



"Neighbor to Cypress Gardens"

(813) 324-3698

ORCHID SPRINGS

DEVELOPMENT CORPORATION

710 OVERLOOK DRIVE — WINTER HAVEN, FLORIDA 33884

January 29, 1997

970158 - WS

Mr. Charles Hill, Director
Division of Water & Wastewater
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Application for a Grandfather Water and/or Wastewater Certificate(s) for Orchid Springs Development Corp. Water and Sewer in Polk County, Florida.

Dear Mr. Hill:

Enclosed with this letter is an application package for a grandfather certificate to operate a water and/or wastewater utility which is already in existence and charging for service. Included in this package are:

1. Application for certificate pursuant to Section 367.171, Florida Statutes.
2. Chapter 367, Florida Statutes, contains the Commission's jurisdiction over private water and wastewater utilities in Florida. A copy of Section 367.171, regarding applications for grandfather certificates is enclosed for your information.
3. Chapter 25-30, Florida Administrative Code, details the rules promulgated to carry out the jurisdiction of the Commission over private water and wastewater utilities. Copies of Rules 25-30.020 through .032 and .035 regarding an application for a grandfather certificate are enclosed for your information.
4. Instructions for preparation of territory description and map.
5. Sample water and wastewater tariff formats which will contain all of the utility's rules, regulations, rates and charges.

Check received with filing and forwarded to Fiscal for deposit. Fiscal to forward a copy of check to RAR with proof of deposit.

Initial of person who forwarded check:

DOCUMENT NUMBER - DATE

01339 FEB-56

FPSC-RECORDS/REPORTING

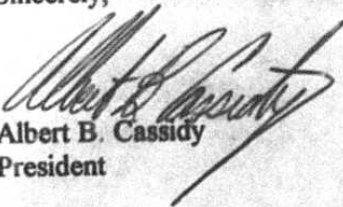
Charles Hill, Director
January 29, 1997
Page Two

The original and five copies of the applications and supporting documentation, one copy of the maps and the original and two copies of the tariff(s) must be filed with:

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

If you have any questions concerning this material, please feel free to contact myself or Carol C. Rhinehart, at 941/324-3698.

Sincerely,



Albert B. Cassidy
President

ABC:ccr
Enclosures

APPLICATION FOR GRANDFATHER CERTIFICATE

(Pursuant to Section 367.171, Florida Statutes)

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

The undersigned hereby makes application for original certificate(s) to operate a water x and/or wastewater x utility in Polk County, Florida, and submits the following information:

PART I APPLICANT INFORMATION

A) The full name (as it appears on the certificate), address and telephone number of the applicant:

Orchid Springs Development Corp. Water & Sewer
Name of utility

(941) 324-3698 (941) 325-8850
Phone No. Fax No.

710 Overlook Drive
Office street address

Winter Haven FL 33884
City State Zip Code

N/A
Mailing address if different from street address

N/A
Internet address if applicable

B) The name, address and telephone number of the person to contact concerning this application:

Carol Cassidy Rhinehart (941) 324-3698
Name Phone No.

710 Overlook Drive
Street address

Winter Haven FL 33884
City State Zip Code

- (3) Exhibit B - Provide a schedule showing the number of customers currently served by class and meter size, as well as the number of customers projected to be served when the requested service territory is fully occupied.
- (4) Indicate permit numbers and dates of approval of water treatment facilities by the Department of Environmental Protection (DEP) or the agency designated by DEP to issue permits:

Dept. of Health and Rehabilitative Services PWS - 6531313

Southwest Fla Water Mgt District - General Water Use Permit #203415.03

- (5) Indicate when the water utility system was established. 1969
- (6) Exhibit C - Evidence that the utility owns the land where the water treatment facilities are located. Or, if the utility does not own the land, a copy of the agreement which provides for the long term continuous use of the land, such as a 99-year lease. The Commission may consider a written easement or other cost-effective alternative.

B) WASTEWATER

- (1) Provide a description of the types of customers served (i.e., single family homes, mobile homes, duplexes, commercial, etc.).

single family homes, condominiums, duplexes, townhouses, shops

- (2) Exhibit B - Provide a schedule showing the number of customers currently served by class and meter size, as well as the number of customers projected to be served when the requested service territory is fully occupied.
- (3) Indicate permit numbers and dates of approval of wastewater treatment facilities by the Department of Environmental Protection (DEP) or the agency designated by DEP to issue permits:

DO53-232173 Approval Date - 06/07/94

- (4) Indicate when the wastewater utility system was established. 1969
- (5) Exhibit C - Evidence that the utility owns the land where the wastewater treatment facilities are located. Or, if the utility does not own the land, a copy of the agreement which provides for the long term continuous use of the land, such as a 99-year lease. The Commission may consider a written easement or other cost-effective alternative.

PART III RATES AND TARIFFS

- A) Exhibit D - A statement specifying on what date and under what authority the current rates and charges were established.
- B) Exhibit E - The original and two copies of water and/or wastewater tariff(s) containing all rates, classifications, charges, rules and regulations. **Sample tariffs are enclosed with the application package.**

PART IV TERRITORY DESCRIPTION AND MAPS

A) **TERRITORY DESCRIPTION**

Exhibit F - An accurate description, using township, range and section references as specified in Rule 25-30.030(2), Florida Administrative Code, of the territory the utility was serving or was authorized to serve on the day Chapter 367, Florida Statutes, became applicable. If the water and wastewater service territories are different, provide separate descriptions.

B) **TERRITORY MAPS**

Exhibit G - One copy of an official county tax assessment map or other map showing township, range and section with a scale such as 1"=200' or 1"=400' on which the proposed territory plotted by use of metes and bounds or quarter sections and with a defined reference point of beginning. If the water and wastewater service territories are different, provide separate maps.

C) SYSTEM MAPS

Exhibit H - One copy of detailed map(s) showing existing lines and facilities and the territory proposed to be served. **Any requested territory not served at the time of application shall be specifically identified.** Map(s) shall be of sufficient scale and detail to enable correlation with a description of the territory to be served. Provide separate maps for water and wastewater systems.

PART V

FILING FEE

Indicate the filing fee enclosed with the application:

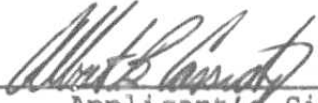
\$ 500.00*** (for water) and/or \$500.00*** (for wastewater).

Note: Pursuant to Rule 25-30.020, Florida Administrative Code, the amount of the filing fee as follows:


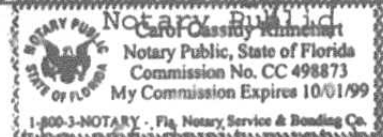
- (1) For applications in which the utility has the capacity to serve up to 100 ERC's, the filing fee shall be **\$100.**
- (2) For applications in which the utility has the capacity to serve from 101 to 200 ERC's the filing fee shall be **\$200.**
- (3) For applications in which the utility has the capacity to serve from 201 ERC's to 500 ERC's the filing fee shall be **\$500.**
- (4) For applications in which the utility has the capacity to serve 501 to 2,000 ERC's the filing fee shall be **\$1,000.**
- (5) For applications in which the utility has the capacity to serve from 2,001 to 4,000 ERC's the filing fee shall be **\$1,750.**
- (6) For applications in which the utility has the capacity to serve more than 4,000 ERC's the filing fee shall be **\$2,250.**

PART VI AFFIDAVIT

I, Albert B. Cassidy (applicant) do solemnly swear or affirm that the facts stated in the foregoing application and all exhibits attached thereto are true and correct and that said statements of fact thereto constitutes a complete statement of the matter to which it relates.

BY: 
Applicant's Signature
Albert B. Cassidy
Applicant's Name (Typed)
President
Applicant's Title *

Subscribed and sworn to before me this 30th
of January 1997.

* If applicant is a corporation, the affidavit shall be made by the president or other officer authorized by the by-laws of the corporation to act for it. If applicant is a partnership or association, a member of the organization authorized to make such affidavit shall execute same.

EXHIBIT A

Orchid Springs Development Corp. Water and Sewer operates a potable water service system.

Class	Meter Size	No. of Customers Current	No. of Customers Projected
Residential	5/8" x 3/4"	271	271
Residential	1"	22	22
Residential	2"	*207	*207
Commercial	5/8" x 3/4"	13	13
Commercial	1"	6	6
Commercial	2"	0	0

* These customers are serviced by six 2" meters.

ORCHID SPRINGS DEVELOPMENT CORPORATION
WATER & SEWER

EXHIBIT B

Meter Size	Residential Meters	Total Meters	Total Customers
5/8" x 3/4"	Shabla Building	6	6
	Lake Kit Condos	56	56
	Patio Homes	183	183
	Orchid Springs Village	26	26
1"	Patio Homes	3	3
	406 San Jose		
	441 San Jose		
	442 San Jose		
	Estate Lots	15	15
	Condominiums - Irrigation	2	2
	San Miguel Building Barcelona Building Turner Building	1	4
2"	Condominiums	7	207
	Granada Building		
	Seville Building		
	Barcelona Building		
	San Miguel Building		
	Hawaiian Building		
TOTALS - Residential		299	502

Meter Size	Commercial Meters	Total Meters	Total Customers
5/8" x 3/4"	Shabla Building	2	2
	Orchid Springs Village	8	11
	Crazy Horse		
	Yambasket		
	Orchid Springs Travel		
	Orchid Springs Beauty Salon		
	Orchid Springs Animal Clinic		
	Orchid Springs Dev. Corp.		
	Diamond Properties		
	Judy Cleaves		
1"	Turner Building	1	4
	TOTALS - Commercial	11	17

POLK COUNTY TAX COLLECTOR

1996 REAL ESTATE NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS

ACCOUNT NUMBER	ESCROW CD	ASSESSED VALUE	EXEMPTIONS	TAXABLE VALUE	MILLAGE CODE
262826-590500-000302		129,270	0	129,270	200000

R

01B3876 02 AV 0.468 AUTO T4 0 0605 33884 - 2

ORCHID SPRINGS DEV CORP
710 OVERLOOK DR
WINTER HAVEN FL 33884

FLA HIGHALND CO PB 3 PG 27 PART
OF UNREC ORCHID SPRINGS PATIO
HOMES LESS LOTS 101 103 105 107
109 111 THRU 121 123 THRU 126
127 129 131 133 136 & PT OF 138
See Additional Legal on Tax Roll

AD VALOREM TAXES		
TAXING AUTHORITY	MILLAGE RATE (DOLLARS PER \$1,000 OF TAXABLE VALUE)	TAXES LEVIED
C100 POLK COUNTY		
GENERAL REVENUE FUND	7.0900	916.53
SPECIAL ASMTS FUND	.0900	11.63
GENERAL CAPITAL IMP	.2900	37.49
ENV LAND ACQUIST FUND	.1190	15.38
COMMUNITY HLTH CARE	.3070	39.29
LAND MGMT TRUST	.0810	10.47
S200 POLK COUNTY SCHOOL BOARD		
GENERAL FUND	7.5860	980.64
LOCAL CAPITAL IMP.	1.7500	226.22
W PR PEACE RIVER BASIN	.1950	25.21
W WH LAKE REGION LAKES MGMT DIST	.4100	53.00
W SW SOUTHWEST FLORIDA WATER MGMT	.4220	54.55
TOTAL MILLAGE		18.3400 AD VALOREM TAXES
		\$2,370.81

NON-AD VALOREM ASSESSMENTS		
LEVYING AUTHORITY	RATE	AMOUNT
F 23 POLK COUNTY FIRE SERVICES DIST		164.00
NON-AD VALOREM ASSESSMENTS		\$164.00

RETAIN THIS PORTION FOR YOUR RECORDS

COMBINED TAXES AND ASSESSMENTS		\$2,534.81	PAY ONLY ONE AMOUNT	See reverse side for important information.
Nov 30	Dec 31	Jan 31	Feb 28	Mar 31
2,433.42	2,458.77	2,484.11	2,509.46	2,534.81

IF PAID BY

POLK COUNTY TAX COLLECTOR		1996 REAL ESTATE				02577230000
NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS						
ACCOUNT NUMBER	ESCROW CD	ASSESSED VALUE	EXEMPTIONS	TAXABLE VALUE	MILLAGE CODE	
262826-590500-000302		129,270	0	129,270	200000	

RETURN WITH PAYMENT

AV0193852 R
ORCHID SPRINGS DEV CORP
710 OVERLOOK DR
WINTER HAVEN FL 33884

FLA HIGHALND CO PB 3 PG 27 PART
OF UNREC ORCHID SPRINGS PATIO
HOMES LESS LOTS 101 103 105 107
109 111 THRU 121 123 THRU 126
127 129 131 133 136 & PT OF 138
See Additional Legal on Tax Roll

PAY IN U.S. FUNDS TO POLK COUNTY TAX COLLECTOR • P.O. BOX 1189 • BARTOW, FL 33831-1189

Nov 30	Dec 31	Jan 31	Feb 28	Mar 31
2,433.42	2,458.77	2,484.11	2,509.46	2,534.81

000000000 0000253481 0000002577230000 0001 7

EXHIBIT "C"

EXHIBIT D

RESOLUTION APPROVING
WATER AND SEWER RATE INCREASE
FOR

ORCHID SPRINGS DEVELOPMENT CORPORATION

WHEREAS, after public hearing pursuant to notice, the Polk County Utilities Commission finds that the Orchid Springs Development Corporation is entitled to establish water and wastewater rates based on the following findings:

A. A rate base of \$79,132 for water and \$141,325 for wastewater are reasonable considering the Utility's original investment in property used and useful in public service.

B. A revenue requirement of \$153,023 is needed for water and wastewater utility operation.

C. These findings are based upon information supplied by the Utility and may subsequently be adjusted or modified by the Polk County Utilities Commission.

After the Utility notifies the Polk County Utilities Division in writing that all noncontract unmetered connections are metered, the following rates shall be effective for those noncontract customers with October 1993 consumption and November 1993 billing:

RESIDENTIAL and COMMERCIAL/GENERAL SERVICE
ALL CUSTOMERS

WATER:	METER SIZE	BASE CHARGE (no consumption included)
	5/8-3/4"	\$ 6.01
	3/4"	\$ 9.02
	1"	\$ 15.03
	1-1/2"	\$ 30.05
	2"	\$ 48.08
	3"	\$ 96.16
	4"	\$150.25

All Consumption
Per 1,000 gallons \$.72

SEWER: All meter sizes \$15.88 (flat rate no consumption charge)

These rates result in a rate of return to the utility of 10.13% or \$22,332 on a rate base of \$220,457.

1. The Utility shall have all connections metered on or before February 1, 1994 and shall notify the Polk County Utilities Division in writing of such.
2. The Utility shall not enter into any contractual relationships which would have the effect of providing water at a discounted rate and shall terminate any such existing arrangements as soon as possible.
3. The Utility shall continue to maintain a 24 hour trouble line.
4. Require the Utility to keep separate books from the development company according to industry standards and practices.
5. Require that all meters including those for maintenance contract customers be read every month.
6. Remove all connection fee charges from approved tariffs.
7. Revise billing format to include current months usage and previous months usage effective with September 1993 billing.

ATTEST:
E.D. "BUD" DIXON, Clerk

BOARD OF COUNTY COMMISSIONERS
POLK COUNTY, FLORIDA

BY:

Nettie L. Darlow
Deputy Clerk

BY:

Dan Costello
Dan Costello, Chairman
BOCC 9-21-93

BOCC APPROVED ON: August 17, 1993

STATE OF FLORIDA)
)
COUNTY OF POLK (

I, E. D. "Bud" Dixon Clerk of the Board of County Commissioners of Polk County, Florida, hereby certify that the foregoing is a true and correct copy of a resolution for the Orchid Springs Development Corporation that was approved in public hearing August 17, 1993. This Resolution approves the water and sewer rate increases.

which was adopted by the said Board on the 21st day of September, 1993.

WITNESS my hand and official seal on this 28th day of September, 1993.

(SEAL)

E. D. "BUD" DIXON
Clerk and Auditor

By:

Nettie L. Darland
Nettie L. Darland
Deputy Clerk

EXHIBIT "F"

TRACT A: Starting at the NE corner of Section 35, Township 28 South, Range 26 East, run thence S. $0^{\circ} 22'$ East along the East boundary of Section 35 a distance of 580.8 feet to a concrete marker for the point of beginning; run thence S. $0^{\circ} 22'$ East along the East boundary of Section 35 a distance of 1414.2 feet; thence N. $89^{\circ} 44'$ East a distance of 560 feet; thence N. $33^{\circ} 58'$ East a distance of 1000 feet; thence N. $40^{\circ} 11'$ West a distance of 1926.13 feet; thence N. $60^{\circ} 57'$ West a distance of 467 feet to the Easterly right-of-way boundary of State Road 542; thence S. $29^{\circ} 03'$ West along the Easterly right-of-way of State Road 542 a distance of 1195 feet; thence N. $89^{\circ} 44'$ East a distance of 1038.76 feet to the Point of Beginning, and TRACT B: North 420 feet of the South 749.20 feet of the NE-1/4 of the NE-1/4 of Section 35, Township 28 South, Range 26 East, lying East of the right-of-way of State Road S-542, containing approximately 11.16 acres, and also described as: That part of the North 420 feet of the South 749.20 feet of Lots 1 and 2 of Florida Highland Company's Subdivision of Section 35, Township 28 South, Range 26 East, as recorded in Plat Book 3A, at page 27, of the public records of Polk County, Florida, lying East of the right-of-way of State Road S-542. Also the 12-1/2 feet immediately-East of the above-described property which was closed as a road by Polk County Commissioners. Resolution recorded in Official Records Book 1067, page 823. TRACT #1: That part of Lot 2 lying Northwesterly of the right-of-way of State Road 542 in Highland Company Subdivision, as recorded in Plat Book 3A, page 27, of the public records of Polk County, Florida, lying and being in the NE-1/4 of the NE-1/4 of Section 35, Township 28 South, Range 26 East, Polk County, Florida. TRACT #2: All that part of Lots 3, 9 and 17 of said Highland Company Subdivision, as recorded in Plat Book 3A, page 27, of the public records of Polk County, Florida, lying Northerly of a line described as follows: Starting at the corner common to Sections 25, 26, 35 and 36, Township 28 South, Range 26 East, Polk County, Florida, run thence N. $89^{\circ} 46'$ E. along the South boundary of said Section 25 a distance of 148.78 feet for the point of beginning; thence run N. $40^{\circ} 11'$ W. a distance of 303.13 feet, thence N. $60^{\circ} 57'$ W. a distance of 467 feet to a concrete marker located on the Easterly right-of-way boundary of State Road #542 at a point 459.05 feet North and 454.77 feet West of the common corner above described for the end of said line. SUBJECT to rights-of-way as of record and/or in use. TRACT #3: Lot 6, of Highland Company Subdivision, as recorded in Plat Book 3A, page 27, of the public records of Polk County, Florida, lying and being in the Southeast Quarter of the Northeast Quarter of Section 35, Township 28 South, Range 26 East; AND That part of the Northwest Quarter of Section 36, Township 28 South, Range 26 East, Polk County, Florida, described as: Starting at the Northwest corner of Section 36, Township 28 South, Range 26 East, run thence North $89^{\circ} 46'$ East along the North boundary of Section 36 a distance of 148.78 feet for the point of beginning; thence run South $49^{\circ} 11'$ E. a distance of 1523.0 feet, thence South $33^{\circ} 58'$ W. a distance of 1000.0 feet, thence South $89^{\circ} 44'$ W. a distance of 560 feet to the West boundary of Section 36, thence South $0^{\circ} 22'$ East along the Section line a distance of 464.95 feet to a point 200.04 feet Northerly of the Southwest corner of the Northwest Quarter of Section 36, thence run North $69^{\circ} 50' 30''$ E. along the centerline of a canal a distance of 683.63 feet, thence North $33^{\circ} 58'$ E. a distance of 1296.18 feet, thence North $40^{\circ} 11'$ W. a distance of 1506.60 feet to a point on the North boundary of Section 36, thence run South $89^{\circ} 46'$ W. Along the said North boundary of Section 36 a distance of 260.89 feet to the point of beginning. SUBJECT to rights-of-way as of record and/or in use. (37.1). TRACT #4: All that part of the Northwest Quarter of Section 36, Township 28 South, Range 26 East, Polk County, Florida, lying Easterly and Northerly of a line described as: Starting at the Northwest corner of Section 36, run thence North $89^{\circ} 46'$ East along the North boundary of Section 36, a distance of 409.67 feet for the point of beginning of said line, run thence South $40^{\circ} 11'$ East a distance of 1506.60 feet, thence South $33^{\circ} 58'$ West a distance of 1296.18 feet to the centerline of a canal, thence run North $69^{\circ} 50' 30''$ East along the centerline of said canal a distance of 2139.4 feet, more or less, to its intersection with the East boundary of said Northwest Quarter of Section 36, for the end of said line. SUBJECT to rights-of-way as of record and/or in use. TRACT #5: The South one-half of the Southeast Quarter of Section 25, Township 28 South, Range 26 East, Polk County, Florida, LESS AND EXCEPT: Begin at the Northeast corner of said South one-half of the Southeast Quarter and run S. $0^{\circ} 19' 17''$ E. along the East line of said South one-half of the Southeast Quarter a distance of 457.10 feet, thence N. $88^{\circ} 46' 17''$ W. 108.15 feet, thence S. $52^{\circ} 15' 43''$ W. 476.63 feet, thence S. $0^{\circ} 5' 17''$ E.

272.20 feet, thence S. $89^{\circ}54'43''$ W. 138.00 feet, thence N. $0^{\circ}5'17''$ W. 182.00 feet, thence N. $80^{\circ}58'17''$ W. 419.00 feet, thence N. $50^{\circ}57'17''$ W. 725.00 feet, thence N. $69^{\circ}41'17''$ W. 625.70 feet, thence N. $0^{\circ}5'17''$ W. 72.69 feet to a point on the North line of said South one-half of the Southeast Quarter, thence N. $89^{\circ}54'43''$ E. along North line 2184.81 feet to the point of beginning, LESS AND EXCEPT right-of-way of State Road S-542, and LESS AND EXCEPT the East 30 feet of the South 866.9 feet of the Southeast Quarter of the Southeast Quarter of said Section 25 for road. TRACT #6: That part of the Northeast Quarter of Section 36, Township 28 South, Range 26 East, Polk County, Florida, described as: Beginning at the Northeast corner of Section 36, run thence South along the East boundary of Section 36 a distance of 533.80 feet to its intersection with the centerline of a canal, thence run S. $69^{\circ}50'36''$ W. along said centerline of canal a distance of 2823.3 feet, more or less, to its intersection with the West boundary of said Northeast Quarter, thence run North along the West boundary of said Northeast Quarter to the Northwest corner of the Northeast Quarter, thence run Easterly along the North boundary of said Northeast Quarter of Section 36 a distance of 2642.28 feet to the point of beginning, SUBJECT to right-of-way over the East 30 feet thereof.

WATER TARIFF

ORCHID SPRINGS DEVELOPMENT CORP. WATER & SEWER

FILED WITH
FLORIDA PUBLIC SERVICE COMMISSION

WATER TARIFF

ORCHID SPRINGS DEVELOPMENT CORP. WATER & SEWER

710 OVERLOOK DRIVE

WINTER HAVEN, FL 33884

(941) 324-3698/(941) 325-0651

FILED WITH

FLORIDA PUBLIC SERVICE COMMISSION

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

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Standard Forms	18.0
Technical Terms and Abbreviations	5.0-5.1
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ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

TERRITORY SERVED

CERTIFICATE NUMBER -

COUNTY - POLK

COMMISSION ORDER(s) APPROVING TERRITORY SERVED -

<u>Order Number</u>	<u>Date issued</u>	<u>Docket Number</u>	<u>Filing Type</u>
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(Continued to Sheet No. 3.1)

ALBERT B. CASSIDY
PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

(Continued from Sheet No. 3.0)

DESCRIPTION OF TERRITORY SERVED

SEE EXHIBIT "F"

(CONTINUED TO SHEET NO. 3.2)

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

TECHNICAL TERMS AND ABBREVIATIONS

- 1.0 "BFC" - "BFC" is the abbreviation for "Base Facility Charge" which is the minimum amount the utility may charge to the Company's customers and is separate from the amount billed for water consumption on the utility's bills to its customers.
- 2.0 "CERTIFICATE" - A document issued by the Commission authorizing the Company to provide water service in a specific territory.
- 3.0 "COMMISSION" - "Commission" refers to the Florida Public Service Commission.
- 4.0 "COMMUNITIES SERVED" - The group of customers who receive water service from the Company and who's service location is within a specific area or locality that is uniquely separate from another.
- 5.0 "COMPANY" - ORCHID SPRINGS WATER & SEWER
- 6.0 "CUSTOMER" - Any person, firm or corporation who has entered into an agreement to receive water service from the Company and who is liable for the payment of that water service.
- 7.0 "CUSTOMER'S INSTALLATION" - All pipes, shut-offs, valves, fixtures and appliances or apparatus of every kind and nature which are located on the customer's side of the "Point of Delivery" and used in connection with or forming a part of the installation necessary for rendering water service to the customer's premises regardless of whether such installation is owned by the customer or used by the consumer under lease or other agreement.
- 8.0 "MAIN" - A pipe, conduit, or facility used for conveying water service through individual services or through other mains.
- 9.0 "POINT OF DELIVERY" - For water systems, "point of delivery" shall mean the outlet connection of the meter for metered service or the point at which the company's piping, fittings and valves connect with the customer's piping, fittings and valves for non-metered service.
- 10.0 "RATE" - Amount which the utility may charge for water service which is applied to the customer's actual consumption.
- 11.0 "RATE SCHEDULE" - The rate(s) or charge(s) for a particular classification of service plus the several provisions necessary for billing, including all special terms and conditions under which service shall be furnished at such rate or charge.

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

(Continued from Sheet No. 5.0)

- 12.0 "SERVICE" - Service, as mentioned in this tariff and in agreement with customers, shall be construed to include, in addition to all water service required by the customer the readiness and ability on the part of the Company to furnish water service to the customer. Service shall conform to the standards set forth in Section 367.111 of the Florida Statutes.
- 13.0 "SERVICE LINES" - The pipe between the Company's mains and the point of delivery and shall include all of the pipe, fittings and valves necessary to make the connection to the customer's premises excluding the meter.
- 14.0 "TERRITORY" - The geographical area described by metes and bounds with township range and section in a certificate, which may be within or without the boundaries of an incorporated municipality and, may include areas in more than one county.

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

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ALBERT R. CASSIDYPRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

(Continued from Sheet No. 6.0)

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ALBERT B. CASSIDYPRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

RULES AND REGULATIONS

- 1.0 GENERAL INFORMATION - These Rules and Regulations are a part of the rate schedules and applications and contracts of the Company and, in the absence of specific written agreement to the contrary, apply without modifications or change to each and every customer to whom the Company renders water service.

The Company shall provide water service to all customers requiring such service within its certificated territory pursuant to Chapter 25-30, Florida Administrative Code and Chapter 367, Florida Statutes.

- 2.0 POLICY DISPUTE - Any dispute between the Company and the customer or prospective customer regarding the meaning or application of any provision of this tariff shall upon written request by either party be resolved by the Florida Public Service Commission.
- 3.0 APPLICATION - In accordance with Rule 25-30.310, Florida Administrative Code, a signed application is required prior to the initiation of service.
- 4.0 APPLICATIONS BY AGENTS - Applications for water service requested by firms, partnerships, associations, corporations, and others shall be rendered only by duly authorized parties or agents.
- 5.0 REFUSAL OR DISCONTINUANCE OF SERVICE - The Company may refuse or discontinue water service rendered under application made by any member or agent of a household, organization, or business in accordance with Rule 25-30.320, Florida Administrative Code.
- 6.0 EXTENSIONS - Extensions will be made to the Company's facilities in compliance with Commission Rules and Orders and the Company's tariff.
- 7.0 LIMITATION OF USE - Water service purchased from the Company shall be used by the customer only for the purposes specified in the application for water service and the customer shall not sell or otherwise dispose of such water service supplied by the company.

In no case shall a customer, except with the written consent of the company, extend his lines across a street, alley, lane, court, property line, avenue, or other way in order to furnish water service to the adjacent property through one meter even though such adjacent property may be owned by him. In case of such unauthorized extension, sale, or disposition of service, the customer's water service will be subject to discontinuance until such unauthorized extension, remetering, sale or disposition of service is discontinued and full payment is made to the Company for water service rendered by the Company (calculated on proper classification and rate schedules) and until reimbursement in full is made in full to the Company for all extra expenses incurred for clerical work, testing, and inspections.

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

(Continued from Sheet No. 8.0)

- 8.0 CONTINUITY OF SERVICE - In accordance with Rule 25-30.250, Florida Administrative Code, the company will at all times use reasonable diligence to provide continuous water service and, having used reasonable diligence, shall not be liable to the customer for failure or interruption of continuous water service.

If at any time the Company shall interrupt or discontinue its service, all customers affected by said interruption or discontinuance shall be given not less than 24 hours written notice.

- 9.0 TYPE AND MAINTENANCE - In accordance with Rule 25-30.545, Florida Administrative Code, the customer's pipes, apparatus and equipment shall be selected, installed, used and maintained in accordance with standard practice and shall conform with the Rules and Regulations of the Company and shall comply with all Laws and Governmental Regulations applicable to same. The Company shall not be responsible for the maintenance and operation of the customer's pipes and facilities. The customer expressly agrees not to utilize any appliance or device which is not properly constructed, controlled and protected or which may adversely affect the water service; the Company reserves the right to discontinue or withhold water service to such apparatus or device.

- 10.0 CHANGE OF CUSTOMER'S INSTALLATION - No changes or increases in the customer's installation, which will materially affect the proper operation of the pipes, mains, or stations of the Company, shall be made without written consent of the Company. The customer shall be liable for any change resulting from a violation of this Rule.

- 11.0 INSPECTION OF CUSTOMER'S INSTALLATION - All customer's water service installations or changes shall be inspected upon completion by a competent authority to ensure that the customer's piping, equipment, and devices have been installed in accordance with accepted standard practice and local Laws and Governmental Regulations. Where Municipal or other Governmental inspection is required by local Rules and Ordinances, the Company cannot render water service until such inspection has been made and a formal notice of approval from the inspecting authority has been received by the Company.

Notwithstanding the above, the Company reserves the right to inspect the customer's installation prior to rendering water service, and from time to time thereafter, but assumes no responsibility whatsoever for any portion thereof.

- 12.0 PROTECTION OF COMPANY'S PROPERTY - The customer shall exercise reasonable diligence to protect the Company's property. If the customer is found to have tampered with any utility property or refuses to correct any problems reported by the utility, service may be discontinued in accordance with Rule 25-30.320 Florida Administrative Code.

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

(Continued from Sheet No. 9.0)

In the event of any loss or damage to property of the Company caused by or arising out of carelessness, neglect, or misuse by the customer, the cost of making good such loss or repairing such damage shall be paid by the customer.

13.0 ACCESS TO PREMISES - In accordance with Rule 25-30.320(2)(f), Florida Administrative Code, the company shall provide the duly authorized agents of the Company access at all reasonable hours to its property. If reasonable access is not provided, service may be discontinued pursuant to the above rule.

14.0 RIGHT OF WAY OR EASEMENTS - The customer shall grant or cause to be granted to the Company, and without cost to the Company, all rights, easements, permits, and privileges which are necessary for the rendering of water service.

15.0 CUSTOMER BILLING - Bills for water service will be rendered - Monthly, Bimonthly, or Quarterly - as stated in the rate schedule.

In accordance with Rule 25-30.335, Florida Administrative Code, the utility may not consider a customer delinquent in paying his or her bill until the twenty-first day after the utility has mailed or presented the bill for payment.

A municipal or county franchise tax levied upon a water or wastewater public utility shall not be incorporated into the rate for water or wastewater service but shall be shown as a separate item on the utility's bills to its customers in such Municipality or County.

If a utility utilizes the base facility and usage charge rate structure and does not have a Commission authorized vacation rate, the utility shall bill the customer the base facility charge regardless of whether there is any usage.

16.0 DELINQUENT BILLS - When it has been determined that a customer is delinquent in paying any bill, water service may be discontinued after the Company has mailed or presented a written notice to the customer in accordance with Rule 25-30.320, Florida Administrative Code.

17.0 PAYMENT OF WATER AND WASTEWATER SERVICE BILLS CONCURRENTLY - In accordance with Rule 25-30.320(2)(g), Florida Administrative Code, when both water and wastewater service are provided by the Company, payment of any water service bill rendered by the Company to a customer shall not be accepted by the Company without the simultaneous or concurrent payment of any wastewater service bill rendered by the Company.

18.0 TERMINATION OF SERVICE - When a customer wishes to terminate service on any premises where water service is supplied by the Company with water service, the Company may require reasonable notice to the Company in accordance with Rule 25-30.325, Florida Administrative Code.

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

(Continued from Sheet No. 10.0)

- 20.0 UNAUTHORIZED CONNECTIONS - WATER - Any unauthorized connections to the customer's water service shall be subject to immediate discontinuance without notice, in accordance with Rule 25-30.320, Florida Administrative Code.
- 21.0 METERS - All water meters shall be furnished by and remain the property of the Company and shall be accessible and subject to its control, in accordance with Rule 25-30.230, Florida Administrative Code.
- 22.0 ALL WATER THROUGH METER - That portion of the customer's installation for water service shall be so arranged to ensure that all water service shall pass through the meter. No temporary pipes, nipples or spaces are permitted and under no circumstances are connections allowed which may permit water to by-pass the meter or metering equipment.
- 23.0 ADJUSTMENT OF BILLS - When a customer has been undercharged as a result of incorrect application of the rate schedule, incorrect reading of the meter, incorrect connection of the meter, or other similar reasons, the amount may be billed to the customer as the case may be pursuant to Rule 25-30.350, Florida Administrative Code.
- 24.0 ADJUSTMENT OF BILLS FOR METER ERROR - When meter tests are made by the Commission or by the Company, the accuracy of registration of the meter and its performance shall conform with Rule 25-30.262, Florida Administrative Code and any adjustment of a bill due to a meter found to be in error as a result of any meter test performed whether for unauthorized use or for a meter found to be fast, slow, non-registering, or partially registering, shall conform with Rule 25-30.340, Florida Administrative Code.
- 25.0 METER ACCURACY REQUIREMENTS - All meters used by the company should conform to the provisions of Rule 25-30.262, Florida Administrative Code.
- 26.0 FILING OF CONTRACTS - Whenever a Developer Agreement or Contract, Guaranteed Revenue Contract, or Special Contract or Agreement is entered into by the Company for the sale of its product or services in a manner not specifically covered by its Rules and Regulations or approved Rate Schedules, a copy of such contracts or agreements shall be filed with the Commission prior to its execution in accordance with Rule 25-9.034 and Rule 25-30.550, Florida Administrative Code. If such contracts or agreements are approved by the Commission, a conformed copy shall be placed on file with the Commission within 30 days of execution.

ALBERT B. CASSIDYPRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

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ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

SCHEDULE OF CUSTOMER DEPOSITS

ESTABLISHMENT OF CREDIT - Before rendering water service, the Company may require an applicant for service to satisfactorily establish credit, but such establishment of credit shall not relieve the customer from complying with the Company's rules for prompt payment. Credit will be deemed so established if the customer complies with the requirements of Rule 25-30.311, Florida Administrative Code.

AMOUNT OF DEPOSIT - The amount of initial deposit shall be the following according to meter size:

	<u>Residential</u>	<u>General Service</u>
5/8" x 3/4"	<u>50.00</u>	<u>50.00</u>
1"	<u>50.00</u>	<u>50.00</u>
1 1/2"	<u>50.00</u>	<u>50.00</u>
Over 2"	<u>50.00</u>	<u>50.00</u>

ADDITIONAL DEPOSIT - Under Rule 25-30.311(7), Florida Administrative Code, the Company may require a new deposit, where previously waived or returned, or an additional deposit in order to secure payment of current bills provided.

INTEREST ON DEPOSIT - The Company shall pay interest on customer deposits pursuant to Rule 25-30.311(4) and (4a). The Company will pay or credit accrued interest to the customers account during the month of March each year.

REFUND OF DEPOSIT - After a residential customer has established a satisfactory payment record and has had continuous service for a period of 23 months, the Company shall refund the customer's deposit provided the customer has met the requirements of Rule 25-30.311(5), Florida Administrative Code. The Company may hold the deposit of a non-residential customer after a continuous service period of 23 months and shall pay interest on the non-residential customer's deposit pursuant to Rule 25-30.311(4) and (5), Florida Administrative Code.

Nothing in this rule shall prohibit the Company from refunding a customer's deposit in less than 23 months.

EFFECTIVE DATE -

TYPE OF FILING - GRANDFATHER

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

METER TEST DEPOSITS

METER BENCH TEST REQUEST - If any customer requests a bench test of his or her water meter, in accordance with Rule 25-30.266, Florida Administrative Code, the Company may require a deposit to defray the cost of testing; such deposit shall not exceed the schedule of fees found in Rule 25-30.266, Florida Administrative Code.

<u>METER SIZE</u>	<u>FEE</u>
5/8" x 3/4"	\$20.00
1" and 1 1/2"	\$25.00
2" and over	Actual Cost

REFUND OF METER BENCH TEST DEPOSIT - The utility may refund the meter bench test deposit in accordance with Rule 25-30.266, Florida Administrative Code.

METER FIELD TEST REQUEST - A customer may request a field test in accordance with Rule 25-30.266, Florida Administrative Code.

EFFECTIVE DATE -

TYPE OF FILING - GRANDFATHER

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

MISCELLANEOUS SERVICE CHARGES

The Company may charge the following miscellaneous service charges in accordance with the terms state herein. If both water and wastewater services are provided, only a single charge is appropriate unless circumstances beyond the control of the Company requires multiple actions.

INITIAL CONNECTION - This charge would be levied for service initiation at a location where service did not exist previously.

NORMAL RECONNECTION - This charge would be levied for transfer of service to a new customer account at a previously served location or reconnection of service subsequent to a customer requested disconnection.

VIOLATION RECONNECTION - This charge would be levied prior to reconnection of an existing customer after disconnection of service for cause according to Rule 25-30.320(2), Florida Administrative Code, including a delinquency in bill payment.

PREMISES VISIT CHARGE (IN LIEU OF DISCONNECTION) - This charge would be levied when a service representative visits a premises for the purpose of discontinuing service for nonpayment of a due and collectible bill and does not discontinue service because the customer pays the service representative or otherwise makes satisfactory arrangements to pay the bill.

Schedule of Miscellaneous Service Charges

Initial Connection Fee	\$ <u>15.00</u>
Normal Reconnection Fee	\$ <u>15.00</u>
Violation Reconnection Fee	\$ <u>15.00</u>
Premises Visit Fee (in lieu of disconnection)	\$ <u>10.00</u>

EFFECTIVE DATE -

TYPE OF FILING - GRANDFATHER

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES

<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>REFER TO SERVICE AVAIL. POLICY SHEET NO./RULE NO.</u>
<u>Back-Flow Preventor Installation Fee</u>		
5/8" x 3/4"	\$	
1"	\$	
1 1/2"	\$	
2"	\$	
Over 2"	Actual Cost [1]	
<u>Customer Connection (Tap-in) Charge</u>		
5/8" x 3/4" metered service	\$	
1" metered service	\$	
1 1/2" metered service	\$	
2" metered service	\$	
Over 2" metered service	Actual Cost [1]	
<u>Guaranteed Revenue Charge</u>		
With Prepayment of Service Availability Charges:		
Residential-per ERC/month (__ GPD).....	\$	
All others-per gallon/month	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month (__ GPD).....	\$	
All others-per gallon/month	\$	
<u>Inspection Fee</u>	Actual Cost [1]	
<u>Main Extension Charge</u>		
Residential-per ERC (__ GPD).....	\$	
All others-per gallon	\$	
or		
Residential-per lot (__ foot frontage).....	\$	
All others-per front foot	\$	
<u>Meter Installation Fee</u>		
5/8" x 3/4"	\$	
1"	\$	
1 1/2"	\$	
2"	\$	
Over 2"	Actual Cost [1]	
<u>Plan Review Charge</u>	Actual Cost [1]	
<u>Plant Capacity Charge</u>		
Residential-per ERC (__ GPD).....	\$	
All others-per gallon	\$	
<u>System Capacity Charge</u>		
Residential-per ERC (__ GPD).....	\$	
All others-per gallon	\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -
TYPE OF FILING - GRANDFATHER

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

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ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

CUSTOMER'S GUARANTEE DEPOSIT RECEIPT

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

Sample Application Form

Name _____

Telephone Number _____

Billing Address _____

City _____ State _____ Zip _____

Service Address _____

City _____ State _____ Zip _____

Date service should begin _____

Service requested: Water _____ Wastewater _____ Both _____

By signing this agreement, the customer agrees to the following:

- 1. The Company shall not be responsible for the maintenance and operation of the customer's pipes and facilities. The customer agrees not to utilize any appliance or device which is not properly constructed, controlled and protected or which may adversely affect the water service; the Company reserves the right to discontinue or withhold water service to such apparatus or device.
- 2. The Company may refuse or discontinue water service rendered under application made by any member or agent of a household, organization, or business for any of the reasons contained in Rule 25-30.320, Florida Administrative Code. Any unauthorized connections to the customer's water service shall be subject to immediate discontinuance without notice, in accordance with Rule 25-30.320, Florida Administrative Code.
- 3. The customer agrees to abide by all existing Company rules and regulations as contained in the tariff.
- 4. Bills for water service will be rendered - Monthly, Bimonthly, or Quarterly - as stated in the rate schedule. Bills must be paid within 20 days of mailing bills. If payment is not made after five working days written notice, service may be discontinued.
- 5. When a customer wishes to terminate service on any premises where water and/or wastewater service is supplied by the Company, the Company may require oral notice within 10 days prior to the date the customer desires to terminate service.

Signature

Date

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

APPLICATION FOR METER INSTALLATION

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

COPY OF CUSTOMER'S BILL

ORCHID SPRINGS WATER
 AND SEWERAGE
 DEPARTMENT

MAIL THIS STUB WITH YOUR PAYMENT

METER NO.	METER READING		USED	CHARGES
	PRESENT	PREVIOUS		

MVS SOFTWARE - SECURE CALL 1-800-447-8199

METER NO.	METER READING	CLASS	TOTAL DUE UPON RECEIPT	LATE CHARGE AFTER DUE DATE	PAST DUE AMOUNT

DATE	AMOUNT	DATE	AMOUNT
NET AMOUNT TO BE PAID		NET AMOUNT TO BE PAID	

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

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ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WATER TARIFF

SERVICE AVAILABILITY POLICY

ALBERT B. CASSIDY

PRESIDENT

WASTEWATER TARIFF

ORCHID SPRINGS WATER & SEWER

FILED WITH
FLORIDA PUBLIC SERVICE COMMISSION

WASTEWATER TARIFF

ORCHID SPRINGS WATER & SEWER

710 OVERLOOK DRIVE

WINTER HAVEN, FL 33984

941/324-3698

941/325-0651

941/324-3250

FILED WITH
FLORIDA PUBLIC SERVICE COMMISSION

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

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ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

TERRITORY SERVED

CERTIFICATE NUMBER -

COUNTY - POLK

COMMISSION ORDER(S) APPROVING TERRITORY SERVED -

Order Number

Date Issued

Docket Number

Filing Type

(Continued to Sheet No. 3.1)

ALBERT B. CASSIDY

PRESIDENT

ORIGINAL SHEET NO. 3.1

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

(Continued from Sheet No. 3.0)

DESCRIPTION OF TERRITORY SERVED

SEE EXHIBIT "F"

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

TECHNICAL TERMS AND ABBREVIATIONS

- 1.0 "BFC" - "BFC" is the abbreviation for "Base Facility Charge" which is the minimum amount the utility may charge to the Company's customers and is separate from the amount billed for wastewater consumption on the utility's bills to its customers.
- 2.0 "CERTIFICATE" - A document issued by the Commission authorizing the Company to provide wastewater service in a specific territory.
- 3.0 "COMMISSION" - "Commission" refers to the Florida Public Service Commission.
- 4.0 "COMMUNITIES SERVED" - The group of customers who receive wastewater service from the Company and who's service location is within a specific area or locality that is uniquely separate from another.
- 5.0 "COMPANY" - ORCHID SPRINGS DEVELOPMENT CORP. WATER & SEWER.
- 6.0 "CUSTOMER" - Any person, firm or corporation who has entered into an agreement to receive wastewater service from the Company and who is liable for the payment of that wastewater service.
- 7.0 "CUSTOMER'S INSTALLATION" - All pipes, shut-offs, valves, fixtures and appliances or apparatus of every kind and nature which are located on the customer's side of the "Point of Collection" and used in connection with or forming a part of the installation necessary for disposing of sewage collected from the customer's premises regardless of whether such installation is owned by the customer or used by the customer under lease or other agreement.
- 8.0 "MAIN" - A pipe, conduit, or facility used for conveying wastewater service through individual services or through other mains.
- 9.0 "POINT OF COLLECTION" - For wastewater systems, "point of collection" shall mean point at which the Company's piping, fittings, and valves connection with the customer's piping, fittings and valves.
- 10.0 "RATE" - Amount which the utility may charge for wastewater service which is applied to the customer's water consumption.
- 11.0 "RATE SCHEDULE" - The rate(s) or charge(s) for a particular classification of service plus the several provisions necessary for billing, including all special terms and conditions under which service shall be furnished at such rate or charge.

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

(Continued from Sheet No. 5.0)

- 12.0 "SERVICE" - Service, as mentioned in this tariff and in agreement with customers, shall be construed to include, in addition to all wastewater service required by the customer the readiness and ability on the part of the Company to furnish wastewater service to the customer. Service shall conform to the standards set forth in Section 367.111 of the Florida Statutes.
- 13.0 "SERVICE LINES" - The pipe between the Company's mains and the point of delivery and shall include all of the pipe, fittings and valves necessary to make the connection to the customer's premises excluding the meter.
- 14.0 "TERRITORY" - The geographical area described by metes and bounds with township, range and section in a certificate, which may be within or without the boundaries of an incorporated municipality and, may include areas in more than one county.

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

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ALBERT B. CASSIDYPRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

(Continued from Sheet No. 6.0)

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ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

RULES AND REGULATIONS

- 1.0 GENERAL INFORMATION - These Rules and Regulations are a part of the rate schedules and applications and contracts of the Company and, in the absence of specific written agreement to the contrary, apply without modifications or change to each and every customer to whom the Company renders wastewater service.

The Company shall provide wastewater service to all customers requiring such service within its certificated territory pursuant to Chapter 25-30, Florida Administrative Code and Chapter 367, Florida Statutes.

- 2.0 POLICY DISPUTE - Any dispute between the Company and the customer or prospective customer regarding the meaning or application of any provision of this tariff shall upon written request by either party be resolved by the Florida Public Service Commission.

- 3.0 APPLICATION - In accordance with Rule 25-30.310, Florida Administrative Code, a signed application is required prior to the initiation of service.

- 4.0 APPLICATIONS BY AGENTS - Applications for wastewater service requested by firms, partnerships, associations, corporations, and others shall be rendered only by duly authorized parties or agents.

- 5.0 REFUSAL OR DISCONTINUANCE OF SERVICE - The Company may refuse or discontinue wastewater service rendered under application made by any member or agent of a household, organization, or business in accordance with Rule 25-30.320, Florida Administrative Code.

- 6.0 EXTENSIONS - Extensions will be made to the Company's facilities in compliance with Commission Rules and Orders and the Company's tariff.

- 7.0 LIMITATION OF USE - Wastewater service purchased from the Company shall be used by the customer only for the purposes specified in the application for wastewater service. Wastewater service shall be rendered to the customer for the customer's own use and shall be collected directly into the Company's main wastewater lines.

In no case shall a customer, except with the written consent of the company, extend his lines across a street, alley, lane, court, property line, avenue, or other way in order to furnish wastewater service to the adjacent property even though such adjacent property may be owned by him. In case of such unauthorized extension, sale, or disposition of service, the customer's wastewater service will be subject to discontinuance until such unauthorized extension, remetering, sale or disposition of service is discontinued and full payment is made to the Company for water service rendered by the Company (calculated on proper classification and rate schedules) and until reimbursement in full is made in full to the Company for all extra expenses incurred for clerical work, testing, and inspections.

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

(Continued from Sheet No. 7.0)

- 8.0 CONTINUITY OF SERVICE - In accordance with Rule 25-30.250, Florida Administrative Code, the company will at all times use reasonable diligence to provide continuous wastewater service and, having used reasonable diligence, shall not be liable to the customer for failure or interruption of continuous wastewater service.

If at any time the Company shall interrupt or discontinue its service, all customers affected by said interruption or discontinuance shall be given not less than 24 hours written notice.

- 9.0 TYPE AND MAINTENANCE - In accordance with Rule 25-30.545, Florida Administrative Code, the customer's pipes, apparatus and equipment shall be selected, installed, used and maintained in accordance with standard practice and shall conform with the Rules and Regulations of the Company and shall comply with all Laws and Governmental Regulations applicable to same. The Company shall not be responsible for the maintenance and operation of the customer's pipes and facilities. The customer expressly agrees not to utilize any appliance or device which is not properly constructed, controlled and protected or which may adversely affect the wastewater service; the Company reserves the right to discontinue or withhold wastewater service to such apparatus or device.

- 10.0 CHANGE OF CUSTOMER'S INSTALLATION - No changes or increases in the customer's installation, which will materially affect the proper operation of the pipes, mains, or stations of the Company, shall be made without written consent of the Company. The customer shall be liable for any change resulting from a violation of this Rule.

- 11.0 INSPECTION OF CUSTOMER'S INSTALLATION - All customer's wastewater service installations or changes shall be inspected upon completion by a competent authority to ensure that the customer's piping, equipment, and devices have been installed in accordance with accepted standard practice and local Laws and Governmental Regulations. Where Municipal or other Governmental inspection is required by local Rules and Ordinances, the Company cannot render wastewater service until such inspection has been made and a formal notice of approval from the inspecting authority has been received by the Company.

Notwithstanding the above, the Company reserves the right to inspect the customer's installation prior to rendering wastewater service, and from time to time thereafter, but assumes no responsibility whatsoever for any portion thereof.

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

(Continued from Sheet No. 8.0)

- 12.0 PROTECTION OF COMPANY'S PROPERTY - The customer shall exercise reasonable diligence to protect the Company's property. If the customer is found to have tampered with any utility property or refuses to correct any problems reported by the utility, service may be discontinued in accordance with Rule 25-30.320, Florida Administrative Code. In the event of any loss or damage to property of the Company caused by or arising out of carelessness, neglect, or misuse by the customer, the cost of making good such loss or repairing such damage shall be paid by the customer.
- 13.0 ACCESS TO PREMISES - In accordance with Rule 25-30.320(2)(f), Florida Administrative Code, the company shall provide the duly authorized agents of the Company access at all reasonable hours to its property. If reasonable access is not provided, service may be discontinued pursuant to the above rule.
- 14.0 RIGHT OF WAY OR EASEMENTS - The customer shall grant or cause to be granted to the Company, and without cost to the Company, all rights, easements, permits, and privileges which are necessary for the rendering of wastewater service.
- 15.0 CUSTOMER BILLING - Bills for wastewater service will be rendered monthly, as stated in the rate schedule.
- In accordance with Rule 25-30.335, Florida Administrative Code, the utility may not consider a customer delinquent in paying his or her bill until the twenty-first day after the utility has mailed or presented the bill for payment.
- A municipal or county franchise tax levied upon a water or wastewater public utility shall not be incorporated into the rate for water or wastewater service but shall be shown as a separate item on the utility's bills to its customers in such Municipality or County.
- If a utility utilizes the base facility and usage charge rate structure and does not have a Commission authorized vacation rate, the utility shall bill the customer the base facility charge regardless of whether there is any usage.
- 16.0 DELINQUENT BILLS - When it has been determined that a customer is delinquent in paying any bill, wastewater service may be discontinued after the Company has mailed or presented a written notice to the customer in accordance with Rule 25-30.320, Florida Administrative Code.
- 17.0 PAYMENT OF WATER AND WASTEWATER SERVICE BILLS CONCURRENTLY - In accordance with Rule 25-30.320(2)(g), Florida Administrative Code, when both water and wastewater service are provided by the Company, payment of any wastewater service bill rendered by the Company to a customer shall not be accepted by the Company without the simultaneous or concurrent payment of any water service bill rendered by the Company.

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

(Continued from Sheet No. 9.0)

- 18.0 TERMINATION OF SERVICE - When a customer wishes to terminate service on any premises where wastewater service is supplied by the Company with wastewater service, the Company may require reasonable notice to the Company in accordance with Rule 25-30.325, Florida Administrative Code.
- 19.0 UNAUTHORIZED CONNECTIONS - WASTEWATER - Any unauthorized connections to the customer's wastewater service shall be subject to immediate discontinuance without notice, in accordance with Rule 25-30.320, Florida Administrative Code.
- 20.0 ADJUSTMENT OF BILLS - When a customer has been undercharged as a result of incorrect application of the rate schedule, incorrect reading of the meter, incorrect connection of the meter, or other similar reasons, the amount may be billed to the customer as the case may be pursuant to Rules 25-30.340 and 25-30.350, Florida Administrative Code.
- 21.0 FILING OF CONTRACTS - Whenever a Developer Agreement or Contract, Guaranteed Revenue Contract, or Special Contract or Agreement is entered into by the Company for the sale of its product or services in a manner not specifically covered by its Rules and Regulations or approved Rate Schedules, a copy of such contracts or agreements shall be filed with the Commission prior to its execution in accordance with Rule 25-9.034 and Rule 25-30.550, Florida Administrative Code. If such contracts or agreements are approved by the Commission, a conformed copy shall be placed on file with the Commission within 30 days of execution.
- 22.0 EVIDENCE OF CONSUMPTION - The initiation or continuation or resumption of water service to the customer's premises shall constitute the initiation or continuation or resumption of wastewater service to the customer's premises regardless of occupancy.

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

INDEX OF RATES AND CHARGES SCHEDULES

	<u>Sheet Number</u>
Customer Deposits	14.0
General Service, GS	12.0
Miscellaneous Service Charges	15.0
Residential Service, RS	13.0
Service Availability Fees and Charges	16.0

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

GENERAL SERVICE

RATE SCHEDULE GS

AVAILABILITY - Available throughout the area served by the Company.
APPLICABILITY - For wastewater service to all customers for which no other schedule applies.
LIMITATIONS - Subject to all of the Rules and Regulations of this tariff and General Rules and Regulations of the Commission.
BILLING PERIOD - Monthly
RATE - \$15.88 per dwelling unit

MINIMUM CHARGE - \$15.88 per month

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 25-30.320, Florida Administrative Code, if a customer is delinquent in paying the bill for wastewater service, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING - Grandfather

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

RESIDENTIAL SERVICE

RATE SCHEDULE RS

- AVAILABILITY - Available throughout the area served by the Company.
- APPLICABILITY - For wastewater service for all purposes in private residences and individually metered apartment units.
- LIMITATIONS - Subject to all of the Rules and Regulations of this Tariff and General Rules and Regulations of the Commission.
- BILLING PERIOD - Monthly
- RATE - \$15.88 per dwelling unit

MINIMUM CHARGE - \$15.88 per month

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 25-30.320, Florida Administrative Code, if a customer is delinquent in paying the bill for wastewater service, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING - Grandfather

ALBERT B. CASSIDY
PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

SCHEDULE OF CUSTOMER DEPOSITS

ESTABLISHMENT OF CREDIT - Before rendering wastewater service, the Company may require an applicant for service to satisfactorily establish credit, but such establishment of credit shall not relieve the customer from complying with the Company's rules for prompt payment. Credit will be deemed so established if the customer complies with the requirements of Rule 25-30.311, Florida Administrative Code.

AMOUNT OF DEPOSIT - The amount of initial deposit shall be the following according to meter size:

	<u>Residential</u>	<u>General Service</u>
5/8" x 3/4"	50.00	50.00
1"	50.00	50.00
1 1/2"	50.00	50.00
Over 2"	50.00	50.00

ADDITIONAL DEPOSIT - Under Rule 25-30.311(7), Florida Administrative Code, the Company may require a new deposit, where previously waived or returned, or an additional deposit in order to secure payment of current bills provided.

INTEREST ON DEPOSIT - The Company shall pay interest on customer deposits pursuant to Rule 25-30.311(4) and (4a). The Company will pay or credit accrued interest to the customers account during the month of March each year.

REFUND OF DEPOSIT - After a residential customer has established a satisfactory payment record and has had continuous service for a period of 23 months, the Company shall refund the customer's deposit provided the customer has met the requirements of Rule 25-30.311(5), Florida Administrative Code. The Company may hold the deposit of a non-residential customer after a continuous service period of 23 months and shall pay interest on the non-residential customer's deposit pursuant to Rule 25-30.311(4) and (5), Florida Administrative Code.

Nothing in this rule shall prohibit the Company from refunding a customer's deposit in less than 23 months.

EFFECTIVE DATE -

TYPE OF FILING - Grandfather

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

MISCELLANEOUS SERVICE CHARGES

The Company may charge the following miscellaneous service charges in accordance with the terms state herein. If both water and wastewater services are provided, only a single charge is appropriate unless circumstances beyond the control of the Company requires multiple actions.

INITIAL CONNECTION - This charge would be levied for service initiation at a location where service did not exist previously.

NORMAL RECONNECTION - This charge would be levied for transfer of service to a new customer account at a previously served location or reconnection of service subsequent to a customer requested disconnection.

VIOLATION RECONNECTION - This charge would be levied prior to reconnection of an existing customer after disconnection of service for cause according to Rule 25-30.320(2), Florida Administrative Code, including a delinquency in bill payment.

PREMISES VISIT CHARGE (IN LIEU OF DISCONNECTION) - This charge would be levied when a service representative visits a premises for the purpose of discontinuing service for nonpayment of a due and collectible bill and does not discontinue service because the customer pays the service representative or otherwise makes satisfactory arrangements to pay the bill.

Schedule of Miscellaneous Service Charges

Initial Connection Fee	\$ _____
Normal Reconnection Fee	\$ _____
Violation Reconnection Fee	\$ <u>Actual Cost (1)</u>
Premises Visit Fee (in lieu of disconnection)	\$ _____

(1) Actual Cost is equal to the total cost incurred for services.

EFFECTIVE DATE

TYPE OF FILING - Grandfather

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES

<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>REFER TO SERVICE AVAIL. POLICY SHEET NO./RULE NO.</u>
<u>Customer Connection (Tap-in) Charge</u>		
5/8" x 3/4" metered service	\$	
1" metered service	\$	
1 1/2" metered service	\$	
2" metered service	\$	
Over 2" metered service	Actual Cost [1]	
<u>Guaranteed Revenue Charge</u>		
With Prepayment of Service Availability Charges:		
Residential-per ERC/month ()GPD.....	\$	
All others-per gallon/month.....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month ()GPD.....	\$	
All others-per gallon/month.....	\$	
Inspection Fee	Actual Cost [1]	
<u>Main Extension Charge</u>		
Residential-per ERC ()GPD).....	\$	
All others-per gallon	\$	
or		
Residential-per lot ()foot frontage).....	\$	
All others-per front foot	\$	
Plan Review Charge	Actual Cost [1]	
<u>Plant Capacity Charge</u>		
Residential-per ERC ()GPD).....	\$	
All others-per gallon	\$	
<u>System Capacity Charge</u>		
Residential-per ERC ()GPD).....	\$	
All others-per gallon	\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -
TYPE OF FILING -

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

INDEX OF STANDARD FORMS

	<u>Sheet No.</u>
APPLICATION FOR WATER SERVICE	19.0
COPY OF CUSTOMER'S BILL	20.0
CUSTOMER'S GUARANTEE DEPOSIT RECEIPT.....	18.0

ALBERT B. CASSIDY

PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

Sample Application Form

Name _____ Telephone Number _____

Billing Address _____

_____ City State Zip

Service Address _____

_____ City State Zip

Date service should begin _____

Service requested: Wastewater _____ Water _____ Both _____

By signing this agreement, the customer agrees to the following:

1. The Company shall not be responsible for the maintenance and operation of the customer's pipes and facilities. The customer agrees not to utilize any appliance or device which is not properly constructed, controlled and protected or which may adversely affect the wastewater service; the Company reserves the right to discontinue or withhold wastewater service to such apparatus or device.
2. The Company may refuse or discontinue wastewater service rendered under application made by any member or agent of a household, organization, or business for any of the reasons contained in Rule 25-30.320, Florida Administrative Code. Any unauthorized connections to the customer's wastewater service shall be subject to immediate discontinuance without notice, in accordance with Rule 25-30.320, Florida Administrative Code.
3. The customer agrees to abide by all existing Company rules and regulations as contained in the tariff.
4. Bills for wastewater service will be rendered Monthly as stated in the rate schedule. Bills must be paid within 20 days of mailing bills. If payment is not made after five working days written notice, service may be discontinued.
5. When a customer wishes to terminate service on any premises where water and/or wastewater service is supplied by the Company, the Company may require written notice within 10 days prior to the date the customer desires to terminate service.

Signature

Date

ALBERT B. CASSIDY
PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

COPY OF CUSTOMER'S BILL

MAIL THIS STUB WITH YOUR PAYMENT

TYPE OF SERVICE	METER READING		USED	CHARGES
	CURRENT	PREVIOUS		

BY SOFTWARE TO BE USED CALL 1-800-227-3117

METER CLASS		TOTAL DUE UPON RECEIPT	LATE CHARGE AFTER DUE DATE	PAST DUE AMOUNT
TYPE	CLASS			

CUSTOMER'S NAME			
NET AMOUNT TO BE PAID			

000036

ALBERT B. CASSIDY
PRESIDENT

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

INDEX OF SERVICE AVAILABILITY

	<u>Sheet Number</u>
Schedule of Fees and Charges.....	Go to Sheet No. 16.0
Service Availability Policy.....	22.0

ALBERT B. CASSIDY

PRESIDENT

ORIGINAL SHEET NO. 22.0

ORCHID SPRINGS WATER & SEWER

WASTEWATER TARIFF

SERVICE AVAILABILITY POLICY

ALBERT B. CASSIDY

PRESIDENT

(813) 324-3698



ORCHID SPRINGS

DEVELOPMENT CORPORATION

710 OVERLOOK DRIVE — WINTER HAVEN, FLORIDA 33884

January 29, 1997

970158

DEPOSIT TREAS. N&C. DATE

D455 FEB 05 '97

Mr. Charles Hill, Director
Division of Water & Wastewater
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Application for a Grandfather Water and/or Wastewater Certificate(s) for Orchid Springs Development Corp. Water and Sewer in Polk County, Florida.

Dear Mr. Hill:

Enclosed with this letter is an application package for a grandfather certificate to operate a water and/or wastewater utility which is already in existence and charging for service. Included in this package are:

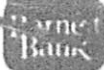
1. Application for certificate pursuant to Section 367.171, Florida Statutes.
2. Chapter 367, Florida Statutes, contains the Commission's jurisdiction over private water and wastewater utilities in Florida. A copy of Section 367.171, regarding applications for grandfather certificates is enclosed for your information.
3. Chapter 25-30, Florida Administrative Code, details the rules promulgated to carry out the jurisdiction of the Commission over private water and wastewater utilities. Copies of Rules 25-30.020 through .032 and .035 regarding an application for a grandfather certificate are enclosed for your information.

ORCHID SPRINGS DEVELOPMENT CORP.
WATER AND SEWER
710 OVERLOOK DR.
WINTER HAVEN, FL 33884-1669

1219

PAY TO THE ORDER OF Florida Public Service Commission \$ 1000⁰⁰
One thousand and no/100 DOLLARS

2-3 97



930-007
1000 First Street Southwest
Winter Haven, Florida 33880

Mark Gandy

FOR



"Neighbor to Cypress Gardens"

(813) 324-3698

ORCHID SPRINGS

DEVELOPMENT CORPORATION

710 OVERLOOK DRIVE — WINTER HAVEN, FLORIDA 33884

January 29, 1997

970158

DEPOSIT TREAS. REC. DATE

0455 FEB 05 97

Mr. Charles Hill, Director
Division of Water & Wastewater
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

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4. Instructions for preparation of territory description and map.
5. Sample water and wastewater tariff formats which will contain all of the utility's rules, regulations, rates and charges.

FEB -5 1997
MAIL ROOM