

YOUNG, VAN ASSENDERP & VARNADOE, P. A.
ATTORNEYS AT LAW

REPLY TO:

R. BRUCE ANDERSON
TASHA O. BUFORD
DAVID L. COOK*
DAVID B. ERWIN
C. LAURENCE KEESEY
ANDREW I. SOLIS
KENZA VAN ASSENDERP
GEORGE L. VARNADOE
ROY C. YOUNG

*BOARD CERTIFIED REAL ESTATE LAWYER

August 1, 1996

ORIGINAL
FILE COPY

GALLIE'S HALL
225 SOUTH ADAMS STREET, SUITE 200
POST OFFICE BOX 1833
TALLAHASSEE, FLORIDA 32302-1833
TELEPHONE (904) 222-7206
TELECOPIER (904) 561-6834

SUNTRUST BUILDING
801 LAUREL OAK DRIVE
SUITE 300
POST OFFICE BOX 7907
NAPLES, FLORIDA 33941-7907
TELEPHONE (941) 597-2814
TELECOPIER (941) 597-1060

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

In re: Docket No. 960803-SU - Application for Amendment of
Certificate No. 281-S by BCCU, Inc. in Lee County

Dear Ms. Bayo:

On July 22, 1996, I received a letter from Richard Redemann,
P.E. dated July 12, 1996, which set forth deficiencies in the
above captioned docket.

A description of each of the deficiencies and the
applicant's response to each follows:

DEFICIENCY: Satisfaction of notice requirements.

RESPONSE:

1. Late Filed Exhibit L is the affidavit of Pam Pass that
notice was provided to affected persons in the territory proposed
to be served.

2. Late Filed Exhibit K is my affidavit that I provided
notice to each person required to be given notice by Part VI of
Form PSC/WAW 98 (Rev. 8/95).

3. Late Filed Exhibit M is the Proof of Publication
required by Part VI of Form PSC/WAW 98 (Rev. 8/95).

DEFICIENCY: Failure to submit the original Certificate No. 281-S
for possible amendment.

RESPONSE: Attached.

ACK ✓
AFA _____
APP _____
CAF _____
CMU _____
CTR _____
EAG _____
LEG _____
LIN _____
OPC _____
RCH _____
SEC _____
WAS _____
OTH _____

RECEIVED & FILED
MRS
FISC BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
08103 AUG-2 96
FPSC-RECORDS/REPORTING

Ms. Blanca S. Bayo
August 1, 1996
Page Two

DEFICIENCY: Signing of application by manager instead of the president or other officer authorized by the bylaws of the corporation to act for it.

RESPONSE: Attached is the affidavit of Michael J. Miceli, President of Bonita Country Club Utilities, Inc., which states that Pam Pass has authority to sign the application on behalf of Bonita Country Club Utilities, Inc.

DEFICIENCY: Insufficient information about the technical ability of the utility's operators and the utility's engineer was submitted with the application.

RESPONSE:

1. Operators

a. Milton Penrose has been with Bonita Country Club Utilities, Inc. for five years. He is a licensed Class C Operator.

b. Paul Pass has been with Bonita Country Club Utilities, Inc. for five years. He is a licensed Class C Operator.

2. Engineer

a. Bonita Country Club Utilities, Inc. employs Trudi K. Williams, P.E. of TKW Consulting Engineers for consultation and design work on an as needed basis. The engineer's work has been acceptable to DEP. (See DEP letter dated 12/21/95, which is part of Exhibit D of the original application in this docket.)

DEFICIENCY: The letter from Richard Redemann does not ask for additional plant detail, but Mr. Redemann asked verbally for such information.

RESPONSE: Enclosed are two pages from the application to DEP for the expansion of the wastewater system of Bonita Country Club Utilities, Inc. from a 300,00 GPD to a 500,000 GPD plant, which went on line on December 15, 1995. In addition, Bonita Country Club Utilities, Inc. personnel indicate that spray irrigation on a nearby golf course will be used when the treatment threshold reaches 250,000 GPD.

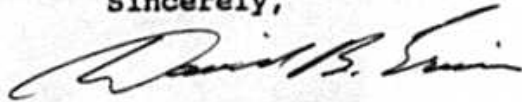
DEFICIENCY: Financial ability information was not acceptable to staff, since the 1995 annual report of Bonita Country Club Utilities, Inc. showed a \$3,907 net operating loss.

Ms. Blanco S. Bayo
August 1, 1996
Page Three

RESPONSE: In addition to the information contained on Exhibit G attached to the application in this docket, Bonita Country Club Utilities, Inc. states that the financial condition of the company is sufficiently good to have supported a \$500,000 loan from Northern Trust Bank of Florida for the plant expansion undertaken by the company and placed in service on December 15, 1995. With everything in place to service new customers, the customers anticipated from the new development should produce ample revenue to produce a net operating income for the foreseeable future. The revenue from newly added customers will greatly exceed the expense to provide service to those customers.

If you need more information on any aspect of this application, please let me know.

Sincerely,



David B. Erwin

DBE:akh
Enclosures
cc: Richard Redemann
Pam Pass

AFFIDAVIT

I, Michael J. Miceli, President of Bonita Country Club Utilities, having been duly sworn, hereby state that Pamela Pass has the authority to sign the Application for Amendment of Certificate for the extension of the service area on behalf of the Bonita Country Club Utilities, being filed with the Florida Public Service Commission.

Michael J. Miceli
Michael J. Miceli

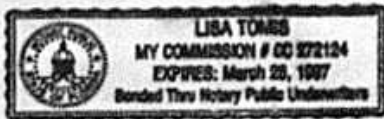
STATE OF FLORIDA
COUNTY OF COLLIER

The foregoing instrument was acknowledged before me this 16th day of July, 1996, by Michael Miceli, who is personally known to me and who did take an oath.

Lisa Tomis
Notary Public
State of Florida

My Commission Expires: 3/28/97

Seal



**BONITA COUNTRY CLUB UTILITIES, INC.
10200 MADDOX LANE
BONITA SPRINGS, FLORIDA 33923
941-992-2800 FAX 941 992-0822**

FACSIMILE



TO: DAVID ERWIN

FAX NUMBER: 904-561-6834

DATE: 7/15/06 **NUMBER OF PAGES** 3

REFERENCE: Two pages from my application to the Department of Environmental Protection Agency for the expansion of our wastewater system from a 300 GPD plant to 500 GPD. Please keep in mind that some of the information is now actually history, as our new plant went on line 12/15/05

ANY QUESTIONS OR PROBLEMS WITH THIS TRANSMISSION PLEASE CALL: Pam 941-263-6688

I. BONITA SPRINGS WASTEWATER TREATMENT PLANT EXPANSION INTRODUCTION

A. Background

Bonita Springs Country Club Utilities is a private wastewater utility regulated by the Florida Public Service Commission. The golf course area consists of approximately 357 acres. The development consists of a private residential development known as Bonita Springs Golf & Country Club. As can be seen in Figure 1, the utility and its service area is located in Sections 14 and 23, Township 47 South, Range 25 East, of Lee County, Florida. The Bonita Springs Golf & Country Club community consists of single and multi-family residential units and an 18-hole golf course.

B. Existing System

The existing wastewater system consists of gravity sanitary sewers, lift stations and forcemains, a 0.30 MGD package wastewater treatment plant (FDER permit # DO36-189045), and percolation ponds used for plant effluent disposal. Digested sludge from the treatment is dried on existing sludge drying beds and the dried sludge is removed and trucked off site to Hudson Farms, a licensed land disposal site. The Bonita Springs Golf & Country Club Wastewater Utility presently serves 750 residential units. Plans are underway to construct additional residential units up to an ultimate build-out number amounting to 1,738 residential units, all located within the present franchise area. In order to service this additional growth, it is necessary for the utility to provide a wastewater treatment plant capacity equivalent to no less than 0.435 MGD. This report describes the engineering design features of the proposed plant expansion and the means for disposing of its effluent.

II. TREATMENT PLANT PROCESS DESIGN

A. General

The design guidelines or criteria used for this project utilized recommended or required standards published by FDER, EPA, Ten-State Standards, recognized and accepted design textbooks, and actual documented historical operating data obtained from the existing Bonita Springs Golf & Country Club Wastewater Treatment Plant. In the sections that follow, design data has been presented to demonstrate how the proposed design features of the new treatment facilities compare to recommended or required design criteria based on actual and accepted theoretical wastewater quality characteristics.

1. Historical Plant Data

Recently it was discovered that the existing wastewater treatment plant flow meter was registering too high, based on a test calibration. A correction factor was applied to past plant flow records to determine a more accurate representation of the quantity of wastewater contributed by the existing residential units served by the treatment facility. The results of this analysis

Bonita Springs Golf and Country Club Utilities
Wastewater Treatment Plant Report
September 1994 • Page 2

treatment plant has been equivalent to about 205 gallons per day, per residential unit. This latter flow rate was selected as a basis for sizing the proposed treatment plant.

The available recorded operating records for 1992 consists of plant effluent concentrations of 5-day BOD and TSS. The BOD and TSS strengths averaged 2.2 mg/l and 4.7 mg/l, respectively. The existing package wastewater treatment plant is an activated sludge, secondary level treatment facility. Even by assuming the highly improbable treatment efficiency levels of 98% reduction of BOD and 98% reduction of TSS, the raw or wastewater BOD and TSS would calculate to be 109 mg/l and 118 mg/l, respectively. It is not unreasonable to assume that the average raw wastewater BOD and TSS for the Bonita Springs Golf & Country Club Wastewater Treatment Plant is no greater than 125 mg/l for both parameters. This value is representative of a typically weak domestic wastewater which is more representative of the wastewater strength generated by a strictly residential development such as Bonita Springs Golf & Country Club.

2. Plant Design and Effluent Criteria

The plant design criteria used for this treatment plant expansion project is presented in Table 2-1. Flows are based on actual documented flow characteristics as discussed previously. The influent quality values are, despite their wide acceptance, actually believed to be much higher than the actual values that will be observed when the new plant becomes operational. This results in a very conservative plant design and a high confidence level in the level of treatment that can be expected even during certain emergency situations.

TABLE 2-1

PLANT DESIGN CRITERIA

<u>Parameter</u>	<u>Units</u>	<u>Value</u>
Annual Average Daily Flow, ADF	MGD	0.41
Maximum Month Daily Flow, MMDF	MGD	0.50
Peak Hourly Flow, PHF	MGD	0.72
Influent Quality:		
BOD ₅	mg/l	200
TSS	mg/l	200

Public Service Commission

CERTIFICATE NUMBER

281-S

Upon consideration of the record it is hereby ORDERED
that authority be and is hereby granted to
Bonita Country Club Utilities, Inc.

Whose principal address is

10200 Maddox Lane

Bonita Springs, Florida 33923 (Lee County)

to provide Wastewater service in accordance with
the provisions of Chapter 367, Florida Statutes, the Rules,
Regulations and Orders of this Commission in the territory de-
scribed by the Orders of this Commission.

This Certificate shall remain in force and effect until sus-
pended, cancelled or revoked by Orders of this Commis-
sion.

ORDER <u>9544</u>	DATED <u>09/16/80</u>	DOCKET <u>790915-S(AP)</u>
ORDER <u>14441</u>	DATED <u>06/05/85</u>	DOCKET <u>840050-SU</u>
ORDER _____	DATED _____	DOCKET _____
ORDER _____	DATED _____	DOCKET _____

BY ORDER OF THE
FLORIDA PUBLIC SERVICE COMMISSION

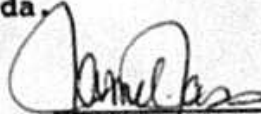


Steve Fiddle
Director
Division of Records & Reporting

LATE FILED EXHIBIT L

AFFIDAVIT

I, Pamela Pass, having been duly sworn, hereby state that I mailed notice of the application of Bonita Country Club Utilities, Inc. to each customer, by U.S. mail, within 21 days before filing or seven days after filing the application to add territory to Wastewater Certificate No. 281-S in Section 23, Township 47 South, Range 25 East, Lee County, Florida.



Pamela Pass

Subscribed and sworn to before me, this 26th day of June, 1996, by Pamela Pass.



Notary Public

Lisa Tomis

Printed Name of Notary

Personally known X
Produced Identification _____
Type of Identification _____

tlh\bccu.EXL



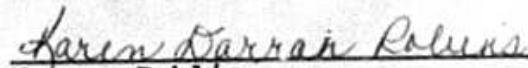
LATE FILED EXHIBIT K

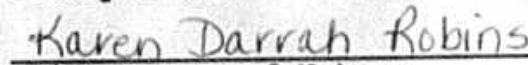
AFFIDAVIT

I, David B. Erwin, having been duly sworn hereby state that on July 5, 1996, I mailed notice of the application of Bonita Country Club Utilities, Inc., to each person or entity required to be given notice, as set forth in Part VI of PSC/WAW 8 (Rev. 8/95), and as set forth on the attached list furnished to me by Billie Messer on May 21, 1996, of the proposed addition of territory to be provided wastewater service in Lee County, Florida, as shown on the attached "Notice of Application for Extension of Service Area."


David B. Erwin

Subscribed and sworn to before me, this 29th day of July, 1996, by David B. Erwin.


Notary Public


Printed Name of Notary

Personally known
Produced Identification _____
Type of Identification _____



KAREN DARRAH ROBINS
MY COMMISSION # CC406875 EXPIRES
September 13, 1998
BONNETT TRACY TRAVEL INSURANCE, INC.

All Regulated Utilities in Lee County

As of 05/17/1996

Bayshore Utilities, Inc. WU013
2259 Clubhouse Road
North Ft. Myers, FL 33917-2523
Liaison: Wayne Carson Wampler
Phone: (813) 482-4024

Bonita 75 Corporation SU683
28090 Quail's Nest Lane
Bonita Springs, FL 33923-6999
Liaison: Plant
Phone: (813) 947-3366
FAX: (305) 423-4200

Bonita Center Treatment Plant, Inc. SU609
10323 Southern Blvd.
Royal Palm Beach, FL 33411-4338
Liaison: Bruce Kravitz
Phone: (407) 790-1414
FAX: (407) 790-1653

Bonita Country Club Utilities, Inc. SU285
10200 Maddox Lane
Bonita Springs, FL 33923-7639
Liaison: Michael J. Miceli
Phone: (813) 992-2800
FAX: (813) 992-0822

Buccaneer Water Service WU730
2 North Riverside Plaza, Suite 1515
Chicago, IL 60606
Liaison: Darrell Custer
Phone: (813) 995-3337
FAX: (813) 995-1769

Capital Sunbelt/Fund '84, Ltd. SU424
P. O. Box 5318
Lakeland, FL 33807-5318
Liaison: Raymond Moats
Phone: (813) 647-1581

All Regulated Utilities in Lee County

As of 05/17/1996

Del Vera Limited Partnership SU612
2250 Avenida Del Vera
North Ft. Myers, FL 33917-6700
Liaison: Robert G. Peters
Phone: (813) 543-6200
FAX: (813) 731-4511

Eagle Ridge Utilities, Inc SU398
14589 Eagle Ridge Dr., S.E.
Ft. Myers, FL 33912-1804
Liaison: Frederick Quinn
Phone: (941) 489-0998
FAX: (941) 768-0615

Environmental Protection Systems of Pine Island, Inc. SU287
3039 York Road
St. James City, FL 33956-2303
Liaison: Kevin J. Cherry
Phone: (813) 283-1144
FAX: (813) 283-1144

Mr. Paul H. Bradtmiller
Florida Cities Water Company - Lee County Division WS076
P. O. Box 21119
Sarasota, FL 34276-4119
Liaison: Roger Ytterberg
Phone: (941) 936-0247
FAX: (941) 936-0549

Forest Park Property Owner's Association SU645
5200 Forest Park Drive
North Ft. Myers, FL 33917-5404
Liaison: Joseph N. Symons

Forest Utilities, Inc. SU293
6385 Presidential Court, Suite 104
Ft. Myers, FL 33919-3576
Liaison: David Swor
Phone: (813) 481-0111
FAX: (813) 482-3633

All Regulated Utilities in Lee County

As of 05/17/1996

Fountain Lakes Sewer Corporation SU572
523 South Eighth Street
Minneapolis, MN 55404-1078
Liaison: Jerry A. Sherman
Phone: (612) 305-2927
FAX: (612) 305-2932

Gulf Utility Company WS096
P. O. Box 350
Estero, FL 33928-0350
Liaison: Carolyn B. Andrews
Phone: (941) 498-1000
FAX: (941) 498-0625

Mr. Fred Partin (Receiver)
Hacienda Treatment Plant, Inc. SU431
% Bonita Springs Utilities, Inc.
P. O. Box 2368
Bonita Springs, FL 33959-2368
Liaison: Fred Partin
Phone: (941) 992-0711

Harbor Utilities Company, Inc. WS101
P. O. Box 2368
Bonita Springs, FL 33959-2368
Liaison: Fred Partin
Phone: (813) 992-0711
FAX: (813) 992-9223

Hunter's Ridge Utility Co. of Lee County SU674
1250 Hunters Ridge Drive
Bonita Springs, FL 33923-3401
Liaison: Don Huprich
Phone: (941) 992-4900
FAX: (941) 992-6279

Imperial Bonita Estates SU665
3801 Bee Ridge Road, Suite 12
Sarasota, FL 34233-1104
Liaison: Martin Newby
Phone: (813) 923-1456

All Regulated Utilities in Lee County

As of 05/17/1996

MHC Systems, Inc. WS743
2 North Riverside Plaza
Chicago, IL 60606
Liaison: Utility
Phone: (813) 474-1122

Mobile Manor, Inc. WU167
150 Lantern Lane
North Fort Myers, FL 33917-6515
Liaison: Carol Julius
Phone: (941) 543-1414

North Fort Myers Utility, Inc. SU317
P. O. Box 2547
Fort Myers, FL 33902-2547
Liaison: Jack Schenkman
Phone: (813) 543-4000
FAX: (813) 543-2226

North Trail Utilities SU315
14205 East Colonial Drive
Orlando, FL 32826-5111
Liaison: Michael V. Campbell
Phone: (407) 823-7266
FAX: (813) 731-1331

Pine Island Cove Homeowners Association, Inc. SU724
7290 Ladyfish Drive
St. James City, FL 33956-2723
Liaison: John Nixon
Phone: (813) 283-3100
FAX: (813) 283-3031

Sanibel Bayou Utility Corporation SU331
1681 Kennedy Causeway, #100E
North Bay Village, FL 33141-4132
Liaison: Field Supervisors
Phone: (813) 597-6059
FAX: (813) 482-3440

All Regulated Utilities in Lee County

As of 05/17/1996

South Seas Utility Company SU408
12800 University Drive, Suite 260
Ft. Myers, FL 33907-5335
Liaison: Joe K. Blacketer
Phone: (813) 481-2011
FAX: (813) 481-8252

Southern States Utilities, Inc. WS565
1000 Color Place
Apopka, FL 32703-7753
Liaison: Brian P. Armstrong
Phone: (407) 880-0058
FAX: (407) 880-1395

Spring Creek Village Utilities, Ltd. WS234
4501 Spring Creek Road, Box 1
Bonita Springs, FL 33923-7133
Liaison: Dennis M. Waltchack
Phone: (813) 992-3800
FAX: (813) 992-2804

Mr. John J. Ustica
Tamiami Village Water Company, Inc. WU740
9280-5 College Parkway
Ft. Myers, FL 33919-4848
Liaison: John J. Ustica
Phone: (941) 482-0717

Useppa Island Utility, Inc. WS249
P. O. Box 640
Bokeelia, FL 33922-0640
Liaison: Vincent Formosa
Phone: (813) 283-1061
FAX: (813) 283-0290

WATER AND WASTEWATER GOVERNMENTAL AGENCIES / WATER MANAGEMENT DISTRICTS

LEE COUNTY

CITY OF CAPE CORAL
P.O. BOX 150027
CAPE CORAL, FL 33915-0027

CITY OF FORT MYERS
2200 SECOND STREET
FORT MYERS, FL 33902

CITY OF SANIBEL
800 DUNLOP ROAD
SANIBEL, FL 33957-0750

DEP SOUTH DISTRICT
2295 VICTORIA AVE., SUITE 364
FORT MYERS, FL 33901

LEE COUNTY BOARD OF COMMISSIONERS
P.O. BOX 398
FT MYERS, FL 33902

S.W. FLORIDA REGIONAL PLANNING COUNCIL
P.O. BOX 3455
NORTH FT. MYERS, FL 33918-3455

SO. FLORIDA WATER MANAGEMENT DISTRICT
P.O. BOX 24680
WEST PALM BEACH, FL 33416-4680

LIST OF WATER AND WASTEWATER UTILITIES IN LEE COUNTY

(VALID FOR 60 DAYS)
05/17/1996-07/15/1996

STATE OFFICIALS

State Of Florida Public Counsel
C/O The House Of Representatives
The Capitol
Tallahassee, FL 32399-1300

Division Of Records And Reporting
Florida Public Service Commission
101 E. Gaines Street
Tallahassee, FL 32399-0870

NEWS-PRESS
Published every morning — Daily and Sunday
Fort Myers, Florida

Affidavit of Publication

STATE OF FLORIDA
COUNTY OF LEE

Before the undersigned authority, personally appeared _____
Brenda Leighton

who on oath says that he/she is the _____
Legal Coordinator _____ of the News-Press, a

daily newspaper, published at Fort Myers, in Lee County, Florida, that the
attached copy of advertisement, being a _____
notice of application

in the matter of Extension of Service Area

in the _____ Court

was published in said newspaper in the issues of _____
July 10, 1996

Affiant further says that the said News-Press is a paper of general circulation daily in Lee, Charlotte, Collier, Glades and Hendry Counties and published at Fort Myers, in said Lee County, Florida and that said newspaper has heretofore been continuously published in said Lee County, Florida, each day, and has been entered as a second class mail matter at the post office in Fort Myers in said Lee County, Florida, for a period of one year next preceding the first publication of the attached copy of the advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Brenda Leighton

Sworn to and subscribed before me this
10th _____ day of _____

July _____, 19 96 _____ by

Brenda Leighton

who is personally known to me or who has produced

as identification, and who did or did not take an oath.

Notary Public: *Linda Gale Sholey*

Print Name _____

My Commission Expires: _____

CLASS-16



NOTICE OF APPLICATION FOR EXTENSION OF SERVICE AREA
Notice is hereby given on July 5, 1996, pursuant to Section 367.045, Florida Statutes, of the application of Bonita Country Club Utilities, Inc. to amend its Wastewater Certificate No. 281-S to add territory in Lee County, Florida, as follows:
The North 1/2 of the Northwest 1/4 of the Northeast 1/4 of Section 22, Township 47 south, Range 25 East, Lee County, Florida. (A residential development to be known as Sir Michael's Place.)
Any objection to the application must be made in writing within thirty (30) days from this date to the Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0450. A copy of said objection should be mailed to the applicant whose address is 10200 Maddox Lane, Bonita Springs, Florida 33923.
Jul 10 No. 42771