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STATE OF FLORIDA



ORIGINAL

TIMOTHY DEVLIN, DIRECTOR  
DIVISION OF ECONOMIC REGULATION  
(850) 413-6900

MAR 15 PM 2:35

COMMISSION  
CLERK

Public Service Commission

March 14, 2006

Mr. F. Marshall Deterding  
Rose, Sundstrom & Bentley, LLP  
2548 Blairstone Pines Drive  
Tallahassee, Florida 32301

**Re: Docket No. 060169-SU; Application of Forest Utilities, Inc. for Transfer of the Assets of the Laurel Oaks' Wastewater System in Lee County**

Dear Mr. Deterding:

After reviewing the application in the above referenced docket, staff has identified the following deficiencies and additional information is needed in regards to the application. Please address the deficiencies and provide the requested additional information, so that we may complete our review of the application.

Deficiencies

- As required by Section 367.045(1) (a), Florida Statutes, and Rule 25-30.030, Florida Administrative Code (F.A.C.), the utility must provide notice of the application and provide affidavits that notice was given to the governing bodies of the municipality, county, or counties, property owners and privately owned water and wastewater utilities that hold certificates granted by the Public Service Commission. Please submit the affidavits and copies of the noticing that was provided to local government officials, privately owned utilities, the property owners and the published notice in a local newspaper of general circulation as required by Rule 25-30.030, F.A.C. Enclosed is a list of water and wastewater utilities and governmental/regulatory agencies for Lee County which should receive notice. Noticing must be done in the proper format, consistent with the above mentioned rule.
- Please provide one copy of a territory map and a detailed system map showing the existing lines, and the territory proposed to be served. The map should be of sufficient scale and detail to enable correlation with the description of the territory.

CMP \_\_\_\_\_  
 COM \_\_\_\_\_  
 CTR \_\_\_\_\_  
 ECR \_\_\_\_\_  
 GCL \_\_\_\_\_  
 OPC \_\_\_\_\_  
 RCA \_\_\_\_\_  
 SCR \_\_\_\_\_  
 SGA \_\_\_\_\_  
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Additional Information

1. Who provides water service to the customers of Laurel Oaks and Forest Utilities?
2. According to the application the developer, McNew Development Company, Inc. will construct the interconnection of Laurel Oaks and Forest Utilities. The sales agreement limits the costs of construction for the interconnect to \$100,000 for the developer. The contract does not address what happens if the cost should exceed \$100,000 or is less than \$100,000. Which party is responsible for the cost of the interconnect if the cost exceeds \$100,000 or if the costs should be less than the prescribed amount? If the cost of constructing the interconnection should exceed \$100,000 and Forest Utilities is responsible for that costs, will Forest Utilities' costs be contributed? Also, please describe the interconnect in terms of the diameter of the pipe and the linear feet of line.
3. How many Laurel Oaks residential customers will receive wastewater service from Forest Utilities and will the customers of Laurel Oaks be required to comply with Forest Utilities' service availability policy in paying plant capacity fees for each ERC?
4. Does the Laurel Oaks subdivision have a club house, pool, or other general service customers, and if so, is service provided and billed on a metered basis?

The original and four copies of the response to the information requested in this letter should be filed with the Commission on or before **April 14, 2006**. When filing the response, please be sure to refer to the docket number and to direct the response to:

**Division of Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850**

Should you have any questions concerning the information in this letter, please contact Tom Walden at 850-413-6950 or Cheryl Johnson at 850-413-6984.

Sincerely,



Patti Daniel  
Public Utilities Supervisor  
Certification Section

PD: caj

Enclosure

Cc: Division of Economic Regulation (Johnson, Walden)  
Office of the General Counsel (Fleming)  
~~Division of Commission Clerk and Administrative Services (Bayo)~~

**LIST OF WATER AND WASTEWATER UTILITIES IN LEE COUNTY  
(VALID FOR 60 DAYS)  
03/09/2006 - 05/07/2006**

UTILITY NAME

MANAGER

LEE COUNTY

AQUASOURCE UTILITY, INC. D/B/A AQUA UTILITIES FLORIDA, INC (SU821)  
% AQUASOURCE, INC.  
6960 PROFESSIONAL PARKWAY EAST  
SARASOTA, FL 34240-8428

NANCE GUTH  
(941) 907-7411

BAYSHORE UTILITIES, INC. (WU013)  
2259 CLUBHOUSE ROAD  
NORTH FT. MYERS, FL 33917-2523

WAYNE CARSON WAMPLER  
(239) 482-4024

BE UTILITY SYSTEMS, L.L.C. D/B/A BUCCANEER WATER SERVICE (WU730)  
% MANUFACTURED HOME COMMUNITIES, INC.  
2 NORTH RIVERSIDE PLAZA, SUITE 800  
CHICAGO, IL 60606-2682

HELMA REYNOLDS  
(239) 995-3337

DEL TURA PHASE I, LLC D/B/A DEL TURA UTILITIES (SU315)  
18621 NORTH TAMiami TRAIL  
NORTH FORT MYERS, FL 33903-1308

D. J. PAYNE  
(239) 731-3433

ENVIRONMENTAL PROTECTION SYSTEMS OF PINE ISLAND, INC. (SU287)  
3039 YORK ROAD  
ST. JAMES CITY, FL 33956-2303

KEVIN J. CHERRY  
(239) 283-1144

FOREST UTILITIES, INC. (SU293)  
6000 FOREST BLVD.  
FT. MYERS, FL 33908-4318

DAVID SWOR  
(239) 481-0111

FOUNTAIN LAKES SEWER CORP. (SU572)  
523 SOUTH EIGHTH STREET  
MINNEAPOLIS, MN 55404-1078

MARY JO KELLY  
(612) 332-7281

HUNTER'S RIDGE UTILITY CO. OF LEE COUNTY (SU674)  
12500 HUNTERS RIDGE DRIVE  
BONITA SPRINGS, FL 34135-3401

DON HUPRICH  
(239) 992-4900

MOBILE MANOR WATER COMPANY, INC. (WU167)  
150 LANTERN LANE  
NORTH FORT MYERS, FL 33917-6515

CAROL JULIUS  
(239) 543-2160

NORTH FORT MYERS UTILITY, INC. (SU317)  
P. O. BOX 2547  
FT. MYERS, FL 33902-2547

JACK SCHENKMAN  
(239) 543-1005 OR -1808

NORTH FORT MYERS UTILITY, INC. (WU834)  
P. O. BOX 2547  
FT. MYERS, FL 33902-2547

JACK SCHENKMAN  
(239) 543-1005 OR -1808

**LIST OF WATER AND WASTEWATER UTILITIES IN LEE COUNTY  
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03/09/2006 - 05/07/2006**

UTILITY NAME

MANAGER

LEE COUNTY

PINE ISLAND COVE HOMEOWNERS ASSOCIATION, INC. (SU724)  
7290 LADYFISH DRIVE  
ST. JAMES CITY, FL 33956-2723

PAUL WILLIAMS  
(239) 283-3100

SANIBEL BAYOUS UTILITY CORPORATION (SU331)  
13591 MCGREGOR BLVD., SUITE 21  
FT. MYERS, FL 33919-6050

SCHAEFFER UTILITY MANAGEMENT  
(239) 489-4779

SPRING CREEK VILLAGE, LTD. (WS234)  
P. O. BOX 6966  
FT. MYERS, FL 33911-6966

DENNIS M. WALTCHACK  
(239) 992-3800 936-8888

TAMIAMI VILLAGE WATER COMPANY, INC. (WU740)  
9280-5 COLLEGE PARKWAY  
FT. MYERS, FL 33919-4848

JOHN J. USTICA  
(239) 482-0717

TOWN AND COUNTRY UTILITIES COMPANY (WU811)  
2220 PALMER STREET  
PITTSBURGH, PA 15218-2603

RICHARD S. CUDA  
(941) 639-3958

USEPPA ISLAND UTILITY, INC. (WS249)  
P. O. BOX 640  
BOKEELIA, FL 33922-0640

VINCENT FORMOSA  
(239) 283-1061

UTILITIES, INC. OF EAGLE RIDGE (SU749)  
200 WEATHERSFIELD AVENUE  
ALTAMONTE SPRINGS, FL 32714-4027

PATRICK C. FLYNN  
(407) 869-1919

**LIST OF WATER AND WASTEWATER UTILITIES IN LEE COUNTY  
(VALID FOR 60 DAYS)  
03/09/2006 - 05/07/2006**

UTILITY NAME

MANAGER

GOVERNMENTAL AGENCIES

CHAIRMAN, BOARD OF COUNTY COMMISSIONERS, LEE COUNTY  
P. O. BOX 398  
FT. MYERS, FL 33902-0398

CLERK OF CIRCUIT COURT, LEE COUNTY  
P. O. BOX 2469  
FORT MYERS, FL 33902-2469

DEP SOUTH DISTRICT  
2295 VICTORIA AVE., SUITE 364  
FORT MYERS, FL 33901

MAYOR, CITY OF CAPE CORAL  
P. O. BOX 150027  
CAPE CORAL, FL 33915-0027

MAYOR, CITY OF FT. MYERS  
P. O. BOX 2217  
FORT MYERS, FL 33902-2217

MAYOR, CITY OF SANIBEL  
800 DUNLOP ROAD  
SANIBEL, FL 33957-4096

S.W. FLORIDA REGIONAL PLANNING COUNCIL  
1926 VICTORIA AVENUE  
FT. MYERS, FL 33901

SO. FLORIDA WATER MANAGEMENT DISTRICT  
P.O. BOX 24680  
WEST PALM BEACH, FL 33416-4680

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(VALID FOR 60 DAYS)  
03/09/2006 - 05/07/2006**

UTILITY NAME

MANAGER

STATE OFFICIALS

STATE OF FLORIDA PUBLIC COUNSEL  
C/O THE HOUSE OF REPRESENTATIVES  
THE CAPITOL  
TALLAHASSEE, FL 32399-1300

DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850