

INITIAL APPLICATION FOR QUICK TAKE AMENDMENT

DISTRIBUTION CENTER

Pursuant to

Section 367.045, Florida Statutes

Rule 25-30.036(2), Florida Administrative Code

06 SEP 15 AM 7:02

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

UTILITY: MSM Utilities, LLC

PRIMARY CONTACT: Ben J. Maltese

PHONE: (239) 444-1444

FAX: (239) 444-1445

MAILING ADDRESS: 9696 Bonita Beach Road
Suite 203
Bonita Springs, FL 34135

RECEIVED FPSC
06 SEP 15 AM 10:03
COMMISSION CLERK

The undersigned hereby advises the Commission that amendment of Water Certificate No. 611-W and Wastewater Certificate No. 527-S are approved pursuant to Rule 25-30.036(2), Florida Administrative Code, for the following reasons:

The proposed new territory as described below will not exceed 25 equivalent residential connections at the time the territory is built out.

Proposed new territory:

The South 1/2 of the Southeast 1/4 of the Southwest 1/4 of the Southwest 1/4 of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida.

Together with:

The South 1/2 of the Northeast 1/4 of the Southwest 1/4 of the Southwest 1/4 and the North 1/2 of the Southeast 1/4 of the Southwest 1/4 of the Southwest 1/4 of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida.

And:

The Northeast 1/4, of the Northeast 1/4, of the Northeast 1/4, of the Northeast 1/4, of Section 13, Township 40 South, Range 23 East, Charlotte County, Florida. Less and except the Right-of-Way for a public highway along the East side of said land, and Less and except the Right-of-Way for a public road along the North line of said land, and Less and except the following: Commence at the Northeast corner of said Section 13; thence along the North boundary of said Section 13, North 88'26'45" West, 45.15 feet, to the Westerly maintained Right-of-Way line of State Road 35 (US 17) for a point of beginning; thence along said Westerly maintained Right-of-Way line, South 00'23'35" West, 330.28 Feet; thence North 88'24'16" West, 8.00 Feet; thence North 00'23'35" East, 330.28 Feet, to said North boundary of Section 13; thence along said North boundary, South 88'26'45" East, 8.00 Feet, to the point of beginning.

Orig MAP forwarded to ECR

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action / Equal Opportunity Employer

DOCUMENT NUMBER - DATE

08461 SEP 15 08

FPSC-COMMISSION CLERK

To the best of my knowledge:

- (1) There is no other utility in the area of the proposed new territory willing and capable of providing reasonably adequate service to the territory.
- (2) The property owner requesting water and wastewater services has demonstrated to the utility that service is necessary because service is otherwise not available.

A completed Follow-Up Application will be filed in accordance with Rule 25-30.036(3), F.A.C., within 45 days after completing the noticing requirements specified in Rule 25-30.030, F.A.C.

AFFIDAVIT

I, Ben J. Maltese 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: Ben J. Maltese
Ben J. Maltese
Managing Partner

Subscribed and sworn to before me this 11th day in the month of September in the year of 2006 by Ben J. Maltese who is personally known to me.



Margaret M. Ray
Notary Public Signature

Print, Type or Stamp Commissioned
Name of Notary Public

LEGAL NOTICE

Notice is hereby given on September 15, pursuant to Section 367.045, Florida Statutes, of the application of MSM Utilities, LLC to amend its Water Certificate No. 611-W and Wastewater Certificate No. 527-S to add territory in Charlotte County, Florida as follows:

The South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida.

Together with:

The South $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the North $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 12, Township 40 South, Range 23 East, Charlotte County, Florida.

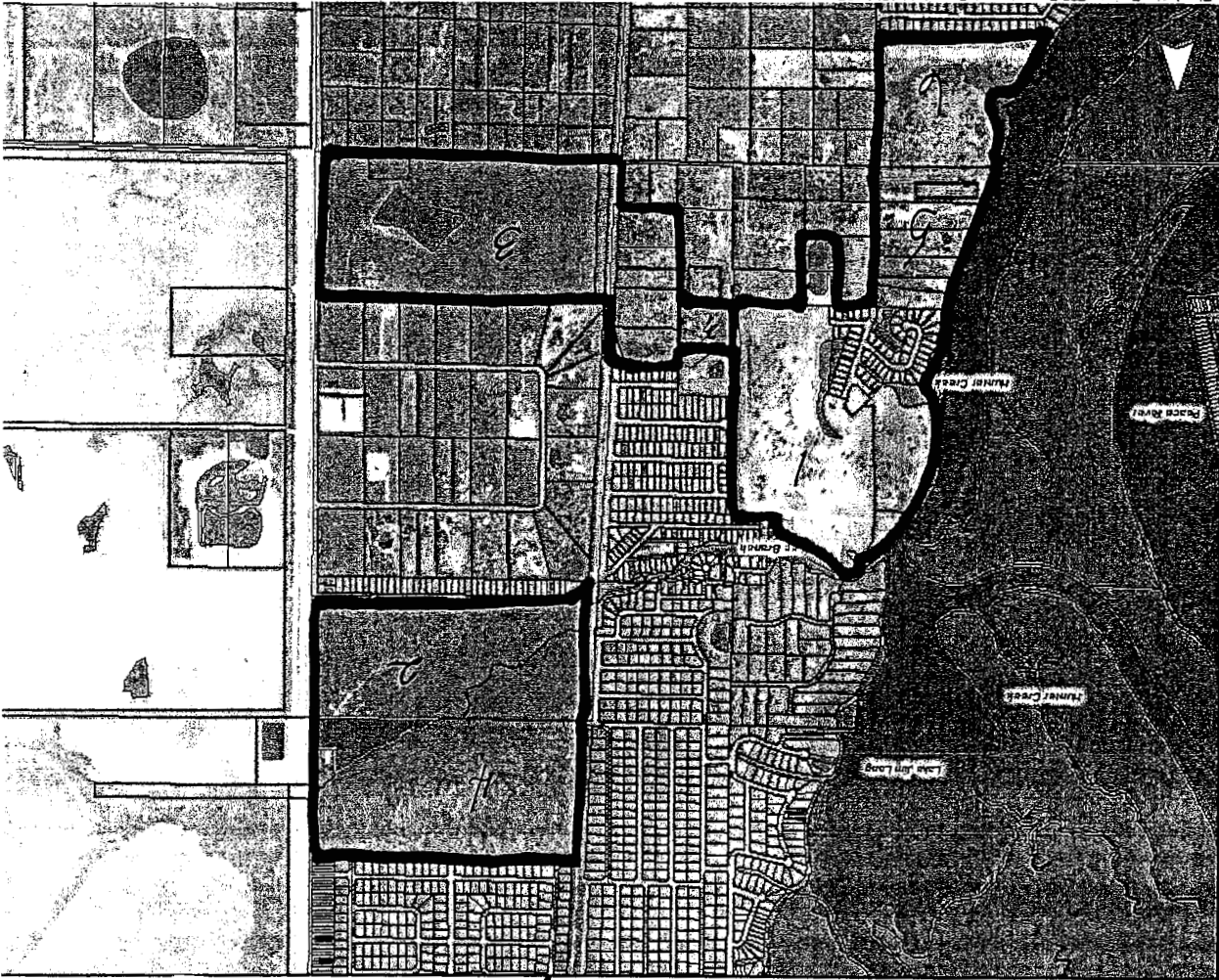
And:

The Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of the Northeast $\frac{1}{4}$, of Section 13, Township 40 South, Range 23 East, Charlotte County, Florida. Less and except the Right-of-Way for a public highway along the East side of said land, and Less and except the Right - of-Way for a public road along the North line of said land, and Less and except the following: Commence at the Northeast corner of said Section 13; thence along the North boundary of said Section 13, North 88'26'45" West, 45.15 feet, to the Westerly maintained Right-of- Way line of State Road 35 (US 17) for a point of beginning; thence along said Westerly maintained Right-of Way line, South 00'23'35" West, 330.28 Feet; thence North 88'24'16" West, 8.00 Feet; thence North 00'23'35" East, 330.28 Feet, to said North boundary of Section 13: thence along said North boundary, South 88'26'45" East, 8.00 Feet, to the point of beginning.

Any objection to the said application must be made in writing and filed with the Director, Division of the Commission Clerk & Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within thirty (30) days from the date of this notice. At the same time, a copy of said objection should be mailed to the applicant whose address is set forth below. The objection must state the grounds for the objection with particularity.

MSM Utilities, LLC
9696 Bonita Beach Road, Suite 210
Bonita Springs, FL 34135

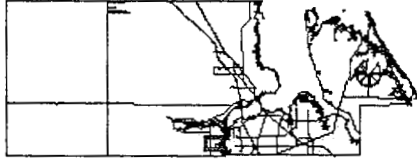
MSM Utilities Service Territory - Current



Charlotte County GIS Department Copyright (C) 2005

0 2000ft

Territory to be added



Copyright 2005
Charlotte County GIS
18500 Murdock Circle
Port Charlotte, FL 33948



- Highlighted Feature
- Shaded Feature
- Line
- Point
- Area
- Water
- Wetland
- Forest
- Agriculture
- Residential
- Commercial
- Industrial
- Road
- Railroad
- Utility
- Other

DISCLAIMER : This map is a representation of compiled public information. It is believed to be an accurate and true depiction for the stated purpose, but Charlotte County and its employees make no guarantees, implied or otherwise to the accuracy or completeness. We therefore do not accept any responsibility as to its use. This is not a survey or is it to be used for design. C.C.G.I.S. maintains a record regarding the methods used to produce this map and can be furnished upon request.

FLORIDA PUBLIC SERVICE COMMISSION

Certificate Number

527-S

Upon consideration of the record it is hereby ORDERED that authority be and is hereby granted to:

MSM Utilities, LLC

Whose principal address is:

9696 Bonita Beach Road, Suite 210
Bonita Springs, FL 34135
(Charlotte County)

to provide wastewater service in accordance with the provision of Chapter 367, Florida Statutes, the Rules, Regulations and Orders of this Commission in the territory described by the Orders of this Commission.

This Certificate shall remain in force and effect until suspended, cancelled or revoked by Orders of this Commission.

ORDER	PSC-99-0756-FOF-WS	DOCKET	980731-WS
ORDER	PSC-05-0147-PAA	DOCKET	031042-WS
ORDER	PSC-06-0129-FOF-WS	DOCKET	050820-WS
ORDER		DOCKET	
ORDER		DOCKET	
ORDER		DOCKET	
ORDER		DOCKET	
ORDER		DOCKET	

BY ORDER OF THE
FLORIDA PUBLIC SERVICE COMMISSION

Rana S. Bayo

Commission Clerk and Administrative
Services Director



FLORIDA PUBLIC SERVICE COMMISSION

Certificate Number

611-W

Upon consideration of the record it is hereby ORDERED that authority be and is hereby granted to:

MSM Utilities, LLC

Whose principal address is:

9696 Bonita Beach Road, Suite 210
Bonita Springs, FL 34135
(Charlotte County)

to provide water service in accordance with the provision of Chapter 367, Florida Statutes, the Rules, Regulations and Orders of this Commission in the territory described by the Orders of this Commission.

This Certificate shall remain in force and effect until suspended, cancelled or revoked by Orders of this Commission.

ORDER	PSC-99-0756-FOF-WS	DOCKET	980731-WS
ORDER	PSC-05-0147-PAA	DOCKET	031042-WS
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BY ORDER OF THE
FLORIDA PUBLIC SERVICE COMMISSION

Laura S. Davis
Commission Clerk and Administrative
Services Director

