

**ORIGINAL**

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August 9, 2001

VIA HAND DELIVERY

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COMMISSION CLERK

Blanca Bayo, Clerk  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

RE: Docket No. 991666-WU  
Application for amendment of Certificate No. 106-W to add  
territory in Lake County by Florida Water Services  
Corporation.

Dear Ms. Bayo:

Attached please find the City of Groveland's Motion to Include Responses In Exhibit 23 to be filed in this docket. By copy of this letter the Motion and the City's Response have been provided to all parties of record and Mr. Cooper. Also attached is a copy of the motion to be stamped and returned to our office.

Thank you for your attention to this matter.

Very truly yours,



Suzanne Brownless

c: 3431  
cc: All parties  
Jeffrey S. Cooper

APP  
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FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application for amendment of )  
Certificate No. 106-W to add territory ) DOCKET NO. 991666-WU  
in Lake County by Florida Water )  
Services Corporation. )  
\_\_\_\_\_ )

MOTION TO INCLUDE RESPONSES IN EXHIBIT 23

The City of Groveland, Florida (City), by and through its undersigned counsel, and pursuant to Rule 28-106.204, F.A.C., files this Motion To Include Responses in Exhibit 23 and in support thereof states as follows:

1. At the hearing held in this docket on July 11 and 12, 2001, Presiding Commissioner Jaber identified the July 12, 2001 letter from Jeffrey S. Cooper to the Public Service Commission as Exhibit 23. [T. 392] Attached to this letter was a list of questions for both Florida Water Services Corporation (FWSC) and the City of Groveland. This letter and Mr. Cooper's questions are found in Attachment A to this motion.

2. Commissioner Jaber then stated as follows:

And I would also like to ask that Florida Water and the City of Groveland respond to Mr. Cooper and make sure that you send a copy of the response to all the parties and to Staff. So with that, we'll move Exhibit 23 into the record.

[T. 392]

3. There is no other reference to Exhibit 23 or to the responses of the City or FWSC to Mr. Cooper's letter in the hearing record. Thus, while it is clear that Commissioner Jaber made Mr. Cooper's letter a part of the record, the status of the responses to Mr. Cooper's letter is unclear.

DOCUMENT NUMBER-DATE

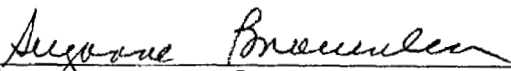
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FPSC-COMMISSION CLERK

4. For purposes of having a complete record, the City would request that both FWSC's and the City's responses to Mr. Cooper's July 12, 2001 letter be included as part of Exhibit 23. Further, the inclusion of the City's and FWSC's responses in this record would assure that the responses to Mr. Cooper's concerns by both the City and FWSC would be available to support the Commission's decision. The City's response to Mr. Cooper's letter is found in Attachment B to this motion.

WHEREFORE, the City of Groveland requests that the Commission grant its Motion to Include Responses to Exhibit 23.

Respectfully submitted this 9th day of August, 2001 by:

  
\_\_\_\_\_  
Suzanne Brownless, Esq.  
Suzanne Brownless, P.A.  
1311-B Paul Russell Road  
Suite 201  
Tallahassee, Florida 32301  
Phone: (850) 877-5200  
FAX: (850) 878-0090

\*  
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing was furnished by Hand Delivery (\*) and regular U.S. Mail to the following on this 9th day of August, 2001:

J. L. Yarborough, City Manager  
156 South Lake Avenue  
Groveland, FL 34736

(\*) Patricia Christensen, Esq.  
Division of Legal Services  
Florida Public Service Comm.  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

J. Stephen Menton, Esq.  
Kenneth A. Hoffman, Esq.  
Rutledge Law Firm  
P.O. Box 551  
Tallahassee, Florida 32302

  
\_\_\_\_\_  
Suzanne Brownless, Esq.

c: 3431

July 12, 2001

Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

RE Docket # 991666 WU

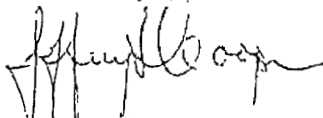
I would like to express my sincere thanks to Commissioners Jaber, Palecki and Baez for their assistance in understanding the commission's responsibilities in the matter before them. I realize as a homeowner affected by the development, the commission's responsibility is only related to the objection filed by the City of Groveland against Florida Water Services Corporation (FWSC) to provide water services to the impending development known as the Summit.

Since I was informed of the hearing that morning, I was not prepared to ask all the questions that I had at the time of the hearing. I have prepared a list of questions for both the City of Groveland and FWSC and would wish that you consider their answers to these questions prior to your decision. The questions are attached for your review. I will request that both the City of Groveland and FWSC provide you with a copy of their answers.

At the time of my testimony, I indicated that as a matter of procedure in the future, it would seem appropriate that adjacent homeowners be provided information regarding changes and that individual notice of hearings and meetings be sent to the adjacent homeowners. Perhaps you will consider requiring notice to be given to all adjacent homeowners in your future rule changes.

I would like to give special thanks to commissioners Jaber and Palecki for their consideration and patience in assisting me to understand the procedures and allowing me to testify.

Sincerely,



Jeffrey S. Cooper  
8950 Cherry Lake Rd  
Groveland, FL 34736  
352-394-7438

## Questions for the City of Groveland

1. Will the water provided to the Summit development be available to homeowners along the route? If yes, answer the following:
  - a. What will the cost of the hook-up be to the homeowners?
  - b. Who will pay for the cost of hook-up from the street to the house?
  - c. What will the water charge be, on average, per month?
  - d. Will homeowners ever be forced to hook-up?
  - e. How must the homeowner pay for the hook-up?
  - f. Will services be provided to hook-up directly to the house?
2. If you are allowed to provide water service to the Summit development, will you have sufficient water from the current city wells to support the development? If yes, by how much reserve capacity in your current system?
3. Do you know of or had any discussions with anyone to date about further expansion of your proposed water services to any additional development other than the 135 homes of the Summit development along Cherry Lake Road from SR 19 to Jalarmy Rd.? If yes or no, what would have to happen for you to supply additional water services to another development? How would that affect your reserve capacity?
4. Is it not true that the City of Groveland has one of the highest municipal water rates in the State of Florida? If not true, how does it rank among cities of comparable size? (Please provide this information and data sources.)
5. What water services will be provided to Cherry Lake Tree Farm? If services are provided, what affect will this have on the Summit and adjacent homeowner water services? If services are provided to Cherry Lake Tree Farm, is there sufficient current capacity to provide the Tree Farm water services?

## Other Questions

1. Has the city, or any of its officials, discussed annexation of any of the property adjacent to Cherry Lake Rd or along the installed or proposed installation water line to the Summit development? Is there a plan of annexation or proposed annexation mapped or in writing? If yes, please provide this information.
2. If your objection to FWSC providing services is not upheld, what are your plans for the water line to its current proposed end to the Summit development, an additional 3,000 feet, or, to the Summit development entry, a total of an additional 7,000 feet, whichever end is completed?
3. If the City provides water services to the Summit development, are there plans to construct sewer services? If yes, how soon and will there be mandatory water and sewer service for all homeowner's along the water/sewer route? If annexed? How will it affect the homeowner monetarily?

I respectfully request you provide the answers to these questions in writing and provide a copy of your written answers to the Public Service Commission prior to the staff recommendation date of September 20, 2001.

## Questions for Florida Water Services Corporation

1. Will your water services allow access by surrounding homeowners?
  - a. If yes, how long do you anticipate until those services are available?
  - b. If yes, how far from the Summit development will your services be available?
  - c. If yes, what do you anticipate the cost will be to those homeowners for hook-up?
  - d. If yes, what do you anticipate the average monthly cost of water to the homeowner?
2. If the water from the Palisades system is insufficient, will you use the existing well located on the property?
  - a. If yes, will the well on the property be the primary, secondary or equal source of water for the development at any time?
  - b. If yes, what effect on the aquifer do you anticipate?
  - c. If yes, how will the use of that well affect the homeowners of adjacent property? What supporting evidence can you provide, upon request or available for inspection, for your answer?
3. Do you know of or have you had any discussions with anyone to date about further expansion of your proposed water services to any additional development other than the 135 homes of the Summit development? If yes or no, what would have to happen for you to supply additional water services to another development?
4. Do you have plans for or have you been asked to consider plans for the Summit development to use any water from any of the lakes in and around the Summit development property? If yes, please explain.
5. Would there be availability to use the water provided to the Summit development for emergency purposes if needed to surrounding areas?
6. What backup source of water is available to the Summit development should the Palisades water supply become unavailable? If this should happen, what affect on the surrounding properties would this have? What supporting evidence can you provide, upon request or available for inspection, for your answer?

I respectfully request you provide the answers to these questions in writing and provide a copy of your written answers to the Public Service Commission prior to the staff recommendation date of September 20, 2001.

CITY OF GROVELAND RESPONSE TO  
EXHIBIT 23

1. Will the water provided to the Summit development be available to homeowners along the route?

Yes.

- a. What will the cost of the hook-up be to the homeowners?

Because of the fact that individual homeowners, rather than an entire development, are connecting to the system at various times, the following charges are applicable:

Main extension charge	\$	300.00
Meter installation charge	\$	500.00
Service installation charge	\$	25.00
Plant capacity charge	\$	<u>744.00</u>
	\$	1,569.00

- b. Who will pay for the cost of hook-up from the street to the house?

The property owner is responsible for connecting the house to the water meter located in the right-of-way.

- c. What will the water charge be, on average, per month?

Attached is a table which gives the current rates for the City of Groveland for residential water and irrigation water service. Irrigation water service is potable water available upon request and requires the installation of a separate meter at a one-time cost of \$350.00.

- d. Will homeowners ever be forced to hook-up?

The City of Groveland does not force or require homes outside its city limits to connect to its water lines.

- e. How must the homeowner pay for the hook-up?

The property owner is responsible for paying all fees before service is provided. The City accepts credit cards, cash, checks, and money orders.

- f. Will services be provided to hook-up directly to the house?

The City will install the meter box and meter and the service lateral from the water line to



the meter box/meter at the homeowner's property line. However, the City is not responsible for connecting the meter to the house.

2. If you are allowed to provide water service to the Summit development, will you have sufficient water from the current city wells to support the development? If yes, by how much reserve capacity in your current system?

Yes, the City of Groveland has 1.1 mgd of reserve water capacity and can serve the average day water demand of 51,800 gallons and fire flow demand of 750 gallons per minute as is estimated to be needed for the Summit development.

3. Do you know of or had any discussions with anyone to date about further expansion of your proposed water services to any additional development other than the 135 homes of the Summit development along Cherry Lake Road from SR 19 to Jalarmy Rd.? If yes or no, what would have to happen for you to supply additional water services to another development? How would that affect your reserve capacity?

City staff has had discussions about providing water service to a proposed PUD along Cherry Lake Road.

4. Is it not true that the City of Groveland has one of the highest municipal water rates in the State of Florida? If not true, how does it rank among cities of comparable size? (Please provide this information and data sources.)

City staff has no knowledge of how the City of Groveland's water utility rates rank statewide.

5. What water services will be provided to Cherry Lake Tree Farm? If services are provided, what affect will this have on the Summit and adjacent homeowner water services? If services are provided to Cherry Lake Tree Farm, is there sufficient current capacity to provide the Tree Farm water services?

Cherry Lake Tree Farm has requested water for selective irrigation and their business complex. The City has verbally agreed to only provide water service for their business complex. The City has enough existing capacity to provide this water service.

#### Other Questions

1. Has the City, or any of its officials, discussed annexation of any of the property adjacent to Cherry Lake Rd or along the installed or proposed installed water line to the Summit development? Is there a plan of annexation or proposed annexation mapped or in writing? If yes, please provide this information.

The City of Groveland has discussed annexations with several property owners along Cherry Lake Road. A plan of annexation has not been developed or mapped out.

2. If your objection to FWSC providing services is not upheld, what are your plans for the water line to its current proposed end to the Summit development, an additional 3,000 feet, or, to the Summit development entry, a total of an additional 7,000 feet, whichever end is completed?

The City of Groveland is extending its water line an additional 3,000 feet to the Summit property line. If FWSC's application to serve the Summit is granted by the Public Service Commission, we will provide water service to any property owner who requests it on a first come, first serve basis.

3. If the City provides water services to the Summit development, are there plans to construct sewer services? If yes, how soon and will there be mandatory water and sewer service for all homeowner's along the water/sewer route? If annexed? How will it affect the homeowner monetarily?

If the City provides water services to the Summit, we will require the developer to install gravity sewer lines in anticipation of the City providing future sewer service. The City of Groveland anticipates sewer service to the area within five years. The City does not require City or unincorporated homeowners to connect to a sewer force main. The City does not require unincorporated homeowners to connect to a City water line. The City does require City homeowners to connect to City water lines. The City will work with state grant agencies in order to minimize a homeowner's financial obligation when connection is required. For example, the City provided water service to the Garden City subdivision on Cherry Lake Road via a grant from the Department of Environmental Protection since the subdivision was located in an area identified by DEP as potentially contaminated with Ethylene Dibromide.

MONTHLY WATER SERVICE RATES  
5/8" x 3/4" METER

Description	Residential - Outside City	Irrigation - Outside City
Base Facility Charge		\$13.13
Gallorage Charge/1,000 gal.		
First 50,000 gallons		\$ 1.25
50,000 and up		\$ 2.50
First 4,000 gallons	\$ 13.13	
Over 4,000 gallons per 1,000 gallons	\$ 3.44	
<b>Typical Bills</b>		
0 gallons	\$ 13.13	\$ 13.13
5,000 gallons	\$ 16.57	\$ 14.38
10,000 gallons	\$ 33.77	\$ 20.63
20,000 gallons	\$ 55.04	\$ 38.13

c: 3430