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COMMISSION CLERK

DATE: November 19, 2004

TO: Blanca S. Bayó, Commission Clerk and Administrative Services Director

FROM: Richard P. Redemann, Utility Systems/Communications Engineer, Division of Economic Regulation

RE: Docket No. 040534-SU; Application for amendment of Certificate No. 492-S to delete territory in Franklin county by SGI Utility, LLC.

Attached please find a letter dated October 28, 2004 from Charles Gauthier, AICP, Chief, Office of Comprehensive Planning at the Department of Community Affairs (DCA) to Ms. Patti Daniel at the Commission that should be placed in the docket file. According to the DCA based on the revised local comprehensive plan and the amended development order for the Development of Regional Impact, the DCA has no comments or concerns regarding the proposal to amend the PSC certificate.

Also, please find a letter dated August 30, 2004 from Lori Cox at the Department of Environmental Protection (DEP) to D. Ray Eubanks at the DCA that should be placed in the docket file. According to the DEP, the soils at the site appear to be suitable to aerobic wastewater treatment units and the DEP does not have any issue with shutting down the advanced wastewater treatment system.

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STATE OF FLORIDA
DEPARTMENT OF COMMUNITY AFFAIRS

"Dedicated to making Florida a better place to call home"

JEB BUSH
Governor

THADDEUS L. COHEN, AIA
Secretary

October 28, 2004

Ms. Patti Daniel, Supervisor
Bureau of Certification
Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

RE: SGI Utility, LLC, Request, Docket Number 040534-SU

Dear Ms. Daniel:

The Department has reviewed the SGI Utility, LLC, request to amend its Certificate No. 492-S. The revision results in the deletion of the service territory, cancellation of the PSC certificate and removal of the existing Advanced Wastewater Treatment facility located in the St. George's Island Development of Regional Impact (DRI). Based on the revised local comprehensive plan and the amended development order for the DRI, the Department has no comments or concerns regarding the proposal to amend the PSC Certificate No. 492-S as described above.

If you have any questions, please call Jeff Bielling, Principal Planner or Susan Poplin, AICP, Principal Planner, at (850) 922-1821.

Sincerely yours,

Charles Gauthier, AICP
Chief of Comprehensive Planning

CG/sps

cc: Mr. Robert Apgar, Greenberg Traurig, P.A.
Mr. Mark Curenton, Franklin County Planner
Mr. Charles Blume, Executive Director, Apalachee Regional Planning Council
Mr. Richard Redemann, PSC Staff

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Jeb Bush
Governor

Department of Environmental Protection

Marjory Stoneman Douglas Building
3900 Commonwealth Boulevard, MS 47
Tallahassee, Florida 32399-3000

Colleen M. Castille
Secretary

August 30, 2004

Mr. D. Ray Eubanks
Department of Community Affairs
Bureau of Local Planning
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

RE: St. George Island DRI Notice of Proposed Change

Dear Mr. Eubanks:

Based on the additional information provided by Mr. Robert C. Apgar, representative for the Resort Village on St. George Island, it appears that the Department has no further jurisdictional authority to require the applicant to use the existing advanced wastewater treatment system. The applicant is proposing to change the future land use designation of fifty-eight acres, part of the St. George Island Development of Regional Impact, from *Commercial* to *Residential*. The change would also include removing the existing advanced wastewater treatment (AWT) plant and installing individual aerobic wastewater treatment units. Originally, the AWT plant was installed to service a greater density and intensity of use than that which is currently proposed. The proposed future land use designation change and notice of proposed change to the original development order represent a decrease in density and intensity of use that would also decrease the amount of domestic wastewater generated by the development. The soils underlying the site appear to be suitable to aerobic wastewater treatment units as long as the units are maintained in proper working order.

Under the 1995 Interagency Agreement between the Department of Health and the Department of Environmental Protection, regulatory authority for establishments producing domestic wastewater flows under 10,000 gallons per day has been designated as the jurisdiction of the Department of Health. Additionally, establishments utilizing aerobic wastewater treatment systems are required to obtain a bi-annual operating permit from the Department of Health as well as to contract with a certified maintenance entity for routine inspections and service.

Considering the soil suitability, decreased density, projected domestic wastewater flows, and management plans, the Department has no further issue with that which is proposed. If you have any further questions, please do not hesitate to contact me at (850) 245-2187.

Sincerely,

LEC
Lori Cox

/lec