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October 8, 2009

Public Service Commission
State of Florida
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RECEIVED-FPSC
09 OCT 13 AM 9:10
COMMISSION
CLERK

Re: Application of Grove Land Utilities, LLC to operate a Water and Wastewater Utility
in Indian River, Okeechobee and St. Lucie Counties, Florida.
Docket No. 090445-WS

Dear Sir/Madam:

Enclosed to be filed in the above referenced Docket No. is the original Petition Of
Okeechobee Utility Authority For Leave To Intervene And Objection To The Application.

Please call my office if you have any questions.

Sincerely,

Tom W. Conely, III
by Kelly Leaver

signed in his absence to expedite delivery

Tom W. Conely, III

TWC,III/ksh
Enclosures: as stated

Done
10/13/09
R.V.N.

DOCUMENT NUMBER-DATE

10491 OCT 13 09

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of Grove Land Utilities, LLC
to operate a Water and Wastewater Utility in
Indian River, Okeechobee and St. Lucie
Counties, Florida.

Docket No. 090445-WS

**PETITION OF OKEECHOBEE UTILITY AUTHORITY FOR LEAVE TO
INTERVENE AND OBJECTION TO THE APPLICATION**

Petitioner, Okeechobee Utility Authority, by and through its undersigned attorney and pursuant to Rule 25-22.039, Florida Administrative Code, files this Petition for Leave to Intervene in this proceeding and objects to the granting of the application and states:

1. Petitioner's name and address are:

Okeechobee Utility Authority
100 Southwest Fifth Avenue
Okeechobee, FL 34974

2. The name and address of the OUA's authorized representatives are:

John F. Hayford, Executive Director
Okeechobee Utility Authority
100 Southwest Fifth Avenue
Okeechobee, FL 34974
Phone: (863) 763-9460
Fax: (863) 763-9036

and

Tom W. Conely, III
Conely & Conely, P.A.
P.O. Drawer 1367
Okeechobee, FL 34973-1367
Phone: (863) 763-3825
Fax: (863) 763-6856

3. Petitioner was not furnished a copy of a Notice of the Application.

4. Petitioner is an independent public agency created and existing under an Interlocal Agreement dated December 10, 1994 between the City of Okeechobee and Okeechobee County pursuant to the provisions of Chapter 163.01 and Chapter 373.1962, Florida Statutes.

5. Petitioner has a substantial interest in this proceeding for the following reasons:

a. Petitioner's service area is all of the lands within Okeechobee County, Florida.

b. Petitioner's name and address do not appear in the list of water and wastewater utilities in Okeechobee County that is attached to the Application.

c. The Application includes fifteen (15) square miles in Petitioner's service area in Okeechobee County.

d. Petitioner owns and operates a wastewater treatment facility having a permitted capacity of 3 million gallons per day and is presently only utilizing approximately 0.76 million gallons per day (AADF).

e. In connection with the wastewater treatment facility Petitioner has permitted and constructed a deep well for the disposal of treated effluent.

f. Petitioner owns and operates a surface water treatment facility having a permitted capacity of 5.0 million gallons per day, a ground water treatment facility having a permitted capacity of 1.0 million gallons per day and is presently treating a total of approximately 2.1

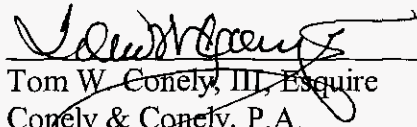
million gallons of potable water per day.

g. Petitioner has incurred and has an outstanding debt service of approximately 70 million dollars for the wastewater treatment facility, deep well injection system, surface water treatment facility, ground water treatment facility and other capital improvements in the system, which debt is being paid by Petitioner's existing customers.

h. It is economically viable, necessary and expedient for Petitioner to obtain additional customers for its utility services.

i. Petitioner is ready, willing and able to serve the needs of the applicant, Grove Land Utilities, LLC, for the lands in situate in Okeechobee County and described in the Application.

I hereby certify that a true copy of the foregoing has been furnished by U.S. Mail, postage prepaid, to Ronald Edwards, Manager, Grove Land Utilities, LLC, 660 Beachland Blvd., Suite 301, Vero Beach, FL 32963, and Michael Minton, Esquire, Dean, Mead, Minton & Zwemer, 1903 South 25th Street, Suite 200, Fort Pierce, FL 34947, this 8th day of October, 2009.


Tom W. Conely, III, Esquire
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Attorney for Petitioner
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