

Ruth Nettles

From: Trina Collins [TCollins@RSBattorneys.com]
Sent: Thursday, September 27, 2007 4:20 PM
To: Filings@psc.state.fl.us
Cc: Martin Friedman; Trina Collins; Michele Parks
Subject: Filing in Docket No. 060698-SU; Application for Authority to Transfer the Facilities of Del Tura Phase I, LLC d/b/a Del Tura Utilities and Certificate No. 298-S in Lee County, Florida to North Fort Myers Utility, Inc., etc.
Importance: High
Attachments: PSC Clerk (AOM Notice of Change in Rates) 06.ltr.09-27-2007.pdf

- a. Martin S. Friedman, Esquire
 Rose, Sundstrom & Bentley, LLP
 2180 W. State Road 434, Suite 2118
 Longwood, FL 32779
 PHONE: (407) 830-6331
mfriedman@rsbattorneys.com
- b. Docket No. 060698-SU; In re: Application for Authority to Transfer the Facilities of Del Tura Phase I, LLC d/b/a Del Tura Utilities and Certificate No. 298-S in Lee County, Florida to North Fort Myers Utility, Inc., Cancellation of Certificate No. 298-S, and Amendment of Certificate No. 247-S, and limited proceeding for authority to charge the customers of Del Tura Utilities.
- c. North Fort Myers Utility, Inc.
- d. 5 pages
- e. Letter – 1 page
 Notice of Filing – 1 page
 Affidavit of Mailing – 1 page
 Notice to Customers of Change in Rates of North Fort Myers Utility, Inc. – 2 pages.

DOCUMENT NO. DATE

08903-07 9/27/07
 FPSC - COMMISSION CLERK

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

FREDERICK L. ASCHAUER, JR.
CHRIS H. BENTLEY, P.A.
ROBERT C. BRANNAN
F. MARSHALL DETERDING
JOHN R. JENKINS, P.A.
KYLE L. KEMPER
STEVEN T. MINDLIN, P.A.
CHASITY H. O'STEEN
DAREN L. SHIPPY
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

REPLY TO CENTRAL FLORIDA OFFICE

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

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

September 27, 2007

E- FILING

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

Re: Docket No. 060698-SU; Application for Authority to Transfer the Facilities of Del Tura Phase I, LLC d/b/a Del Tura Utilities and Certificate No. 298-S in Lee County, Florida to North Fort Myers Utility, Inc., Cancellation of Certificate No. 298-S, and Amendment of Certificate No. 247-S, and limited proceeding for authority to charge the customers of Del Tura Utilities
Our File No.: 16319.71

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket is North Fort Myers Utility, Inc.'s Notice of Filing and Affidavit of Mailing evidencing the Notice of Change in Rates has been sent to the former customers of Del Tura Phase I, LLC d/b/a Del Tura Utilities, Inc.

Very truly yours,



MARTIN S. FRIEDMAN
For the Firm

MSF/mp
Enclosures

cc: Dr. Joel Schenkman (w/o enclosure)
Dr. Michael Schenkman (w/o enclosure)
Mr. Tony Reeves (w/o enclosure)

DOCUMENT NO. DATE

08903-07 9/27/07
FPSC - COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION


In re: Application for Authority to Transfer
the Facilities of DEL TURA PHASE I, LLC,
d/b/a DEL TURA UTILITIES and Certificate
No. 298-S in Lee County, Florida to NORTH FORT MYERS UTILITY, INC., Cancellation of
Certificate No. 298-S, and Amendment of
Certificate No. 247-S, and limited
proceeding for authority to charge the
customers of Del Tura Utilities its authorized
rates, fees and charges

NOTICE OF FILING

Applicant, NORTH FORT MYERS UTILITY, INC., by and through its undersigned
attorneys, hereby gives notice of filing its Affidavit of Mailing evidencing the Notice to
Customers of Change in Rates attached thereto has been mailed to each of the former
customers of Del Tura Phase I, LLC d/b/a Del Tura Utilities, Inc.

Respectfully submitted on this 27th day of
September, 2007, by:

ROSE, SUNDSTROM & BENTLEY, LLP
2180 W. State Road 434, Suite 2118
Longwood, FL 32779
PHONE: (407) 830-6331
FAX: (407) 830-8522

By 

MARTIN S. FRIEDMAN
For the Firm

AFFIDAVIT OF MAILING

STATE OF FLORIDA

COUNTY OF LEE

BEFORE ME, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared AA Reeves, III, as the V.P. of North Fort Myers Utility, Inc., who, after being duly sworn on oath, did depose on oath and say that he/she did send by first class U.S. Mail on the 19th of September, 2007, a copy of the Notice of Rate Change attached hereto to each of the former customers of Del Tura Phase I, LLC, d/b/a Del Tura Utilities, Inc.

FURTHER AFFIANT SAYETH NAUGHT.

AA Reeves III

Sworn to and subscribed before me this 19 day of September, 2007, by AA Reeves III, as V.P. of North Fort Myers, Utility, Inc., who is personally known to me or has produced _____ as identification.



Patricia E. Honse
NOTARY PUBLIC - STATE OF FLORIDA
Print Name: Patricia E. Honse
My Commission Expires: 3/31/2011

**NOTICE TO CUSTOMERS OF CHANGE IN RATES OF
NORTH FORT MYERS UTILITY, INC.**

On October 20, 2006, Del Tura Phase I, LLC d/b/a Del Tura Utilities (**Del Tura**) and North Fort Myers Utility, Inc. (**NFMU**), filed a joint application for transfer of Del Tura's wastewater facilities to NFMU and for authority to charge the Del Tura customers the rates and charges approved for NFMU customers.

At the Agenda Conference held on April 24, 2007, the Commission took action on NFMU's Application. By Proposed Agency Action Order Approving Limited Proceeding For Change in Rates and Charges and Final Order Approving Transfer, Order No. PSC-07-0419-PAA-SU (**Order**) issued May 14, 2007, in Docket No. 060698-SU, the Commission approved the change in rates (upon interconnection with NFMU's wastewater system) and the transfer of the wastewater facilities. The Proposed Agency Action portions of the Order were finalized by Consummating Order No. PSC-07-0487-SU, issued on June 8, 2007.

The interconnection will be made by the end of September, 2007, and the approved NFMU rates will be effective for service on or after October 12, 2007.

The Del Tura rates prior to the Order and the NFMU approved rates for wastewater service are as follows: (The rates approved in the Order were increased pursuant to implementation of a price index increase as allowed by Section 367.081 (4) (a), Florida Statutes.)

WASTEWATER
General Service

<u>Class/Meter Size</u>	<u>Del Tura Rates</u>	<u>NFMU Approved Rates</u>
Clubhouse	\$221.63*	N/A
Satellite Recreation Areas	\$ 22.16*	N/A
Sales Administrative Offices	\$ 88.64*	N/A
Construction Office	\$ 44.33*	N/A
5/8" X 3/4"	N/A	\$ 11.45
1"	N/A	\$ 28.58
1 1/2 "	N/A	\$ 57.15
2"	N/A	\$ 91.43
3"	N/A	\$182.86
4"	N/A	\$285.70
6"	N/A	\$571.50
Gallonage Charge (per 1,000 gallons)	\$0.00	\$ 4.22

*Billed Quarterly

**WASTEWATER
Residential Service**

<u>Class/Meter Size</u>	<u>Del Tura Rates</u>	<u>NFMU Approved Rates</u>
All sizes	\$22.16*	\$11.62
Gallonge Charge (per 1,000 gallons) (Maximum 10,000 gallons)	\$0.00	\$4.22

* **Billed Quarterly**

Customer Deposits

<u>Meter Size</u>	<u>Del Tura</u>	<u>NFMU Residential and General Service</u>
5/8" X 3/4"	N/A	\$31.00*
1"	N/A	N/A
1 1/2"	N/A	N/A
Over 2"	N/A	N/A

* **The existing customers of Del Tura will not have to pay a customer deposit.**

Service Availability Fees and Charges

<u>Charge</u>	<u>Del Tura</u>	<u>NFMU Approved Charges</u>
Plant/System Capacity Charge*	N/A	\$635.00 per ERC (275 GPD)
All Others	N/A	\$2.31 per gallon

* **Plant/System Capacity Charge will be effective immediately for all new customers requesting service and does not apply to existing customers of Del Tura Utilities.**