

State of Florida



## Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** July 21, 2015  
**TO:** Carlotta S. Stauffer, Commission Clerk, Office of Commission Clerk  
**FROM:** Clayton Lewis, U S Engineering Specialist, Division of Engineering *CKL*  
**RE:** Docket No. 140220-WU-Application for staff-assisted rate case in Polk County by Sunrise Utilities, L.L.C.

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Please file the attached in the "Documents" tab of the above mentioned Docket File.(DEP Issuance of Warning Notice).

Thank you.

DN 140220 (Sunrise)

**From:** Nickerson, Matthew A  
**Sent:** Friday, July 17, 2015 1:36 PM  
**To:** Devine, Owen F; Stadelbacher, Ron  
**Subject:** Enforcement Referral for Sunrise and Alturas

Sunrise Utilities PWS 6531739 and Alturas Water 6530057 had no chlorine residuals at the plant or distribution on 6/9/15, 7/9/15 and 7/17/15. The water operator was contacted and stated the residuals were restored after each of the first two incidences. An email has be sent to him regarding todays instance.

**Matthew A. Nickerson**  
Environmental Specialist II  
Florida Department of Health in Polk County  
Environmental Engineering Division  
2090 East Clower Street, Bartow, Florida 33830  
Office: (863) 519-8330, ext. 12154  
Mobile: (863) 393-6717  
[www.MyPolkHealth.org](http://www.MyPolkHealth.org)

**Please Note:** Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your email communication may therefore be subject to public disclosure.

Please note my new email address, [Matthew.Nickerson@flhealth.gov](mailto:Matthew.Nickerson@flhealth.gov)

## Terri Jones

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**From:** Clayton Lewis  
**Sent:** Tuesday, July 21, 2015 11:07 AM  
**To:** Terri Jones  
**Cc:** Paul Vickery; Laura King  
**Subject:** FW: Warning Notices for Alturas 6530057 & Sunrise 6531739 Utilities - 072115  
**Attachments:** WN 072115.pdf; WN 072115.pdf

Please add this message and attachments to the Docket No. 140219 and Docket No. 140220.

Thank you

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**From:** Devine, Owen F [<mailto:Owen.Devine@flhealth.gov>]  
**Sent:** Tuesday, July 21, 2015 9:00 AM  
**To:** 'L.szabo@rogers.com'  
**Cc:** Stadelbacher, Ron; Nickerson, Matthew A; 'Jeffrey.Lawson@dep.state.fl.us'; Clayton Lewis; Wiley Pratt ([wileypratt@aim.com](mailto:wileypratt@aim.com))  
**Subject:** Warning Notices for Alturas 6530057 & Sunrise 6531739 Utilities - 072115

Mr. Szabo,

Please find attached letters for your information and action. Please provide the earliest date you will be physically in Polk County for a meeting or in lieu we can discuss actions to be taken via a phone conference.

Thank you

*Owen Devine*

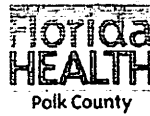
Environmental Specialist II  
Florida Department of Health  
Environmental Engineering  
2090 E. Clower Street  
Bartow, FL 33830-6741  
863-519-8330 ext. 12151  
ATTENTION: NEW EMAIL  
[owen.devine@flhealth.gov](mailto:owen.devine@flhealth.gov)

**Mission:** To protect, promote & improve the health of all people in Florida through integrated state, county, & community efforts.

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**Rick Scott**  
Governor

**John H. Armstrong, MD, FACS**  
State Surgeon General & Secretary

**Vision:** To be the Healthiest State in the Nation

July 21, 2015

Stuart Sheldon  
20 W. Tropical Way  
Ft. Lauderdale, FL 33317

RE: Alturas Utilities, LLC Public Water System  
PWS ID No. 6530057

**Warning Notice No. 15-653PW0057B**

Dear Registered Agent:

The purpose of this letter is to advise you of the violations of law for which the above mentioned facility's public water system may be responsible, and to seek your cooperation in resolving the matter. A review of the facility's drinking water records indicates that violations of Florida Statutes and Rules may exist at the facility.

- In accordance with 62-555.350(6) and 62-555.320(12) (d) of the Florida Administrative Code (F.A.C.) you have failed to maintain a minimum free chlorine residue of 0.2 mg/l throughout the distribution system.
- Zero chlorine residuals were found on site visits conducted on 6/9/15, 7/9/15, and 7/17/15.

**You are requested to contact Owen Devine at (863) 519-8330 Ext. 12151 upon receipt of this Warning Letter to arrange a meeting to discuss this matter.** The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(5), Florida Statutes. We look forward to your cooperation in completing the investigation and resolution of this matter.

Sincerely

Owen  
Devine

Owen Devine  
Environmental Specialist II

Digitally signed by Owen Devine  
DN: cn=Owen Devine, o=Environmental  
Engineering, ou=Department of Health  
In Polk County,  
email=Owen.Devine@flhealth.gov, c=US  
Date: 2015.07.21 08:45:52 -04'00'

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Stuart Sheldon/Alturas Utilities, LLC Public Water System

Copy to:

Roland Reis, Legal Counsel  
Polk County Health Department  
1290 Golfview Avenue, 4th floor  
Bartow, Florida 33830

Email copy to:

[Leslie G. Szabo] [l.szabo@rogers.com](mailto:l.szabo@rogers.com)

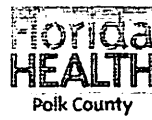
[Wiley Pratt] [wileypratt@aim.com](mailto:wileypratt@aim.com)

[Jeffrey Lawson] [jeffrey.lawson@dep.state.fl.us](mailto:jeffrey.lawson@dep.state.fl.us)

[Clayton Lewis] [CLewis@PSC.STATE.FL.US](mailto:CLewis@PSC.STATE.FL.US)

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July 21, 2015

Stuart Sheldon  
20 W. Tropical Way  
Ft. Lauderdale, FL 33317

RE: Sunrise Utilities, LLC Public Water System  
PWS ID No. 6531739

**Warning Notice No. 15-653PW1739B**

Dear Registered Agent:

The purpose of this letter is to advise you of the violations of law for which the above mentioned facility's public water system may be responsible, and to seek your cooperation in resolving the matter. A review of the facility's drinking water records indicates that violations of Florida Statutes and Rules may exist at the facility.

- In accordance with 62-555.350(6) and 62-555.320(12) (d) of the Florida Administrative Code (F.A.C.) you have failed to maintain a minimum free chlorine residue of 0.2 mg/l throughout the distribution system.
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Sincerely

Owen  
Devine

Digitally signed by Owen Devine  
DN: cn=Owen Devine, o=Environmental  
Engineering, ou=Department of Health in  
Polk County,  
email=Owen.Devine@flhealth.gov, c=US  
Date: 2015.07.21 08:49:58 -0400

Owen Devine  
Environmental Specialist II

Page 2  
Stuart Sheldon/Sunrise Utilities, LLC Public Water System

Copy to:

Roland Reis, Legal Counsel  
Polk County Health Department  
1290 Golfview Avenue, 4th floor  
Bartow, Florida 33830

Email copy to:

[Leslie G. Szabo] [l.szabo@rogers.com](mailto:l.szabo@rogers.com)

[Wiley Pratt] [wileypratt@aim.com](mailto:wileypratt@aim.com)

[Jeffrey Lawson] [jeffrey.lawson@dep.state.fl.us](mailto:jeffrey.lawson@dep.state.fl.us)

[Clayton Lewis] [CLewis@PSC.STATE.FL.US](mailto:CLewis@PSC.STATE.FL.US)