

Matilda Sanders

From: Linda Kidwell [Linda@ubulaw.com]
Sent: Wednesday, April 19, 2006 3:54 PM
To: Filings@psc.state.fl.us
Subject: Filing Document
Attachments: Objection to Application Certificates.doc

Dear Clerk:

Please find attached Putnam County's Objection to Mariposa Utility Company, LLC's Application for Certificates of Authorization to be filed with your Commission.

Please thank Kay Flynn for her help; this is my first filing with your Commission. If there is anything else we need to do to complete this filing, please let me know.

Thank you again for your assistance.

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FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA
PUBLIC SERVICE COMMISSION

IN RE: Application of MARIPOSA)
UTILITY COMPANY, LLC for original)
water and wastewater Certificates in)
Putnam County, Florida)
_____)

DOCKET NO.: 060276-WS

**PUTNAM COUNTY'S OBJECTION TO
MARIPOSA UTILITY COMPANY, LLC'S
APPLICATION FOR CERTIFICATES OF AUTHORIZATION**

Petitioner, Putnam County (hereafter, "County"), files this objection to the Application of Mariposa Utility Company, LLC (hereafter, "MUC"), requests a formal hearing pursuant to §120.569 and §120.57 Florida Statutes, Rule 28-106.201, Rule 25-30.031 and Chapter 25-22, Florida Administrative Code, and states:

1. The County will be substantially affected if the Application by MUC is granted.¹
2. The County possesses authority to provide water and wastewater services to the Mariposa community located in East Putnam County as granted by the Constitution and laws of the State of Florida, including those set forth in Chapter 153.
3. Chapter 153, Florida Statutes, provides for, among other provisions, the authority of any county to construct, improve, extend or enlarge a water supply and sewage disposal system within its county or adjoining counties Further, Chapter 153, Florida Statutes, provides for the authority of any county to accept federal government or agency grants or contributions of any source for the planning, purchase, construction or financing of such a facility.

¹ Putnam County received notice of the application by publication on or about March 22, 2006. The County has no records of receipt of any notice by mail.

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4. The County has already obtained funding from the St. Johns River Water Management District for the purpose of providing water services for the area, including the Mariposa community. Additionally, the County is applying for, and is optimistic it will receive, financial assistance from the United States Department of Agriculture.

5. George McClure, who is attorney for the developers of the Mariposa community, stated at a public County Commission hearing that he is still interested in, and is comfortable with, working with the County on the provision of water, particularly in light of the St. Johns Water Management District's commitment to help fund the County's water treatment plant.

6. The County has every intention of providing water and wastewater services for the Mariposa community in a prompt and efficient manner. It anticipates being able to do so by the first quarter of 2008. By comparison, Mariposa's early filings herein state the Applicant hopes to be operational in three (3) years.

7. The County recognizes the public interest in providing water and wastewater systems to the Mariposa community, as well as other users in East Putnam County. A primary purpose for the County's decision to provide central services was to avoid further water depletion problems presented by historic seasonal drawdowns.

8. The County objects to the Application of MUC for the following grounds:

- a. The granting of the Application of MUC will result in a duplication of service and/or competition with service the County intends to provide in and around the proposed area.

- b. The granting of the Application of MUC is not in the public interest.
- c. The possible periodic or permanent depletion of water supplies in the area.

WHEREFORE, Petitioner respectfully requests that this matter be set for a formal Administrative Hearing and that the application of Respondent be denied.

Respectfully submitted,

s/Sidney F. Ansbacher
Sidney F. Ansbacher, Esquire
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s/Sidney F. Ansbacher w/permission
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Counsel for Putnam County

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by facsimile (850-413-7118) to Ms. Blanca Bayo, Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399, and via facsimile (850-656-4029) to Martin S. Friedman, Esquire, Rose, Sundstrom & Bentley, LLP, 2548 Blainstone Pines Dr., Tallahassee, FL 32301, this 19th day of April, 2006.

s/Sidney F. Ansbacher
Sidney F. Ansbacher