



# Public Service Commission

## -M-E-M-O-R-A-N-D-U-M-

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**DATE:** March 4, 1999  
**TO:** Division of Records and Reporting  
**FROM:** Patricia Brady, Division of Water and Wastewater *pb BSM JW/ll*  
**RE:** Docket No. 980731-WS, Application for certificates to provide water and wastewater service in Charlotte County by Hunter Creek Utilities, LLC.

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Please add to the docket file the attached Warning Notice dated February 15, 1999 from Ms. Margaret Highsmith of the Florida Department of Environmental Protection to Mr. John Leonette of Hunter Creek Utilities, LLC. The notice was intended to inform Mr. Leonette of possible violations of law with respect to the utility's drinking water systems and to request a meeting to resolve the matter. Thank you.

**Attachment**

cc: Division of Legal Services (Ferguson)

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- LIN \_\_\_\_\_
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC   1
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE

02848 MAR-4 99

FPSC-RECORDS/REPORTING



# Department of Environmental Protection

Jeb Bush  
Governor

South District  
P.O. Box 2549  
Fort Myers, Florida 33902-2549

David B. Struhs  
Secretary

CERTIFIED MAIL NO. P 506 066 417  
RETURN RECEIPT REQUESTED

February 15, 1999

RECEIVED

FEB 22 1999

Florida Public Service Commission  
Division of Water and Wastewater

Mr. John Leonette  
River's Edge  
1601 Hunter Creek Drive  
Punta Gorda, Florida 33982

Re: Charlotte County - PW  
River's Edge  
PWS I.D. Number: 5084074  
Uncorrected MCL Violation

Dear Mr. Leonette:

The purpose of this letter is to advise you of possible violations of law for which you may be responsible, and to seek your cooperation in resolving the matter. A review of your Drinking Water system records indicates that a violation of Florida Statutes and Rules may exist at the above described facility.

The activities at your facility that may be contributing to the specified violations of the described statutes or rules should be corrected immediately.

Florida Administrative Code Rule 62-560.310(1)(h), requires a supplier of water to take corrective action to meet any applicable standard or treatment technique. Department records indicate that you may have failed to provide corrective action with respect to the continuing radiological maximum contaminant level violation at the referenced public water system.

You are requested to attend a meeting with the Drinking Water Staff at the Department's South District Office located at 2295 Victoria Avenue, Suite 364, Fort Myers, Florida 33901 on February 23, 1999 at 3:00 PM to discuss the issues raised in this Warning Notice. If you have any questions regarding this letter or need to reschedule the meeting, please contact Mark Charneski at 941-332-6975.

The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(5), Florida Statutes. We look forward to your cooperation in completing the investigation and resolution of this matter.

Sincerely,

Margaret F. Highsmith  
Director of  
District Management

MFH/mac

cc: Mr. Robert Vincent, DOH  
Ms. Patricia Brady, PSC ✓

"Protect, Conserve and Manage Florida's Environment and Natural Resources"

**The Florida Department of  
Environmental Protection**

**invites you to**



# The Environment and the Millennium Bug: Are you prepared?

Naturalist John Muir once said, *"When one tugs at a single thing in nature, he finds it attached to the rest of the world."*

Ensuring Y2K compliance is necessary to prevent adverse impacts to the environment. If you have not already started a Y2K compliance program you are running out of time.

By attending this presentation you will learn ways to set up a Y2K compliance program which can prevent environmental problems  
**IF YOU ACT NOW.**

## Who should attend?

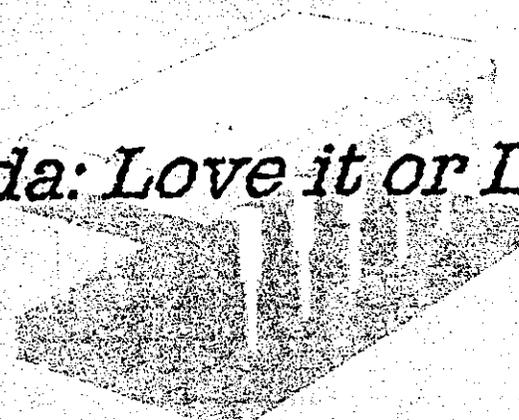
- Facilities with DEP permits for:
  - Air;
  - Water;
  - Wastewater; or
  - Waste;
- Small businesses that have not addressed the Y2K problem.

**SOUTH DISTRICT OFFICE**  
PO BOX 2459  
Fort Myers Florida 33902-2549

Phone (941) 332-6975  
Fax (941) 332-6969

Laura Comer  
Pollution Prevention Coordinator  
(941) 332-6975 X 170  
Email: Comer\_L@ftm1.dep.state.fl.us

*Florida: Love it or Lose it*



**CHARLOTTE COUNTY**  
**EDISON COMMUNITY COLLEGE**  
**CLASSROOM BLDG. ROOM 101**  
**PUNTA GORDA**  
**FEBRUARY 15, 1999 7:00 P.M.**

**COLLIER COUNTY**  
**NORRIS COMMUNITY CENTER**  
**755 8TH AVENUE SOUTH**  
**NAPLES**  
**FEBRUARY 17, 1999 7:00 P.M.**

**HENDRY COUNTY**  
**HENDRY COUNTY COURTHOUSE COMPLEX**  
**25 E. HICKPOOCHEE DRIVE, ROOM A-148**  
**LABELLE**  
**FEBRUARY 18, 1999 7:00 P.M.**

**HIGHLANDS COUNTY**  
**AGRICULTURAL CIVIC CENTER**  
**HWY 27 (SOUTH OF SEBRING) CONFERENCE ROOM #1**  
**SEBRING**  
**FEBRUARY 23, 1999 7:00 P.M.**

**LEE COUNTY**  
**STATE REGIONAL SERVICE CENTER**  
**2295 VICTORIA AVENUE, ROOM 165-D**  
**LEE**  
**FEBRUARY 22, 1999 7:00 P.M.**

**MONROE COUNTY**  
**STATE REGIONAL SERVICE CENTER**  
**2796 OVERSEAS HIGHWAY, ROOM 105**  
**MARATHON**  
**FEBRUARY 25, 1999 7:00 P.M.**

ADMINISTRATION  
MAIL ROOM

RECEIVED  
FEB 17 9 32 AM '99