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FILE COPY

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November 18, 1996

CERTIFIED MAIL - P 339 385 280

RETURN RECEIPT REQUESTED

Director
Division of Records and Reporting,
Florida Public Service Commission
2540 Sumard Oak Boulevard
Tallahassee, Florida 32399-0850

961321-WS

Re: Application of Point Water & Sewer, Inc.
for Original Certificate - The Point Townhouse
Development
Our File No. 91-147; 559-3

Dear Sir or Madam:

Our firm represents The Point Property Owners Association, Inc. ("Association"), a non-profit homeowners association whose membership consists of those persons owning townhouse units at a development in Orange Park, Clay County, Florida on U.S. Highway 17 South known as "The Point."

ACK _____ The Association is currently served by the water and
wastewater plant (the "Plant") for which Point Water & Sewer, Inc.
AFA _____ ("PW&S") has recently applied for an original certificate of
APP _____ authorization.

CAF _____ Pursuant to Section 367.045(4), the purpose of this letter is
CMI _____ to object to the application of PW&S for an original certificate of
CTR _____ authorization and to request a hearing pursuant to Section 120.57,
EAG _____ Florida Statutes, at or near the area for which the application is
LEG _____ made. The Association objects to the PW&S application on various
LIN _____ grounds, including, but not limited to:

OPC _____ 1. Granting of the PW&S application is not in the public
REI _____ interest.

SEC _____ 1
WAS _____ 1
OTH _____

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

2. The PW&S application pertains to a Class C wastewater system and the public, including residents at The Point, can be adequately served by modifying or extending a current wastewater system in that area.
3. Family members closely affiliated with the owner of PW&S have previously been sanctioned and fined by the United States Environmental Protection Agency and the Florida Department of Environmental Protection for failure to operate the same Plant facility in accordance with requirements of the permits and regulations governing said Plant.
4. PW&S is proposing to charge unconscionable rates relative to the actual historical costs of operating the Plant.
5. PW&S' purported cost basis in the Plant is a total sham in that PW&S has paid nothing to date for acquisition of the Plant facility and members of the Yonge family have artificially and deceptively attributed a value of \$100,000.00 to the same facilities they attempted to sell several years before for a sum less than \$600.00.
6. The applicant PW&S has demonstrated a lack of good faith in the manner in which it has operated the Plant without proper permitting and without proper authorization from the PSC in the past.

Please notify the Association through my office of when and where a hearing will take place for purposes of considering the Association's objections to the subject application.

Sincerely yours,



J. Michael Lindell

JML:mcg

cc: The Point Property Owners Association, Inc.
Point Water & Sewer, Inc.
4753 Raggedy Point Road
Orange Park, FL 32073
Douglas H. Reynolds, Esquire