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DIVISION OF WATER
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REGISTRATION AND
REPORTING

Public Service Commission

October 20, 1998

Ms. Amanda Chambers
Keen Sales, Rentals and Utilities, Inc.
685 Dyson Road
Haines City, Florida 33844

RE: Docket No. 970201-WU, Application for transfer of facilities of Lake Region Paradise Island and amendment of Certificate No. 582-W in Polk County by Keen Sales, Rentals and Utilities, Inc.

Dear Ms. Chambers:

Thank you for the information you have already provided to us. This letter is to advise you of the remaining deficiency corrections and additional information that we need in order to finish processing the utility's application. Please note that these are the same as those listed in my February 9, 1998, letter to you. The property legal description you provided subsequent to that letter was incorrect. Mr. Richard Redemann, of my staff, would be glad to assist you with this description after you supply us with the map requested in item 2 on the bottom of page two. The remaining deficiencies are as follows:

- 1. Notice of Application.** Rule 25-30.030, Florida Administrative Code (F.A.C.), sets forth the requirements for providing notice of the application. The notice contained in the application is not in the correct format, therefore, the utility will be required to renotice. We have attached a sample notice for your reference. The notice must contain a description of the utility's service territory. Please see No. 1 of the additional information section on page 2 of this letter for information regarding the correct format for the territory description. **Please submit a corrected notice for our approval prior to sending the notice.** We have attached a new list of the utilities and governmental/regulatory agencies that must be notified. Please note the expiration date on the list.

Additionally, after the corrected notice is sent, the utility is required to provide affidavits that the notice was sent in accordance with this rule. Pursuant to Rule 25-30.030(8) F.A.C., the affidavits must include a copy of the notices and a list of the entities to whom the notice was sent. We have attached sample affidavits for the notice to the customers and utilities/agencies for your reference.

In the event the territory description that was used in the notice that was published in the Polk County Democrat represents the utility's correct service territory, the utility will not

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be required to publish a new notice in the newspaper or submit a new affidavit for the newspaper notice.

2. **Regulatory Assessment Fees.** Rule 25-30.037(2)(r), F.A.C., requires a statement regarding the disposition of any outstanding regulatory assessment fees, fines, or refunds owed. The utility will be required to pay regulatory assessment fees for the Paradise Island water system from the jurisdictional date of May 14, 1996. Please indicate who will be responsible for paying the utility's 1996 regulatory assessment fees (i.e., the buyer or the seller.)

In addition to the above noted deficiencies, we will need the following additional information in order to process the utility's application for transfer of facilities. Because the prior owners did not file an application for a grandfather certificate prior to selling the system, we do not have any records for this utility system. Please provide the following additional information regarding the Paradise Island water system, as required by Rule 25-30.035, F.A.C.:

1. A description, using township, range, and section references as specified in Rule 25-30.030(2), of the territory the utility was serving, or was authorized to serve by the county which had jurisdiction over the utility on the day Chapter 367, Florida Statutes, became applicable to the utility. According to the utility's franchise agreement from Polk County, the County approved the following service territory for Paradise Island on February 2, 1960:

All of LAKE REGION PARADISE ISLAND, as shown by Map or Plat thereof, recorded in the Public Records of Polk County, Florida, in Plat Book 44, Pages 4 and 5.

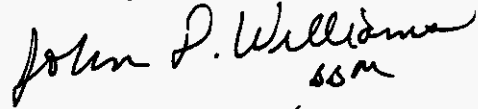
Please provide a new description of this territory, using township, range, and section references as specified by Rule 25-30.030(2), F.A.C. We have attached instructions for the preparation of the new territory description, along with a copy of the original franchise agreement for your reference.

2. One copy of the official county tax assessment map, or other map showing township, range, and section, with a scale such as 1" = 200' or 1" = 400', with the proposed territory plotted thereon by use of metes and bounds or quarter sections, and with a defined reference point of beginning. You may be able to obtain assistance with the map and territory description from your County Property Appraisers Office.
3. The numbers and dates of any permits issued for the system(s) by the Department of Environmental Protection.

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Please provide one copy of the map, and the original and five copies of the remaining requested information no later than November 30, 1998, with Ms. Blanca Bayo, Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850. If you have questions regarding the territory description and map, please call Richard Redemann at (850) 413-6999. Please call Stephanie Clapp at (850) 413-6697 if you have any other questions.

Sincerely,



John D. Williams
Chief, Policy Development
and Industry Structure

JDW/MAG

Attachments

cc: Division of Water and Wastewater (Hill, Messer, Clapp, Redemann) w/o atch.
Division of Legal Services (Jaber, Crosby) w/o atch.
Division of Records and Reporting w/o atch.