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LAW OFFICES
ROSE, SUNDBSTROM & BENTLEY, LLP
2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301

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WILLIAM E. SUNDBSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON
ROBERT M. C. ROSE (1924-2006)

(850) 877-6555
FAX (850) 656-4029
www.rsbatorneys.com

CENTRAL FLORIDA OFFICE
SANITARY CENTER
2180 W. STATE ROAD 434, SUITE 2118
LONGWOOD, FLORIDA 32779
(407) 830-6331
FAX (407) 830-8522

REPLY TO CENTRAL FLORIDA OFFICE

May 1, 2007

MARTIN S. FRIEDMAN, P.A.
VALERIE L. LORD
BRIAN J. STREET

HAND DELIVERY

Ann Cole, Commission Clerk
Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

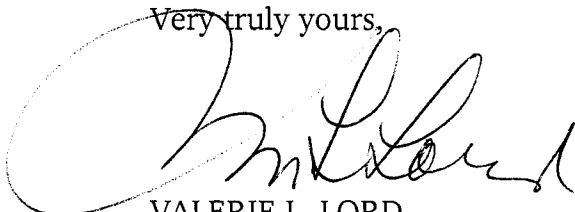
RE: Cypress Lakes Utilities, Inc. - Docket No.: 070275-WS; Application for amendment of Certificates 592-W and 509-S to extend water and wastewater service land in Polk County, Florida
Our File No.: 30057.139

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket is the original and fifteen (15) copies of the Notice of Filing the water permit of Cypress Lakes Utilities, Inc. This filing will satisfy the requirements of Rule 25-30.036(3)(k), Florida Administrative Code.

Should you have any questions regarding this filing, please do not hesitate to contact me.

Very truly yours,



VALERIE L. LORD
For the Firm

VLL/tlc
Enclosures

cc: Steven M. Lubertozzi, Chief Regulatory Officer (w/enclosures)
John P. Hoy, Regional Vice President for Operations (w/o enclosures)
Patrick C. Flynn, Regional Director (w/enclosures)

DOCUMENT NUMBER-DATE

03682 MAY-1 07

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Application of
CYPRESS LAKES UTILITIES, INC.
for amendment to water and wastewater
certificates in Polk County, Florida

Docket No. 070275-WS

NOTICE OF FILING COPY OF WATER PERMIT

Applicant, CYPRESS LAKES UTILITIES, INC., by and through its undersigned attorneys, hereby gives notice of filing in the above-referenced docket a copy of water permit no. 162866-006.

Respectfully submitted on this 1st day of
May 2007, by:

ROSE, SUNDSTROM & BENTLEY, LLP
Sanlando Center
2180 W. State Road 434, Suite 2118
Longwood, FL 32779
(407) 830-6331 Phone
(407) 830-8522 Fax

By: 

MARTIN S. FRIEDMAN
VALERIE L. LORD
For the Firm



Charlie Crist
Governor

Ana M. Viamonte Ros, M.D., M.P.H.
Secretary of Health

Cypress Lakes Utilities
Cypress Lakes Phase 12
February 5, 2007
(120 Connections/30 ERC's)

Alan Taylor
Cypress Lakes Association, LTD
11300 4th Street North
St. Petersburg, FL 33716

Re: Notification of Use of General Permit

Approval Number: 162866-006

Dear Mr. Taylor:

In response to your request, this letter is to advise you that the Department has received your notice of intent to use a general permit as provided in *Rule 62-555.405, Florida Administrative Code* to construct an extension to a public water supply distribution system and does not object to your use of such general permit. Please be advised that you are required to abide by all conditions in *Rules 62-4.510 through 62-4.540, Florida Administrative Code*, the general requirements for general permits.

If you have any questions or comments, please contact the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald R. Ehlenbeck".

Donald R. Ehlenbeck, P.E.
Professional Engineering Administrator

DRE/clg

Cc: Patrick Flynn -- Cypress Utilities
Michael Gaylor, PE -- Gaylor Engineering
File Copy: Cypress Lakes Utilities

POLK COUNTY HEALTH DEPARTMENT

Daniel O. Haight, MD
Director

Environmental Engineering Division
2090 East Clower Street, Bartow, FL 33830-6741
Phone (863) 519-8330 / SC 515-7365 / Fax (863) 534-0245

Lynne Saddler, MD, MPH
Assistant Director

printed on recycled paper

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Permit File Ref. - Cypress Lakes Utilities
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GENERAL CONDITIONS

1. The terms, conditions, requirements, limitations and restrictions set forth in this permit, are "permit conditions" and are binding and enforceable pursuant to Sections 403.141, 403.727, or 403.859 through 403.861, F.S. The permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.
2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.
3. As provided in subsections 403.987(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state, or local laws or regulations. This permit is not a waiver of or approval of any other department permit that may be required for other aspects of the total project which are not addressed in this permit.
4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the International Improvement Trust Fund may express State opinion as to title.
5. This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; nor does it allow the permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.
6. The permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the permittee to achieve compliance with the conditions of this permit, as required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.
7. The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law and at reasonable times, access to the premises where the permitted activity is located or conducted to:
 - a. Have access to and copy any records that must be kept under conditions of the permit;
 - b. Inspect the facility, equipment, practices, or operations regulated or required under this permit; and
 - c. Sample or monitor any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules.Reasonable time may depend on the nature of the concern being investigated.
8. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the permittee shall immediately provide the Department with the following information:
 - a. A description of and cause of noncompliance; and
 - b. The period of noncompliance, including dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance. The permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.

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Permit File Ref. - Cypress Lakes Utilities
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9. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted source arising under the Florida Statutes or Department rules, except where such use is prescribed by Sections 403.111 and 403.73, F.S. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.
10. The permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance; provided, however, the permittee does not waive any other rights granted by Florida Statutes or Department rules. A reasonable time for compliance with a new or amended surface water quality standard, other than those standards addressed in Rule 62-302.500, F.A.C., shall include a reasonable time to obtain or be denied a mixing zone for the new or amended standard.
11. This permit is transferable only upon Department approval in accordance with Rules 62-4.120 and 62-730.300, F.A.C., as applicable. The permittee shall be liable for any non-compliance of the permitted activity until the transfer is approved by the Department.
12. This permit or a copy thereof shall be kept at the work site of the permitted activity.
13. This permit also constitutes:
 - a. Determination of Best Available Control Technology (BACT)
 - b. Determination of Prevention of Significant Deterioration (PSD)
 - c. Certification of compliance with State Water Quality Standards (Section 401, PL 92-500)
 - d. Compliance with New Source Performance Standards
14. The permittee shall comply with the following:
 - a. Upon request, the permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.
 - b. The permittee shall hold at the facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation) required by the permit, copies of all reports required by this permit, and records of all data used to complete the application for this permit. These materials shall be retained at least three years from the date of the sample, measurement, report, or application unless otherwise specified by Department rule.
 - c. Records of monitoring information shall include:
 1. The date, exact place, and time of sampling or measurements;
 2. The person responsible for performing the sampling or measurements;
 3. The dates analyses were performed;
 4. The person responsible for performing the analyses;
 5. The analytical techniques or methods used;
 6. The results of such analyses.
15. When requested by the Department, the permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the permittee becomes aware the relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be corrected promptly.

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INSTRUCTIONS FOR CLEARANCE

Requirements for clearance upon completion of the project are as follows:

1. Fully executed 'Request for Letter of Release to Place Water Supply System into Service' form DEP Form 62-555.900(9).
2. One set of record drawings signed, sealed and dated by the engineer of record; in case of water distribution system or water mains, the sample points must be indicated on the plans.
3. Copies of satisfactory bacteriological analysis (a.k.a. Main Clearance), taken within 30 days of completion of construction, from representative points within the distribution system to be cleared. Each sample shall be taken on two consecutive days with sample location and chlorine residual readings clearly indicated on report. Such sample points should include:
 - a. One set of samples from every 1,200 feet of the new water main.
 - b. One set from the end of the line (each line).
 - c. One set from each branch.
 - d. One set from connection of proposed to existing.
4. Copy of the pressure test conducted on the water system to be cleared or statement of the engineer that the test was done and met the AWWA requirements.
5. An as-built review fee of \$75.00 made payable to Polk County Health Department must be included with this package before a clearance can be issued.
6. Where water and sewer mains cross with less than 18" vertical clearance, the sewer will be 20' of either cast iron pipe or concrete encased vitrified clay pipe, centered on the point of crossing. When a water main parallels a sewer main, a separation of at least 10' should be maintained where practical.
7. Satisfactory bacteriological main clearance samples must be submitted for two (2) consecutive days. **Samples shall be collected in accordance with the requirements of "AWWA Standard for Disinfecting Water Mains, C651-99" from the five (5) sample points represented on the approved drawings.**