



3. **Current Rates and Charges.** Rule 25-30.034(1)(g), F.A.C., requires the application to contain a statement specifying on what date and under what authority the current rates and charges were established. TKCB's application indicates that the current rates were established May 1, 1993, per the Sun Lake HOA. Please provide the following:
  - (a) Supporting documentation that shows when the Sun Lake HOA approved those rates, such as minutes from a meeting, a vote sheet, or a letter issued to customers.
  - (b) A schedule of all other fees or charges that TKCB and the City of Cocoa currently charge to TKCB wastewater customers, including the deposits, late fees, and disconnection fees referenced in TKCB's Utility Collection Fee Agreement with the City of Cocoa, dated November 24, 2003.
  - (c) Please specify which charges were developed by TKCB, the Sun Lake HOA, or adopted from the City of Cocoa's existing fees and charges.
4. **Territory Description.** Rule 25-30.034(1)(h), F.A.C., requires the application to contain a description of the territory to be served, using township, range and section references as specified in subsection 25-30.030(2), F.A.C. TKCB's application contains the legal description for Phases I and II, but not for the utility's entire service area. Please provide the legal description for the utility's service area.
5. **Detailed System Map.** Rule 25-30.034(1)(i), F.A.C., requires the application to contain one copy of a detailed system map showing the lines, treatment facilities and the territory to be served. Any territory not served at the time of the application shall be specifically identified on the system map. The map shall be of sufficient scale and detail to enable correlation with the description of the territory to be served. TKCB's application only includes a system map for the parcel of land where the wastewater treatment plant is located. Please provide a system map for Phases I and II.
6. **Proposed Territory.** Rule 25-30.034(1)(j), F.A.C., requires the application to contain one copy of the official county tax assessment map, or other map showing township, range, and section with a scale such as 1"=200' or 1"=400', with the proposed territory plotted thereon by use of metes and bounds or quarter sections, and with a defined reference point of beginning. The map provided with TKCB's application does not specify the utility's current service territory and whether the utility is requesting approval of additional territory that is not currently being served but is within the utility's service area. Please provide additional information that clearly shows the utility's requested service area and designates the territory that is currently being served and any territory that the utility plans to serve in the future.
7. **Customers.** Rule 25-30.034(1)(n), F.A.C., requires a schedule showing the number of customers currently served, by class and meter size, as well as the number of customers projected to be served when the requested service territory is fully occupied. Please provide a schedule showing the required customer information. Alternatively, you may provide copies of the monthly billing registers prepared by the City of Cocoa for TKCB, if the billing registers clearly show the required customer information.

8. **Additional Territory.** Rule 25-30.034(2), F.A.C., requires additional information if the utility is requesting any territory not served at the time of the application. Please specify whether the utility is requesting any additional territory not currently served. If yes, please provide the following information:
  - (a) A statement showing the need for service in the proposed area; and
  - (b) A statement that to the best of the applicant's knowledge, the provision of service in this territory will be consistent with the water and wastewater sections of the local comprehensive plan as approved by the Department of Community Affairs at the time the application is filed, or, if not consistent, a statement demonstrating why granting the territory would be in the public interest.
  
9. **Notices.** Section 367.045(1)(a), Florida Statutes, and Rule 25-30.030, F.A.C., require that the utility provide notice of the application to certain government officials and utilities, the utility's customers, and for publication in a local newspaper. Although TKCB's application includes a statement that the governing bodies were notified, the application is incomplete with respect to proof that the noticing requirements have been met. Please provide the following:
  - (a) Notice to governing bodies, utilities, and other government officials. Please provide a copy of the notice that was sent, a list of the entities that were noticed (you may provide a copy of the Commission list that you used), and a notarized affidavit that the notices were sent, including the date the notices were sent.
  - (b) Notice to TKCB customers. Please provide a copy of the notice sent to customers and a notarized affidavit that the notice of actual application was given in accordance with Rule 25-30.030, F.A.C., by regular mail or personal delivery to each customer of the system.
  - (c) Notice in a newspaper. Immediately upon completion of publication, please provide an affidavit that the notice of actual application was published once in a newspaper of general circulation in the territory in accordance with Rule 25-30.030, F.A.C. Please include a copy of the proof of publication from the newspaper with the affidavit.

Additional Information

1. **Financial and Technical Ability.** Rule 25-30.034(1)(d), F.A.C., requires a statement regarding the financial and technical ability of the applicant to continue to provide service. The statement of financial and technical ability provided in TKCB's application does not provide sufficient detail. Please provide:
  - (a) TKCB's most recent year end financial statement; and
  - (b) Additional information regarding TKCB's plant operator's experience, such as the class of operator license the operator currently holds.
  
2. Based upon information provided in the application, it appears there is some overlap between TKCB's and the Sun Lake HOA's function and responsibilities with respect to utility operations. Please explain what role the Sun Lake HOA plays in current and future utility operations.

December 16, 2010

3. In regards to the Utility Fee Collection Agreement (Agreement) dated November 24, 2003 that was included in the application, please provide the following information:
  - (a) The Agreement is between the City of Cocoa and the Sun Lake HOA, rather than TKCB. Please explain why the Sun Lake HOA is responsible for this agreement.
  - (b) On page 3 of the Agreement, Item 7 indicates the "Agreement shall be automatically renewed for successive one (1) year periods commencing on October 1 of the applicable year and terminating on September 30 of the following year unless otherwise terminated by either party." Please provide the most recent annual Agreement or documentation confirming its renewal.
  - (c) On page 2 of the Agreement, Item 3 indicates that the City of Cocoa will charge a flat fee of \$0.85 per month, per account billed, for its collection services. The City of Cocoa's monthly collection statements that were provided in the application show a fee of \$0.96, as of August 2010. Did this fee change when the Agreement was renewed in October 2010? If so, please provide documentation for the new fee.

The **original and four copies** of the response to the information requested in this letter should be filed with the Commission on or before **January 17, 2011**. When filing the response, please be sure to refer to the docket number and to direct the response to:

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

Should you have any questions concerning the information in this letter, please contact my staff members, Martha Golden at (850) 413-7015 or Robert Simpson at (850) 413-7001.

Sincerely,



Patti Daniel  
Public Utilities Supervisor  
Bureau of Certification, Economics & Tariffs

pd/mg

Enclosures

cc: Division of Economic Regulation (Golden, Simpson)  
Office of the General Counsel (Williams)  
Office of Commission Clerk