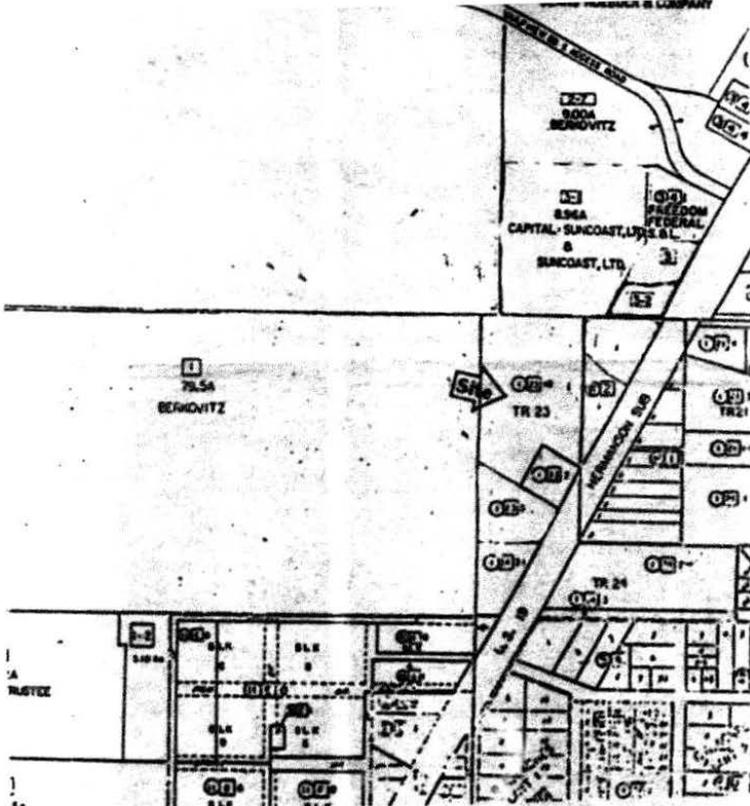
shall be considered for adoption by the City Council of New Port Richey, Florida, at a Regular Meeting thereof now scheduled for the hour of 7:30 P.M., Tuesday, November 21, 1989, at the Municipal Building, 320 East Main Street, New Port Richey, Florida.

NOTICE IS FURTHER PROVIDED that the proposed Ordinance may be inspected by the public at the Office of the City Clerk of the City of New Port Richey, Florida, between the hours of 8:00 A.M. and 5:00 P.M., between now and the date said Ordinance shall be considered for adoption by the City as aforesaid.

All interested persons may appear at the aforesaid meeting and be heard in respect to the proposed Ordinance.

CITY OF NEW PORT RICHEY  
JUNE SACHSE BOTTNER  
City Clerk

Nov. 8, '89 (#316)



Any and all persons interested or concerned with the above matter may appear and will be heard with regard to the same. A copy of this ordinance can be obtained from the office of the City Clerk.

/s/ SHIRLEY DRESCH, City Clerk  
City of Port Richey, Florida

Oct. 18, 25, Nov. 1, 8, '89. (#289)

## NOTICE OF ORDINANCE

NOTICE IS HEREBY PROVIDED that a certain Ordinance, the title of which is as follows:

**AN ORDINANCE AMENDING SECTION 1 (b) (1) AND (b) (2) OF ORDINANCE NO. 1183 AND SECTION 2 (4) (A) AND (4) (B) OF ORDINANCE NO. 1183 OF THE ORDINANCES OF NEW PORT RICHEY, FLORIDA GOVERNING THE POLICE OFFICERS' RETIREMENT SYSTEM, PROVIDING FOR AN ADDITIONAL BENEFIT OF \$300.00 PER MONTH PAYABLE FOR LIFE FOR NORMAL, EARLY AND DISABLED RETIREES, AND SPOUSE AND BENEFICIARIES OF DECEASED MEMBERS (OR CHILDREN UNTIL AGE 18 OR 22); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE HEREOF**

shall be considered for adoption by the City Council of New Port Richey, Florida, at a Regular Meeting thereof now scheduled for the hour of 7:30 P.M., Tuesday, November 7, 1989, at the Municipal Building, 320 East Main Street, New Port Richey, Florida.

NOTICE IS FURTHER PROVIDED that the proposed Ordinance may be inspected by the public at the Office of the City Clerk of the City of New Port Richey, Florida, between the hours of 8:00 A.M. and 5:00 P.M., between now and the date that said Ordinance shall be considered for adoption by the City as aforesaid.

All interested persons may appear at the aforesaid meeting and be heard with respect to the proposed Ordinance.

CITY OF NEW PORT RICHEY  
/s/ JUNE SACHSE BOTTNER  
City Clerk

Nov. 8, '89 (#306)

## NOTICE OF FORFEITURE PROCEEDING

IN RE: THE FORFEITURE OF:  
40hp Mariner Boat Motor  
No. Vin - Model 87604

TO: Jorge A. Garza  
County Line Road & Linden Drive  
Spring Hill, Florida 34810

and to all others who claim an interest in the above-described property. The Sheriff's Office of Pasco County, Florida, seized the above-described property on or about 9/12/89 at or near:

County Line Road & Linden Drive in Pasco County, Florida, pursuant to the Florida Contraband Forfeiture Act, Chapter 932.701-704 and will file as claim in the Circuit Court of Pasco County on November 27, 1989, or thereafter, a Rule to Show Cause ordering all claimants to show cause, if any, as to why the above-described property should not be forfeited to the Sheriff's Office. If interested parties must file a written claim with the undersigned attorney before the above-stated date or such claim may be barred.

JAMES E. GILLUM  
SHERIFF, PASCO COUNTY

/s/ LEE H. CANNON, Esq. SPN 10471  
ROBERT P. COLE, Esq. SPN 00000017  
Attorneys for the  
PASCO COUNTY SHERIFF'S OFFICE  
8700 Citizens Drive  
New Port Richey, Florida 34654  
813-847-5878

Nov. 1, 8, '89. (#275)

## • FLEAS •

RED MAPLE ROUND TABLE \$75  
868-2175.



Any and all persons interested and will be heard with obtained from the office

/s/ SHIRLEY DRESCH,  
City of Port Richey, FL

Oct. 18, 25, Nov. 1, 8, '89.

## NOTICE OF FORFEITURE

IN RE: THE FORFEITURE  
1984 Oldsmobile  
1G3AM7A8EM  
NVM 808

TO: Lori A. Jefferson  
4123 Vista Verde Drive  
New Port Richey, Fla

and to all others who claim the above-described property. Sheriff's Office of Pasco County seized the above-described about 10/9/89 at or near: 4123 Vista Verde Drive, New Port Richey, Florida, in Florida Contraband Forfeiture Act, Chapter 932.701-704 and will file as claim in the Circuit Court of Pasco County on November 27, 1989, or thereafter, a Rule to Show Cause ordering a show cause, if any, as to why the above-described property should not be forfeited to the Sheriff's Office. All interested parties must file a written claim with the undersigned attorney before the above-stated date or such claim may be barred.

JAMES E. GILLUM  
SHERIFF, PASCO COUNTY

/s/ LEE H. CANNON, Esq. SPN 10471  
ROBERT P. COLE, Esq. SPN 00000017  
Attorneys for the  
PASCO COUNTY SHERIFF'S OFFICE  
8700 Citizens Drive  
New Port Richey, Florida 34654  
813-847-5878

Nov. 1, 8, '89.

## NOTICE OF PUBLIC

For Towing & Storage

1-1975 Homemade  
ID#TR10733PA  
Last known owner: Ben Beck

1-1972 Yamaha ID#RT11175  
Last known owner: Troy Dillon

To be held on November 10 at 8:00 A.M. at Automotive Hudson, 8705 New Port Richey Road, Hudson, FL 34667.

Nov. 8, '89

CASE NO. 89-4415CA  
Division: G

IN RE: THE MATTER OF THE  
ADOPTION OF  
A Minor Child

NOTICE OF ACTION

TO: STEVE A. PITMAN

YOU ARE NOTIFIED that an action for adoption has been filed against you, and you are required to serve a copy of your written defenses, if any, to it on JAY W. MORELAND, petitioner's attorney, whose address is 8520 Government Dr., Suite 5, New Port Richey, Florida, 34654, on or before the 22nd day of November, 1989, and file the original with the Clerk of this Court either before service on the petitioner's attorney or immediately thereafter; otherwise a default will be entered against you for the relief demanded in the Petition.  
DATED ON October 18, 1989.

JED PITTMAN  
CLERK OF THE CIRCUIT COURT

By: /s/ J.D. MICHALICKA  
Deputy Clerk

JAY W. MORELAND  
8520 Government Dr., Suite 5  
New Port Richey, FL 34654

Oct. 25, Nov. 1, 8, 15, '89 (#249)

• FLEAS •

STEREO, TABLE MODEL, record  
player, 2 speaker \$35 846-9171

YOU ARE NOTIFIED that an action

to foreclose the mortgage encumbering  
the following property in Pasco County,  
Florida:

Lot 415, SEVEN SPRINGS HOMES, UNIT  
3-A, according to map or plat thereof as  
recorded in Plat Book 15, Pages 6 and 7,  
of the Public Records of Pasco County,  
Florida. Together without limitations the  
following personal property:  
Friedrich Central Heating and Air  
Conditioning RCA024, Hotpoint  
Refrigerator CTA12, In-sink-erator  
Garbage Disposal, Hotpoint Range RB525  
and Carpet.

has been filed by the Plaintiff against you  
and others in the above-entitled cause  
and you are required to serve a copy of  
your written defenses, if any, to it on  
SMITH & SIMMONS, Plaintiff's attorney,  
112 West Adams Street, Suite 1116,  
Jacksonville, Florida 32202, on or before  
November 29, 1989, and file the original  
with the Clerk of this Court either before  
service on Plaintiff's attorney or  
immediately thereafter; otherwise, a  
default will be entered against you for the  
relief demanded in the complaint or  
petition.

WITNESS my hand and seal of this  
Court on this 23rd day of October, 1989.

JED PITTMAN  
Clerk of the Circuit Court

By: /s/ SHANNON WHITWORTH  
Deputy Clerk

(SEAL)

DONALD SMITH  
SMITH & SIMMONS  
112 W. Adams St., Suite 1116  
Jacksonville, FL 32202  
Telephone: 904-354-3645

Nov. 1, 8, 15, 22, '89 (#263)

YOU ARE NOTIFIED that an action  
to foreclose a mortgage on the following  
property in Pasco County, Florida:

Lot 4, RIVER PARKWAY SUBDIVISION, as  
shown on plat recorded in Plat Book 19,  
Pages 87 and 88 of the Public Records of  
Pasco County, Florida.

has been filed against you and you are  
required to serve a copy of your written  
defenses, if any, to it on: Joseph M.  
Paniello, Esquire, Plaintiff's attorney,  
whose address is: 201 N. Franklin Street,  
Suite 2720, Tampa, Florida 33602  
on or before the 7th day of December,  
1989, and file the original with the Clerk of  
this Court either before service on  
Plaintiff's attorney or immediately  
thereafter; otherwise a default will be  
entered against you for the relief  
demanded in the Complaint or Petition.  
DATED on this 30th day of October,  
1989.

JED PITTMAN  
CLERK OF THE CIRCUIT COURT

By: /s/ ELLEN MICHALICK  
Deputy Clerk

JOSEPH M. PANIELLO, Esquire  
Attorney for Plaintiff  
P.O. Box 2347  
Tampa, Florida 33601

Nov. 8, 15, '89. (#286)

• FLEAS •

SOFA, 2 pc high back traditional,  
gold, green, floral design \$90 372-  
9364.

vs.

CHARLES W. NESSOLA,  
Respondent.

NOTICE OF ACTION

TO: CHARLES W. NESSOLA  
Lot 86, Skidaway Mobile Estate  
Savannah, Ga. 31406

YOU ARE NOTIFIED that a Petition  
For Dissolution has been filed against you  
and you are required to serve a copy of  
your written defenses, if any, to it on the  
Petitioner's Attorney whose name and  
address is: E.L. Garrabrants, Jr., 6709  
Ridge Road, Suite 106, Port Richey,  
Florida 34688, on or before the 29th day of  
November, 1989, and file the original with  
the Clerk of this Court either before service  
on Petitioner's Attorney, or immediately  
thereafter; otherwise a default will be  
entered against you for the relief  
demanded in the Petition.

WITNESS my hand and the seal of  
this Court on the 20th day of October,  
1989.

JED PITTMAN  
Clerk of the Circuit Court

/s/ JANICE PENNING  
Deputy Clerk

Nov. 1, 8, 15, 22, '89. (#266)

• FLEAS •

HUNTING BOOTS, LL Bean size 12  
\$10; red hunting coat, size 44, \$35;  
wool pants, 36 & 38, \$10 & \$20 848-  
2282.

# Pasco

Countywide coverage

The Tampa Tribune, Friday, November 24, 1989

## County objects to utility expansion

By REBECCA BLUMENSTEIN  
Tribune Staff Writer

NEW PORT RICHEY — Pasco County has decided to draw the line against expansion plans of a private utility that has been the source of repeated complaints during the past four years.

Seeking to enforce its role as the primary utility throughout Pasco, the county has filed a formal objection to the proposed expansion of Betmar Utilities Inc., a private southeast Pasco utility.

The objection, filed Wednesday, was sent to the Florida Public Service Commission in Tallahassee to begin proceedings for a formal hearing on the proposed expansion.

“The board has decided to serve the whole county because we have had a lot of problems with private utilities,” said County Administrator John Gallagher.

Since the county has spent more than \$5 million dollars for the construction of a wastewater treatment plant for its southeast residents, it has eliminated the need “for any future expansion of privately owned and operated interim treatment facilities and water supply facilities,” according to the objection.

Officials at Betmar Utilities, located along Dean Dairy Road in Zephyrhills, could not be reached for comment.

Both Gallagher and the objection cite a

history of main enance problems at Betmar utilities in the past — problems severe enough to prompt enforcement action by the Florida Department of Environmental Regulation for the past four years.

Gallagher said that such problems are exactly why the county decided in January 1987 to go ahead with \$100 million plan to improve and extend its own sewer and water service to county’s residents by the late 1990s.

The first phase of the southeast subregional wastewater treatment plant, which would serve Betmar Utilities if the county successfully blocked its expansion, is expected to begin operation on January 1. That plant, located along Handcart Road south of

San Antonio, has committed only a little more than one-fourth of its 800,000-gallon capacity per day, according to the objection.

“Now we’ve got the service areas and quite honestly haven’t experienced the development as quickly as we thought,” said Gallagher.

This is not the first time the county has challenged a private utility’s plan to begin or expand utility service.

In 1987, the county fought plans from Central Pasco Utilities to begin utility service to a 50-square-mile area in the fast-growing south-central portion of the county. Central Pasco Utilities eventually abandoned its plans.

# 3 nursing home companies meet deadline in competition for rights to build in Pasco

By DANIEL BERGER  
Trihune Staff Writer

**LAND O' LAKES** — Three nursing home companies applied by late Wednesday afternoon for state permission to build or expand nursing homes in Pasco County.

The deadline for applications was 5 p.m. Wednesday. Some applications arriving late in the afternoon to the state Department of Health and Rehabilitative Services in Tallahassee may not have been accounted for, one employee said.

The companies are competing for the right to add to the 1,415 licensed and 60 approved nursing beds in Pasco County. State health officials recently committed to awarding 83 new nursing beds in the county.

State permission, which comes in the form of a so-called certificate

of need, is required before health-care facilities can expand. The state controls the certificates as a way to ensure medical services are duplicated in a particular area.

The details of the companies' applications were not available Wednesday afternoon. The three and two others, however, earlier filed letters-of-intent describing how many beds they planned to ask for in what sort of facility, and how much money they planned to spend. In their applications for state-issued certificates of need, the companies may reduce, but not increase, the numbers of beds requested.

The three companies that filed and the requests made in their certificates of need include: Health Care Retirement Corp. of America, an Ohio company, proposing to build a 120-bed nursing home for \$9 million.

Windsor Woods Nursing Home Partnership, which is proposing to spend \$3 million upgrading 44 beds at its Windsor Woods Convalescent Center in Hudson to skilled nursing beds.

Arbor Health Care Co., an Ohio company proposing to spend \$10 million on a center of up to 120 beds.

The two companies that filed letters-of-intent earlier but had not yet filed any application by late Wednesday afternoon included: National HealthCorp., a Tennessee limited partnership, which wanted to add 60 beds to an unspecified Pasco nursing home at a cost of \$7 million; and Regency Health Care Centers Inc., a Georgia company, which proposed building a \$5 million, 120-bed nursing home and a \$4 million, 83-bed nursing home.

# Company fined for carnival accident

By DAVID SOMMER  
Trihune Staff Writer

crushed and killed Harold Krahtz, 92 of Nassau Drive, Oklawaha

directing the work when Krahtz and David Sommer, medical vice president

## PADDED WATERBEDS

# \$199.00

& up

All New Styles And Colors

UP TO 50% OFF SOLID OAK

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