

ORIGINAL

041301-SU

APPLICATION FOR AMENDMENT OF CERTIFICATE
(EXTENSION OR DELETION)
(Pursuant to Section 367.045, Florida Statutes)

DISTRIBUTION RECEIVED - FPSC

04 NOV 12 11:52 AM 9:57

To: Director, Division of the Commission Clerk & Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

COMMISSION
CLERK

The undersigned hereby makes application for amendment of Water Certificate No. n/a
and/or Wastewater Certificate No. 249 to S (add or delete) territory located in Volusia
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:

North Peninsula Utilities Corp.

Name of utility

(386) 676-0836

Phone No.

(386) 673-7822

Fax No.

115 E. Granada Blvd. Suite 12

Office street address

Ormond Beach, FL 32176

City

State

Zip Code

P.O. Box 2803 Ormond Beach, FL 32175

Mailing address if different from street address

Internet address if applicable

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

Robert L. Hillman

Name

(386) 676-0836

Phone No.

115 E. Granada Blvd. Suite 12

Street address

Ormond Beach, FL 32176

City

State

Zip Code

PSC/ECR 008-W (Rev. 2/91)

Check received with filing and forwarded to Fiscal for deposit. Fiscal to forward deposit information to Records.

Initials of person who forwarded check:

DOCUMENT NUMBER-DATE

12113 NOV 12 8

FPSC-COMMISSION CLERK

Original Tariff and MAP Forwarded to ECR.

Application for Amendment of Certification

Part II

- A. North Peninsula Utilities is the only wastewater utility available to new development in this area. The territory requested to be added is adjacent to existing territory served and will consist of 29 single family homes.
- B. N/A
- C. To the best of NPUC's knowledge the services will be consistent with the wastewater sections of the Dept. of Community Affairs. This subdivision is contingent by Volusia County on Service from NPUC.

Part III

- A. Water
 - 1. N/A
 - 2. N/A
 - 3. N/A
 - 4. N/A
 - 5. N/A
 - 6. N/A
- B.
 - 1. NPUC has a physical capacity of 210,000 gal/day with a permitted capacity of 181,000 gal/day. At this time average use at the plant is 123,000 gal./ day.
 - 2. N/A
 - 3. N/A
 - 4. N/A
 - 5. Single Family Homes
 - 6. N/A
 - 7. See Deed Attached

Part IV

- A. NPUC retains Wetherell Treatment Systems, Inc. to maintain and operate the facility to provide adequate service and has the financial ability to do the same.
- B. Developer of the subdivision making up the new territory will be responsible for the construction and cost of the new infrastructure need to hook in to the NPUC systems. NPUC will assume ownership of those new facilities.

C. Eleventh Revised Sheet #18.0 cancels Tenth Revised Sheet # 18.0

D. At this time we see no impact on the monthly rates and availability charges.

Part V

- A. See Maps
- B. See Maps
- C. See Maps

Part VI

- A. Affidavit and notice will be late filed.
- B. Late Filed
- C. Late Filed

Part VII


Filing Fee - \$100

Part VIII

- A. Affidavit that utility has tariffs and annual reports on file with PSC
- B. Attached

PART IX AFFIDAVIT

I Robert L. Hillman (applicant) do solemnly swear or affirm that the facts stated in the forgoing 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.

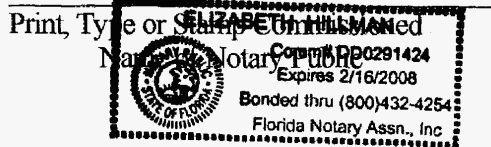
BY: 
Applicant's Signature

Robert L. Hillman
Applicant's Name (Typed)

U.P.
Applicant's Title *

Subscribed and sworn to before me this 9th day in the month of November
in the year of 2004 by X who is personally known to me
or produced identification _____
Type of Identification Produced _____


Notary Public's Signature



* If applicant is a corporation, the affidavit must 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.

ORIGINAL SHEET NO. 3.6

NAME OF COMPANY North Peninsula Utilities Corp.

WASTEWATER TARIFF

TERRITORY SERVED

CERTIFICATE NUMBER - 249-S

COUNTY - VOLUSIA COUNTY

COMMISSION ORDER (S) APPROVING TERRITORY SERVED -

Order Number

Date Issued

Docket Number

Filing Type

Tyree F. Wilson, Jr.
ISSUING OFFICER

President
TITLE

ORIGINAL SHEET NO. 3.7

NAME OF COMPANY NORTH PENINSULA UTILITIES CORP.

WASTEWATER TARIFF

(Continued from Sheet No. 3.6)

DESCRIPTION OF TERRITORY SERVED

ALL THAT TRACT OF LAND IN VOLUSIA COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT WHERE THE NORTH LINE OF LOTS 3 AND 4, SECTION 21, TOWNSHIP 13 SOUTH , RANGE 32 EAST, INTERSECTS THE RIGHT OF WAY, STATE ROAD A1A AS A POINT OF BEGINNING, THENCE SOUTHERLY ALONG THE RIGHT OF WAY A DISTENCE OF 400 FEET TO A POINT, THENCE WESTERLY AND PARALLEL WITH THE NORTH LINE OF SAID LOTS 3 AND 4, A DISTANCE OF 800 FEET TO A POINT; THENCE NORTHERLY AND PARAEELL WITH THE SAID WEST BOUNDARY OF SAID RIGHT OF WAY A DISTANCE OF 400 FEET TO A POINT ON THE NORTH LINE OF SAID LOTS 3 AND 4; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOTS 3 AND 4 TO THE POINT AND PLACE OF BEGINNING, TOGETHER WITH ALL LANDS LYING EASTERLY OF SAID STATE ROAD A1A TO THE HIGH TIDE LINE OF THE ATLANTIC OCEAN, BEING ALL THE LANDS LYING BETWEEN THE NORTHRLY AND SOUTHERLY BOUNDARY LINES OF THE DESCRIBED PREIMISES EXTENDED EASTERLY, TOGETHER WITH ALL SHORE OR LITTORAL RIGHTS AND ACCRETIONS APPERTAINING THERETO.

Tyree F. Wilson, Jr.
ISSUING OFFICER

President
TITLE

WARRANTY DEED FROM CORPORATION

BOOK PAGE
3360 0156
VOLUSIA CO., FL

MITCHELL A. GORDON, ESQUIRE
Post Office Drawer 9670
Daytona Beach, FL 32120

The instrument Prepared by: MITCHELL A. GORDON
Post Office Drawer 9670
Daytona Beach, FL 32120

Property Appraiser Parcel Identification (Pari) Number:
3216-05-00-0001

Contract # 88-037

502

This Warranty Deed Made and executed the 21st day of September A. D. 19 89 by **ORIOND PROPERTIES, INC.**

a corporation existing under the laws of Florida and having its principal place of business at 16 East 40th Street, New York, New York 10016 hereinafter called the grantor, to **NORTH PENINSULA UTILITIES CORPORATION**

whose principal address is Post Office Box 2803, Ormond Beach, FL 32175

hereinafter called the grantee:

(Reference is made to the terms "grantor" and "grantee" herein as they appear in the instrument, and to the facts, legal descriptions and terms of purchase, and to the operations and plans of development.)

Witnesseth: That the grantor, for and in consideration of the sum of \$ 10.00 and other valuable considerations, recited whereof to hereby acknowledge, by these presents does grant, bargain, sell, alien, remise, release, convey and confirm unto the grantee, all that certain land situate in Volusia County, Florida, viz:

SEE SCHEDULE "A" ATTACHED HERETO AND MADE A PART HEREOF.

ACRES 1500 RESERVEMENTS
TAXES \$ 22000 REDEMPTION DUES
PITA 1 T. WATKINS & CO.
FINES 1 C. WATKINS & CO.
NOTES \$ 1000 J. J. Smith
Certification made to J. J. Smith

Together with all the covenants, conditions and appurtenances thereto belonging or in any way appertaining.

To Have and to Hold, the same to the grantee forever.

And the grantor hereby covenants with said grantee that it is lawfully seized of said land in fee simple; that it has good right and lawful authority to sell and convey said land; that it hereby fully warrants and defends said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances.



In Witness Whereof the grantor has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized, the day and year first above written.

ATTEST:
Signed, sealed and delivered in the presence of
J. Ann Mitchell
Mary D. Mc Mahon

ORIOND PROPERTIES, INC.
By Stephen R. Reiner
President

STATE OF New York
COUNTY OF New York
I, **STEPHEN R. REINER**, Notary Public, do hereby certify that the foregoing instrument is the true and correct copy of the original instrument as presented to me.

Witness my hand and official seal in the County and State first above written this 21st day of September A. D. 19 89.

My Commission Expires: **HELEN M. WITTELMAN**
Notary Public, State of New York
No. 41-4877819
Qualified in Ormond County

10/28/04
13:16 FAX 736 9792
VOLUSIA CO., FL

BOOK PAGE

3360 0157

VOLUSIA CO..FL

SCHEDULE "A"

RESERVED PARCEL "A" according to the Plat of Seabridge, recorded in Map Book 34, Pages 174 and 175, of the Public Records of Volusia County, Florida, EXCEPTING that portion replatted for Lot 4, Block 7, SEABRIDGE 1ST ADDITION, SEABRIDGE SUBDIVISION, as recorded in Map Book 34, Pages 174 and 175, of the Public Records of Volusia County, Florida.

AND:

PARCEL "A", SEABRIDGE 1st ADDITION as recorded in Map Book 36, Pages 83 and 84, of the Public Records of Volusia County, Florida.

Both parcels being more particularly described as follows:

COMMENCE at the Northwest corner of said Parcel "A" of SEABRIDGE 1st ADDITION said point being the POINT OF BEGINNING; thence N 1° 58' 45" W 27.07 feet; thence S 88° 01' 15" W 28.00 feet; thence N 6° 40' 35" E 127.73 feet; thence N 66° 08' 24" W 150.00 feet to the Southerly right-of-way line of SEABRIDGE DRIVE, a 60 foot right-of-way being a point on a curve being concave to the Northwest having a radius of 177.00 feet a central angle of 5° 01' 18" and a chord bearing and distance of N 26° 36' 45" E 17.00 feet; thence Northerly along said curve 17.01 feet to a point of tangency; thence N 23° 51' 36" E 43.00 feet; thence departing said Seabridge Drive, S 66° 08' 24" E, 98.00 feet; thence W 31° 41' 20" E 67.03 feet; thence N 61° 21' 48" E 143.03 feet; thence N 74° 04' 02" E 61.76 feet; thence S 77° 31' 16" E 130.74 feet; thence S 59° 16' 38" E 65.22 feet; thence S 12° 10' 34" W 117.35 feet; thence S 1° 58' 45" E 156.00 feet; thence S 88° 01' 15" W 19.98 feet; thence S 29° 04' 30" W 86.05 feet to the Northerly right-of-way line of Sea Island Drive North, a 60 foot right-of-way and a point on a curve being concave to the South and having a radius of 145.00 feet, a central angle of 31° 41' 15" and a chord bearing and distance of N 76° 27' 08" W 77.63 feet; thence along said curve 78.59 feet to a point of tangency; thence S 88° 01' 15" W 115.23 feet to a point of curvature of a curve to the left having a radius of 205.00 feet and a central angle of 7° 55' 15"; thence along said curve 28.35 feet to a point of tangency; thence S 80° 05' 50" W 120.84 feet to a point of curvature of a curve to the right having a radius of 145.00 feet and a central angle of 7° 55' 25"; thence along said curve 20.05 feet to the Southeast corner of said Lot 4, Seabridge 1st Addition; thence departing said Northerly right-of-way line of Sea Island Drive, N 1° 58' 45" W 72.93 feet to the POINT OF BEGINNING.

SUBJECT TO zoning restrictions, prohibitions and other requirements imposed by governmental authority; restrictions and matters appearing on the plat or otherwise common to the subdivision; easements of record; taxes for year of Closing and subsequent years, all of which are Permitted Encumbrances provided, however, the Permitted Encumbrances do not prevent use of the Real Property for operation of the Facility.

SUBJECT TO Covenants, restrictions, easements and other limitations as set forth on the plat of Seabridge recorded in Map Book 34, pages 174 and 175; including but not limited to the following: Ormond Properties, Inc., retains ownership of and does not make any dedication of the area of the plat shown as reserved Parcel "A" (Interim Sewage Treatment Plant).

SUBJECT TO Grant of Easement from Ormond Properties, Inc., to Florida Power and Light Company recorded August 19, 1981 in Official Records Book 2291, page 703, Public Records of Volusia County, Florida.

BOOK	PAGE
3360	0158
VOLUSIA CO., FL	

SUBJECT TO Covenants, restrictions, easements and other limitations as set forth on the Plat of Seabridge 1st Addition, as recorded in Map Book 36, pages 83 through 84, Public Records of Volusia County, Florida.

LEGAL DESCRIPTION:

ALL THAT TRACT OF LAND IN VOLUSIA COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT WHERE THE NORTH LINE OF LOTS 3 AND 4, SECTION 21, TOWNSHIP 13 SOUTH, RANGE 32 EAST, INTERSECTS THE RIGHT OF WAY, STATE ROAD A1A AS A POINT OF BEGINNING, THENCE SOUTHERLY ALONG THE RIGHT OF WAY A DISTANCE OF 400 FEET TO A POINT, THENCE WESTERLY AND PARALLEL WITH THE NORTH LINE OF SAID LOTS 3 AND 4, A DISTANCE OF 800 FEET TO A POINT; THENCE NORTHERLY AND PARALLEL WITH THE SAID WEST BOUNDARY OF SAID RIGHT OF WAY A DISTANCE OF 400 FEET TO A POINT ON THE NORTH LINE OF SAID LOTS 3 AND 4; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOTS 3 AND 4 TO THE POINT AND PLACE OF BEGINNING, TOGETHER WITH ALL LANDS LYING EASTERLY OF SAID STATE ROAD A1A TO THE HIGH TIDE LINE OF THE ATLANTIC OCEAN, BEING ALL THE LANDS LYING BETWEEN THE NORTHERLY AND SOUTHERLY BOUNDARY LINES OF THE DESCRIBED PREMISES EXTENDED EASTERLY, TOGETHER WITH ALL SHORE OR LITTORAL RIGHTS AND ACCRETIONS APPERTAINING THERETO.

ELENA BY THE SEA
LEGAL DESCRIPTION

RV.	DATE	DESCRIPTION	BY

VOLUSIA COUNTY

FLORIDA

PROJECT NO: 04038	FILE NO: 04038LGLX
DRAFTED BY: CHR	DATE PREPARED: 10/13/04
DESIGNED BY: RMH	CHECKED BY: SCH
SCALE: AS NOTED	SHEET: 1 OF 1



ZEV COHEN
& ASSOCIATES, INC

55 Seton Trail, Ormond Beach, Florida, 32176
(386) 677-2482 FAX 677-2505

ENGINEERS
(EB 4516)

PLANNERS

LANDSCAPE ARCHITECTS
(LC 62)

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V B



VICINITY MAP

SCALE: 1" = 400'

ELENA BY THE SEA
VICINITY MAP

RV.	DATE	DESCRIPTION	BY
REVISIONS			
PROJECT NO:	04038	FILE NO:	04038VICEX
DRAFTED BY:	CHR	DATE PREPARED:	10/13/04
DESIGNED BY:	RMH	CHECKED BY:	SCH
SCALE:	1"=400'	SHEET:	1 OF 1

VOLUSIA COUNTY

FLORIDA



ZEV COHEN
& ASSOCIATES, INC

55 Seton Trail, Ormond Beach, Florida, 32176
(386) 677-2482 FAX 677-2505

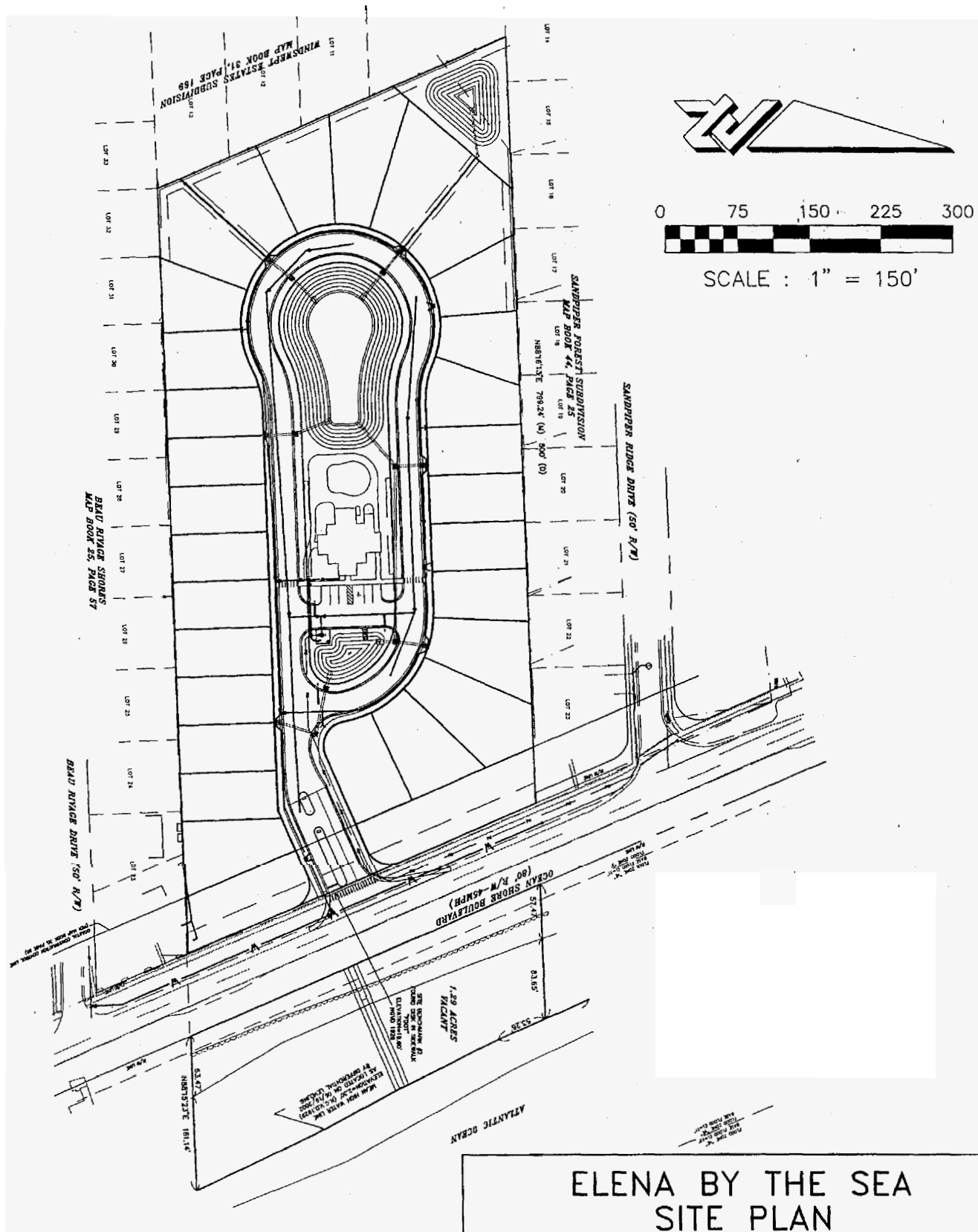
ENGINEERS
(EB 4516)

PLANNERS

LANDSCAPE ARCHITECTS
(LC 62)

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V C



ELENA BY THE SEA SITE PLAN

VOLUSIA COUNTY

FLORIDA

PROJECT NO:	04038	FILE NO:	04038SPLEX
DRAFTED BY:	CHR	DATE PREPARED:	10/13/04
DESIGNED BY:	RMH	CHECKED BY:	SCH
SCALE:	1"=200'	SHEET:	1 OF 1



ZEV COHEN
& ASSOCIATES, INC

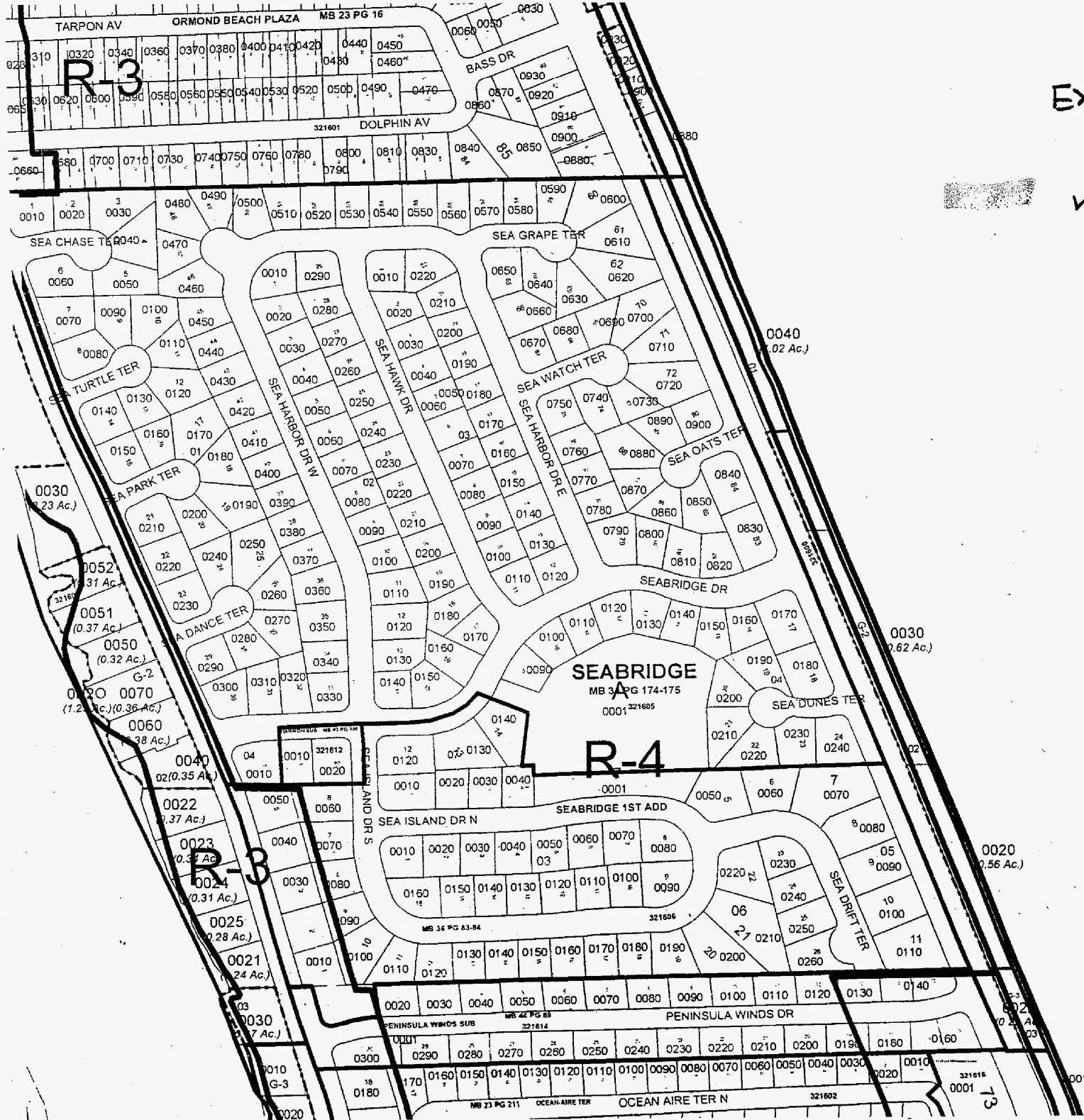
55 Seton Trail, Ormond Beach, Florida, 32176
(386) 677-2482 FAX 677-2505

ENGINEERS
(EB 4516)

PLANNERS

LANDSCAPE ARCHITECT:
(LC 62)

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EXISTING

NEW

R-3

R-4

R-3

SEABRIDGE
MB 3 PG 174-175
0001 321605

MB 36 PG 83-84

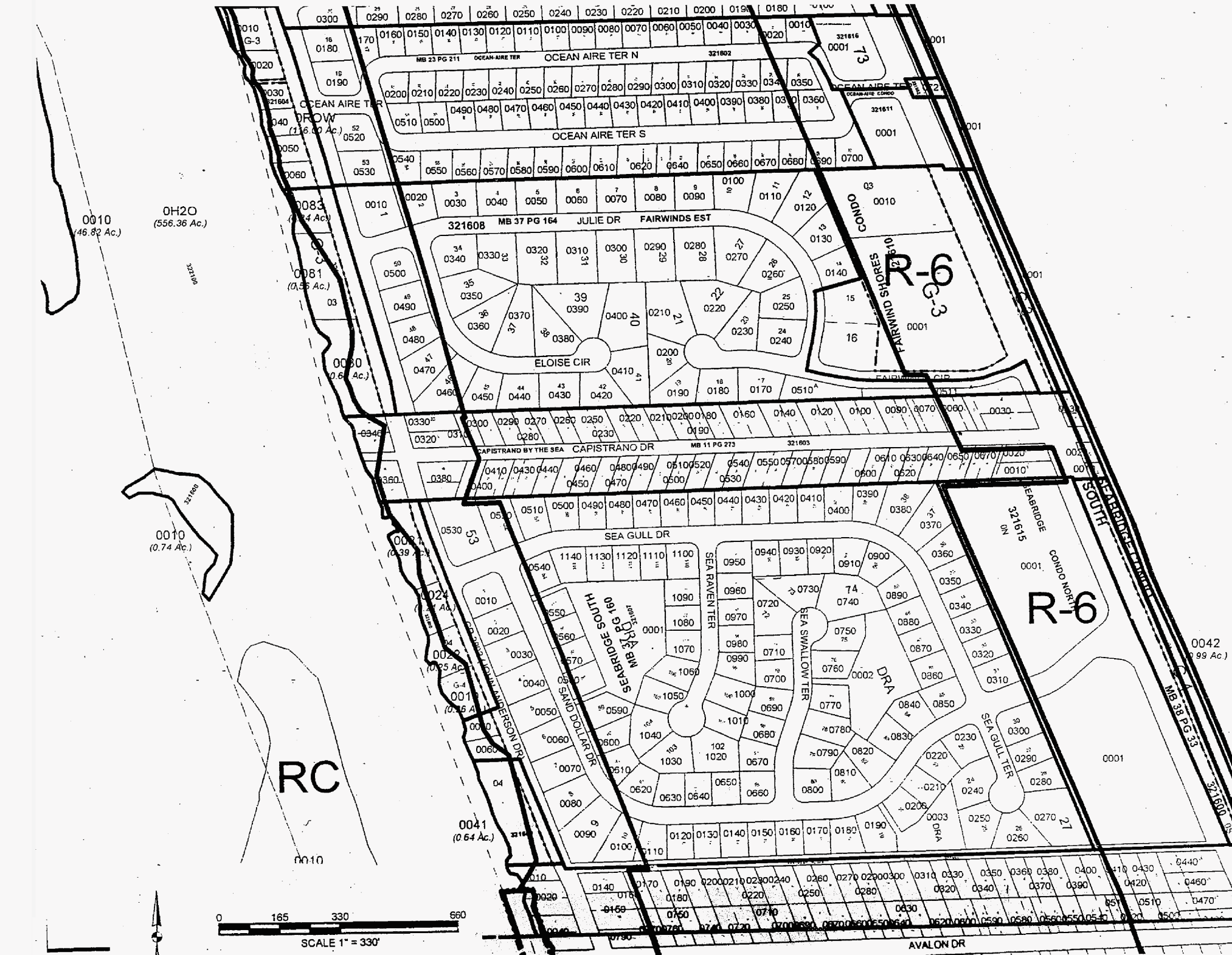
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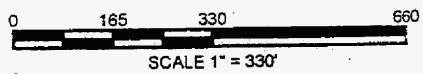
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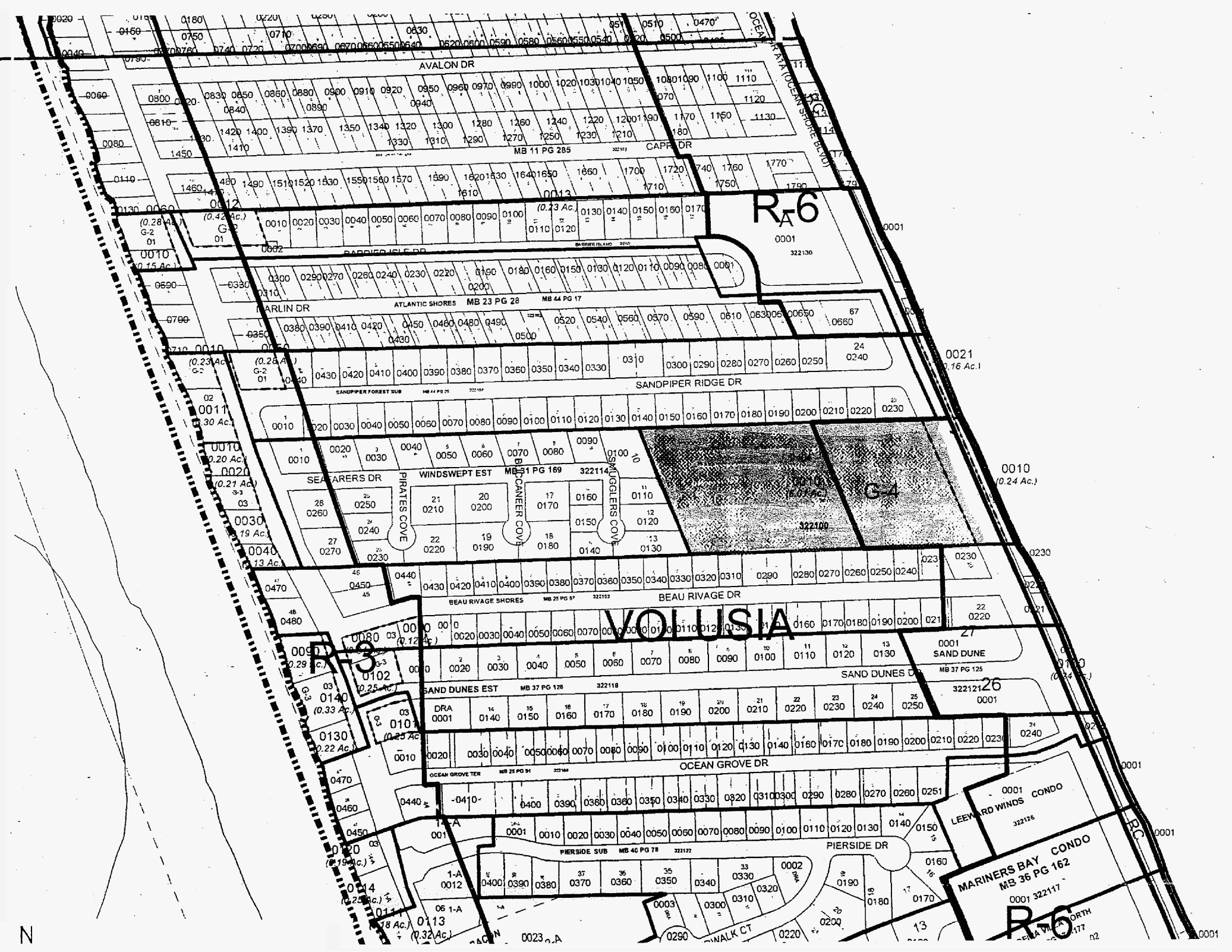
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RC

R-6

R-G-3
FAIRWIND SHORES





R-6

VOLUISIA

R-3

R-6

LEeward WINGS CONDO
322126

MARINERS BAY CONDO
MB 36 PG 162
0007 322117

N

N

0 165 330 660

SCALE 1" = 330'

T-13 R-32 S-21

VOLUSIA

0H20
(556.36 Ac.)

0010
(46.24 Ac.)

