

**FLORIDA PUBLIC SERVICE COMMISSION
CASE MANAGEMENT SYSTEM
PARTICIPATING EMAIL ADDRESSES FOR DOCKET 120076**

PARTY NAME	COMPANY CODE	EMAIL ADDRESS	ADDRESS IN MASTER COMMISSION DIRECTORY
Mid-County Services, Inc.	SU291	pcflynn@uiwater.com	No
Office of Public Counsel (12b)		reilly.steve@leg.state.fl.us	No
Sundstrom Law Firm (12)		MFriedman@sfflaw.com	No

*FAXED 0
MAILED 0
EMAILED 3*

FPSC, CLK CORRESPONDENCE
 Administrative Parties Consumer
 DOCUMENT NO. 02138-12
 DISTRIBUTION: _____

FILED 4/10/2012
 DOCUMENT NO. 02138-2012
 FPSC - COMMISSION CLERK

Commission Clerk

Subject: FPSC E-service of Document NO. 03721-12 in Docket 120076-SU (Email ID = 251505)

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Should you have any problems accessing this document, please contact the Office of Commission Clerk by reply e-mail. Do not alter the subject line, as it is used for processing.

DOCUMENT NO.	DESCRIPTION	
<u>03721-12 (25 pgs.)</u>	RECOM for 6/19/12 Commission conference, Item __, from ECR and GCL staff.	Yes

Dorothy Menasco

120076-SU

From: Dorothy Menasco
Sent: Monday, April 09, 2012 5:58 PM
To: Marshall Willis
Cc: Rick Wright; Michael Lawson
Subject: Docket 120076-SU

ADMINISTRATIVE

Hi Marshall,

This message service as notification that have updated the prog mod from A1e to A1c per your request on the prog mod report dated 4/9/12. Thank you for your help!

Dorothy

DOCUMENT NUMBER-DATE

02138 APR 10 2012

FPSC-COMMISSION CLERK

4/9/2012

Section 1 - Office of Commission Clerk

Docket No. 120076-SU Date Docketed: 04/04/2012 Title: Investigation of rates of Mid-County Services, Inc. in Pinellas County for possible overearnings.

Company: Mid-County Services, Inc.

Official Filing Date: _____

Expiration: _____

Last Day to Suspend: _____

Referred to:

ADM APA CLK DED (ECR) GCL PIF RAD SRC

("O") indicates OPR

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Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module AI(e)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff R Wright, B Fletcher
A Maurey

Current CASR revision level

Due Dates
Previous Current

Staff Counsel M Lawson

OCRs

1.	Staff Recommendation	NONE	04/26/2012
2.	Agenda	NONE	05/08/2012
3.	Standard Order	NONE	05/29/2012
4.	Revised CASR Due	NONE	06/29/2012
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Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel ___
Hearing Examiner ___ Staff ___

Date filed with CLK: 04/06/2012

Initials OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BI	ED	GH	BL	BW		
X							

Prehearing Officer

Commissioners					ADM
BI	ED	GH	BL	BW	
					X

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: BI/MM
Date: 04/06/2012

Section 1 - Office of Commission Clerk

Docket No. 120076-SU Date Docketed: 04/04/2012 Title: Investigation of rates of Mid-County Services, Inc. in Pinellas County for possible overearnings.

Company: Mid-County Services, Inc.

Official Filing Date: _____ Expiration: _____

Last Day to Suspend: _____

Referred to:

ADM	APA	CLK	DED	(ECR)	GCL	PIF	RAD	SRC
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("O") indicates OPR

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module A1(c)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

R Wright, B Fletcher
A Maurey

Current CASR revision level

Due Dates
Previous Current

Staff Counsel

M Lawson

OCRs

Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CLK: 04/26/2012

Initials OPR _____

Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BI	ED	GH	BL	BW		
X							

Prehearing Officer

Commissioners					ADM
BI	ED	GH	BL	BW	
					X

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the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: _____
Date: Pending

BI/MM
5-1-12

Section 1 - Office of Commission Clerk

Docket No. 120076-SU Date Docketed: 04/04/2012 Title: Investigation of rates of Mid-County Services, Inc. in Pinellas County for possible overearnings.

Company: Mid-County Services, Inc.

Official Filing Date: _____ Expiration: _____

Last Day to Suspend: _____

Referred to: _____ (AFD) AIT APA CAO CLK DET ECO ENG GCL IDM TEL
 ("O" indicates OPR)

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module Al(c)

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 IT IS TENTATIVE AND SUBJECT TO REVISION.
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff R Wright, B Fletcher
A Maurey

Current CASR revision level

Due Dates
 Previous Current

Staff Counsel M Lawson

OCRs _____

Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with CLK: 04/26/2012

Initials OPR _____
 Staff Counsel _____

1.	Revised CASR Due	06/29/2012	12/05/2012
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Section 3 - Chairman Completes

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- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BI	ED	GH	BL	BW		
X							

Prehearing Officer

Commissioners					ADM
BI	ED	GH	BL	BW	
					X

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 assigned the full Commission decides the case.

Approved: BJW
 Date: 05/01/2012

Section 1 - Office of Commission Clerk

Docket No. 120076-SU Date Docketed: 04/04/2012 Title: Investigation of rates of Mid-County Services, Inc. in Pinellas County for possible overearnings.

Company: Mid-County Services, Inc.

Official Filing Date: _____ Expiration: _____

Last Day to Suspend: _____

Referred to: (AFD) AIT APA CAO CLK DET ECO ENG GCL IDM TEL
 ("O" indicates OPR) X

Section 2 - OPR Completes and returns to CLK in 10 workdays. Time Schedule

Program Module Al(c)

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 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

R Wright, B Fletcher
 A Maurey, A Vanesseltine

Current CASR revision level

Due Dates
 Previous Current

Staff Counsel

M Lawson

OCRs

Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel ___
 Hearing Examiner ___ Staff ___

Date filed with CLK: 04/26/2012

Initials OPR _____
 Staff Counsel _____

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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BI	ED	GH	BL	BW		
X							

Prehearing Officer

Commissioners					ADM
BI	ED	GH	BL	BW	
					X

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Approved: BEITW
 Date: 05/01/2012

Section 1 - Office of Commission Clerk

Docket No. 120076-SU Date Docketed: 04/04/2012 Title: Investigation of rates of Mid-County Services, Inc. in Pinellas County for possible overearnings.

Company: Mid-County Services, Inc.

Official Filing Date: _____ Expiration: _____

Last Day to Suspend: _____

Referred to: (AFD) AIT APA CAO CLK DET ECO ENG GCL IDM TEL
 ("O" indicates OPR)

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module A1(c)

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 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

R Wright, B Fletcher
A Maurey
A VanEsselestine

Current CASR revision level

Due Dates
 Previous Current

Staff Counsel

M Lawson

OCRs

Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with CLK: 04/26/2012

Initials OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BI	ED	GH	BL	BW		
X							

Prehearing Officer

Commissioners					ADM
BI	ED	GH	BL	BW	
					X

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 assigned the full Commission decides the case.

Approved: BT
 Date: 05/01/2012

Section 1 - Office of Commission Clerk

Docket No. 120076-SU Date Docketed: 04/04/2012 Title: Investigation of rates of Mid-County Services, Inc. in Pinellas County for possible overearnings.

Company: Mid-County Services, Inc.

Official Filing Date: _____ Expiration: _____

Last Day to Suspend: _____

Referred to:

(AFD) AIT APA CAO CLK DET ECO ENG GCL IDM TEL

("O" indicates OPR)

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Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module AI(c)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff R Wright, B Fletcher

Current CASR revision level

Due Dates
Previous Current

<u>A Maurey</u>				
<u>A VanEsselstine</u>	1.	Revised CASR Due	06/29/2012	03/15/2013
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Recommended assignments for hearing and/or deciding this case:

Full Commission Commission Panel ___
Hearing Examiner ___ Staff ___

Date filed with CLK: 04/26/2012

Initials OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BI	ED	GH	BL	BW		
X							

Prehearing Officer

Commissioners					ADM
BI	ED	GH	BL	BW	
					X

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Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.

Approved: BI/TW
Date: 05/01/2012

1300767?

ART GRAHAM
CHAIRMAN

STATE OF FLORIDA



Capital Circle Office Center
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
(850) 413-6040

Public Service Commission

March 11, 2011

The Honorable Mike Fasano
Senator, 11th District
406 Senate Office Building
404 South Monroe Street
Tallahassee, Florida 32399-1100

Re: Mid-County Services, Inc. in Pinellas County

Dear Senator Fasano:

I am in receipt of your letter of March 3, 2011, regarding concerns with the quality of wastewater service provided by Mid-County Services, Inc. to the residents of Doral Village Mobile Home Park. I have also received two emails from your office with copies of the affidavits completed by approximately 90 Doral Village residents. In reviewing this material, it seems that the concerns raised by the residents center on the odor coming from the wastewater treatment plant, which is located within their community. Also enclosed with your letter was a copy of a recent Department of Environmental Protection (DEP) inspection report of the Mid-County facility. The DEP has requested that the utility respond to certain items revealed during the inspection. The DEP is the state agency with primary jurisdiction over the permitting and operation of wastewater treatment facilities.

I forwarded your letter and the accompanying documents to my staff for their review and analysis. They advised me that Mid-County's response to the inspection report was filed recently and is currently being reviewed by DEP engineers. I have asked my staff to also review the utility's response, and offer any assistance to DEP to ensure that the utility system is in compliance with that agency's rules and regulations. If my staff discovers any violations of the Public Service Commission rules, this will be brought directly to the attention of the Commission for appropriate action.

As you requested, we will keep you and the residents of Doral Village Mobile Home Park apprised of any findings by the DEP or the PSC. If you have any questions regarding this matter, please contact Frank Fulghum with the DEP staff or Patti Daniel with the PSC staff. Mr. Fulghum

The Honorable Mike Fasano

Page 2

March 11, 2011

can be reached by phone at 813-632-7600, or by email at frank.fulghum@dep.state.fl.us.
Ms. Daniel's office phone number is 850-413-6808, and her email address is pdaniel@psc.state.fl.us.

Sincerely,



Art Graham
Chairman

AG:MW/jc

cc: Office of Senator Fasano
8217 Massachusetts Avenue
New Port Richey, Florida 34653-3111

Ms. Ann Marie Aldrich, Doral Village R. O. Association, Inc.
Florida Department of Environmental Protection (Ana Gibbs, Frank Fulghum)
Mr. Timothy J. Devlin, Executive Director
Mr. Curt Kiser, General Counsel
Mr. Marshall Willis, Director, Economic Regulation



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

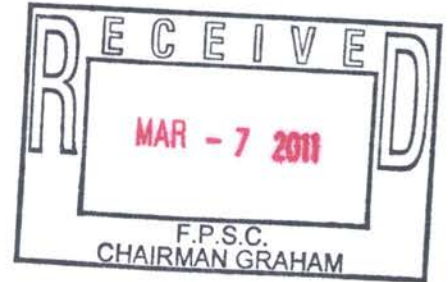
COMMITTEES:
Budget - Subcommittee on Criminal and Civil Justice
Appropriations, *Chair*
Banking and Insurance
Communications, Energy, and Public Utilities
Governmental Oversight and Accountability
Health Regulation

SENATOR MIKE FASANO

11th District

March 3, 2011

Art Graham, Chairman
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850



Dear Chairman Graham,

I recently met with the residents of Doral Village Mobile Home Park regarding a problem they are having with a facility owned and operated by Mid-County Services, Inc. (a subsidiary of Utilities, Inc.) adjacent to their community. A letter from the Doral Association, the Department of Environmental Protection, and a recent Consent Order filed against Mid-County Services by Pinellas County is enclosed.

The residents of this community have great concerns about the handling of waste at the facility and health risks the facility poses to the community. Nearly every day, residents report a strong, foul odor coming from the plant and have documented instances when the sanitary sewer lines back up into the roads during hard rains. Residents also have reported bells and alarms going off at the facility during these times with no apparent response from the company. The residents have said problems such as these have persisted for some time. I have received more than 90 affidavits filled out by resident of Doral Village Mobile Home Park that I will be sending you via email.

It is my understanding that Mid-County Services, Inc./Utilities, Inc. is regulated by the Public Service Commission. I ask that you please investigate the company for possible violations at this facility.

Thank you for your assistance. I ask that you please keep me and the residents of Doral Village Mobile Home Park apprised of your progress and findings.

Sincerely,

Mike Fasano
State Senator, District 11

MF/mbv

Cc: Ann Marie Aldrich, Doral R.O. Association
Ana Gibbs, Florida Department of Environmental Protection

REPLY TO:

- 8217 Massachusetts Avenue, New Port Richey, Florida 34653-3111 (727) 848-5885
- 406 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5062

Senate's Website: www.flsenate.gov

MIKE HARIDOPOLOS
President of the Senate

MICHAEL S. "MIKE" BENNETT
President Pro Tempore

Doral R. O. Association, Inc.

- A 55 Plus Community -

29250 U.S. Highway 19 North ▪ Clearwater, Florida 33761
Phone 727-784-2179 ▪ Fax 727-786-5903



February 11, 2011

Senator Mike Fasano
8217 Massachusetts Avenue
New Port Richey, FL 34653-3111

Wed., March 2
2 pm

Dear Senator Fasano:

We need your help!

I am writing you on behalf of the Board of Directors of Doral R.O. Association, Inc., and the residents of Doral Village Mobile Home Park, concerning a serious matter that is negatively impacting our community.

There is a wastewater plant (Mid-County Services, Inc.) in operation within the boundaries of our community. We are continuously having serious issues with the odor discharge from this plant. At one point in time we were told by county officials that the plant would be best converted to a lift station, but apparently that idea never came to be.

We have been in contact with many individuals from various departments within Pinellas County government and most recently with Mr. Frank Fulghum of the Florida Department of Environmental Protection. I am enclosing a copy of Mr. Fulghum's letter to the owners of the wastewater plant.

We would very much appreciate your help with this unacceptable situation. We have over 800 residents in our Park, all of whom are anxious to get this problem resolved. Not only does this situation cause a lot of discomfort to our residents, the situation has also had a detrimental affect on home re-sales in our Park.

I'd like to invite you to visit Doral Village and meet with our Board of Directors and some of our residents. This is a very important to our residents and we're willing to do whatever it takes to remedy the situation.

I thank you in advance for your time and consideration and anxiously await your reply.

Sincerely,

DORAL VILLAGE R. O. ASSOCIATION, INC.

Ann Marie Aldrich, LCAM, CMCA, AMS
Community Association Manager

cc: Board of Directors

Enclosure



Florida Department of
Environmental Protection
Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Hershel T. Vineyard, Jr.
Secretary

February 7, 2011

Patrick C. Flynn, Regional Director
Mid-County Services, Inc.
200 Weathersfield Avenue
Altamonte Springs, FL 32714
PCFlynn@uiwater.com

Re: Compliance Evaluation & Collections System Inspections
Mid-County WWTF
Facility ID No. FL0034789
Pinellas County

Dear Mr. Flynn:

On January 24 and 26, 2011, the Department conducted a Compliance Evaluation Inspection and a Collection Systems Inspection of the above referenced facility. Copies of the inspection report and summary are attached for your review. Please note the items marked with an asterisk, which require your attention.

The Department requests a written response addressing those items marked by an asterisk within 30 days of receipt of this letter. Your response should include an explanation of any corrective actions that have either been taken or that it plans to take. Please note that this letter and report, being part of the Department's investigation, are preliminary to agency action in accordance with Section 120.57(5), Florida Statutes. Please direct any questions to the undersigned at (813) 632-7600, extension 411, or e-mail: frank.fulghum@dep.state.fl.us.

Sincerely,

Frank L. Fulghum III
Environmental Specialist
Domestic Wastewater Program

Attachments

cc: Scotty L. Haws, Mid-County Services, Inc., slhaws@uiwater.com
Steve Szczepkowski, Mid-County Services, Inc., saszczepkowski@uiwater.com
Cari Butler, FDEP, cari.butler@dep.state.fl.us
David Bebak, FDEP, david.bebak@dep.state.fl.us
Nangellie SanInnocencio, FDEP, nangellie.saninoccencio@dep.state.fl.us
Ann Marie Aldrich, Doral Village, doralvillage@knology.net

**FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
WASTEWATER COMPLIANCE INSPECTION REPORT**

FACILITY AND INSPECTION INFORMATION


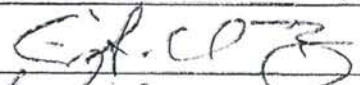
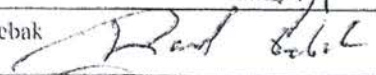
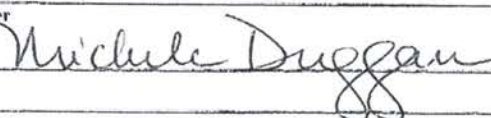
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Name and Physical Location of Facility Mid-County WWTF 2299 Spanish Vista Dr Dunedin, FL 34698	WAFR ID: FL0034789	County Pinellas Phone	Entry Date/Time 1/24/11 @ 0933' @ Exit Date/Time 1/26/11 @ 0900'
Names of Field Representatives Steve Szczepkowski	Title Operator	Phone	
Name and Address of Permittee or Designated Representative Mr. Patrick C. Flynn Mid-County Services, Inc. 200 Weathersfield Ave Altamonte, FL 32714	Title Regional Director	Phone	@ Operator Certification #

Inspection Type: <input type="checkbox"/> C <input type="checkbox"/> E <input type="checkbox"/> I	Samples Taken(Y/N): N	@ Sample ID#:	Samples Split (Y/N):
<input checked="" type="checkbox"/> Domestic <input type="checkbox"/> Industrial	Were Photos Taken(Y/N): Y	@ Log book Volume :	@ Page

FACILITY COMPLIANCE AREAS EVALUATED							
IC: In Compliance; NC: Out of Compliance; SC: Significant out of Compliance; NA: Not Applicable; NE or Blank: Not Evaluated Significant Non-Compliance Criteria Should be Reviewed when Out of Compliance Ratings Are Given in Areas Marked by a "♦"							
	PERMITS/ORDERS		SELF MONITORING PROGRAM		FACILITY OPERATIONS		EFFLUENT/DISPOSAL
IC	1. ♦ Permit	NE	3. Laboratory	IC	6. Facility Site Review	IC	9. ♦ Effluent Quality
NA	2. ♦ Compliance Schedules	IC	4. Sampling	NC	7. Flow Measurement	IC	10. ♦ Effluent Disposal
		IC	5. ♦ Records & Reports	SC	8. ♦ Operation & Maintenance	IC	11. Biosolids
			14. Other:			NA	12. Groundwater
						IC	13. ♦ SSO Survey

Facility and/or Order Compliance Status: <input type="checkbox"/> In-Compliance <input type="checkbox"/> Out-Of-Compliance <input checked="" type="checkbox"/> Significant-Out-Of-Compliance
Recommended Actions: Letter

Names and Signatures of Inspectors Frank L. Fulghum III 	District Office/Phone Number SWD/813-632-7600 x 411	Date 2/1/2011
Erin Dibacco 	SWD/813-632-7600 x 454	2/2/2011
David Babak 	SWD/813-632-7600 x 408	2/2/2011
@ Signature of Reviewer Michele Duggan 	District Office/Phone Number SWD/813-632-7600 x 335	Date 02/01/11

SEY Codes: B0020

INSPECTION SUMMARY

Facility Name: Mid-County WWTF
Facility ID No.: FL0034789
Inspection Types: Compliance Evaluation Inspection
Collections System Inspection
Inspection Dates: January 24, 2011, 0933 hours
January 26, 2011, 0900 hours

PERMIT

*Domestic Wastewater Permit No. FL0034789 was issued February 7, 2006, revised on March 10, 2010, and will expire February 6, 2011. An application to renew the permit was submitted on August 10, 2010, and is currently under review. Until the Department determines a final agency action on the application, the current permit is administratively continued.

COMPLIANCE SCHEDULES

Section VI, Schedules, of the permit is not applicable to this facility.

LABORATORY

Advanced Environmental Laboratory, FDOH Certification E84589, is certified to perform permit-required analyses. The laboratory was not evaluated.

SAMPLING

1. Sampling locations and procedures were reviewed. It was noted that neither influent nor effluent sampling was taking place. No deficiencies were noted during the inspection.
2. The influent sampler tubing was replaced. This resolves a previously-cited item.
3. *The facility is using temperature sensitive chlorine ampoules to calibrate the chlorine hand-held meter. It is recommended that a thermometer be placed inside the refrigerator to monitor the ampoules at the recommended temperature range.

RECORDS AND REPORTS

1. The records kept at the facility included the permit and its revisions, operator licenses, discharge monitoring reports (DMRs), chains of custody, laboratory analysis sheets, blueprints and the O&M log. Additional records reviewed included inline and bench meter calibrations, a daily overview sheet and meter readings which were all current to the day of the inspection.
2. *A review of the DMRs submitted February through November 2010 indicated that the November's D-001 annual average for flow was not reported. Please revise and resubmit this DMR to the Tallahassee and District offices.
3. The Department received the facility's laboratory reports for July through December 2010. These reports should be return by March 2010.
4. The backflow prevention device must be tested annually. The most recent certification reports on record for all devices were dated on July 15, 2010, and are, therefore, current.

Mid-County WWTF
Facility ID No. FL0034789
Pinellas County

FACILITY SITE REVIEW

1. *Vegetation was along the inside of the post-filter effluent holding tank. This is a repeat item.
2. The fence panel next to the air scrubber units was replaced. This resolves a previously-cited item.

FLOW MEASUREMENT

1. A V-notch weir to sonic meter with totalizer at the end of the dechlorination tank measures effluent flow. The most flow meter calibration was dated January 24, 2011 and was, therefore, current.
2. *An instantaneous flow check at 0.66 feet of head revealed the Ksonik totalizer (used to report flow on the DMR) read 585 GPM. The table value for a 90° v-notch weir is 397 GPM. The reading was not within ten percent of the table value. This is a repeat item.

OPERATION AND MAINTENANCE

*No odor was detected by Department personnel during both inspections. However, the Department received 95 odor affidavits from the residents of Doral Village. Most odors from the facility were noticeable during the evening and early morning hours. The Department requests that Mid-County Services, Inc. conduct a review of the facility's operation and equipment, and submit a summary within 60 days of receipt of this letter.

EFFLUENT QUALITY

1. The final effluent was clear with no visible foam or solids. The final effluent's total chlorine residual (TCR) was greater than 5.0 mg/l, and the pH was 6.97 SU at 1021 hours. These values were taken from the facility's in-line meters. The dechlor-TCR was 0.0 mg/l, as measured by the operator at 1031 hours. These values were within permit limits.
2. DMRs submitted February through November 2010 revealed no effluent quality exceedances were reported.
3. A review of the toxicity test results sampled in October 2010 revealed that the effluent was not chronically toxic to either *Ceriodaphnia dubia* or *Pimephales promelas*. Please note that the next toxicity test must be conducted in April 2011.

EFFLUENT DISPOSAL

Effluent is disposed of by permitted discharge to Curlew Creek. No deficiencies were noted.

BIOSOLIDS

No odors were detected near the sludge holding tank.

GROUNDWATER

There is no ground water monitoring requirement for this facility.

Mid-County WWTF
Facility ID No. FL0034789
Pinellas County

SSO SURVEY

1. Records and Reports

- a. Utility owns and operates 14 lift stations.
- b. Field staff inspects each station three times per week; record logs are stored at each station.
- c. One dedicated off-site generator is stored at the wastewater treatment facility. The unit is exercised monthly. Additional pumping equipment is stored at the wastewater treatment facility and a remote storage location.
- d. Staff has a written protocol for reporting sanitary sewage overflows. Protocol and reporting documents are posted at the wastewater treatment plant.
- e. On January 20, 2011 and January 26, 2011 staff received copies of a Collection System Inspection Audit to be completed by March 9, 2011.

2. Lift station #9:

- a. Station appeared neatly maintained, locked and secured. Emergency contact information was posted.
- b. Station inspection log was available and up to date.
- c. Significant odors were not observed at the station.
- d. Station is equipped with an above-ground isolation valves. Valves are exercised monthly.
- e. TTI Duplex Pump Controller® is used for pump sequence operation.
- f. No deficiencies were observed at this station.

3. Lift station #4, S.R.19:

- a. Station appeared maintained and secured. Emergency contact information was posted.
- b. Maintenance log was available for inspection and it was up to date.
- c. C&A® alarm dialer is used for high-level and power failure alarms; the system uses a separate float circuit. Plant staff is the first point of contact for all dialer alarms.
- d. A simulated high-level alarm revealed functional alarms.
- e. No deficiencies were observed at this station.

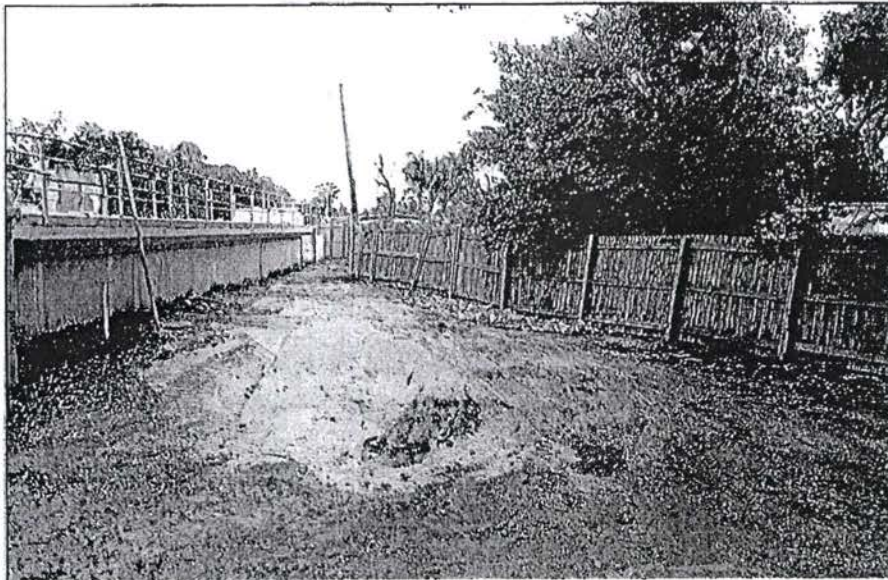
Mid-County WWTF
Facility ID No. FL0034789
Pinellas County

4. Lift station #3, Spanish Oaks:
 - a. Station appeared neatly maintained and secured. Emergency contact information was posted.
 - b. Maintenance log was available for inspection and it was up to date.
 - c. *Pump number two was disabled. According to station log, pump operation was not alternated during the month of January.

5. Lift station #11, Home Depot:
 - a. *Station was locked and secured. Visible public contact information was not posted at the station entry point.
 - b. Maintenance log was available for this station and it was up to date.
 - c. Station is equipped with a standby propane-powered generator. Generator was exercised and appeared to be operational.
 - d. *Heavy corrosion of piping and concrete was observed in the station's wet well. The station utilizes vertical check valves and a combined valve vault. Future rehabilitation work should include a plan to minimize the effect of corrosive gasses on station components. Please provide an anticipated schedule of rehabilitation work to be performed at the station.

Mid-County WWTF, 1/24/11

- Photographer: Frank L. Fulghum III
- Facility Name: Mid-County WWTF
- Facility ID No.: FL0034789
- Photographed on: January 24, 2011
- Type of Camera: Canon PowerShot A530
- Recording Media: MMC Plus memory card
- Digital photos copied by: Frank L. Fulghum III
- Digital photos copied to: C:\Documents and Settings\fulghum_fm\My Documents\My Pictures\1-24-11
- Original copies stored: "Photo Archives" CD



Photograph of the area east of the facility

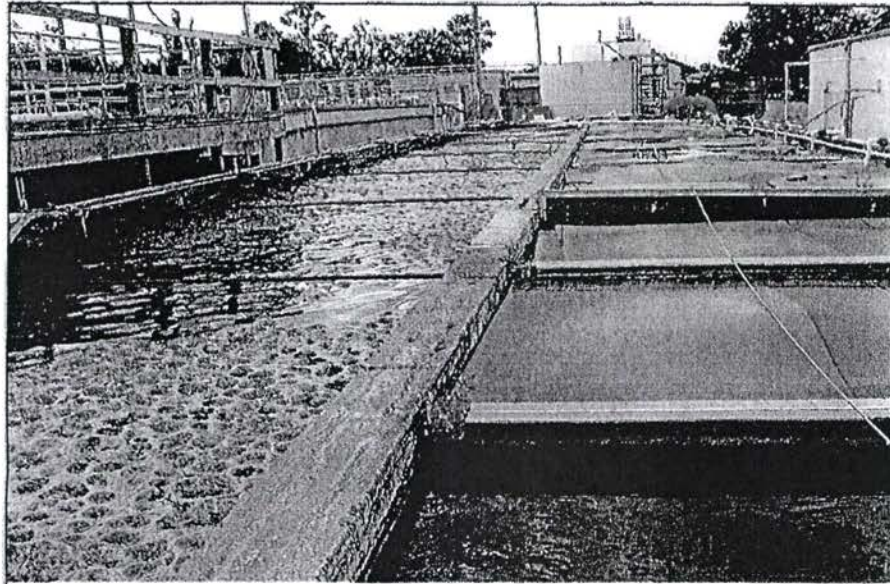


Photo above of the vegetation on the wall separating the CCC and sludge holding tank

**BOARD OF COUNTY
COMMISSIONERS**

Nancy Bostuck
Neil Brickfield
Calvin D. Harris
Susan Lavallo
John Murrioni
Karen Williams Seel
Kenneth T. Welch



RECEIVED

SEP 27 2010

SEPTEMBER 24, 2010

Patrick Flynn, Regional Director
Mid-County Services
200 Weathersfield Avenue
Altamonte Springs, FL 32714

CERTIFIED MAIL: 7005 0390 0004 4564 ⁵⁸⁰⁸~~6792~~

Re: **CONSENT ORDER:** Proposed Final Pinellas County Action (Consent Order #W2010
5026 in case of Pinellas County v. Mid-County Services)
Parcel ID: 19/28/16/00000/240/0300
DEM/WRMS File No.: 5026

The purpose of this Consent Order is to finalize the case listed above for violations of the Pinellas County Code, Chapter 58, Article VI: Stormwater Pollution.

FINDING OF FACTS

Stormwater violations identified by the Pinellas County Department of Environmental Management (DEM) are described below:

1. Illicit discharge of raw sewage and sediment into the waters of Curlew Creek from the Mid-County Services sewage treatment facility located at 2299 Spanish Vistas Drive, Dunedin, Florida occurred on July 4th and July 5th 2010. Any discharge not entirely composed of stormwater to the county drainage system, right-of-way network, or surface waters of the county is a violation of Section 58-244 of the Pinellas County Code. Based on the information obtained during our investigation it was determined that a system failure occurred at the treatment facility on the night of July 4th 2010. Failure to immediately address the on-site issues resulted in the collapse of a creek bank and the discharge of sediment and raw sewage into the waters of Curlew Creek. Please be advised that Curlew Creek is on the Florida Department of Environmental Protection verified impaired list for multiple bacteria violations.
2. Failure to notify the county of the above discharge and/or failure to contain or clean-up said discharge, is in violation of section 58-245 of the Pinellas County Code of Ordinances.

STIPULATED REMEDIAL ACTIONS

The Respondent shall comply with the following:

1. Mid-County Services shall cease all discharges to the county drainage system, right-of-way network, and/or surface waters.

PLEASE ADDRESS REPLY TO:
300 S. Garden Avenue
Clearwater, Florida 33756
Phone: (727) 464-4425
FAX: (727) 464-4403
SURCOM: 570-4425
SURCOMFAX: 570-4403



2. Mid-County Services shall make all necessary repairs to the sewage treatment facility and restore and stabilize the collapsed bank of Curlew Creek within five (5) working days from the signature of this order.

In this regard, restoration of the collapsed bank has been field verified by this Department and is acceptable. Please note that the Environmental Section of the Pinellas County Building and Development Review Services Department (BDRS) will not require an after the fact Habitat Management and Landscape Permit for restoration of the creek bank. However, any future maintenance activities within the Drainage Easement associated with Curlew Creek will require a Right-of-Way Utilization Permit (RUP). Please contact Lora Strong (lstrong@pinellascounty.org) – BDRS Regulatory Services at (727) 464-3394 for specific details.

3. Mid-County Services shall provide the county with a business plan that the company will implement to prevent any future offsite discharges of raw sewage and/or sediment. This plan shall include a system to train or notify staff of stormwater regulations as well as methods to contain waste materials at the facility. The county will review this plan. If the plan is found unacceptable, Mid-County Services must submit a revised business plan within 10 working days of written notification to correct the deficiencies identified by the county.

In this regard, the Mid County Services "Emergency Operations Contingency Plan" received by this Department on August 26, 2010 along with installation of the Programmable Logic Controllers, Liquid Level Transducers and backup Mechanical Float Control System adequately addresses the above noted requirement. It is highly recommended that the plan be reviewed with staff on a regular basis to insure its applicability and use.

4. Mid-County Services shall sign the Consent Order and return the entire document to the address below.
5. Upon signing this Consent Order, a civil penalty in the amount of \$4000 must be paid by Mid-County Services to complete settlement of the violation. This civil penalty is based on the civil penalty assessment guidelines (attached). The payment must be made to "Pinellas Board of County Commissioners" by certified check or money order and shall include a notation for the "Pollution Recovery Fund."
6. Sign and return the original Consent Order, the business plan of corrective actions and certified check or money order **on or before [thirty (30) days from date sent]** to:

Pinellas County Department of Environmental Management
Watershed Management Division
300 South Garden Avenue
Clearwater, FL 33756

By signing this Order you agree to its terms. The Order constitutes a Consent Order that is a final action of Pinellas County. The terms and conditions of the Order may be enforced in a court of competent jurisdiction pursuant to section 125.69, Florida Statutes and Chapter 90-403, Laws of Florida. If the terms of this Order are not met, further enforcement action resulting in civil penalties of up to \$5,000 per day per violation may be assessed.

Pinellas County, by countersigning this Order, waives its right to seek further imposition of damages or civil penalties for the violations described above unless the terms or deadlines of this Order are not met. By signing this Order, you are not relieved of the need to comply with all laws, regulations, and ordinances at federal, state, and local levels as applicable.

If you do not sign and return this Order to DEM at the address given above by **October 24, 2010**, it will be assumed that you are not interested in settling this matter according to the terms described herein, and this matter will be referred to the County Attorney's office with a recommendation that formal enforcement action be taken against you.

WD/khl/ef/bs

Peggy Barker
Witness

RESPONDENT

BY: Ronald Chapman

Date: 10/14/10



Lynn Smith
Witness

COUNTY

BY: Kelli Hammer Levy
~~William M. Davis - Bureau Director~~ Kelli Hammer Levy,
Pinellas County Department Of Environmental Management Division Director
512 South Fort Harrison Avenue
Clearwater, FL 33756

Date: 10/19/10

Approved as to Form:

[Signature]
County Attorney

**PINELLAS COUNTY
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
WATER RESOURCES MANAGEMENT SECTION
CIVIL PENALTY ASSESSMENT GUIDELINE FOR
STORMWATER VIOLATIONS**

1. **Purpose:** To insure fairness and consistency in determining civil penalties and pollution recovery contributions stemming from enforcement cases.
2. **Scope:** The guidance in this Standard Operating Procedure applies to the Water Resources/NPDES enforcement program within Pinellas County unincorporated and within Pinellas County maintained right-of-way and drainage networks.

3. Goals of penalty assessment:

- a. To deter violations of environmental laws
- b. To remove any competitive advantage derived from non-compliance
- c. To expedite the resolution of environmental violations
- d. To compensate the public for damage to the environment and to the separate storm sewer system which cannot otherwise be quantified.

4. Penalty assessment matrix:

		EXTENT OF VIOLATION		
		MINOR	MODERATE	MAJOR
POTENTIAL FOR HARM	MINOR	\$35 TO \$199	\$200 TO \$500	\$500 TO \$999
	MODERATE	\$1,000 to \$1,499	\$1,500 to \$1,999	\$2,000 to \$2,499
	MAJOR	\$2,500 to \$4,999	\$5,000 TO \$7,499	\$7,500 TO \$10,000

5. Guidelines for determining matrix cell range:

Decision on the following guidelines will be left at the discretion of the enforcing authority:

a. Potential for harm

- i. Minor:
 - Release or discharge of non-toxic materials such as, but not limited to: yard debris, sand, gravel, or sediment from construction activities
 - Minor discharge of any material in conjunction with normal ancillary residential activities
- ii. Moderate: Release or discharge of potentially harmful materials such as, but not limited to concrete, masonry products, or uncontaminated drilling mud
- iii. Major:
 - Release or discharge of toxic or health-threatening materials such as, but not limited to: sewage, paint, chemicals, and petroleum products
 - Discharge of any product, including those listed above in minor and moderate categories, in conjunction with commercial activity

b. Extent of Violation

- i. Minor: Release or discharge to the right-of-way, discharge can be repaired, removed or cleaned to original condition
- ii. Moderate:

- Release or discharge to the right-of-way that cannot be repaired, removed or cleaned to original condition, but does not cause structural damage
 - Discharge to the separate storm sewer system that does not impair the drainage function of the system
- iii. Major:
- Release or discharge to the drainage system which significantly impairs drainage or structures
 - Discharge which requires removal of soil due to contamination, or replacement of pavement or structures
 - Discharge to surface waters as an integral component of the county's MS4

6. Guidelines for determining adjustments:

The adjustment factors can be used to increase or decrease a penalty based on circumstances:

- a. Degree of willfulness / negligence: Assess the violator's degree of control over the event constituting the violation, and determine to which extent the discharge was willful or negligent. Ascertain the violator's knowledge of the regulations and the hazards associated with the discharge, and whether precautions were taken to prevent the discharge. (+/- 10%)
- b. Good Faith / Lack thereof. Once the violator was notified of the violation, assess their willingness to correct it and their level of cooperation to reach compliance. Were deadlines met? (+/- 10%)
- c. History of non-compliance: Has the violator received prior notifications for similar violations? (+ 20%)
- d. Economic Benefit of non-compliance: Has the violator benefited monetarily from non-compliance? (+/- 10%)
- e. Ability to pay: This adjustment factor considers the violator's financial situation in regards to the penalty. Payment schedules or a reduced penalty may be considered on a case-by-case basis.
- f. Other unique factors: Various other factors may influence the increase or decrease of the penalties on a case-by-case basis.

7. Additional Costs:

In addition to the penalty, Pinellas County is also entitled to recover the following:

- a. Clean-up costs: actual costs incurred by the county for remediation will be added onto the penalty costs as per 58-28 (b) of the County Code.
- b. Laboratory / Analyses Costs: Any laboratory costs incurred by DEM in the course of the investigation will also be added onto the penalty costs.
- c. Administrative costs:
An administrative fee will be added to penalties for investigative costs incurred by the county; a log will be kept to accurately track the total number of hours spent on the case by staff. The resulting total will be multiplied by the WRMS mid-range hourly rate of \$33.85.

8. Justification for penalty assessment

The following penalty worksheet will be used to establish the appropriate penalty amounts for each case. This worksheet will be provided at the violator's request and will be kept with the case files.

DEM WRMS Report No.5026:
Date: September 24, 2010
Initials: _____

PENALTY ASSESSMENT WORKSHEET

1) Base Penalty Assessment

- o Potential for Harm: Major
- o Extent of Violation: Moderate

Base penalty \$5,000.00

Number of Days

Adjusted Penalty N/A

2) Adjustment Factors

- o Degree of willfulness / negligence: (+/- 10%)
- o Good Faith / Lack thereof: (+/- 10%) -\$500.00
- o History of non-compliance: (+ 20%)
- o Economic Benefit of non-compliance: (+/- 10%)
- o Ability to pay:
- o Other unique factors: (- 10%) -\$500.00 (system upgrades)

Final Penalty	\$4,000.00
Clean-up costs	
Laboratory Costs	
Administrative Costs	
Total owed	\$4,000.00

WASTE WATER COLLIER ON BANK

07X06/2010



~150,000 gallons discharged to waterway west.



07/06/2010

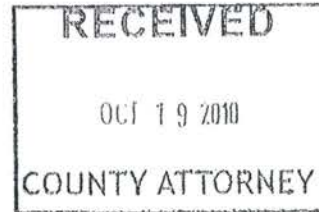
Senator Fasano's office



FINAL

October 15, 2010

Ms. Kelli Levy
Pinellas County Environmental Management
300 S. Garden Avenue
Clearwater Florida, 33756



RE: Mid-County Services, Inc. WWTF
Consent Order # W20105026

Dear Ms. Levy:

Please find attached a signed copy of the above referenced Consent Order.

Upon receipt of the fully executed Consent Order, Mid-County Services, Inc. will forward the \$4,000.00 penalty as settlement.

If you should have any questions, please do not hesitate to contact me at (800) 272-1919 extension 1362 or via email at slhaws@uiwater.com.

Sincerely,

MID-COUNTY SERVICES, INC.

A handwritten signature in black ink, appearing to read "Scotty L. Haws".

Scotty L. Haws
Regional Compliance & Safety Manager

EC: Patrick C. Flynn, Regional Director
Mike Wilson, Regional Manager

ART GRAHAM
CHAIRMAN

STATE OF FLORIDA



Capital Circle Office Center
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
(850) 413-6040

Public Service Commission

March 29, 2011

The Honorable Mike Fasano
Senator, 11th District
406 Senate Office Building
404 South Monroe Street
Tallahassee, Florida 32399-1100

Re: Mid-County Services, Inc. in Pinellas County

Dear Senator Fasano:

This is a follow-up to my letter of March 11, 2011, regarding concerns with the quality of wastewater service provided by Mid-County Services, Inc. (Mid-County) to residents of the Doral Village Mobile Home Park. As mentioned in my previous letter, I directed our staff to contact the Department of Environmental Protection (DEP), which is the agency with primary jurisdiction over the operation of wastewater treatment facilities, and offer their assistance to ensure that the utility is in compliance with DEP rules and regulations.

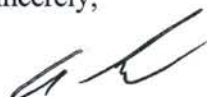
Staff has advised me that this facility has not been issued any Notices of Violation from the DEP, and is not under any formal compliance enforcement action. However, the DEP is aware of the residents' concerns and recently conducted a scheduled inspection of the wastewater facility. The inspection report noted several operational deficiencies requiring a response by the utility. Mid-County filed its response on March 4, 2011, providing a detailed plan to address each area of concern.

Regarding the odor issue, which is the main concern of the residents, the utility stated in its response to the inspection report that it plans to replace the odor control media which is part of the air scrubber equipment at the plant. This replacement should help optimize the equipment in order to successfully minimize odor generation from the headworks at the plant. The DEP has determined that this planned action is appropriate and agrees that it should help control the odor from the plant. Mid-County expects to complete the replacement of the odor control media by May 9, 2011. The DEP will continue to monitor this facility once the media equipment has been replaced to ensure that it is operating in compliance with all applicable rules and regulations. Our staff has asked the DEP to contact us if this wastewater facility falls out of compliance in the future.

The Honorable Mike Fasano
Page 2
March 29, 2011

I am enclosing a copy of Mid-County's response to the DEP inspection report for your convenience. If you have any questions regarding this matter, please contact Frank Fulghum with the DEP staff or Patti Daniel with the PSC staff. Mr. Fulghum can be reached by phone at 813-632-7600, or by email at frank.fulghum@dep.state.fl.us. Ms. Daniel's office phone number is 850-413-6808, and her email address is pdaniel@psc.state.fl.us.

Sincerely,



Art Graham
Chairman

AG:MW/jc

Enclosure

cc: Office of Senator Fasano
8217 Massachusetts Avenue
New Port Richey, Florida 34653-3111

Ms. Ann Marie Aldrich, Doral Village R. O. Association, Inc.
Florida Department of Environmental Protection (Ana Gibbs, Frank Fulghum)
Mr. Timothy J. Devlin, Executive Director
Mr. Curt Kiser, General Counsel
Mr. Marshall Willis, Director, Economic Regulation



March 4, 2011

Mr. Frank Fulghum III
Domestic Wastewater Program
FDEP – Southwest District Office
13051 North Telecom Parkway
Temple Terrace, FL 33637-0926

RE: Mid-County WWTF
Facility ID No. FL0034789
Compliance Evaluation & Collection System Inspections
Pinellas County

Dear Mr. Fulghum:

Our office is in receipt of the Department's letter dated February 7, 2011 regarding the above referenced facility inspection.

Items noted during the inspection have been addressed as follows. Department comments are reiterated in bold with the Utility's response immediately following.

Domestic Wastewater Permit No. FL0034789 was issued February 7, 2006, revised on March 10, 2010, and will expire February 6, 2011. An application to renew the permit was submitted on August 10, 2010 and is currently under review. Until the Department determines a final agency action on the application, the current permit is administratively continued.

Acknowledged.

The facility is using temperature sensitive chlorine ampoules to calibrate the chlorine handheld meter. It is recommended that a thermometer be placed inside the refrigerator to monitor the ampoules at the recommended temperature range.

A thermometer was purchased on February 8, 2011 and is now being utilized.

A review of the DMRs submitted February through November 2010 indicated that the November's D-001 annual average for flow was not reported. Please revise and resubmit this DMR to the Tallahassee and District offices.

A revised DMR was submitted on February 8, 2011.

Mr. Frank Fulghum III
Mid-County WWTF Facility ID No. FL0034789
Mid-County Facilities Inspection
Page Two

Vegetation was along the inside of the post-filter effluent holding tank. This is a repeat item.

The vegetation was removed after the inspection.

An instantaneous flow check at 0.66 feet of head revealed the Ksonik totalizer (used to report flow on the DMR) read 585 gpm. The table value for the 90 degree v-notch weir is 397 gpm. The reading was not within ten percent of the table value. This is a repeat item.

Our instrumentation contractor checked the flow meter and totalizer and found that the meter was within 1.8 percent of the table value. The flow filter for the totalizer was adjusted from 3.6 inches per minute to 1 inch per second which now indicates the accurate flow from the meter.

No odor was detected by Department personnel during both inspections; however the Department received 95 odor affidavits from the residents of Doral Village. Most odors from the facility were noticeable during the evening and early morning hours. The Department requests that Mid-County Services, Inc. conduct a review of the facility's operation and equipment and submit a summary within 60 days of receipt of this letter.

The Utility is currently obtaining proposals to replace the odor control media. An odor control equipment summary will be submitted by April 8, 2011.

Lift station # 3, Spanish Oaks:

Pump number two was disabled. According to the station log, pump operation was not alternated during the month of January.

Pump # 2 is now in operation and alternating with pump # 1.

Lift Station # 11, Home Depot:

Station was locked and secured. Visible public contact information was not posted at the station entry point.

The 24 hour contact signage has been moved where it can be seen from the road.

Mr. Frank Fulghum III
Mid-County WWTF Facility ID No. FL0034789
Mid-County Facilities Inspection
Page Three

Heavy corrosion of piping and concrete was observed in the station's wetwell. The station utilizes vertical check valves and a combined valve vault. Future rehabilitation work should include a plan to minimize the effect of corrosive gases on station components. Please provide an anticipated schedule or of rehabilitation work to be performed at the station.

The Utility is currently obtaining proposals to provide maintenance of the wetwell.

We hope that this response to the items noted satisfies the Department's concerns in this matter.

If you should have any questions or require further information, please do not hesitate to contact me at (800) 272-1919 ext. 1362 or via email at slhaws@uiwater.com.

Sincerely,

MID-COUNTY SERVICES, INC.



Scotty L. Haws
Regional Compliance & Safety Manager

EC: Patrick C. Flynn, Regional Director
Mike Wilson, Regional Manager
Lee Neal, Area Manager