

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Application for Original Certificate of  
Authorization for Existing Utility currently  
charging for Service in Volusia County,  
Florida by APPLGATE UTILITY, LLC

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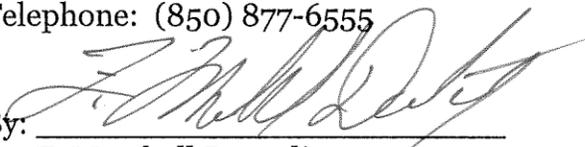
DOCKET NO. 20230114-WS

**NOTICE OF FILING**

Applegate Utility, LLC, by and through its undersigned attorneys, hereby gives  
notice of filing late filed Exhibit K which are the affidavits of mailing the approved Notice.

Respectfully submitted on this  
25th day of October, 2023, by:

SUNDSTROM & MINDLIN, LLP  
2548 Blairstone Pines Drive  
Tallahassee, Florida 32301  
Telephone: (850) 877-6555

By: 

F. Marshall Deterding  
[mdeterding@sfflaw.com](mailto:mdeterding@sfflaw.com)  
Of Counsel

LATE FILED EXHIBIT K

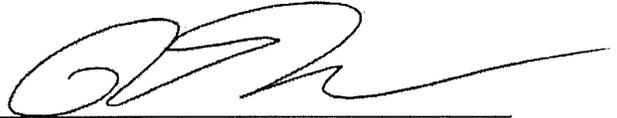
**AFFIDAVIT OF MAILING**

STATE OF Florida

COUNTY OF Miami-Dade

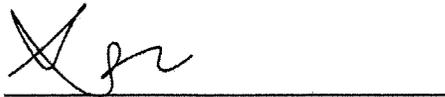
BEFORE ME, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared Austin Berk, on behalf of Applegate Utility, LLC, who, after being duly sworn on oath, did depose on oath and say that he/she is the CEO of the Utility, and that on the 20th day of October, 2023, he/she did send by first class U.S. Mail a copy of the Notice attached hereto to each of the Utility's customers.

FURTHER AFFIANT SAYETH NAUGHT.

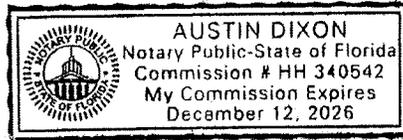


Printed Name: Austin Berk

Sworn and subscribed to before me this 20th day of October, 2023, by Austin Berk on behalf of the Utility, who is personally known to me.



NOTARY PUBLIC  
Print Name: Austin Dixon  
My Commission Expires: December 12, 2026



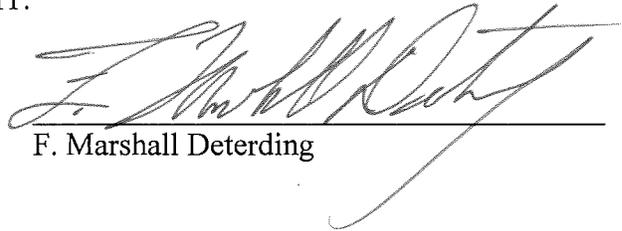
**AFFIDAVIT OF MAILING**

STATE OF FLORIDA

COUNTY OF LEON

BEFORE ME, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared F. Marshall Deterding, on behalf of Applegate Utility, LLC, who, after being duly sworn on oath, did depose on oath and say that he is the attorney for the Utility, and that on the 23<sup>rd</sup> day of October, 2023, he did send by first class U.S. Mail a copy of the Notice attached hereto to each of the entities on the attached mailing list provided by the FPSC staff.

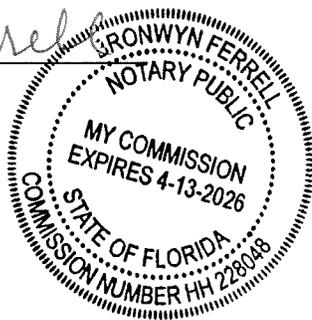
FURTHER AFFIANT SAYETH NAUGHT.

  
F. Marshall Deterding

Sworn and subscribed to before me this 23<sup>rd</sup> day of October, 2023, by F. Marsall Deterding, on behalf of the Utility, who is personally known to me.

  
NOTARY PUBLIC

My Commission Expires:



**NOTICE OF APPLICATION FOR ORIGINAL CERTIFICATE OF AUTHORIZATION FOR EXISTING UTILITY CURRENTLY CHARGING FOR WATER AND WASTEWATER SERVICE**

NOTICE IS HEREBY given on the 23<sup>rd</sup> day of October, 2023, pursuant to Section 367.031, Florida Statutes, of the Application for Original Certificate of Authorization for Existing Utility Currently Charging for Service of Applegate Utility, LLC providing water and wastewater service to the following described territory in Volusia County, Florida:

ALL OF LOTS A AND B, AND THE NORTH 1/2 OF LOT C, NORTHWOOD SUBDIVISION, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN MAP BOOK 6, PAGE 156, OF THE PUBLIC RECORDS OF VOLUSIA COUNTY, FLORIDA LOCATED IN SECTION 28, TOWNSHIP 16 SOUTH RANGE 30 EAST, AND THAT PART OF GOVERNMENT LOT 4, SECTION 29, TOWNSHIP 16 SOUTH, RANGE 30 EAST, VOLUSIA COUNTY, FLORIDA, ALL BEING DESCRIBED AS FOLLOWS:

BEGIN AT A POINT ON THE SOUTHEASTERLY LINE OF THE DOMINGO REYES GRANT, SECTION 38, TOWNSHIP 16 SOUTH, RANGE 30 EAST, BEING THE NORTHWEST CORNER OF SECTION 28, TOWNSHIP 16 SOUTH, RANGE 30 EAST, VOLUSIA COUNTY, FLORIDA; THENCE N49°10'51"E ALONG THE NORTHWESTERLY LINE OF SAID SECTION 28 AND THE SOUTHWESTERLY LINE OF SAID DOMINGO REYES GRANT, A DISTANCE OF 1543.69 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF STATE ROAD NO. 11, HAVING A 200.00 FOOT RIGHT-OF-WAY; THENCE S00°43'19"E ALONG THE WEST RIGHT-OF-WAY OF SAID STATE ROAD NO. 11, A DISTANCE OF 1312.31 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 1/2 OF LOT C, NORTHWOOD SUBDIVISION, ACCORDING TO THE MAP OR PLAT THEREOF, AS RECORDED IN MAP BOOK 6, PAGE 156, OF THE PUBLIC RECORDS OF VOLUSIA COUNTY, FLORIDA; THENCE S89°35'41"W ALONG THE SOUTH LINE OF THE NORTH 1/2 OF SAID LOT C, A DISTANCE OF 1180.87 FEET TO A POINT ON THE EAST LINE OF GOVERNMENT LOT 4, SECTION 29, TOWNSHIP 16 SOUTH, RANGE 30 EAST, VOLUSIA COUNTY, FLORIDA; THENCE S00°43'19"E ALONG THE EAST LINE OF SAID GOVERNMENT LOT 4, A DISTANCE OF 244.42 FEET TO A POINT ON THE SOUTHERLY BOUNDARY LINE OF PARCEL 3, AS DESCRIBED IN OFFICIAL RECORDS BOOK 8125, PAGE 4012, OF THE PUBLIC RECORDS OF VOLUSIA COUNTY, FLORIDA; THENCE DEPARTING SAID EAST LINE, RUN S50°22'13"W ALONG SAID SOUTHERLY BOUNDARY LINE, A DISTANCE OF 412.73 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL 3; THENCE N41°38'55"W ALONG THE WESTERLY BOUNDARY LINE OF SAID LANDS, A DISTANCE OF 416.74 FEET TO A POINT ON AFORESAID SOUTHEASTERLY LINE OF THE DOMINGO REYES GRANT AND THE NORTHWESTERLY LINE OF AFORESAID SECTION 29, TOWNSHIP 16 SOUTH, RANGE 30 EAST; THENCE N49°10'51"E, ALONG SAID NORTHWESTERLY LINE OF SECTION 29 AND THE SOUTHEASTERLY LINE OF THE DOMINGO REYES GRANT, A DISTANCE OF 776.75 FEET TO THE POINT OF BEGINNING.

SAID LANDS CONTAINING 27.77 ACRES, MORE OR LESS.

The development served is Applegate Mobile Home Community. The Applicant is Applegate Utility, LLC, 10221 River Road, #59831, Potomac, MD 20859; phone number: 202-838-6471; email: [homeoffice@parakeetcommunities.com](mailto:homeoffice@parakeetcommunities.com). The utility is not requesting any change to its rates, classifications, charges, rules and regulations in the application. The docket title is: Application for certificates to provide water and wastewater service in Volusia County, by Applegate Utility, LLC and the Docket No. is 20230114-WS.

Any objections to the Application must be made in writing and filed with the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399- 0850, no later than 30 days from the last date this Notice was mailed or published, with a copy to F. Marshall Deterding, Esquire, Sundstrom & Mindlin, LLP, 2548 Blairstone Pines Drive, Tallahassee, Florida 32301. The objection must state the grounds for the objection with particularity.

List of Water and Wastewater Utilities in VOLUSIA County (22)

(Valid for 60 days)

10/18/2023 - 12/17/2023

Utilities

Tymber Creek Utilities, Incorporated (WS246)  
1951 West Granada Blvd. Ormond Beach, FL 32174-6740 USA  
Contact: Manager J. Stanley Shirah, Office Manager Marla Kumpf  
Telephone: (386) 672-9815

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Governmental Agencies

County Manager/Clerk, Volusia County  
123 West Indiana Avenue, Room 301  
Deland FL 32720-4621  
Email: [Grecktenwald@Volusia.Org](mailto:Grecktenwald@Volusia.Org)  
Telephone: (386) 736-5920  
Website: <http://volusia.org>

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Dep Central District  
3319 MAGUIRE BLVD., SUITE 232  
Orlando FL 32803-3767

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East Central Florida Regional Planning Council  
455 N. GARLAND AVENUE, 4TH FLOOR  
Orlando FL 32801-9766

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Mayor, City Of Daytona Beach  
P. O. Box 2451  
Daytona Beach FL 32115-2451  
Email: [Ritchevg@Codb.Us](mailto:Ritchevg@Codb.Us)  
Telephone: (386) 671-8007

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Mayor, City Of Daytona Beach Shores  
2990 South Atlantic Avenue  
Daytona Beach Shores FL 32118-6002  
Email: [Hjennings@Cityofilbs.Org](mailto:Hjennings@Cityofilbs.Org)  
Telephone: (386) 763-5373

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Mayor, City Of Deland  
% City Hall 120 South Florida Avenue  
Deland FL 32720-5422  
Email: [Apgarr@Deland.Org](mailto:Apgarr@Deland.Org)  
Telephone: (386) 626-7000

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Mayor, City Of Deltona  
Deltona Municipal Complex 2345 Providence Blvd.  
Deltona FL 32725-1806  
Contact: Heidi K. Herzberg, Mayor At Large; Joyce Rafferty, City Clerk  
Email: [Hherzberg@Deltonafl.Gov](mailto:Hherzberg@Deltonafl.Gov); [Jrafferty@Deltonafl.Gov](mailto:Jrafferty@Deltonafl.Gov)  
Telephone: (386) 561-2100  
Website: [www.deltonafl.gov](http://www.deltonafl.gov)

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Mayor, City Of Edgewater  
P. O. Box 100  
Edgewater FL 32132-0100  
Email: [Mayor@Cityofedgewater.Org](mailto:Mayor@Cityofedgewater.Org)  
Telephone: (386) 424-2400

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Mayor, City Of Holly Hill  
1065 Ridgewood Avenue  
Holly Hill FL 32117-2898  
Email: [Mayor@Hollyhillfl.Org](mailto:Mayor@Hollyhillfl.Org)  
Telephone: (904) 947-4141  
Website: <http://www.hollyhillfl.org>

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Mayor, City Of Lake Helen  
P. O. Box 39  
Lake Helen FL 32744-0039  
Email: [Citylh@Hotmail.Com](mailto:Citylh@Hotmail.Com)  
Telephone: (386) 228-2121

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Mayor, City Of New Smyrna Beach  
210 Sams Avenue  
New Smyrna Beach FL 32168-7040  
Contact: Mayor Russ Owen; Kelly Mcquillen, Acting City Clerk  
Email: [Rowen@Cityofnsb.Com](mailto:Rowen@Cityofnsb.Com); [Kmcquillen@Cityofnsb.Com](mailto:Kmcquillen@Cityofnsb.Com)  
Telephone: (386) 410-2600  
Website: [www.cityofnsb.com](http://www.cityofnsb.com)

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Mayor, City Of Oak Hill  
234 South U.S. Highway 1  
Oak Hill FL 32759-9647  
Contact: Mayor Douglas A. Gibson; Kohn Evans, City Administrator  
Email: [Evansk@Oakhillfl.Com](mailto:Evansk@Oakhillfl.Com)  
Telephone: (386) 345-3522  
Website: [www.oakhillfl.com](http://www.oakhillfl.com)

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Mayor, City Of Ormond Beach  
P. O. Box 277  
Ormond Beach FL 32175-0277  
Email: [Bill.Partington@Ormondbeach.Org](mailto:Bill.Partington@Ormondbeach.Org)  
Website: <http://www.ormondbeach.org/>

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Mayor, City Of Port Orange  
1000 City Center Circle  
Port Orange FL 32129-4144  
Email: [Kparker@Port-Orange.Org](mailto:Kparker@Port-Orange.Org)  
Telephone: (386) 506-5563  
Website: <http://www.port-orange.org/>

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Mayor, City Of South Daytona  
P. O. Box 214960  
South Daytona FL 32121-4960  
Contact: Debbie Fitz-Gerald, City Clerk  
Email: [Dfitzgerald@Southdaytona.Org](mailto:Dfitzgerald@Southdaytona.Org)  
Telephone: (386) 322-3000  
Website: [www.southdaytona.org](http://www.southdaytona.org)

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Mayor, Town Of Orange City  
205 East Graves Avenue  
Orange City FL 32763-5213  
Contact: Mayor Gary Blair; Gloria Thomas, City Clerk  
Email: [Gblair@Ourorangecity.Com](mailto:Gblair@Ourorangecity.Com); [Gthomas@Ourorangecity.Com](mailto:Gthomas@Ourorangecity.Com)  
Telephone: 386-775-5403  
Website: [www.ourorangecity.com](http://www.ourorangecity.com)

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Mayor, Town Of Pierson  
106 North Center Street  
Pierson FL 32180-2219  
Email: [Mayor@Townofpierson.Org](mailto:Mayor@Townofpierson.Org)  
Telephone: (386) 749-2661

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Mayor, Town Of Ponce Inlet  
4300 South Atlantic Avenue  
Ponce Inlet FL 32127-6904  
Email: [Gsmith@Ponce-Inlet.Org](mailto:Gsmith@Ponce-Inlet.Org)  
Telephone: (386) 236-2150  
Website: <http://www.ponce-inlet.org>

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St.Johns River Wtr Management District

P.O. BOX 1429  
Palatka FL 32178-1429

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State Officials

Telephone: 1-800-342-0222  
Website: <http://www.floridaopc.gov/>  
Office of Public Counsel  
111 West Madison Street  
Room 812  
Tallahassee FL 32399-1400

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Email: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)  
Telephone: 1-800-342-3552  
Website: <http://www.floridapsc.com>  
Office of Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee FL 32399-0850

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