BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

NOTICE OF STAFF WORKSHOP

TO

ALL INTERESTED PERSONS

UNDOCKETED


ISSUED: September 29, 2014

NOTICE is hereby given that a staff rule development workshop will be held at the following time and place:

October 21, 2014, at 9:30 a.m.
Florida Public Service Commission
Gerald L. Gunter Building, Room 105
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

A copy of the draft rules and the agenda for the workshop are attached. One or more Commissioners may be in attendance and participate in the workshop. The person to be contacted regarding the rule development is Kathryn G.W. Cowdery, kcowdery@psc.state.fl.us, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850 at (850) 413-6216. If you are unable to attend the workshop but would like to comment on this rulemaking, please submit your written comments to the contact person listed above by November 4, 2014.

In accordance with the Americans with Disabilities Act, persons requiring a special accommodation to participate at this workshop should contact the Office of Commission Clerk no later than five days prior to the workshop at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD), Florida Relay Service.
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By DIRECTION of the Florida Public Service Commission this 29th day of September, 2014.

CARLOTTA S. STAUFFER  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399  
(850) 413-6770  
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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FLORIDA PUBLIC SERVICE COMMISSION

AGENDA

STAFF WORKSHOP


October 21, 2014, 9:30 a.m.
Gerald L. Gunter Building, Room 105
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

1. Staff overview of draft rules

2. Comments and alternative suggestions from interested persons

3. Discussion of suggested changes and timeframes for next steps

4. Adjournment
25-30.029 Legal Description of Service Area

(1) The utility shall provide a legal description of the service area to be served, extended, deleted, or transferred in the following applications:

(a) An original certificate of authorization and initial rates and charges as provided in Rule 25-30.033, F.A.C.

(b) An original certificate of authorization for an existing utility currently charging for service provided in Rule 25-30.034, F.A.C.;

(c) An original certificate of authorization following rescission of jurisdiction by a county as provided in Rule 25-30.035, F.A.C.;

(d) An extension of service area as provided in Sections 25-30.036(2) or (3), F.A.C.;

(e) A deletion of service area as provided in Section 25-30.036(4), F.A.C.;

(f) A transfer of a regulated utility to another regulated utility as provided in Section 25-30.037(2), F.A.C.;

(g) A transfer of an exempt entity or a utility in a nonjurisdictional county to a regulated utility as provided in Section 25-30.037(3), F.A.C.;

(h) A transfer of majority organizational control of a regulated utility as provided in Section 25-30.037(4), F.A.C.;

(i) A transfer of a regulated utility to an exempt entity other than a governmental authority as provided in Section 25-30.037(5), F.A.C.; or

(j) A partial transfer of a regulated utility to a governmental authority as provided in paragraph 25-30.038(2)(h)2., F.A.C.;

(2) The legal description of the service area to be served, extended, deleted or transferred shall identify:

(a) A reference to township(s), range(s), land section(s), and county(s); and

(b) A complete and accurate description of the service area to be served, added, deleted, or transferred.

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transferred. The description may reference interstates, state roads, local streets, and major bodies of water, but shall not rely on references to government lots, recorded plats or lots, tracts, or other recorded instruments. The description shall be provided in one of the following formats:

1. Sections. If the service area includes complete sections, the description shall only include the township, range, and section reference. If the service area includes partial sections, the description shall identify the subsections to be included or excluded.

2. Metes and bounds. The description shall identify a point of beginning which is referenced from either a section corner or a subsection corner, such as a quarter corner. The perimeter shall be described by traversing the service area boundary and closing at the point of beginning. The description shall identify all bearings and distances necessary to provide continuous description.

Specific Authority 350.127(2), 367.045, 367.121(1) FS. Law Implemented 367.045, 367.071 FS. History New-________.
(1) When A utility applies for a certificate of authorization, an extension or deletion of its service area, or a sale, assignment or transfer of its certificate of authorization, facilities or any portion thereof or majority organizational control, it shall provide notice of its application in the manner and to the entities described in this rule when it applies for any of the following:

(a) An original certificate of authorization and initial rates and charges as provided in Rule 25-30.033, F.A.C.;

(b) An original certificate of authorization for existing utility currently charging for service as provided in Rule 25-30.034, F.A.C.;

(c) An extension of service area as provided in Rule 25-30.036(2) or (3), F.A.C.;

(d) A deletion of service area as provided in Rule 25-30.036(4), F.A.C.;

(e) A transfer of a regulated utility to another regulated utility as provided in Rule 25-30.037(2), F.A.C.;

(f) A transfer of an exempt entity or a utility in a nonjurisdictional county to a regulated utility as provided in Rule 25-30.037(3), F.A.C.;

(g) A transfer of majority organizational control of a regulated utility as provided in Rule 25-30.037(4), F.A.C.; or

(h) A transfer of a regulated utility to an exempt entity other than a governmental authority as provided in Rule 25-30.037(5), F.A.C.

(2) After filing an application as described in subsection (1) above, and before providing notice in accordance with this section, a utility shall obtain from the Commission staff a list of the names and addresses of the governing body of the county(ies) or municipality(ies) affected, municipalities, the county or counties, the appropriate regional planning council, the Office of Public Counsel, the Commission’s Office of Commission Clerk, the appropriate...
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regional office of the Department of Environmental Protection, the appropriate water
management district, and privately-owned water and wastewater utilities that hold a certificate
granted by the Public Service Commission and that are located within the county in which the
utility or the territory proposed to be served is located. In addition, if any portion of the
proposed territory is within one mile of a county boundary, the utility shall obtain from the
Commission a list shall include the names and addresses of the privately-owned utilities
located in the bordering county counties and holding a certificate granted by the Commission.
The utility’s request for the list shall include a complete legal description of the territory to be
requested in the application that includes:

(a) A reference to township(s), range(s), land section(s) and county; and

(b) A complete and accurate description of the territory served or proposed to be served in one
of the following formats. The description may reference interstates, state roads, and major
bodies of water. The description shall not rely on references to government lots, local streets,
recorded plats or lots, tracts, or other recorded instruments.

1. Sections: If the territory includes complete sections, the description shall only include the
township, range, and section reference. If the territory includes partial sections, the description
shall either identify the subsections included or excluded.

2. Metes and bounds: A point of beginning which is referenced from either a section corner or
a subsection corner, such as a quarter corner. The perimeter shall be described by traversing
the proposed territory and closing at the point of beginning. The description shall include all
bearings and distances necessary to provide a continuous description.

(3) The notice shall be titled, as applicable appropriately styled:

(a) Notice of Application for Original an Initial Certificate of Authorization and Initial Rates
and Charges for Water, Wastewater, or Water and Wastewater Service Certificate;

(b) Notice of Application for Original Certificate of Authorization for Existing Utility

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Currently Charging for Water, Wastewater, or Water and Wastewater Service;

(c) Notice of Application for Amendment to Certificate of Authorization To Extend an
Extension of Service Area;

(d) Notice of Application for Amendment to Certificate of Authorization To Delete
Deletion of Service Area;

(e) Notice of Application for Authority to a Transfer of Water, Wastewater, or Water and
Wastewater Certificate(s) of Authorization, to Another Regulated Utility; or

(f) Notice of Application for Authority to Transfer an Exempt Entity or a Utility in a Non-
jurisdictional County To a Regulated Utility That Results in a System Whose Service
Transverses County Boundaries;

(g) Notice of Application for Authority to a Transfer of Majority Organizational Control
of a Regulated Utility; or

(h) Notice of Application for Authority to Transfer a Regulated Utility to an Exempt Entity
Other than a Governmental Authority.

(4) The Notice of Application notice shall be provided to the Office of Commission Clerk, for
Commission staff approval prior to distribution and shall state include the following:

(a) The date the notice is given;

(b) The name, and address, telephone number, and, if available, e-mail address, and fax
number of the applicant;

(c) The common name of developments served by the utility;

(d) The application docket number and title, if available;

(e) The common reference of street names bordering the area served by the utility, as
applicable;

(f) A description, using township, range and section references, of the service area territory
proposed to be either served, extended, added, deleted, or transferred as provided by Rule 25-
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30.029, F.A.C. An abbreviated description using section, township, and range of the subject service area may be provided so long as the notice contains a disclosure that the legal description has been simplified and that a complete legal description can be obtained from the applicant; and

(g) If applicable, the notice shall include a statement that the utility is not requesting any changes to its rates, classifications, charges, rules, and regulations in the application; and

(h)(d) A statement that any objections to the application must be filed with the Director, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, and a copy provided to the utility, no later than 30 days after the last date that the notice was mailed or published, whichever is later.

(5) Within 7 days of filing its application, the utility shall provide a copy of the notice of the service area proposed to be served, extended, deleted, or transferred as follows by regular mail to:

(a) By regular mail to the governmental entities and utilities identified on the list described in subsection (2) above;

(b) The governing body of the county in which the utility system or the territory proposed to be served is located;

(b) The governing body of any municipality contained on the list obtained pursuant to subsection (2) above;

(c) The regional planning council designated by the Clean Water Act, 33 U.S.C. 1288(2);

(d) All water or wastewater utilities contained on the list(s) obtained pursuant to subsection (2) above;

(e) The office of Public Counsel;

(f) The Commission’s Office of Commission Clerk;

(g) The appropriate regional office of the Department of Environmental Protection; and

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(h) The appropriate Water Management District.

(b)(6) No sooner than 21 days before the application is filed and no later than 7 days after the application is filed, the utility shall also provide a copy of the Notice, by regular mail or personal service, to each customer and owner of property located within the service area to be served, extended, deleted or transferred; and, of the system to be certificated, transferred, acquired, or deleted.

(c)(7) By publication The Notice shall be published once in a newspaper of general circulation in the proposed service area. If the utility service area crosses county lines, notice shall be published in a newspaper of general circulation in each county, territory proposed to be served, added, deleted, or transferred. The publication shall be within 7 days of filing the application.

(6) All applications requiring noticing shall be deemed deficient until affidavits of noticing required by Sections 367.045(1)(e) and (2)(f), F.S., along with a copy of the notice, are filed with the Office of Commission Clerk. The affidavits shall attest that the notices were given as prescribed in paragraphs (5)(a), (b), and (c) above. The applicant shall obtain the affidavit of notice publication, pursuant to paragraph (5)(c) above, from the newspaper(s).

(8) A copy of the notice(s) and list of the entities receiving notice pursuant to this rule shall accompany the affidavit required by Sections 367.045(1)(e) and (2)(f), F.S. The affidavit shall be filed no later than 15 days after filing the application.

(7) A customer meeting will be required if an application results in a rate change for existing customers. No less than 14 days and no more than 30 days prior to the date of a customer meeting conducted by the Commission staff, the utility shall provide written notice of the date, time, location, and purpose of the customer meeting to all customers within the affected service areas. The notice shall be approved by the Commission staff prior to distribution. The notice shall be mailed to the out-of-town address of all customers who have provided the CODING: Words underlined are additions; words in struck through type are deletions from existing law.
utility with an out-of-town address.

(8)(9) This rule does not apply to applications for grandfather certificates following rescission of jurisdiction by counties filed under Section 367.171, F.S.; or to applications for transfers to governmental authorities filed under Section 367.071, F.S.; or abandonments filed under Section 367.165, F.S. to name changes.


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25-30.032 Combined Applications.

(1) Each utility subject to regulation by the Commission shall apply for an initial certificate of
authorization, amendment to an existing certificate of authorization, transfer, or name change,
by filing a completed application and six copies, in accordance with either Rule 25-30.033,
However, a utility shall apply for a transfer to a governmental authority by filing a completed
application and two copies, in accordance with subsections 25-30.037 (3) and (4), F.A.C. The
application shall be filed with the Office of Commission Clerk, 2540 Shumard Oak Boulevard,
Tallahassee, Florida 32399-0850. Sample application forms may be obtained from the
Division of Engineering, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

(2) A utility may file a combined application for multiple certificate actions if it is
applying for certificates of authorization or any amendments thereto for both water and
wastewater systems; however, the utility shall remit a separate application fee for each action
and system service. The Commission will treat a combined application as if a separate
application had been filed for each action and system service.

(3) The official filing date of an application for an original certificate, any amendment to an
existing certificate, or any transfer shall be the date a completed application is filed with the
Office of Commission Clerk, except that the noticing requirements set forth in Rule 25-30.030,
F.A.C., do not need to be completed at that time. If, however, the utility has not
completed the noticing within the time limits prescribed by Rule 25-30.030, F.A.C., the
official filing date shall be the date the noticing is complete.

Specific Authority 350.127(2), 367.121 FS. Law Implemented 367.031, 367.045, 367.071,
367.083 FS. History–New 1-27-91, Amended 11-30-93, 5-29-08, __________.

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(1) Each applicant for an original certificate of authorization and initial rates and charges shall file with the Commission Clerk one original of provide the following information: set forth in paragraphs (a) through (y). Form PSC/ENG 020 (XX/XX), entitled “Application for Original Certificate of Authorization for a Proposed or Existing System Requesting Initial Rates and Charges,” which is incorporated by reference in this rule and is available at [Dept. of State hyperlink], is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with this subsection. This form is also available on the Commission’s Web site, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water and Wastewater Application Packages.

(a) A filing fee pursuant to Rule 25-30.020(2)(a), F.A.C.;

(b) Proof of noticing pursuant to Rule 25-30.030, F.A.C.;

(c) The utility’s applicant’s name, and address, telephone number, Federal Employer Identification Number, authorized representative, and, if available, e-mail address and fax number.

(d) The nature of the utility’s applicant’s business organization, i.e., corporation, limited liability company, partnership, limited partnership, sole proprietorship, association, etc.; The applicant must provide documentation from the Florida Department of State, Division of Corporations, showing:

1. The utility’s business name and registration/document number for the business, unless operating as a sole proprietor, and

2. The utility’s fictitious name and registration number for the fictitious name, if operating under a fictitious name;

(e) The name(s), and address(es), and percentage of ownership of each entity or person CODING: Words underlined are additions; words in struck through type are deletions from existing law.
which owns or will own more than 5 percent interest in the utility of all corporate officers, directors, partners, or any other person(s) or entities owning an interest in the applicant’s business organization;

(f)(d) The election the business has made Whether the applicant has made an election under the Internal Revenue Code for taxation purposes § 1362 to be an S corporation;

(g) A statement indicating whether the application is for water, wastewater, or both. If the applicant is applying for water or wastewater only, the statement shall include how the other service is provided;

(h)(e) To demonstrate A statement showing the financial and technical ability of the applicant to provide service, the applicant shall provide: and the need for service in the proposed area. The statement shall identify any other utilities within the area proposed to be served that could potentially provide service, and the steps the applicant took to ascertain whether such other service is available;

1. The most recent financial statements of the utility, if available, showing all utility assets, liabilities, and the most recent twelve months of income and expenses;

2. A list of all entities, including affiliates, upon which the applicant is relying to provide funding to the utility and a copy of all financial agreements documenting the sources of funding or a copy of each entity’s financial statements;

(i) To demonstrate the technical ability of the applicant to provide service, the applicant shall provide:

1. A statement of the applicant’s experience in the water or wastewater industry;

2. A copy of all current permits from the Department of Environmental Protection (DEP) and the water management district;

3. A copy of the most recent DEP and/or county health department sanitary survey, compliance inspection report, and secondary standards drinking water report; and

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4. A copy of all correspondence with the DEP, county health department, and water
management district, including consent orders and warning letters, and the utility’s responses
to the same, for the past three years;

(i) A legal description of the proposed service area, including an electronic copy, in the format
described in Rule 25-30.029, F.A.C.;

(k) To demonstrate the need for service in the proposed area, the applicant shall provide:

1. The number of customers currently being served and proposed to be served, by customer
class and meter size, including a description of the types of customers currently being served
and anticipated to be served, i.e., single family homes, mobile homes, duplexes, golf course
clubhouse, or commercial. If the development will be in phases, this information shall be
separated by phase;

2. A copy of all requests for service from property owners or developers in areas not currently
served;

3. The current land use designation of the proposed service territory as described in the local
comprehensive plan at the time the application is filed. If the proposed development will
require a revision to the comprehensive plan, describe the steps taken and to be taken to
facilitate those changes, including changes needed to address the proposed need for service;

and

(f) A statement that to the best of the applicant’s knowledge, the provision of service 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 certificate of authorization would be in
the public interest;

4. Any known land use restrictions, such as environmental restrictions imposed by
governmental authorities;

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(l)(g) The date applicant began or plans to begin serving customers. If already serving customers, a description of when and under what circumstances the applicant began serving;

(h) The number of equivalent residential connections (ERCs) proposed to be served, by meter size and customer class. If development will be in phases, separate this information by phase;

(i) A description of the types of customers anticipated, i.e., single family homes, mobile homes, duplexes, golf course clubhouse, commercial, etc.;

(m)(j) Documentation of the utility’s right to continued long-term use of evidence, in the form of a warranty deed, that the utility owns the land upon which the utility treatment facilities are or will be located. This documentation shall be in the form of a recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded long-term lease, or a copy of an agreement which provides for the continued use of the land, such as a 99-year lease, or recorded easement. The Commission may consider a written easement or other cost-effective alternative. The applicant may submit a contract for the long-term use purchase and sale of land with an unexecuted or unrecorded copy of the instrument warranty deed, provided the applicant files an executed and recorded copy of the deed, or executed copy of the lease, within the time required in 30 days after the order granting the certificate;

(n)(k) One original and two copies of a sample one electronic media draft tariff, containing all rates, classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9, F.A.C. Form PSC/ENG 031 (XX/XX), entitled “Sample Model Water Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink] and Form PSC/ENG 032 (XX/XX), entitled “Sample Model Wastewater Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink], are example tariffs that may be completed by the applicant and included in the application. These forms may also be obtained from the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water CODING: Words underlined are additions; words in struck through type are deletions from existing law.
and Wastewater Application Packages; Model tariffs are available from the Division of Economics, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850;

(l) 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.;

(o)(m) One copy of a detailed system map showing the existing and proposed lines, and treatment facilities, with and the territory proposed to be served plotted thereon, consistent with the legal description provided in paragraph (j) above. The map shall be of sufficient scale and detail to enable correlation with the description of the territory proposed to be served;

(p)(n) 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, consistent with the legal description provided in paragraph (j) above; by use of metes and bounds or quarter sections, and with a defined reference point of beginning;

(q)(o) A description of statement regarding the separate capacities of the existing and proposed lines and treatment facilities in terms of equivalent residential connections (ERCs) and gallons per day estimated demand per ERC for water and wastewater and the basis for such estimate. If the development will be in phases, separate this information shall be separated by phase;

(r)(p) A written description of the type of water treatment, wastewater treatment, and method of effluent disposal;

(q) If subsection (p) above does not include effluent disposal by means of reuse, a statement that describes with particularity the reasons for not using reuse;

(r) A detailed financial statement (balance sheet and income statement), certified if available, of the financial condition of the applicant, that shows all assets and liabilities of every kind.

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and character. The income statement shall be for the preceding calendar or fiscal year. If an applicant has not operated for a full year, then the income statement shall be for the lesser period. The financial statement shall be prepared in accordance with Rule 25-30.115, F.A.C. If available, a statement of the source and application of funds shall also be provided;

(s) A list of all entities, including affiliates, upon which the applicant is relying to provide funding to the utility, and an explanation of the manner and amount of such funding, which shall include their financial statements and copies of any financial agreements with the utility. This requirement shall not apply to any person or entity holding less than 10 percent ownership interest in the utility;

(t) A cost study including customer growth projections supporting the proposed rates, charges and service availability charges. A sample cost study, and assistance in preparing initial rates and charges, are available from the Division of Economics;

(s) The existing and projected cost of the system(s) and associated depreciation by year until design capacity is reached using the National Association of Regulatory Utility Commissioners (NARUC) Uniform System of Accounts (USOA), pursuant to Rule 25-30.115, F.A.C. The applicant shall identify the year that 80 percent of design capacity is anticipated;

(u) A schedule showing the projected cost of the proposed system(s) by uniform system of accounts (USOA) account numbers pursuant to Rule 25-30.115, F.A.C., and the related capacity of each system in ERCs and gallons per day. If the utility will be built in phases, this shall apply to the first phase;

(t) The existing and projected annual contributions-in-aid-of-construction (CIAC) and associated amortization by year including a description of assumptions regarding customer growth projections using the same projections used in paragraph (k)(1) for the proposed service area. The projected CIAC shall identify cash and property contributions and amortization at 100 percent of design capacity and identify the year when 80 percent of design CODING: Words underlined are additions; words in struck through type are deletions from existing law.
capacity is anticipated. The projected CIAC shall be consistent with the service availability
policy and charges in the proposed tariff provided in paragraph (n) above, the schedule
provided in paragraph (x) below, and the CIAC guidelines in 25-30.580, F.A.C.;

(u) The current annual operating expenses and the projected annual operating expenses at 80
percent of design capacity using the NARUC USOA;

(v) A schedule showing the projected operating expenses of the proposed system by USOA
account numbers, when 80 percent of the designed capacity of the system is being utilized. If
the utility will be built in phases, this shall apply to the first phase; and

(v)(w) A schedule showing the projected capital structure including the methods of financing
the construction and operation of the utility until the utility reaches 80 percent of the design
capacity of the system,

(w) A schedule showing how the proposed rates were developed;

(x) A schedule showing how the proposed service availability policy and charges were
developed, including meter installation, main extension, and plant capacity charges, and
proposed donated property; and

(y) A schedule showing how the customer deposits and miscellaneous service charges were
developed, including initial connection, normal reconnection, violation reconnection, and
premises visit fees, consistent with Rules 25-30.311 and 25-30.460, F.A.C.

(2) The base facility and usage rate structure (as defined in subsection 25-30.437(6), F.A.C.)
shall be utilized for metered service, unless an alternative rate structure is supported by the
applicant and authorized by the Commission.

(3) A return on common equity shall be established using the current equity leverage formula
established by order of this Commission pursuant to Section 367.081(4), F.S., unless there is
competent substantial evidence supporting the use of a different return on common equity.

(4) Utilities obtaining original initial certificates of authorization pursuant to this rule are
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authorized to accrue allowance for funds used during construction (AFUDC) for projects found eligible pursuant to subsection 25-30.116(1), F.A.C.

(a) The applicable AFUDC rate shall be determined as the utility’s projected weighted cost of capital as demonstrated in its application for original certificate and initial rates and charges.

(b) A discounted monthly AFUDC rate calculated in accordance with subsection 25-30.116(3), F.A.C., shall be used to insure that the annual AFUDC charged does not exceed authorized levels.

(c) The date the utility shall begin to charge the AFUDC rate shall be the date the certificate of authorization is issued to the utility so that such rate can apply to the initial construction of the utility facilities.


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(1) Each applicant for an original certificate of authorization for an existing utility currently charging for service, which is applying for an initial certificate of authorization, other than an application filed under Section 367.171, F.S., shall file with the Commission Clerk, one original of the following information: set forth in paragraphs (a) through (q), and if applicable, paragraphs (2)(a) through (c). Form PSC/ENG 021 (XX/XX), entitled “Application for Original Certificate of Authorization for Existing Utility Currently Charging for Service,” which is incorporated by reference in this rule and is available at [Department of State hyperlink], is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with this subsection. This form is also available on the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water and Wastewater Application Packages.

(a) A filing fee pursuant to Rule 25-30.020(2)(a), F.A.C.;

(b) Proof of noticing pursuant to Rule 25-30.030, F.A.C.;

(c) The utility’s complete name, and address, telephone number, Federal Employer Identification Number, authorized representative, and if available, e-mail address and fax number;

(d) The nature of the utility’s business organization, i.e., corporation, limited liability company, partnership, limited partnership, sole proprietorship, association, etc.; The applicant must provide documentation from the Florida Department of State, Division of Corporations, showing:

1. The utility’s business name and registration/document number for the business, unless operating as a sole proprietor, and

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2. The utility’s fictitious name and registration number for the fictitious name, if operating under a fictitious name;

(e)(e) The name(s), and address(es), and percentage of ownership of each entity or person which owns or will own more than a 5 percent of all corporate officers, directors, partners, or any other person(s) owning an interest in the utility;

(f) A statement indicating whether the application is for water, wastewater, or both. If the applicant is applying for water or wastewater only, the statement shall include how the other service is provided;

(g) A description of the types of customers served, i.e., single family homes, mobile homes, duplexes, golf course clubhouse, or commercial;

(h) 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 developed;

(i)(d) To demonstrate A statement regarding the financial and technical ability of the applicant to continue to provide service, the applicant shall provide the following:

1. The most recent financial statements of the utility, showing all utility assets and liabilities, and the most recent twelve months of income and expenses; and

2. A list of all entities, including affiliates, upon which the applicant is relying to provide funding to the utility and a copy of all financial agreements documenting the sources of funding or a copy of each entity’s financial statements;

(i) To demonstrate the technical ability of the applicant to provide service, the applicant shall provide the following:

1. A statement of the applicant’s experience in the water and wastewater industry;

2. A copy of all current permits from the Department of Environmental Protection (DEP) and the water management district;

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3. A copy of the most recent DEP and/or county health department sanitary survey, compliance inspection report, and secondary standards drinking water report; and

4. A copy of all correspondence with the DEP, county health department, and water management district, including consent orders and warning letters, and the utility’s responses to the same, for the past three years;

(k) A legal description of the proposed service area, including an electronic copy, in the format prescribed in Rule 25-30.029, F.A.C.;

(l) A statement explaining when and under what circumstances the applicant began providing service prior to obtaining a certificate of authorization;

(m) Documentation of the utility’s right to continued long-term use of evidence that the utility owns the land upon which the utility treatment facilities are located, in the form of a recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded long-term lease, or a copy of an agreement which provides for the continued use of the land, such as a 99-year lease, or recorded easement. The applicant may submit a contract for the long-term use with an unexecuted or unrecorded copy of the instrument if the applicant files a recorded copy within the time required in the order granting the certificate. The Commission may consider a written easement or other cost-effective alternative;

(n) Documentation specifying on what date and under what authority the current rates and charges were established;

(o) One original and two copies of a model tariff, containing all rates, classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9, F.A.C. Form PSC/ENG 031 (XX/XX), entitled “Sample Model Water Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink] and Form PSC/ENG 032 (XX/XX), entitled “Sample Model Wastewater Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink], are CODING: Words underlined are additions; words in struck through type are deletions from existing law.
example tariffs that may be completed by the applicant and included in the application. These forms may also be obtained from the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water and Wastewater Application Packages; Model tariffs are available from the Division of Economics, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850;

(g) A statement specifying on what date and under what authority the current rates and charges were established;

(h) 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.;

(p) One copy of a detailed system map showing existing and proposed lines; and treatment facilities with the territory proposed to be served plotted thereon, consistent with the legal description provided in paragraph (k) above. 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 proposed to be served; and

(q) An 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, consistent with the legal description provided in paragraph (k) above, by use of metes and bounds or quarter sections, and with a defined reference point of beginning;

(k) The numbers and dates of any permits issued for the systems by the Department of Environmental Protection;

(l) The date the utility was established;

(m) A statement explaining how and why applicant began providing service prior to obtaining a certificate of authorization; and

(n) A schedule showing the number of customers currently served, by class and meter size, as CODING: Words underlined are additions; words in struck through type are deletions from existing law.
well as the number of customers projected to be served when the requested service territory is
fully occupied.
(2) If the applicant is requesting any territory not served at the time of application, provide the
following:
(a) To demonstrate a statement showing the need for service in the proposed area, the
applicant shall provide the following:
1. The number of customers proposed to be served, by customer class and meter size,
including a description of the types of customers anticipated to be served, i.e., single family
homes, mobile homes, duplexes, golf course clubhouse, or commercial. If the development
will be in phases, this information shall be separated by phase; and
2. A copy of all requests for service from property owners or developers in areas not currently
served;
(b) The current land use designation of the proposed service territory as described in 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. If the
proposed development will require a revision to the comprehensive plan, describe the steps
taken and to be taken to facilitate those changes, including changes needed to address the
proposed need for service described in paragraph (2)(a) above; and, or, if not consistent, a
statement demonstrating why granting the territory would be in the public interest.
(c) Any known land use restrictions, such as environmental restrictions imposed by
governmental authorities.

Specific Authority 350.127(2), 367.045, 367.121, 367.1213 FS. Law Implemented 367.045,
367.1213 FS. History—New 1-27-91, Amended 11-30-93, __________.

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existing law.
25-30.035 Application for Original Grandfather Certificate of Authorization Following Rescission of Jurisdiction by a County.

(1) Each applicant for an original certificate of authorization following rescission of jurisdiction by a county under the provisions of Section 367.171, F.S., (commonly known as the grandfather provision), shall file with the Commission Clerk one original of provide the following information: set forth in paragraphs (2) through (16) below. Form PSC/ENG 022 (XX/XX), entitled “Application for Original Certificate of Authorization Following Rescission of Jurisdiction by a County,” which is incorporated by reference in this rule and is available at [Department of State hyperlink], is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with this subsection. This form may also be obtained from the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water and Wastewater Application Packages:

(2) A filing fee pursuant to Rule 25-30.020(2)(d), F.A.C.

(3)(1) The utility’s complete name, and address, telephone number, Federal Employer Identification Number, authorized representative, and, if available, e-mail address and fax number;

(4)(2) The nature of the utility’s business organization, i.e., corporation, limited liability company, partnership, limited partnership, sole proprietorship, association, etc. The applicant must provide documentation from the Florida Department of State, Division of Corporations, showing:

(a) The utility’s business name and registration/document number for the business, unless operating as a sole proprietor, and

(b) The utility’s fictitious name and registration number for the fictitious name, if operating under a fictitious name;

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(5) The name(s), and address(es), and percentage of ownership of each entity or person
which owns or will own of all corporate officers, directors, partners, or any other person(s)
owning more than a 5 percent an interest in the utility;

(6) A statement indicating whether the application is for water, wastewater, or both. If the
applicant is applying for water or wastewater only, the statement shall include how the other
service is provided;

(7) The date the utility was established;

(8) A description of the types of customers served, i.e., single family homes, mobile homes,
duplexes, golf course clubhouse, or commercial, etc.;

(9) 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 developed;

(10) A legal description of the proposed service area, including an electronic media copy, in
the format prescribed in Rule 25-30.029, F.A.C. The utility must provide documentation of
the territory the utility was serving, or was authorized to serve, from the county which had
jurisdiction over the utility on the day Chapter 367, F.S., became applicable to the utility;

(11) Documentation of the utility’s right to continued long-term use of Evidence that the
utility owns the land upon which the utility treatment facilities are located, in the form of a
recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded
long-term lease or a copy of an agreement which provides for the continued use of the land,
such as a 99-year lease, or recorded easement. The applicant may submit a contract for the
long-term use with an unexecuted or unrecorded copy of the instrument if the applicant files a
recorded copy within the time required in the order granting the certificate; The Commission
may consider a written easement or other cost-effective alternative;

(12) Documentation, or if no documentation exists, a statement, specifying on what date and
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under what authority the current rates and charges were established;

(13)(7) One original and one electronic media draft two copies of a tariff, containing all rates,
classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9,
F.A.C. Form PSC/ENG 031 (XX/XX), entitled “Sample Model Water Tariff,” which is
incorporated by reference in this rule and is available at [Department of State hyperlink] and
Form PSC/ENG 032 (XX/XX), entitled “Sample Model Wastewater Tariff,” which is
incorporated by reference in this rule and is available at [Department of State hyperlink], are
e sample tariffs that may be completed by the applicant and included in the application. These
forms may also be obtained from the Commission’s website, www.floridapsc.com, by
selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water
and Wastewater Application Packages. Sample tariffs are available from the Division of
Economic Regulation, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850;

(8) A statement specifying on what date and under what authority the current rates and charges
were established;

(9) A description using township, range, and section references as specified in subsection 25-
30.030(2), F.A.C., of the territory the utility was serving, or was authorized to serve by the
county which had jurisdiction over the utility on the day Chapter 367, F.S., became applicable
to the utility;

(14)(10) One copy of A a detailed system map showing the existing and proposed lines, and
treatment facilities, with and the territory proposed to be served plotted thereon, consistent
with the legal description provided in subsection (10) above. Any territory not served at the
time of the application shall be specifically identified, and the map shall be of sufficient
scale and detail to enable correlation with the description of the territory to be served;

(15)(11) An 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
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territory plotted thereon, consistent with the legal description provided in subsection (10)

above by use of metes and bounds or quarter sections, and with a defined reference point of
beginning; and

(16)(12) The numbers and dates of any copy of all current permits issued for the systems by
the Department of Environmental Protection and water management district, and

(13) 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.

Specific Authority 350.127(2), 367.121, 367.1213 FS. Law Implemented 367.1213, 367.171
FS. History–Amended 7-21-65, 1-7-69, 2-3-70, 3-6-71, Revised 9-12-74, Amended 3-26-81,
Formerly 25-10.02, 25-10.002, Amended 11-10-86, 1-27-91, 11-30-93, __________.

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25-30.036 Application for Amendment to Certificate of Authorization to Extend or Delete Service Area.

(1) This rule applies to any certificated water or wastewater utility that proposes to extend its service territory into an area in which there is no existing water or wastewater system or proposes to delete a portion of its service territory. Form PSC/ENG 023 (XX/XX) entitled “Application for Amendment of Certificate (Extension or Deletion),” which is incorporated by reference in this rule and is available at [Department of State hyperlink], is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with subsection (2), (3), or (4) below. This form may also be obtained from the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water and Wastewater Application Packages.

(2) A request for service territory expansion and amendment of an existing certificate or issuance of a new certificate shall be considered approved under the following conditions if no protest is timely filed to the notice of application:

(a) The utility has provided a written statement of an officer of the utility that the proposed new territory includes a maximum of 25 equivalent residential connections within such territory at the time the territory is at buildout; and

(b) The utility has provided the written statement of an officer of the utility that, upon investigation, to the best of his or her knowledge:

1. There is no other utility in the area of the proposed territory that is willing and capable of providing reasonably adequate service to the new territory; and

2. The person(s) or business(es) requesting water or wastewater service have demonstrated to the utility that service is necessary because (1) a private well has been contaminated or gone dry, (2) a septic tank has failed; or (3) service is otherwise not available.

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(c) The utility has filed a completed application in accordance with subsection (2) of this rule within 45 days of the completion of the notice requirements.

(2)(3) Each utility proposing to extend its service area (except applications filed pursuant to subsection (3) below), shall file with the Commission Clerk one original of the information set forth in paragraphs (a) through (q), (2) above, which shall file only (a), (d), (e), (i), (m), (o), (p), (q), and (r) listed below) shall provide the following:

(a) A filing fee pursuant to Rule 25-30.020(2)(c), F.A.C.;

(b) Proof of Noticing pursuant to Rule 25-30.030, F.A.C.;

(c) (a) The utility’s certificated complete name, and address, telephone number, Federal Employer Identification Number, authorized representative, and, if available, e-mail address and fax number;

(b) A statement showing the financial and technical ability of the utility to provide service and the need for service in the area requested;

(d) To demonstrate the need for service in the proposed area, the applicant must provide:

1. The number of customers currently being served and proposed to be served, by customer class and meter size, including a description of the types of customers anticipated to be served, i.e., single family homes, mobile homes, duplexes, golf course clubhouse, or commercial.

2. A copy of all requests for service from property owners or developers in areas not currently served;

3. The current land use designation of the proposed service territory as described in the local comprehensive plan at the time the application is filed. If the proposed development will require a revision to the comprehensive plan, describe the steps taken and to be taken to facilitate those changes, including changes needed to address the proposed need for service;

and

(e) A statement that to the best of the applicant’s knowledge the provision of service will be CODING: Words underlined are additions; words in struck through type are deletions from existing law.
consistent with the water and wastewater sections of the local comprehensive plan at the time the application is filed, as approved by the Department of Community Affairs, or, if not, a statement demonstrating why granting the amendment would be in the public interest;

4. Any known land use restrictions, such as environmental restrictions imposed by governmental authorities;

(e)(d) If the utility is planning to build a new water or wastewater treatment plant to serve the proposed territory, provide documentation of the utility’s right to continued long-term use of evidence that the utility owns the land upon which the new utility treatment facilities that will serve the proposed territory will be located. This documentation shall be in the form of a recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded long-term lease or a copy of an agreement, such as a 99-year lease, or recorded easement which provides for the continued use of the land. The applicant may submit a contract for the long-term use with an unexecuted or unrecorded copy of the instrument, provided that the applicant files a recorded copy within the time required in the order granting the amendment to the certificate of authorization; The Commission may consider a written easement or other cost-effective alternative;

(f)(e) A legal description of the territory proposed to be served, including an electronic media copy, in the format prescribed in Rule 25-30.029, F.A.C. In addition, if the extension of territory is adjacent to existing territory, provide a legal description of the resulting territory including both existing and expanded portions, including an electronic media copy, in the format prescribed in Rule 25-30.029, F.A.C. using township, range and section references as specified in subsection 25-30.030(2), F.A.C.;

(g)(f) One copy of a detailed system map showing the proposed lines, and treatment facilities, with the territory proposed to be served plotted thereon, consistent with the legal description provided in paragraph (f) above. If the territory to be served is adjacent to the territory served by an existing water or wastewater utility, provide a statement demonstrating why granting the amendment would be in the public interest.

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utility’s existing territory, provide a complete map showing both existing and expanded
territories. The map shall be of sufficient scale and detail to enable correlation with the
description of the territory;

(g) If the utility is planning to build a new wastewater treatment plant, or upgrade an existing
plant to serve the proposed territory, provide a written description of the proposed method(s)
of effluent disposal;

(h) If (g) above does not include effluent disposal by means of reuse, a statement that
describes with particularity the reasons for not using reuse;

(h)(i) 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, consistent with the legal description provided in paragraph (f) above;

by use of metes and bounds or quarter sections, and with a defined reference point of
beginning;

(i)(j) A statement describing the capacity of the existing lines, the capacity of the existing
treatment facilities, and the design capacity of the proposed extension;

(j)(k) A copy of all current The numbers and dates of any permits issued for the proposed
systems by the Department of Environmental Protection and by the water management
district;

(k) A copy of the most recent DEP and/or county health department sanitary survey,
compliance inspection report, and secondary standards drinking water report;

(l) A copy of all correspondence with the DEP, county health department and water
management district, including consent orders and warning letters, and the utility’s response to
the same, for the past three years;

(m)(l) A detailed statement regarding the proposed method of financing the construction, and
the projected impact on the utility’s capital structure;

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(m) A description of the types of customers anticipated to be served by the extension, i.e., single family homes, mobile homes, duplexes, golf course clubhouse, commercial, etc.;

(n) A statement regarding the projected impact of the extension on the utility’s monthly rates and service availability charges;

(o) One original and one electronic media draft of all tariff pages that reflect the additional proposed service area, which shall be consistent with Chapter 25-9, F.A.C. Form PSC/ENG 031 (XX/XX), entitled “Sample Model Water Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink] and Form PSC/ENG 032 (XX/XX), entitled “Sample Model Wastewater Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink], are example tariffs that may be completed by the applicant and included in the application. These forms may also be obtained from the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water and Wastewater Application Packages; The original and two copies of sample tariff sheets reflecting the additional service area; and

(p) The applicant’s current certificate for possible amendment.

(p)(q) The number of the most recent order of the Commission establishing or changing the applicant’s rates and charges;

(q)(r) An affidavit that the utility has tariffs and annual reports on file with the Commission.

(3) A request for service territory extension and amendment of an existing certificate (commonly known as a “quick take” amendment) shall be considered approved under the following conditions if no protest is timely filed to the notice of application:

(a) The utility has provided a written statement that the proposed new territory includes a maximum of 25 equivalent residential connections within such territory at the time the territory is at buildout. In addition, the statement must include a description of the types of

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customers anticipated to be served by the extension, i.e., single family homes, mobile homes, duplexes, golf course clubhouse, or commercial;

(b) The utility has provided a written statement that, upon investigation:

1. There is no other utility in the area of the proposed territory that is willing and capable of providing reasonably adequate service to the new territory; and

2. The person(s) or business(es) requesting water or wastewater service have demonstrated to the utility that service is necessary because (1) a private well has been contaminated or gone dry, (2) a septic tank has failed, or (3) service is otherwise not available; and

(c) The utility has filed an application which meets the requirements of paragraphs (2)(a), (b), (c), (e), (f), (h), (i), (o), (p) and (q) above.

(4) Each utility proposing to delete a portion of its service area shall file with the Commission Clerk one original of the information set forth in paragraphs (a) through (k) below, submit the following:

(a) A filing fee pursuant to Rule 25-30.020(2)(b), F.A.C.;

(b) Proof of noticing pursuant to Rule 25-30.030, F.A.C.;

(c) The utility’s complete name, and address, telephone number, authorized representative, and, if available, e-mail address and fax number. The utility’s name should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations;

(d) A statement specifying the reasons for the proposed deletion of territory;

(e) A legal description of the territory proposed to be deleted and a legal description of the remaining territory, including an electronic media copy of each legal description, in the format prescribed in Rule 25-30.029, F.A.C. using township, range and section references;

(f) One copy of a detailed system map with the territory proposed to be deleted and retained plotted thereon, consistent with the legal description provided in paragraph (e) above.

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showing the existing lines, treatment facilities, and territory served. The map shall show existing lines and treatment facilities in the area retained and shall be of sufficient scale and detail to enable correlation with the legal description of the territory;

(d) The number of current active connections within the territory to be deleted;

(g) An 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 territory proposed to be deleted plotted thereon, consistent with the legal description provided in paragraph (e) above by use of metes and bounds or quarter sections, and with a defined reference point of beginning;

(f) A statement specifying the reasons for the proposed deletion of territory;

(g) A statement indicating why the proposed deletion of territory is in the public interest;

(h) The number of current active connections within the territory to be deleted, as well as the number of connections retained. For each active connection in the area to be deleted, if any, the statement must detail as to the effect of the proposed deletion on the ability of those customers any customer or potential customer to receive water and wastewater services, including alternative source(s) of service;

(i) One original, and two copies one electronic media draft of all sample tariff pages sheets that reflect the revised service area, which shall be consistent with Chapter 25-9, F.A.C. Form PSC/ENG 031 (XX/XX), entitled “Sample Model Water Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink] and Form PSC/ENG 032 (XX/XX), entitled “Sample Model Wastewater Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink], are example tariffs that may be completed by the applicant and included in the application. These forms may also be obtained from the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water.

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and Wastewater Application Packages;

(j) The applicant’s current certificate for possible amendment;

(j)(k) The number of the most recent order of the Commission establishing or changing the
applicant’s rates and charges; and

(k)(l) An affidavit that the utility has tariffs and annual reports on file with the Commission.

Specific Authority 350.127(2), 367.045, 367.121, 367.1213 FS. Law Implemented 367.045,
367.1213 FS. History—New 1-27-91, Amended 11-30-93, _______

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25-30.037 Application for Authority to Transfer.

(1) This rule applies to any application for the transfer of an existing water or wastewater utility system, regardless of whether service is currently being provided. This rule does not apply where the transfer is of an exempt or non-jurisdictional system and will result in the system continuing to be exempt from or not subject to Commission jurisdiction. The application for transfer may result in the transfer or cancellation of the seller’s existing certificate, amendment of the buyer’s existing certificate or granting of an original initial certificate to the buyer, or a transfer of majority organizational control of the utility.

(a) If a transfer occurs prior to Commission approval, the utility shall submit an application for authority to transfer no later than 90 days after the sale closing date.

(b) When a utility applies for any of the following transfer authorizations by the Commission, it shall provide its application as prescribed in the appropriate subsection below:

1. A transfer of a regulated utility to another regulated utility pursuant to subsection (2) below;

2. A transfer of an exempt entity or a utility in a nonjurisdictional county to a regulated utility that results in a system whose service transverses county boundaries pursuant to subsection (3) below;

3. A change of majority organizational control of a regulated utility pursuant to subsection (4) below; or

4. A transfer of a regulated utility to an exempt entity other than a governmental authority pursuant to subsection (5) below.

(c) Form PSC/ENG 024 (XX/XX), entitled “Application for Transfer of Certificates or Facilities from a Regulated Utility to a Regulated Utility,” which is incorporated by reference in this rule and which is available at [Department of State hyperlink], Form PSC/ENG 025 (XX/XX), entitled “Application for Transfer of an Exempt Entity or a Utility in a Nonjurisdictional County to a Regulated Utility That Results in a System Whose Service Transverses County Boundaries.”

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Transverses County Boundaries,” which is incorporated by reference in this rule and which is available at [Department of State hyperlink], Form PSC/ENG 026 (XX/XX), entitled “Application for a Transfer of Majority Organizational Control of Regulated Utility,” which is incorporated by reference in this rule and which is available at [Department of State hyperlink], and Form PSC/ENG 028 (XX/XX), entitled “Application for Transfer of Facilities from a Regulated Utility to an Exempt Entity,” which is incorporated by reference in this rule and which is available at [Department of State hyperlink], are example applications that may be completed by the applicant and filed with the Office of Commission Clerk to comply with subsection (2), (3), (4), or (5) below, respectively. These forms may also be obtained from the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water and Wastewater Application Packages.

(2) Transfer of a regulated utility to another regulated utility. Each applicant application for transfer of certificate of authorization, facilities, or any portion thereof, from a regulated utility to another regulated utility to a non-governmental entity shall file with the Commission Clerk one original of the information set forth in paragraphs (a) through (v) below. Include the following information:

(a) A filing fee pursuant to Rule 25-30.020(2)(c), F.A.C.;

(b) Proof of noticing pursuant to Rule 25-30.030, F.A.C.;

(c)(a) The certificated complete name, and address, telephone number, certificate number(s), authorized representative, and, if available, e-mail address and fax number of the utility/seller;

(d)(b) The complete name and address, telephone number, Federal Employer Identification Number, authorized representative and, if available, e-mail address and fax number of the buyer(s) and the new name of the utility if the buyer plans to operate under a different name;

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(e) The name, address, telephone number, and if available, e-mail address and fax number of
the person in possession of the books and records when the application is filed;
(f)(e) The nature of the buyer’s business organization, i.e., corporation, limited liability
company, partnership, limited partnership, sole proprietorship, or association. The buyer must
provide documentation from the Florida Department of State, Division of Corporations,
showing:
1. The utility’s/buyer’s business name and registration/document number for the business,
unless operating as a sole proprietor, and
2. The utility’s/buyer’s fictitious name and registration number for the fictitious name, if
operating under a fictitious name;
(g)(d) The name(s), and address(es) and percentage of ownership of each entity or person
which owns or of all of the buyer’s corporate officers, directors, partners or any other
person(s) who will own more than a 5 percent interest in the utility;
(h)(e) The date and state of incorporation or organization of the buyer;
(f) The names and locations of any other water or wastewater utilities owned by the buyer;
(i)(g) A copy of the contract for sale and all auxiliary or supplemental agreements. If the sale,
assignment, or transfer occurs prior to Commission approval, the contract shall include a
provision stating that the contract is contingent upon Commission approval;
which shall include, if applicable:
(j) The buyer must provide the following documentation of the terms of the transfer:
1. The date the closing occurred or will occur;
2.1. The purchase price and terms of payment;
3.2. A list of and the dollar amount of the assets purchased and liabilities assumed or not
assumed, including those of nonregulated operations or entities; and
4.3. A description of all consideration between the parties, including for example, promised
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salaries, retainer fees, stock, stock options, and assumption of obligations;

5. (b) Provisions The contract for sale shall also provide for the disposition, where applicable, of the following: 1. Customer deposits and interest thereon; 2. Any guaranteed revenue contracts; 3. Developer agreements; 4. Customer advances; 5. Debt of the utility; and 6. Leases;

6. A statement that the buyer will fulfill the commitments, obligations and representations of the seller with regard to utility matters;

7. A statement that the buyer has or will obtain the books and records of the seller, including all supporting documentation for rate base additions since the last time rate base was established for the utility;

8. A statement that the utility’s books and records will be maintained using the National Association of Regulatory Utilities Commissioners (NARUC) Uniform System of Accounts (USOA); and

9. A statement that the utility’s books and records will be maintained at the utility’s office(s) within Florida, or that the utility will comply with the requirements of Rule 25-30.110(1)(b) and (c), F.A.C., regarding maintenance of utility records at another location or out-of-state. If the records will be maintained at the utility’s office(s), the statement should include the location where the utility intends to maintain the books and records.

(i) A statement describing the financing of the purchase;

(k) A statement explaining why indicating how the transfer is in the public interest, including a summary of the buyer’s experience in water or wastewater utility operations, a showing of the buyer’s financial ability to provide service, and a statement that the buyer will fulfill the commitments, obligations and representations of the seller with regard to utility matters;

(l) To demonstrate the financial ability of the buyer to maintain and operate the acquired

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utility, the buyer shall provide:

1. The buyer’s most recent financial statements (balance sheet and income statement); and

2. (k) A list of all entities, including affiliates, upon which the buyer applicant is relying to provide funding to the utility and a copy of any financial agreements documenting the sources of funding or a copy of each entity’s financial statements; buyer, and an explanation of the manner and amount of such funding, which shall include their financial statements and copies of any financial agreements with the utility. This requirement shall not apply to any person or entity holding less than 10 percent ownership interest in the utility;

(m) To demonstrate the technical ability of the buyer to provide service, the buyer shall provide:

1. An explanation of the buyer’s experience in the water or wastewater industry; and

2. The buyer’s plans for ensuring continued operation of the utility, such as retaining the existing plant operator(s) and office personnel, or contracting with outside entities;

(n) A legal description of the proposed service area, including an electronic media copy, in the format prescribed in Rule 25-30.029, F.A.C.;

(o) The proposed net book value of the system as of the date of the proposed transfer, and a statement setting out the reasons for the inclusion of an acquisition adjustment, if one is requested. If rate base has been established by this Commission, provide the docket and state the order number, and date issued and identify all adjustments made to update this rate base to the date of transfer; In addition, provide a schedule of all subsequent changes to rate base;

(m) A statement setting out the reasons for the inclusion of an acquisition adjustment, if one is requested;

(n) If the books and records of the seller are not available for inspection by the Commission or are not adequate for purposes of establishing the net book value of the system, a statement by the buyer that a good faith, extensive effort has been made to obtain such books and records CODING: Words underlined are additions; words in struck through type are deletions from existing law.
for inspection by the Commission and detailing the steps taken to obtain the books and
records;

(p)(o) A statement from the buyer that it has obtained or will obtain copies of all of the federal
income tax returns of the seller from the date the utility was first established, or the rate base
was last established by the Commission, whichever is later, or, if the tax returns have not
been obtained, provide a description of a statement from the buyer detailing the steps taken to
obtain the tax returns;

(q)(p) A statement from the buyer that after reasonable investigation, the system being
acquired appears to be in satisfactory condition and in compliance with all applicable
standards set by the Department of Environmental Protection (DEP) or, if the system is in
need of repair or improvement, has any outstanding Notice of Violation of any standard set by
the DEP or any outstanding consent orders with the DEP, the buyer shall provide a description
of the repairs or improvements that have been identified, the governmental authority that
required the repairs or improvements, if applicable, the approximate cost to complete the
repairs or improvements, and any agreements between the seller and buyer regarding who will
be responsible for any identified repairs or improvements; list of the improvements and repairs
needed and the approximate cost to make them, a list of the action taken by the utility with
regard to the violation, a copy of the Notice of Violation(s), a copy of the consent order and a
list of the improvements and repairs consented to and the approximate cost to make them;

(r) The applicant shall provide the following documents:

1. A copy of the utility’s current permits from the DEP and the water management district;
2. A copy of the most recent DEP and/or county health department sanitary survey,
   compliance inspection report, and secondary standards drinking water report; and
3. A copy of all of the utility’s correspondence with the DEP, county health department, and
   water management district, including consent orders and warning letters, and the utility’s
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existing law.
responses to the same, for the past three years;

(s)(q) Documentation of the utility’s right to continued long-term use of the utility owns the land upon which the utility treatment facilities are located in the form of a recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded long-term lease, or a copy of an agreement which provides for the continued use of the land, such as a 99-year lease, or recorded easement. The applicant may submit a contract for the long-term use with an unexecuted or unrecorded copy of the instrument, provided that the applicant files a recorded copy within the time required in the order granting the transfer; The Commission may consider a written easement or other cost-effective alternative;

(t)(r) A statement regarding the disposition of any outstanding regulatory assessment fees, fines, or refunds owed and which entity will be responsible for paying regulatory assessment fees and filing the annual report for the year of the transfer and subsequent years;

(u)(s) One original and one electronic media draft two copies of sample tariff sheets reflecting any changes resulting from the transfer, the change in ownership; Form PSC/ENG 031 (XX/XX), entitled “Sample Model Water Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink] and Form PSC/ENG 032 (XX/XX), entitled “Sample Model Wastewater Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink], are example tariffs that may be completed by the applicant and included in the application. These forms are also available on the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water and Wastewater Application Packages;

(t) The utility’s current certificate(s), or if not available, provide an explanation of the steps the applicant took to obtain the certificate(s).

(v) If the buyer owns other water or wastewater utilities that are regulated by the Commission.

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provide a schedule reflecting any economies of scale that are anticipated to be achieved within
the next three years and the effect on rates for existing customers served by both the utility
being purchased and the buyer’s other utilities; and
(3) Transfer of an exempt entity or utility in a nonjurisdictional county to a regulated utility
which results in a system whose service transverses county boundaries. The transfer of an
exempt entity or utility in a nonjurisdictional county to a regulated utility results in the transfer
of the exempt or entity or utility in a nonjurisdictional county utility’s facilities and the
amendment of the regulated utility’s certificate or granting of an original certificate if the
transferred system is in a county not included in the regulated utility’s existing certificate.
Each applicant shall file with the Commission one original of the information set forth in
paragraphs (a) through (f) below.
(a) A combined filing fee pursuant to Rule 25-30.020(2)(b) and (c), F.A.C.;
(b) Proof of noticing pursuant to Rule 25-30.030, F.A.C.;
(c) The requirements of paragraphs (2)(c), (d), (e), (f), (g), (h), (i), (j), (k), (l), (m), (n), (o), (p),
(q), (r), (s), (t), (u), and (v) above;
(d) The requirements of Rule 25-30.036(2)(h) and (i), F.A.C.;
(e) An explanation of when and under what authority the current rates and charges of the
exempt or entity or a utility in a non-jurisdictional county were established, if applicable; and
(f) An explanation of how the seller is either exempt pursuant to Section 367.022, F.S., or is a
utility in a nonjurisdictional county.
(4)(3) In case of a transfer change of majority organizational control, of a regulated utility.
Each applicant for a transfer of majority organizational control shall file with the Commission
one original of the information set forth in paragraphs (a) through (e) below. the application
shall include the following information:
(a) A filing fee pursuant to Rule 25-30.020(2)(c), F.A.C.;
(b) Proof of noticing pursuant to Rule 25-30.030, F.A.C.;

c) The requirements of paragraphs (2)(c), (d), (f), (i), (j), (k), (l), (m), (r), (t), and (u) above;

(a) The complete name and address of the seller;

(b) The complete name and address of the buyer;

c) The name(s) and address(es) of all of the buyer’s corporate officers, directors, partners and any other person(s) who will own an interest in the utility;

d) The names and locations of any other water or wastewater utilities owned by the buyer;

e) A statement describing the financing of the purchase;

(f) A statement describing how the transfer is in the public interest, including a summary of the buyer’s experience in water or wastewater utility operations, a showing of the buyer’s financial ability to provide service, and a statement that the buyer will fulfill the commitments, obligations and representations of the seller with regard to utility matters;

g) A list of all entities, including affiliates, that have provided, or will provide, funding to the buyer, and an explanation of the manner and amount of such funding, which shall include their financial statements and copies of any financial agreements with the utility. This requirement shall not apply to any person or entity holding less than 10 percent ownership interest in the utility;

(h) A statement from the buyer that after reasonable investigation, the system being acquired appears to be in satisfactory condition and in compliance with all applicable standards set by the DEP or, if the system is in need of repair or improvement, has any outstanding Notice of Violation(s) of any standard(s) set by the DEP or any outstanding consent orders with the DEP, the buyer shall provide a list of the improvements and repairs needed and the approximate cost to make them, a list of the action taken by the utility with regard to the violations, a copy of the Notice of Violation(s), a copy of the consent order and a list of the improvements and repairs consented to and the approximate cost;

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(i) Evidence that the utility owns the land upon which the utility treatment facilities are located, or a copy of an agreement which provides for the continued use of the land, such as a 99-year lease. The Commission may consider a written easement or other cost effective alternative;

(j) The original and two copies of sample tariff sheets reflecting the change in ownership; and

(k) The utility’s current certificate(s), or if not available, the applicant shall provide an explanation of the steps the applicant took to obtain the certificate(s).

(d) A description of the ownership transfer, including the date the transfer occurred or will occur and a description of the resulting ownership interests in the utility; and

(e) A statement that, following the transfer, all existing management and operating personnel of the utility will be retained or, if changes in the utility’s management or operating personnel are anticipated, a description of the changes and the impact the changes will have on the management and operations of the utility.

(4) Each application for transfer of certificate of authorization, facilities, or any portion thereof, or majority organizational control to a governmental authority shall contain the following information:

(a) The name and address of the utility and its authorized representative;

(b) The name of the governmental authority and the name and address of its authorized representative;

(c) A copy of the contract or other document transferring the utility system to the governmental authority;

(d) A list of any utility assets not transferred to the governmental authority if such remaining assets constitute a system providing or proposing to provide water or wastewater service to the public for compensation;

(e) A statement that the governmental authority obtained, from the utility or Commission, the CODING: Words underlined are additions; words in struck through type are deletions from existing law.
most recent available income and expense statement, balance sheet, statement of rate base for
regulatory purposes, and contributions in aid of construction;
(f) The date on which the governmental authority proposes to take official action to acquire
the utility;
(g) A statement describing the disposition of customer deposits and interest thereon; and
(b) A statement regarding the disposition of any outstanding regulatory assessment fees, fines
or refunds owed;
(5) If a utility is transferring a portion of its facilities to a governmental agency, it must
provide the following additional information:
(a) A description of the remaining territory using township, range, and section references;
(b) 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 remaining territory
plotted thereon by use of metes and bounds or quarter sections, and with a defined reference
point of beginning; and
(c) The original and two copies of sample tariff sheets reflecting the remaining territory.
(5) A transfer of a regulated utility to an exempt entity other than a governmental authority.
Each applicant for a transfer of ownership of a regulated utility to an exempt entity other than
a governmental authority shall file with the Commission Clerk one original of the information
set forth in paragraphs (a) through (e) below.
(a) A filing fee pursuant to Rule 25-30.020(2)(c), F.A.C.;
(b) Proof of noticing pursuant to Rule 25-30.030, F.A.C.;
(c) The requirements of paragraphs (2)(c), (d), (k), (l), (m), and (r) above;
(d) Documentation of the following terms of the transfer:
1. A copy of the contract for sale and all auxiliary or supplemental agreements. If the sale,
assignment, or transfer occurs prior to Commission approval, the contract shall includea
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existing law.
provision stating that the contract is contingent upon Commission approval;

2. The closing date;

3. A statement regarding the disposition of customer deposits and interest thereon; and

4. A statement regarding the disposition of any outstanding regulatory assessment fees, fines, refunds, or annual reports.

(e) An explanation of how the buyer is exempt pursuant to Section 367.022, F.S.

(6) Upon its receipt of items required in paragraphs (4)(a), (b), (c), (d), (e) and (f), the Commission will issue an order acknowledging that the facilities or any portion thereof have been acquired by the governmental authority.

(7) Upon receipt of the items required in paragraphs (4)(g) and (h) and, if applicable, paragraphs (5)(a), (b), and (c), and upon the completion of all pending proceedings before the Commission, the utility’s certificate will be amended or cancelled. Amendment or cancellation of the certificate shall not affect the utility’s obligation pursuant to Rule 25-30.120, F.A.C., Regulatory Assessment Fees.

Specific Authority 367.121, 367.1213, 350.127(2) FS. Law Implemented 367.071, 367.1213

FS. History–New 1-27-91, Amended 11-30-93, ____________.

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25-30.038 Application for Transfer to a Governmental Authority.

(1) This rule applies to an application to transfer a regulated utility to a governmental authority pursuant to Section 367.071(4)(a), F.S.

(2) Each applicant for acknowledgement of the transfer of facilities, or any portion thereof, from a regulated utility to a governmental authority shall file one original of the information set forth in paragraphs (a) through (h) below with the Office of Commission Clerk. Form PSC/ENG 029 (XX/XX) entitled “Application for Transfer to a Governmental Authority,” which is incorporated by reference in this rule and is available at [Department of State hyperlink], is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with this subsection. These form may also be obtained from the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water and Wastewater Application Packages.

(a) The certificated name, address, telephone number, certificate number(s), authorized representative, and, if available, e-mail address and fax number of the utility.

(b) The name, address, and telephone number, and authorized representative, and, if available, e-mail address and fax number of the governmental authority;

(c) The date on which the governmental authority assumed ownership or proposes to assume ownership, operation, management, or control of the utility;

(d) A copy of the contract or other document transferring the utility system to the governmental authority;

(e) A statement that the governmental authority obtained from the utility or Commission the most recent available annual report;

(f) A statement describing the disposition of customer deposits and interest thereon;

(g) A statement regarding the disposition of any outstanding regulatory assessment fees, fines;

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or refunds owed;

(h) If a utility is transferring only a portion of its facilities to a governmental authority, it must provide the following additional information:

1. A list of any utility assets not transferred to the governmental authority, if such remaining assets constitute a system providing or proposing to provide water or wastewater service to the public for compensation;

2. A legal description of the territory not transferred to the governmental authority, including an electronic media copy, in the format prescribed in Rule 25-30.029, F.A.C.;

3. An 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 remaining territory plotted thereon, consistent with the legal description provided in paragraph (2)(h)2. above; and

4. One original and one electronic media draft tariff sheets reflecting the remaining territory. Form PSC/ENG 031 (XX/XX), entitled “Sample Model Water Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink] and Form PSC/ENG 032 (XX/XX), entitled “Sample Model Wastewater Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink], are example tariffs that may be completed by the applicant and included in the application. These forms may also be obtained from the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water and Wastewater Application Packages.

Specific Authority 367.121, 367.1213, 350.127(2) FS. Law Implemented 367.071, 367.1213 FS. History–New _______________.

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25-30.039 Notice of Application for Name Change

(1) This rule shall apply to a certificated utility that changes its name only, with no change in the ownership or control of the utility or its assets.

(2) Before notifying its customers of a utility name change, the utility shall provide Commission staff with the following: Each application for approval of a change in name of a certificated utility shall include the following information:

(a) The utility’s certificated complete name, address, telephone number, certificate number(s), authorized representative, and, if available, e-mail address and fax number and type of business entity of the certificated utility;

(b) The proposed change in name and documentation from the Florida Department of State, Division of Corporations, showing:

1. The utility’s business name and registration/document number for the business, unless operating as a sole proprietor, and

2. The utility’s fictitious name and registration number for the fictitious name, if operating under a fictitious name the type of business entity under the new name;

(e) A statement setting out the reasons for the name change;

(c)(d) The effective date of the name change;

(d)(e) In the case of a corporation, limited partnership, or any other type of entity that is chartered by the State of Florida or any other state, a copy of the certificate, or other document issued by the state showing its acceptance of the entity’s new name. In addition, an officer of the entity shall provide a statement that the ownership and control of the utility and its assets will not change under the new proposed name. In the case of a sole proprietorship, general partnership, or any other type of entity not chartered by the State of Florida or any other state, a statement, signed by a duly authorized representative, that the ownership and control of the utility and its assets will not change under the proposed name;

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(e) A draft proposed notice to be sent to the customers of the utility informing them of the change in utility name; and

(f) An original and two copies and one electronic media draft of a proposed tariff reflecting the name change, including all standard forms. Form PSC/ENG 031 (XX/XX), entitled “Sample Model Water Tariff,” which is incorporated by reference in this rule and is available at [Department of State hyperlink] and Form PSC/ENG 032 (XX/XX), entitled “Sample Model Wastewater Tariff,” which is incorporated by reference in this rule, and is available at [Department of State hyperlink], are example tariffs that may be completed by the applicant and included in the application. These forms may also be obtained from the Commission’s website, www.floridapsc.com, by selecting Utility Regulation, then selecting Water and Wastewater, and then selecting Water and Wastewater Application Packages.

(h) The applicant’s current certificate.

(3) After the Commission staff approves the customer notice, the utility shall send the approved customer notice to all existing customers with the next regular billing, advising them of the name change. The utility shall file with the Commission Clerk a statement verifying the date that the notice was actually sent to the customers.

Specific Authority 367.121, 367.1214 FS. Law Implemented 367.121, 367.1214 FS. History—New 11-30-93, Amended _________.

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25-30.090 Abandonments.

(1) This rule applies to any person, lessee, trustee, or receiver owning, operating, managing, or controlling a utility which intends to abandon the utility. The provisions of this rule are intended to prevent service interruptions to the utility customers.

(2) The notice of abandonment to be issued by the utility to the Commission and the county’s administrator, pursuant to required by Section 367.165, F.S., shall identify include the following:

(a) The utility’s name and address;

(b) The person to contact regarding this notice, including that person’s address, and telephone number, and, if available, e-mail address and fax number;

(c) The location of the utility’s books and records;

(d)(e) The date of the notice;

(e)(f) The date the utility will be abandoned;

(e)(f) Whether the water system, wastewater system, or both are to be abandoned;

(f)(g) A statement of the reason the utility will be abandoned;

(g)(h) A statement of the status of the utility with the Department of Environmental Protection regarding outstanding citations or violations; and

(h) The location of the utility’s books and records.

(3) Within 10 days of the appointment of a receiver by the circuit court, the receiver shall provide the Commission with a copy of the order of appointment and shall request from the Commission a copy of the utility’s tariff and most recent annual report.

(4) Within 90 days of the appointment of the receiver who is not a governmental authority the receiver shall file one original and one electronic media draft a proposed tariff revision amending the title page to reflect the name, address and telephone number of the receiver and to include the name of the receiver as the new issuing officer. This shall not affect the CODING: Words underlined are additions; words in struck through type are deletions from existing law.
certificated name of the utility.

(5) During the pendency of the receivership, the receiver shall fulfill be responsible for fulfilling the utility’s obligations pursuant to Chapter 367, F.S., and Chapter 25-30, F.A.C., during the pendency of the receivership. However, in no event shall a receiver shall not be held responsible by the Commission for failure to provide safe, efficient and sufficient service where such failure is substantially caused by actions or omissions pre-dating appointment of the receiver, unless the receiver is given reasonable opportunity to rectify such failure.

(6) If the receiver appointed by the circuit court is a governmental authority as defined by Section 367.021(7), F.S., the governmental authority, upon request, shall be found exempt pursuant to Section 367.022(2), F.S.

Specific Authority 350.127(2), 367.121 FS. Law Implemented 367.121, 367.165 FS. History—New 11-30-93, Amended ____________.

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FLORIDA PUBLIC SERVICE COMMISSION

INSTRUCTIONS FOR COMPLETING EXAMPLE
APPLICATION FOR ORIGINAL CERTIFICATE OF AUTHORIZATION
FOR A PROPOSED OR EXISTING SYSTEM REQUESTING
INITIAL RATES AND CHARGES

(Pursuant to Sections 367.031, 367.045, and 367.081, Florida Statutes, and
Rule 25-30.033, Florida Administrative Code)

General Information

The attached form is an example application that may be completed by the applicant and filed
with the Office of Commission Clerk to comply with Rule 25-30.033, Florida Administrative Code
(F.A.C.). Any questions regarding this form should be directed to the Division of Engineering at
(850) 413-6910.

Instructions

1. Fill out the attached application form completely and accurately.
2. Complete all the items that apply to your utility. If an item is not applicable, mark it "N.A." Do
   not leave any items blank.
3. Remit the proper filing fee pursuant to Rule 25-30.020, F.A.C., with the application.
4. Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-
   filed exhibit.
5. The completed application, attached exhibits, and the proper filing fee should be mailed to:

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

PSC/ENG 020 (XX/XX)
Rule 25-30.033, F.A.C.
APPLICATION FOR ORIGINAL CERTIFICATE OF AUTHORIZATION
FOR A PROPOSED OR EXISTING SYSTEM REQUESTING
INITIAL RATES AND CHARGES

(Pursuant to Sections 367.031, 367.045, and 367.081, Florida Statutes, and
Rule 25-30.033, Florida Administrative Code)

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

The undersigned hereby makes application for original certificate(s) to operate a water _____
and/or wastewater _____ utility in ______________________ County, Florida, and submits the
following information:

PART I APPLICANT INFORMATION

A) Contact Information for Utility. The utility’s name, address, telephone number, Federal
Employer Identification Number, and if applicable, fax number, e-mail address, and website
address. The utility’s name should reflect the business and/or fictitious name(s) registered
with the Department of State’s Division of Corporations:

Utility Name

Office Street Address

City State Zip Code

Mailing Address (if different from Street Address)

City State Zip Code

( ) ( )
Phone No. Fax No.

Federal Employer Identification Number

2
B) The contact information of the authorized representative to contact concerning this application:

Name

Mailing Address

City       State       Zip Code

(     )       (     )

Phone No.       Fax No.

E-Mail Address

C) Indicate the nature of the utility’s business organization (check one). Provide documentation from the Florida Department of State, Division of Corporations showing the utility’s business name and registration/document number for the business, unless operating as a sole proprietor.

[ ] Corporation

__________________________

Number

[ ] Limited Liability Company

__________________________

Number

[ ] Partnership

__________________________

Number

[ ] Limited Partnership

__________________________

Number
[ ] Limited Liability Partnership ____________________________ Number
[ ] Sole Proprietorship
[ ] Association
[ ] Other (Specify) _______________________________________

If the utility is doing business under a fictitious name, provide documentation from the Florida Department of State, Division of Corporations showing the utility’s fictitious name and registration number for the fictitious name.

[ ] Fictitious Name (d/b/a) ____________________________ Registration Number

D) The name(s), address(es), and percentage of ownership of each entity which owns or will own more than 5 percent interest in the utility (use an additional sheet if necessary).

E) The election the business has made under the Internal Revenue Code for taxation purposes.

PART II ORIGINAL CERTIFICATE REQUESTING INITIAL RATES

A) DESCRIPTION OF SERVICE

Exhibit _____ - Provide a statement indicating whether the application is for water, wastewater, or both. If the applicant is applying only for water or wastewater, the statement shall include how the other service is provided.
B) FINANCIAL ABILITY

1) Exhibit ___ - Provide the most recent financial statements of the utility, if applicable, showing all utility assets, liabilities, and the most recent twelve months of income and expenses.

2) Exhibit ___ - Provide a list of all entities, including affiliates, upon which the applicant is relying to provide funding to the utility and a copy of all financial agreements documenting the sources of funding or a copy of each entity’s financial statements.

C) TECHNICAL ABILITY

1) Exhibit ___ - Provide the applicant's experience in the water or wastewater industry;

2) Exhibit ___ - Provide the copy of all current permits from the Department of Environmental Protection (DEP) and the water management district;

3) Exhibit ___ - Provide a copy of the most recent DEP and/or county health department sanitary survey, compliance inspection report and secondary standards drinking water report; and

4) Exhibit ___ - Provide a copy of all correspondence with the DEP, county health department, and water management district, including consent orders and warning letters, and the utility’s responses to the same, for the past three years.

D) NEED FOR SERVICE

1) Exhibit ___ - Provide the following documentation of the need for service in the proposed area:

   a) The number of customers currently being served and proposed to be served, by customer class and meter size, including a description of the types of customers anticipated to be served, i.e., single family homes, mobile homes,
duplexes, golf course clubhouse, commercial. If the development will be in phases, this information shall be separated by phase;

b) A copy of all requests for service from property owners or developers in areas not currently served;

c) The current land use designation of the proposed service territory as described in the local comprehensive plan at the time the application is filed. If the proposed development will require a revision to the comprehensive plan, describe the steps taken and to be taken to facilitate those changes, including changes needed to address the proposed need for service area;

d) Any known land use restrictions, such as environmental restrictions imposed by governmental authorities.

2) Exhibit ____ - Provide the date the applicant began or plans to begin serving customers. If already serving customers, a description of when and under what circumstances applicant began serving.

E) TERRITORY DESCRIPTION, MAPS, AND FACILITIES

1) Exhibit ____ - Provide a legal description of the proposed service area, including an electronic copy, in the format prescribed in Rule 25-30.029, F.A.C.

2) Exhibit ____ - Provide documentation of the utility's right to continued long-term use of the land upon which the utility treatment facilities are or will be located. This documentation shall be in the form of a recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded long-term lease, such as a 99-year lease, or recorded easement. The applicant may submit a contract for the long-term
use with an unexecuted or unrecorded copy of the instrument, provided the applicant files a recorded copy within the time prescribed in the order granting the certificate.

3) Exhibit _____ - Provide a detailed system map showing the existing and proposed lines and treatment facilities, with the territory proposed to be served plotted thereon, consistent with the legal description provided in E-1 above. The map shall be of sufficient scale and detail to enable correlation with the description of the territory proposed to be served.

4) Exhibit____ - Provide an 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, consistent with the legal description provided in E-1 above.

5) Exhibit _____ - Provide a description of the separate capacities of the existing and proposed lines and treatment facilities in terms of equivalent residential connections (ERCs) and gallons per day estimated demand per ERC for water and wastewater and the basis for such estimate. If the development will be in phases, this information shall be separated by phase.

6) Exhibit _____ - Provide a description of the type of water treatment, wastewater treatment, and method of effluent disposal.

F) PROPOSED TARIFF

Exhibit _____ - Provide an original and one electronic draft tariff containing all rates, classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9, F.A.C. See Rule 25-30.033, F.A.C., for information about sample model water and wastewater tariffs that are available and may be completed by the applicant and included in the application.

G) ACCOUNTING AND RATE INFORMATION

1) Exhibit _____ - Describe the existing and projected cost of the system(s) and associated depreciation by year until design capacity is reached using the National Association of Regulatory Utility Commissioners (NARUC) Uniform System of Accounts (USOA), pursuant to Rule 25-30.115, F.A.C. The applicant shall identify the year that 80 percent of design capacity is anticipated.

2) Exhibit _____ - Provide the existing and projected annual contributions-in-aid-of-construction (CIAC) and associated amortization by year including a description of assumptions regarding customer growth projections using the same projections used in documented need for service for the proposed service area. The projected CIAC
shall identify cash and property contributions and amortization at 100 percent of
design capacity and identify the year when 80 percent of design capacity is
anticipated. The projected CIAC shall be consistent with the service availability
policy and charges in the proposed tariff provided in F-1 above, the schedule
provided in G-6 below, and the CIAC guidelines set forth in Rule 25-30.580, F.A.C.

3) Exhibit _____ - Provide the current annual operating expenses and the projected
annual operating expenses at 80 percent of design capacity using the NARUC USOA.

4) Exhibit _____ - Provide a schedule showing the projected capital structure including
the methods of financing the construction and operation of the utility until the utility
reaches 80 percent of the design capacity of the system. A return on common equity
shall be established using the current equity leverage formula established by order of
this Commission pursuant to Section 367.081(4), Florida Statutes, unless there is
competent substantial evidence supporting the use of a different return on common
equity. Please reference subsection 25-30.033(4), F.A.C., for additional information
regarding the accrual of allowance for funds used during construction (AFUDC).

5) Exhibit _____ - Provide a schedule showing how the proposed rates were developed.
The base facility and usage rate structure (as defined in subsection 25-30.437(6),
F.A.C.) shall be utilized for metered service, unless an alternative rate structure is
supported by the applicant and authorized by the Commission.

6) Exhibit _____ - Provide a schedule showing how the proposed service availability
policy and charges were developed, including meter installation, main extension, and
plant capacity charges, and proposed donated property.

7) Exhibit _____ - Provide a schedule showing how the customer deposits and
miscellaneous service charges were developed, including initial connection, normal
reconnection, violation reconnection, and premises visit fees, consistent with Rules
25-30.311 and 25-30.460, F.A.C.

H) NOTICING REQUIREMENTS

Exhibit _____ - Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be
provided as a late-filed exhibit.
PART III

SIGNATURE

Please sign and date the utility’s completed application.

APPLICATION SUBMITTED BY: ____________________________
   Applicant’s Signature

___________________________
   Applicant’s Name (Printed)

___________________________
   Applicant’s Title

___________________________
   Date
FLORIDA PUBLIC SERVICE COMMISSION

INSTRUCTIONS FOR COMPLETING EXAMPLE APPLICATION FOR ORIGINAL CERTIFICATE OF AUTHORIZATION FOR EXISTING UTILITY CURRENTLY CHARGING FOR SERVICE

(Pursuant to Sections 367.031, 367.045, and 367.081, Florida Statutes, and Rule 25-30.034, Florida Administrative Code)

General Information

The attached form is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with Rule 25-30.034, Florida Administrative Code (F.A.C.). Any questions regarding this form should be directed to the Division of Engineering at (850) 413-6910.

Instructions

1. Fill out the attached application form completely and accurately.

2. Complete all the items that apply to your utility. If an item is not applicable, mark it "N.A." Do not leave any items blank.

3. Remit the proper filing fee pursuant to Rule 25-30.020, F.A.C., with the application.

4. Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-filed exhibit.

5. The completed application, attached exhibits, and the proper filing fee should be mailed to:

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

PSC/ENG 021 (XX/XX)
Rule 25-30.034, F.A.C.
APPLICATION FOR ORIGINAL CERTIFICATE OF AUTHORIZATION FOR EXISTING UTILITY CURRENTLY CHARGING FOR SERVICE

(Pursuant to Sections 367.031, 367.045, and 367.081, Florida Statutes, and Rule 25-30.034, Florida Administrative Code)

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

The undersigned hereby makes application for original certificate(s) to operate a water ______ and/or wastewater ______ utility in __________ County, Florida, and submits the following information:

PART I  APPLICANT INFORMATION

A) Contact Information for Utility. The utility’s name, address, telephone number, Federal Employer Identification Number, and if applicable, fax number, e-mail address, and website address. The utility’s name should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations:

Utility Name

Office Street Address

City    State    Zip Code

Mailing Address (if different from Street Address)

City    State    Zip Code

(   )    (   )
Phone No.    Fax No.

Federal Employer Identification Number

E-Mail Address    Website Address
B) The contact information of the authorized representative to contact concerning this application:

Name

Mailing Address

City       State       Zip Code

(    )     (    )
Phone No.   Fax No.

E-Mail Address

C) Indicate the nature of the utility’s business organization (check one). Provide documentation from the Florida Department of State, Division of Corporations showing the utility’s business name and registration/document number for the business, unless operating as a sole proprietor.

[ ] Corporation

[ ] Limited Liability Company

[ ] Partnership

[ ] Limited Partnership

[ ] Limited Liability Partnership

[ ] Sole Proprietorship

[ ] Association

[ ] Other (Specify)
If the utility is doing business under a fictitious name, provide documentation from the Florida Department of State, Division of Corporations showing the utility’s fictitious name and registration number for the fictitious name.

Fictitious Name (d/b/a) Registration Number

D) The name(s), address(es), and percentage of ownership of each entity which owns or will own more than 5 percent interest in the utility (use an additional sheet if necessary).

PART II ORIGINAL CERTIFICATE FOR EXISTING UTILITY

A) DESCRIPTION OF SERVICE

1) Exhibit ____ - Provide a statement indicating whether the application is for water, wastewater, or both. If the applicant is applying only for water or wastewater, the statement shall include how the other service is provided.

2) Exhibit ____ - Provide a description of the types of customers served, i.e., single family homes, mobile homes, duplexes, golf course clubhouse, or commercial.

3) Exhibit ____ - Provide 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 developed.
B) **FINANCIAL ABILITY**

1) Exhibit ____ - Provide the most recent financial statements of the utility, showing all utility assets and liabilities, and the most recent twelve months of income and expenses.

2) Exhibit ____ - Provide a list of all entities, including affiliates, upon which the applicant is relying to provide funding to the utility and a copy of all financial agreements documenting the sources of funding or a copy of each entity’s financial statements.

C) **TECHNICAL ABILITY**

1) Exhibit ____ - Provide a statement of the applicant's experience in the water or wastewater industry;

2) Exhibit ____ - Provide a copy of all current permits from the Department of Environmental Protection (DEP) and the water management district;

3) Exhibit ____ - Provide a copy of the most recent sanitary survey, the compliance inspection report available from the DEP or county health department, and the most recent secondary standards drinking water report; and

4) Exhibit ____ - Provide a copy of all correspondence with the DEP, county health department, and water management district, including consent orders and warning letters, and the utility’s responses to the same, for the past three years.

D) **NEED FOR SERVICE**

1) Exhibit ____ - Provide a statement explaining when and under what circumstances the applicant began providing service prior to obtaining a certificate of authorization.
2) Exhibit ___ - If the applicant is requesting any territory not served at the time of application, provide the following documentation of the need for service in the proposed area:

a) The number of customers proposed to be served, by customer class and meter size, including a description of the types of customers anticipated to be served, i.e., single family homes, mobile homes, duplexes, golf course clubhouse, commercial. If the development will be in phases, this information shall be separated by phase.

b) A copy of all requests for service from property owners or developers in areas not currently served.

c) The current land use designation of the proposed service territory as described in the local comprehensive plan at the time the application is filed. If the proposed development will require a revision to the comprehensive plan, describe the steps taken and to be taken to facilitate those changes, including changes needed to address the proposed need for service described above.

d) Any known land use restrictions, such as environmental restrictions imposed by governmental authorities.

E) TERRITORY DESCRIPTION AND MAPS

1) Exhibit ___ - Provide a legal description of the proposed service area, including an electronic copy, in the format prescribed in Rule 25-30.029, F.A.C.

2) Exhibit ___ - Provide documentation of the utility's right to continued long-term use of the land upon which the utility treatment facilities are located. This documentation shall be in the form of a recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded long-term lease, such as a 99-year lease, or recorded easement. The applicant may submit a contract for the long-term use with an unexecuted or unrecorded copy of the instrument provided the applicant files a recorded copy within the time prescribed in the order granting the certificate.

3) Exhibit ___ - Provide a detailed system map showing existing and proposed lines and treatment facilities with the territory proposed to be served plotted thereon, consistent with the legal description provided in E-1 above. 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 proposed to be served.
4) Exhibit _____ - Provide an 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, consistent with the legal description provided in E-1 above.

F) PROPOSED TARIFF AND RATE INFORMATION

1) Exhibit _____ - Provide an original and one electronic media draft tariff containing all rates, classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9, F.A.C. See Rule 25-30.034, F.A.C., for information about sample model water and wastewater tariffs that are available and may be completed by the applicant and included in the application.

2) Exhibit _____ - Provide documentation specifying on what date and under what authority the current rates and charges were established.

G) NOTICING REQUIREMENTS

Exhibit _____ - Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-filed exhibit.

PART III SIGNATURE

Please sign and date the utility’s completed application.

APPLICATION SUBMITTED BY: __________________________________________

Applicant's Signature

Applicant’s Name (Printed)

Applicant’s Title

Date
FLORIDA PUBLIC SERVICE COMMISSION

INSTRUCTIONS FOR COMPLETING EXAMPLE APPLICATION FOR ORIGINAL CERTIFICATE OF AUTHORIZATION FOLLOWING RESCISSION OF JURISDICTION BY A COUNTY (GRANDFATHER CERTIFICATE)

(Pursuant to Section 367.171, Florida Statutes, and Rule 25-30.035, Florida Administrative Code)

General Information

The attached form is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with Rule 25-30.035, Florida Administrative Code (F.A.C.). Any questions regarding this form should be directed to the Division of Engineering at (850) 413-6910.

Instructions

1. Fill out the attached application form completely and accurately.

2. Complete all the items that apply to your utility. If an item is not applicable, mark it "N.A." Do not leave any items blank.

3. Remit the proper filing fee pursuant to Rule 25-30.020, F.A.C., with the application.

4. The completed application and attached exhibits and the proper filing fee should be mailed to:

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

Form PSC/ENG 022 (XX/XX)
Rule 25-30.035, F.A.C.
APPLICATION FOR ORIGINAL CERTIFICATE FOLLOWING RESCISSION OF JURISDICTION BY A COUNTY (GRANDFATHER CERTIFICATE)

(Pursuant to Section 367.171, Florida Statutes, and Rule 25-30.035, Florida Administrative Code)

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

The undersigned hereby makes application for original certificate(s) to operate a water _____ and/or wastewater _____ utility in _______________ County, Florida, and submits the following information:

PART I  APPLICANT INFORMATION

A) Contact Information for Utility. The utility’s name, address, telephone number, Federal Employer Identification Number, and if applicable, fax number, e-mail address, and website address. The utility’s name should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations:

Utility Name

Office Street Address

City           State           Zip Code

Mailing Address (if different from Street Address)

City           State           Zip Code

( )            ( )           Phone No.

( )            Fax No.

Federal Employer Identification Number

E-Mail Address          Website Address
B) The contact information of the authorized representative to contact concerning this application:

Name

Mailing Address

City State Zip Code

( ) ( ) Phone No. Fax No.

E-Mail Address

C) Indicate the nature of the utility's business organization (check one). Provide documentation from the Florida Department of State, Division of Corporations, showing the utility's business name and registration/document number for the business, unless operating as a sole proprietor.

[ ] Corporation Number

[ ] Limited Liability Company Number

[ ] Partnership Number

[ ] Limited Partnership Number

[ ] Limited Liability Partnership Number

[ ] Sole Proprietorship

[ ] Association

[ ] Other (Specify)
If the utility is doing business under a fictitious name, provide documentation from the Florida Department of State, Division of Corporations, showing the utility’s fictitious name and registration number for the fictitious name.

Fictitious Name (d/b/a) Registration Number

D) The name(s), address(es), and percentage of ownership of each entity which owns or will own more than 5 percent interest in the utility (use an additional sheet if necessary).

PART II

GRANDFATHER CERTIFICATE

A) DESCRIPTION OF SERVICE

1) Exhibit _____ - Provide a statement indicating whether the application is for water, wastewater, or both. If the applicant is applying only for water or wastewater, the statement shall include how the other service is provided.

2) Exhibit _____ - Provide the date the utility was established.

3) Exhibit _____ - Provide a description of the types of customers served, i.e., single family homes, mobile homes, duplexes, golf course clubhouse, or commercial.

4) Exhibit _____ - Provide 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 developed.
B) TERRITORY DESCRIPTION, MAPS, AND FACILITIES

1) Exhibit _____ - Provide a legal description of the proposed service area, including an electronic media copy, in the format prescribed in Rule 25-30.029, F.A.C. The utility must provide documentation of the territory the utility was serving, or was authorized to serve, from the county which had jurisdiction over the utility on the day Chapter 367, Florida Statutes, became applicable to the utility.

2) Exhibit _____ - Provide documentation of the utility's right to continued long-term use of the land upon which the utility treatment facilities are located. This documentation shall be in the form of a recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded long-term lease, such as a 99-year lease, or recorded easement. The applicant may submit a contract for the long-term use with an unexecuted or unrecorded copy of the instrument provided the applicant files a recorded copy within the time prescribed in the order granting the certificate.

3) Exhibit _____ - Provide a detailed system map showing existing and proposed lines and treatment facilities with the territory proposed to be served plotted thereon, consistent with the legal description provided in B-1 above. 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 proposed to be served.

4) Exhibit _____ - Provide an 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, consistent with the legal description provided in B-1 above.

5) Exhibit _____ - Provide a copy of all current permits from the Department of Environmental Protection (DEP) and the water management district.

C) PROPOSED TARIFF AND RATE INFORMATION

1) Exhibit _____ - Provide an original and one electronic media draft tariff containing all rates, classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9, F.A.C. See Rule 25-30.035, F.A.C., for information about sample model water and wastewater tariffs that are available and may be completed by the applicant and included in the application.

2) Exhibit _____ - Provide documentation, or, if no documentation exists, a statement, specifying on what date and under what authority the current rates and charges were established.
PART III

SIGNATURE

Please sign and date the utility’s completed application.

APPLICATION SUBMITTED BY:

Applicant’s Signature

Applicant’s Name (Printed)

Applicant’s Title

Date
FLORIDA PUBLIC SERVICE COMMISSION

INSTRUCTIONS FOR COMPLETING EXAMPLE APPLICATION FOR AMENDMENT OF CERTIFICATE (EXTENSION, QUICK TAKE EXTENSION, OR DELETION)

(Pursuant to Section 367.045, Florida Statutes, and Rule 25-30.036, Florida Administrative Code)

General Information

The attached form is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with Rule 25-30.036, Florida Administrative Code (F.A.C.). Any questions regarding this form should be directed to the Division of Engineering (850) 413-6910.

Instructions

1. Fill out the attached application form completely and accurately.

2. Complete all the items that apply to your utility. If an item is not applicable, please mark it "N.A." Do not leave any items blank.

3. Remit the proper filing fee pursuant to Rule 25-30.020, F.A.C., with the application.

4. Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-filed exhibit.

5. The completed application, attached exhibits, and the proper filing fee should be mailed to:

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

PSC/ENG 023 (XX/XX)
Rule 25-30.036, F.A.C.
APPLICATION FOR AMENDMENT OF CERTIFICATE
(EXTENSION, QUICK TAKE EXTENSION, OR DELETION)

(Pursuant to Section 367.045, Florida Statutes, and
Rule 25-30.036, Florida Administrative Code)

To: Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

The undersigned hereby makes application for amendment of Water Certificate No. _______ and/or Wastewater Certificate No. _______ to add _______ or delete _______ territory located in _______ County, Florida, and submits the following information:

Please check the type of amendment being requested. Based upon the type of amendment requested, please complete the following parts of the application. Where specific items are listed, only those items need to be completed under that part.

_____ Extension: Complete Parts I, II, V, and VI

_____ Quick Take: Complete Parts I, II (only items B-1, 2, 4, 6 and D-1, 2, 3), III, V, and VI

_____ Deletion: Complete Parts I, II (only items D-1, 2, 3), IV, V, and VI

PART I APPLICANT INFORMATION

A) Contact Information for Utility. The utility’s certificated name, address, telephone number, Federal Employer Identification Number, and if applicable, fax number, e-mail address, and website address. The utility’s name should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations:

Utility Name

Office Street Address

City State Zip Code

Mailing Address (if different from Street Address)
PART II  

TERRITORY AMENDMENT

Part II should be completed as follows based upon the type of amendment requested.

Extension: Complete all items under Part II

Quick Take Extension: Only need to complete items B-1, 2, 4, 6 and D-1, 2, 3.

Deletion: Only need to complete items D-1, 2, 3.
A) NEED FOR SERVICE IN THE PROPOSED AREA

1) Exhibit _____ - The number of customers currently being served and proposed to be served, by customer class and meter size, including a description of the types of customers anticipated to be served, i.e., single family homes, mobile homes, duplexes, golf course clubhouse, commercial.

2) Exhibit _____ - Provide a copy of all requests from service from property owners or developers in areas not currently served.

3) Exhibit _____ - Provide a copy of the current land use designation of the proposed service territory as described in the local comprehensive plan at the time the application is filed. If the proposed development will require a revision to the comprehensive plan, describe the steps taken and to be taken to facilitate those changes, including changes needed to address the proposed need for service.

4) Exhibit _____ - Provide a statement of any known land use restrictions, such as environmental restrictions imposed by governmental authorities.

B) TERRITORY DESCRIPTION, MAPS, FACILITIES, AND TECHNICAL ABILITY

1) Exhibit _____ - If the utility is planning to build a new water or wastewater treatment plant to serve the proposed territory, provide documentation of the utility's right to continued long-term use of the land upon which the new utility treatment facilities that will serve the proposed territory will be located. This documentation shall be in the form of a recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded long-term lease, such as a 99-year lease, or recorded easement. The applicant may submit a contract for the long-term use with an unexecuted or unrecorded copy of the instrument, provided that the applicant files a recorded copy within the time prescribed in the order granting the amendment to the certificate of authorization.

2) Exhibit _____ - Provide a legal description of the territory proposed to be served, including an electronic media copy, in the format prescribed in Rule 25-30.029, F.A.C. In addition, if the extension of territory is adjacent to existing territory, provide one complete legal description of the resulting territory including both existing and expanded portions.
3) Exhibit _____ - Provide a detailed system map showing the proposed lines and treatment facilities, with the territory proposed to be served plotted thereon, consistent with the legal description provided in B-1 above. If the territory to be served is adjacent to the utility’s existing territory, provide a complete map showing both existing and expanded territories. The map shall be of sufficient scale and detail to enable correlation with the description of the territory.

4) Exhibit _____ - Provide an 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, consistent with the legal description provided in B-1 above.

5) Exhibit _____ - Provide a statement describing the capacity of the existing lines, the capacity of the existing treatment facilities, and the design capacity of the proposed extension.

6) Exhibit _____ - Provide a copy of all current permits issued by the Department of Environmental Protection (DEP) and by the water management district.

7) Exhibit _____ - Provide a copy of the most recent DEP and/or county health department sanitary survey, compliance inspection report, and secondary standards drinking water report.

8) Exhibit _____ - Provide a copy of all correspondence with the DEP, county health department, and water management district, including consent orders and warning letters, and the utility’s responses to the same, for the past three years.

C) FINANCIAL ABILITY

1) Exhibit _____ - Provide a detailed statement regarding the proposed method of financing the construction and the projected impact on the utility’s capital structure.

2) Exhibit _____ - Provide a statement regarding the projected impact of the extension on the utility’s monthly rates and service availability charges.
D) PROPOSED TARIFF AND RATE INFORMATION

1) Exhibit _____ - Provide an original and one electronic media draft tariff containing all rates, classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9, F.A.C. See Rule 25-30.036, F.A.C., for information about sample model water and wastewater tariffs that are available and may be completed by the applicant and included in the application.

2) Exhibit _____ - Provide the number of the most recent order of the Commission establishing or changing the applicant’s rates and charges.

3) Exhibit _____ - An affidavit that the utility has tariffs and annual reports on file with the Commission.

PART III QUICK TAKE EXTENSION ADDITIONAL INFORMATION

A) Exhibit _____ - Provide a written statement that the proposed new territory includes a maximum of 25 equivalent residential connections within such territory at the time the territory is at buildout. In addition, the statement should include a description of the types of customers anticipated to be served by the extension, i.e., single family homes, mobile homes, duplexes, golf course clubhouse, or commercial.

B) Exhibit _____ - Provide a written statement that upon investigation:

1) There is no other utility in the area of the proposed territory that is willing and capable of providing reasonably adequate service to the new territory.

2) The person(s) or business(es) requesting water or wastewater service have demonstrated to the utility that service is necessary because: (Check all that apply)

   (a) a private well has been contaminated or gone dry ________,

   (b) a septic tank has failed ________, or

   (c) service is otherwise not available ________.
PART IV  TERRITORY DELETION ADDITIONAL INFORMATION

A) Exhibit __ - Provide a statement specifying the reasons for the proposed deletion of territory.

B) Exhibit ____ - Provide a legal description of the territory proposed to be deleted, including an electronic media copy, in the format prescribed in Rule 25-30.029, F.A.C., along with a complete legal description of the remaining territory.

C) Exhibit ____ - Provide a detailed system map with the territory proposed to be deleted and retained plotted thereon, consistent with the legal description provided in B above. The map shall show the existing lines and treatment facilities in the area retained and shall be of sufficient scale and detail to enable correlation with the description of the territory.

D) Exhibit ____ - Provide an 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 territory proposed to be deleted plotted thereon, consistent with the legal description provided in B above.

E) Exhibit ____ - Provide a description of the number of current active connections within the territory to be deleted, as well as the number of connections retained. For each active connection in the area to be deleted, if any, the statement must detail the effect of the proposed deletion on the ability of those customers to receive water and wastewater services, including alternative source(s) of service.

PART V  NOTICING REQUIREMENTS

Exhibit ____ - Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-filed exhibit.
PART VI

SIGNATURE

Please sign and date the utility’s completed application.

APPLICATION SUBMITTED BY: ____________________________________________

Applicant’s Signature

____________________________________

Applicant’s Name (Printed)

____________________________________

Applicant’s Title

____________________________________

Date
FLORIDA PUBLIC SERVICE COMMISSION

INSTRUCTIONS FOR COMPLETING EXAMPLE APPLICATION FOR TRANSFER OF CERTIFICATES OR FACILITIES FROM A REGULATED UTILITY TO ANOTHER REGULATED UTILITY

(Pursuant to Section 367.071, Florida Statutes, and Rule 25-30.037(2), Florida Administrative Code)

General Information

The attached form is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with Rule 25-30.037(2), Florida Administrative Code (F.A.C.). Any questions regarding this form should be directed to the Division of Engineering at (850) 413-6910.

Instructions

1. Pursuant to Rule 25-30.037(1)(a), F.A.C., if a transfer occurs prior to Commission approval, the utility shall submit an application for authority to transfer no later than 90 days after the sale closing date.

2. Fill out the attached application form completely and accurately.

3. Complete all the items that apply to your utility. If an item is not applicable, mark it "N.A." Do not leave any items blank.

4. Remit the proper filing fee pursuant to Rule 25-30.020, F.A.C., with the application.

5. Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-filed exhibit.

6. The completed application, attached exhibits, and the proper filing fee should be mailed to:

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

Form PSC/ENG 024
Rule 25-30.037(2), F.A.C.
APPLICATION FOR TRANSFER OF CERTIFICATES OR FACILITIES FROM A REGULATED UTILITY TO ANOTHER REGULATED UTILITY

(Pursuant to Section 367.071, Florida Statutes, and Rule 25-30.037(2), Florida Administrative Code)

Pursuant to Rule 25-30.037(1)(a), F.A.C., if a transfer occurs prior to Commission approval, the utility shall submit an application for authority to transfer no later than 90 days after the sale closing date.

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

The undersigned hereby makes application for the transfer of facilities and transfer ____ or cancellation ____ of Water Certificate No. ______ and/or Wastewater Certificate No. ______ and amendment of Water Certificate No. ______ and/or Wastewater Certificate No. ______ in ______ County, Florida, and submits the following information:

PART I APPLICANT INFORMATION

A) Contact Information for Utility/Seller. The utility/seller’s certificated name, address, telephone number, and if applicable, fax number, e-mail address, and website address. The utility’s name should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations:

Utility Name

Office Street Address

City State Zip Code

Mailing Address (if different from Street Address)

City State Zip Code

( ) ( ) ( )

1
B) The contact information of the seller’s authorized representative to contact concerning this application:

Name

Mailing Address

City
State
Zip Code

Phone No. Fax No.

E-Mail Address


C) Contact Information for Buyer. The buyer’s name, address, telephone number, Federal Employer Identification Number, and, if applicable, fax number, e-mail address, website address, and new name of the utility if the buyer plans to operate under a different name. The buyer’s business name, and if applicable, new utility name, should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations.

Buyer’s Name

Office Street Address

City
State
Zip Code

Mailing Address (if different from Street Address)
D) The contact information of the buyer’s authorized representative to contact concerning this application:

Name

Mailing Address

City       State       Zip Code
(   )       (   )
Phone No.   Fax No.

E-Mail Address

E) The name, address, telephone number, and if available, e-mail address and fax number of the person in possession of the books and records when the application is filed.

Name

Mailing Address
<table>
<thead>
<tr>
<th>City</th>
<th>State</th>
<th>Zip Code</th>
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</tbody>
</table>

Phone No.   Fax No.  

E-Mail Address

<table>
<thead>
<tr>
<th>F) Indicate the nature of the utility’s/buyer’s business organization (check one). Provide documentation from the Florida Department of State, Division of Corporations, showing the utility’s/buyer’s business name and registration/document number for the business, unless operating as a sole proprietor.</th>
</tr>
</thead>
<tbody>
<tr>
<td>[ ] Corporation ___________________________________________ Number</td>
</tr>
<tr>
<td>[ ] Limited Liability Company _______________________________ Number</td>
</tr>
<tr>
<td>[ ] Partnership _____________________________________________ Number</td>
</tr>
<tr>
<td>[ ] Limited Partnership ______________________________________ Number</td>
</tr>
<tr>
<td>[ ] Limited Liability Partnership ____________________________ Number</td>
</tr>
<tr>
<td>[ ] Sole Proprietorship ______________________________________ Number</td>
</tr>
<tr>
<td>[ ] Association</td>
</tr>
<tr>
<td>[ ] Other (Specify) _________________________________________</td>
</tr>
</tbody>
</table>

If the utility/buyer is doing business under a fictitious name, provide documentation from the Florida Department of State, Division of Corporations, showing the utility’s fictitious name and registration number for the fictitious name.

Fictitious Name (d/b/a) Registration Number

<table>
<thead>
<tr>
<th>G) The name(s), address(es), and percentage of ownership of each entity which owns or will own more than 5 percent interest in the utility (Use additional sheet if necessary).</th>
</tr>
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<tbody>
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</table>

4
H) Provide the date and state of incorporation or organization of the buyer.

I) Indicate the nature of the buyer’s business organization (check one):

- Corporation
- Limited Liability Company
- Partnership
- Limited Partnership
- Limited Liability Partnership
- Sole Proprietorship
- Association
- Other (Specify) _______________

PART II

TRANSFER OF CERTIFICATE

A) DESCRIPTION OF SALE AGREEMENT

1) Exhibit _____ - Provide a copy of the contract for sale and all auxiliary or supplemental agreements. If the sale, assignment, or transfer occurs prior to Commission approval, the contract shall include provision stating that the contract is contingent upon Commission approval.

2) Exhibit _____ - Provide the following documentation of the terms of the transfer:
   a) The date the closing occurred or will occur.

   b) The purchase price and terms of payment.
c) A list of and the dollar amount of the assets purchased and liabilities assumed or not assumed, including those of non-regulated operations or entities.

_________________________________________________________________________

_________________________________________________________________________

d) A description of all consideration between the parties, including promised salaries, retainer fees, stock, stock options, and assumption of obligations.

_________________________________________________________________________

_________________________________________________________________________

e) Provisions regarding the disposition, where applicable, of customer deposits and interest thereon, guaranteed revenue contracts, developer agreements, customer advances, debt of the utility, and leases.

_________________________________________________________________________

_________________________________________________________________________

f) A statement that the buyer will fulfill the commitments, obligations, and representations of the seller with regard to utility matters.

_________________________________________________________________________

_________________________________________________________________________

g) A provision that the buyer has or will obtain the books and records of the seller, including all supporting documentation for rate base additions since the last time rate base was established for the utility.

_________________________________________________________________________
h) A statement that the utility’s books and records will be maintained using the National Association of Regulatory Utility Commissioners (NARUC) Uniform System of Accounts (USOA).

i) A statement that the utility’s books and records will be maintained at the utility’s office(s) within Florida, or that the utility will comply with the requirements of Rule 25-30.110(1)(b) and (c), F.A.C., regarding maintenance of utility records at another location or out-of-state. If the records will not be maintained at the utility’s office(s), the statement should include the location where the utility intends to maintain the books and records.

B) FINANCIAL ABILITY

1) Exhibit ___ - Provide the buyer’s most recent financial statements (balance sheet and income statement).

2) Exhibit ___ - Provide a list of all entities, including affiliates, upon which the buyer is relying to provide funding to the utility and a copy of all financial agreements documenting the sources of funding or a copy of each entity’s financial statements.

C) TECHNICAL ABILITY

1) Exhibit ___ - Provide the buyer’s experience in the water or wastewater industry.

2) Exhibit ___ - Provide the buyer’s plans for ensuring continued operation of the utility, such as retaining the existing plant operator(s) and office personnel, or contracting with outside entities.

D) TERRITORY DESCRIPTION, PUBLIC INTEREST, AND FACILITIES
1) **Exhibit ____** - Provide a legal description of the proposed service area, including an electronic media copy, in the format prescribed in Rule 25-30.029, F.A.C.

2) **Exhibit ____** - Provide a statement explaining why the transfer is in the public interest.

3) **Exhibit ____** - Provide a statement from the buyer that after reasonable investigation, the system being acquired appears to be in satisfactory condition and compliance with all applicable standards set by the DEP, or, if the system is in need of repair or improvement, has any outstanding Notice of Violation of any standard set by the DEP or any outstanding consent orders with the DEP, the buyer shall provide a description of the repairs or improvements that have been identified, the governmental entity that required the repairs or improvements, if applicable, the approximate cost to complete the repairs or improvements, and any agreements between the seller and buyer regarding who will be responsible for any identified repairs or improvements.

4) **Exhibit ____** - Provide documentation of the utility's right to continued long-term use of the land upon which the utility treatment facilities are located. This documentation shall be in the form of a recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded long-term lease, such as a 99-year lease, or recorded easement. The applicant may submit a contract for the long-term use with an unexecuted or unrecorded copy of the instrument, provided that the applicant files a recorded copy within the time prescribed in the order granting the transfer.

5) **Exhibit ____** - Provide a copy of all of the utility’s current permits from the Department of Environmental Protection (DEP) and the water management district.

6) **Exhibit ____** - Provide a copy of the most recent DEP and/or county health department sanitary survey, compliance inspection report, and secondary standards drinking water report.

7) **Exhibit ____** - Provide a copy of all of the utility’s correspondence with the DEP, county health department, and water management district, including consent orders
and warning letters, and the utility’s responses to the same, for the past three years.

E) PROPOSED TARIFF

Exhibit _____ - Provide an original and one electronic media draft tariff containing all rates, classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9, F.A.C. See Rule 25-30.037, F.A.C., for information about sample model water and wastewater tariffs that are available and may be completed by the applicant and included in the application.

F) ACCOUNTING INFORMATION

1) Exhibit _____ - Provide the proposed net book value of the system as of the date of the proposed transfer, and a statement setting out the reasons for the inclusion of an acquisition adjustment, if one is requested. If rate base has been established by this Commission, provide the docket and the order number. In addition, provide a schedule of all subsequent changes to rate base.

2) Exhibit _____ - Provide a statement from the buyer that it has obtained or will obtain copies of all of the federal income tax returns of the seller from the date the utility was first established or the rate base was last established by the Commission, whichever is later. If the tax returns have not been obtained, provide a description of the steps taken to obtain the tax returns.

3) Exhibit _____ - Provide a statement regarding the disposition of outstanding regulatory assessment fees, fines, or refunds owed and which entity will be responsible for paying regulatory assessment fees and filing the annual report for the year of the transfer and subsequent years.
4) Exhibit __ - If the buyer currently owns other water or wastewater utilities that are regulated by this Commission, provide a schedule reflecting any economies of scale that are anticipated to be achieved within the next three years and the effect on rates for existing customers served by both the utility being purchased and the buyer’s other utilities.

G) NOTICING REQUIREMENTS

Exhibit __ - Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-filed exhibit.

PART III SIGNATURE

Please sign and date the utility’s completed application.

APPLICATION SUBMITTED BY: 

Applicant's Signature

Applicant's Name (Printed)

Applicant's Title

Date
FLORIDA PUBLIC SERVICE COMMISSION

INSTRUCTIONS FOR COMPLETING EXAMPLE APPLICATION FOR TRANSFER OF AN EXEMPT ENTITY OR UTILITY IN A NON-JURISDICTIONAL COUNTY TO A REGULATED UTILITY WHICH RESULTS IN A SYSTEM WHOSE SERVICE TRANSVERSES COUNTY BOUNDARIES

(Pursuant to Section 367.071, Florida Statutes, and Rule 25-30.037(3), Florida Administrative Code)

General Information

The attached form is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with Rule 25-30.033, Florida Administrative Code (F.A.C.). Any questions regarding this form should be directed to the Division of Engineering at (850) 413-6910.

Instructions

1. Pursuant to Rule 25-30.037(1)(a), F.A.C., if a transfer occurs prior to Commission approval, the utility shall submit an application for authority to transfer no later than 90 days after the sale closing date.

2. Fill out the attached application form completely and accurately.

3. Complete all the items that apply to your utility. If an item is not applicable, mark it "N.A." Do not leave any items blank.

4. Remit the proper filing fee pursuant to Rule 25-30.020, F.A.C., with the application.

5. Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-filed exhibit.

6. The completed application, attached exhibits, and the proper filing fee should be mailed to:

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

PSC/ENG 025 (XX/XX)
Rule 25-30.037(3), F.A.C.
APPLICATION FOR TRANSFER OF AN EXEMPT OR NON-JURISDICTIONAL ENTITY TO A REGULATED UTILITY WHICH RESULTS IN A SYSTEM WHOSE SERVICE TRANSVERSES COUNTY BOUNDARIES

(Pursuant to Section 367.071, Florida Statutes, and Rule 25-30.037(3), Florida Administrative Code)

Pursuant to Rule 25-30.037(1)(a), F.A.C., if a transfer occurs prior to Commission approval, the utility shall submit an application for authority to transfer no later than 90 days after the sale closing date.

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

The undersigned hereby makes application for the transfer of facilities of a water _____ and/or wastewater _____ utility in _________ County, Florida, and amendment of the buyer’s Water Certificate No. _______ and/or Wastewater Certificate No. _______ or granting of a new water certificate _______ and/or wastewater certificate _______, and submits the following information:

PART I  APPLICANT INFORMATION

A) Contact Information for Utility/Seller. The utility/seller’s certificated name, address, telephone number, and if applicable, fax number, e-mail address, and website address. The utility’s name should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations:

Utility Name

Office Street Address

City    State    Zip Code

Mailing Address (if different from Street Address)
### B) Contact Information of the Seller's Authorized Representative to Contact Concerning This Application:

<table>
<thead>
<tr>
<th>Name</th>
<th>Mailing Address</th>
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<th>City</th>
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<th>Phone No.</th>
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<th>E-Mail Address</th>
<th>Website Address</th>
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</table>

### C) Contact Information for Buyer: The buyer's certificated name, address, telephone number, Federal Employer Identification Number, and if applicable, fax number, e-mail address, website address, and new name of the utility if the buyer plans to operate under a different name. The buyer's business name, and if applicable, new utility name, should reflect the business and/or fictitious name(s) registered with the Department of State's Division of Corporations.

<table>
<thead>
<tr>
<th>Buyer's Name</th>
<th>Office Street Address</th>
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<table>
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<tr>
<th>E-Mail Address</th>
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</tbody>
</table>

2
Phone No.                                           Fax No.

Mailing Address (if different from Street Address)

City                                             State                                             Zip Code

(  )                                               (  )

Phone No.                                           Fax No.

Federal Employer Identification Number

E-Mail Address                                           Website Address

New Utility Name

D)  The contact information of the buyer's authorized representative to contact concerning this application:

Name

Mailing Address

City                                             State                                             Zip Code

(  )                                               (  )

Phone No.                                           Fax No.

E-Mail Address

E)  The name, address, telephone number, and if available, e-mail address and fax number of the person in possession of the books and records when the application is filed.
Name

Mailing Address

City

State

Zip Code

( )

( )

Phone No.

Fax No.

E-Mail Address

F) Indicate the nature of the buyer’s business organization (check one): Provide documentation from the Florida Department of State, Division of Corporations, showing the utility’s/buyer’s business name and registration/document number for the business, unless operating as a sole proprietor.

[ ] Corporation

Number

[ ] Limited Liability Company

Number

[ ] Partnership

Number

[ ] Limited Partnership

Number

[ ] Limited Liability Partnership

Number

[ ] Sole Proprietorship

[ ] Association

[ ] Other (Specify)

If the utility is doing business under a fictitious name, provide documentation from the Florida Department of State, Division of Corporations, showing the utility’s fictitious name and registration number for the fictitious name.
Fictitious Name (d/b/a) Registration Number

G) The name(s), address(es), and percentage of ownership of each entity which owns or will own more than 5 percent interest in the utility (Use additional sheet if necessary).

H) Provide the date and state of incorporation or organization of the buyer.

PART II TRANSFER OF CERTIFICATE

A) DESCRIPTION OF SALE AGREEMENT

1) Exhibit _____ - Provide a copy of the contract for sale and all auxiliary or supplemental agreements. If the sale, assignment, or transfer occurs before Commission approval, the contract shall include a provision that the contract is contingent upon Commission approval.

2) Exhibit _____ - Provide documentation of the terms of the transfer, including:
   a) The date the closing occurred or will occur.

   b) The purchase price and terms of payment.

   c) A list of and the dollar amount of the assets purchased and liabilities assumed or not assumed, including those of non-regulated operations or entities.

   d) A description of all consideration between the parties, including promised salaries, retainer fees, stock, stock options, and assumption of obligations.
e) Provisions regarding the disposition, where applicable, of customer deposits and interest thereon, guaranteed revenue contracts, developer agreements, customer advances, debt of the utility, and leases.

__________________________

f) A statement that the buyer will fulfill the commitments, obligations, and representations of the seller with regard to utility matters.

__________________________

g) A provision that the buyer has or will obtain the books and records of the seller, including all supporting documentation for rate base additions since the last time rate base was established for the utility;

__________________________

h) A statement that the utility’s books and records will be maintained using the National Association of Regulatory Utilities Commissioners (NARUC) Uniform System of Accounts (USOA).

__________________________

i) A statement that the utility’s books and records will be maintained at the utility’s office(s) within Florida, or that the utility will comply with the requirements of Rule 25-30.110(1)(b) and (c), F.A.C., regarding maintenance of utility records at another location or out-of-state. If the records will not be maintained at the utility’s office(s), the statement should include the location where the utility intends to maintain the books and records.

__________________________

B) **FINANCIAL ABILITY**

1) Exhibit _____ - Provide the buyer’s most recent financial statements (balance sheet and income statement).
2) Exhibit _ - Provide a list of all entities, including affiliates, upon which the buyer is relying to provide funding to the utility and a copy of all financial agreements documenting the sources of funding or a copy of each entity’s financial statements.

C) TECHNICAL ABILITY

1) Exhibit ___ - Provide the buyer’s experience in the water or wastewater industry.

2) Exhibit ___ - Provide the buyer’s plans for ensuring continued operation of the utility, such as retaining the existing plant operator(s) and office personnel, or contracting with outside entities.

D) TERRITORY DESCRIPTION, PUBLIC INTEREST, MAPS AND FACILITIES

1) Exhibit ___ - Provide a legal description of the proposed service area, including an electronic media copy, in the format prescribed in Rule 25-30.029, F.A.C.

2) Exhibit ___ - Provide a statement explaining why the transfer is in the public interest.

3) Exhibit ___ - Provide a statement from the buyer that after reasonable investigation, the system being acquired appears to be in satisfactory condition and compliance with all applicable standards set by the DEP, or, if the system is in need of repair or improvement, has any outstanding Notice of Violation of any standard set by the DEP or any outstanding consent orders with the DEP, the buyer shall provide a description of the repairs or improvements that have been identified, the governmental entity that required the repairs or improvements, if applicable, the approximate cost to complete the repairs or improvements, and any agreements between the seller and buyer regarding who will be responsible for any identified repairs or improvements.

4) Exhibit ___ - Provide documentation of the utility's right to continued long-term use of the land upon which the utility treatment facilities are located. This documentation shall be in the form of a recorded warranty deed, recorded quit claim deed accompanied by title insurance, recorded long-term lease, such as a 99-year
lease, or recorded easement. The applicant may submit a contract for the long-term use with an unexecuted or unrecorded copy of the instrument, provided that the applicant files a recorded copy within the time prescribed in the order granting the transfer.

5) Exhibit _____ - Provide an 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, consistent with the legal description provided in D-1 above.

6) Exhibit _____ - Provide a statement describing the capacity of the existing lines, the capacity of the existing treatment facilities, and the design capacity of the proposed extension.

7) Exhibit ____ - Provide a copy of all of the utility’s current permits from the Department of Environmental Protection (DEP) and the water management district.

8) Exhibit ____ - Provide a copy of the most recent DEP and/or county health department sanitary survey, compliance inspection report, and secondary standards drinking water report.

9) Exhibit ____ - Provide a copy of all of the utility’s correspondence with the DEP, county health department, and water management district, including consent orders and warning letters, and the utility’s responses to the same, for the past three years.

E) PROPOSED TARIFF AND RATE INFORMATION

1) Exhibit _____ - An original and one electronic media draft tariff containing all rates, classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9, F.A.C. See Rule 25-30.037, F.A.C., for information about sample model water and wastewater tariffs that are available and may be completed by the applicant and included in the application.

2) Exhibit _____ - Provide documentation of when and under what authority the current rates and charges of the exempt entity were established, if applicable. If the entity provides water or wastewater service without compensation, please describe when and under what authority it was determined that the non-jurisdictional entity would provide service without compensation.

3) Exhibit _____ - Provide an explanation of how the seller is either exempt pursuant to Section 367.022, F.S., or is a utility in a nonjurisdictional county.
F) **ACCOUNTING INFORMATION**

1) **Exhibit _____** - Provide the proposed net book value of the system as of the date of the proposed transfer, and a statement setting out the reasons for the inclusion of an acquisition adjustment, if one is requested. If rate base has been established by this Commission, provide the docket and the order number. In addition, provide a schedule of all subsequent changes to rate base.

2) **Exhibit _____** - Provide a statement from the buyer that it has obtained or will obtain copies of all of the federal income tax returns of the seller from the date the utility was first established or the rate base was last established by the Commission, whichever is later. If the tax returns have not been obtained, provide a description of the steps taken to obtain the tax returns.

3) **Exhibit _____** - Provide a statement regarding the disposition of outstanding regulatory assessment fees, fines, or refunds owed and which entity will be responsible for paying regulatory assessment fees and filing the annual report for the year of the transfer and subsequent years.

4) **Exhibit _____** - If the buyer currently owns other water or wastewater utilities that are regulated by this Commission, provide a schedule reflecting any economies of scale that are anticipated to be achieved within the next three years and the effect on rates for existing customers served by both the utility being purchased and the buyer’s other utilities.

G) **NOTICING REQUIREMENTS**

**Exhibit _____** - Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-filed exhibit.
PART III  

SIGNATURE  

Please sign and date the utility's completed application.

APPLICATION SUBMITTED BY:  

Applicant's Signature  

Applicant's Name (Printed)  

Applicant's Title  

Date
FLORIDA PUBLIC SERVICE COMMISSION

INSTRUCTIONS FOR COMPLETING
APPLICATION FOR A TRANSFER OF MAJORITY ORGANIZATION CONTROL
OF A REGULATED UTILITY

(Pursuant to Section 367.071, Florida Statutes, and
Rule 25-30.037(4), Florida Administrative Code)

General Information

The attached form is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with Rule 25-30.037(4), Florida Administrative Code (F.A.C.). Any questions regarding this form should be directed to the Division of Engineering at (850) 413-6910.

Instructions

1. Pursuant to Rule 25-30.037(1)(a), F.A.C., if a transfer occurs prior to Commission approval, the utility shall submit an application for authority to transfer no later than 90 days after the sale closing date.

2. Fill out the attached application form completely and accurately.

3. Complete all the items that apply to your utility. If an item is not applicable, mark it "N.A." Do not leave any items blank.

4. Remit the proper filing fee pursuant to Rule 25-30.020, Florida Administrative Code, with the application.

5. Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-filed exhibit.

6. The completed application, attached exhibits, and the proper filing fee should be mailed to:

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

PSC/ENG 026 (XX/XX)
Rule 25-30.037(4), F.A.C.
APPLICATION FOR A TRANSFER OF MAJORITY ORGANIZATION CONTROL
OF A REGULATED UTILITY

(Pursuant to Section 367.071, Florida Statutes, and
Rule 25-30.037(4), Florida Administrative Code)

Pursuant to Rule 25-30.037(1)(a), F.A.C., if a transfer occurs prior to Commission approval, the utility shall submit an application for authority to transfer no later than 90 days after the sale closing date.

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

The undersigned hereby makes application for the approval of a transfer of majority ownership of the regulated utility. The change is for all or part of the facilities operated under Water Certificate No. and/or Wastewater Certificate No. located in County, Florida, and submits the following:

PART I  APPLICANT INFORMATION

A) Contact Information for Utility/Seller: The utility/seller’s certificated name, address, telephone number, and, if applicable, fax number, e-mail address, and website address. The utility’s name should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations:

Utility Name

Office Street Address

City State Zip Code

Mailing Address (if different from Street Address)

City State Zip Code

( ) ( )
B) The contact information of the seller’s authorized representative to contact concerning this application:

Name

Mailing Address

City

State

Zip Code

( )

( )

Phone No.

Fax No.

E-Mail Address

C) Indicate the nature of the buyer’s business organization (check one). Provide documentation from the Florida Department of State, Division of Corporations showing the utility’s business name and registration/document number for the business, unless operating as a sole proprietor.

[ ] Corporation

Number

[ ] Limited Liability Company

Number

[ ] Partnership

Number

[ ] Limited Partnership

Number

[ ] Limited Liability Partnership

Number
Number

[ ] Sole Proprietorship
[ ] Association
[ ] Other (Specify) ________________________________

If the utility is doing business under a fictitious name, provide documentation from the Florida Department of State, Division of Corporations showing the utility’s fictitious name and fictitious name registration number.

Fictitious Name (d/b/a) Registration Number

D) Contact Information for Buyer. The buyer’s certificated name, address, telephone number, Federal Employer Identification Number, and if applicable, fax number, e-mail address, website address, and new name of the utility if the buyer plans to operate under a different name. The buyer’s business name, and if applicable, new utility name, should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations.

Buyer’s Name

Office Street Address

City State Zip Code

Mailing Address (if different from Street Address)

City State Zip Code

( ) ( ) Phone No. Fax No.

Federal Employer Identification Number

E-Mail Address Website Address

3
New Utility Name

E) The contact information of the buyer’s authorized representative to contact concerning this application:

Name

Mailing Address

City

State

Zip Code

( ) ( )

Phone No. Fax No.

E-Mail Address

PART II  TRANSFER OF MAJORITY OWNERSHIP

A) DESCRIPTION OF SALE AGREEMENT

1) Exhibit_____ - Provide a copy of the contract for sale and all auxiliary or supplemental agreements. If the sale, assignment, or transfer occurs before Commission approval, the contract shall include a provision that the contract is contingent upon Commission approval.

2) Exhibit_____ - Provide a statement that the buyer will fulfill the commitments, obligations, and representations of the seller with regard to utility matters.

3) Exhibit_____ - Provide a description of the ownership transfer, including the date the transfer occurred or will occur and a description of the resulting ownership interests in the utility.
4) Exhibit ____ - Provide either a statement that, following the transfer, all existing management and operating personnel of the utility will be retained or, if changes in the utility's management or operating personnel are anticipated, a description of the changes and the impact the changes will have on the management and operations of the utility.

B) FINANCIAL ABILITY

1) Exhibit ____ - Provide the buyer’s most recent financial statements (balance sheet and income statement).

2) Exhibit ____ - Provide a list of all entities, including affiliates, upon which the buyer is relying to provide funding to the utility and a copy of any financial agreements documenting the sources of funding or a copy of each entity’s financial statements.

C) TECHNICAL ABILITY: FACILITIES

1) Exhibit ____ - The buyer’s experience in the water or wastewater industry.

2) Exhibit ____ - Provide the buyer’s plans for ensuring continued operation of the utility, such as retaining the existing plant operator(s) and office personnel, or contracting with outside entities.

3) Exhibit ____ - Provide a copy of all of the utility’s current permits from the Department of Environmental Protection (DEP) and the water management district.

4) Exhibit ____ - Provide a copy of the most recent DEP and/or county health department sanitary survey, compliance inspection report, and secondary standards drinking water report.

5) Exhibit ____ - Provide a copy of all of the utility’s correspondence with the DEP,
county health department, and water management district, including consent orders and warning letters, and the utility's responses to the same, for the past three years.

D) **PUBLIC INTEREST, PROPOSED TARIFF, AND ACCOUNTING INFORMATION**

1) Exhibit _____ - Provide a statement explaining why the transfer is in the public interest.

2) Exhibit _____ - Provide an original and one electronic media draft tariff containing all rates, classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9, F.A.C. See Rule 25-30.037, F.A.C., for information about sample model water and wastewater tariffs that are available and may be completed by the applicant and included in the application.

3) Exhibit _____ - Provide a statement regarding the disposition of outstanding regulatory assessment fees, fines, or refunds owed and which entity will be responsible for paying regulatory assessment fees and filing the annual report for the year of the transfer and subsequent years.

E) **NOTICING REQUIREMENTS**

1) Exhibit _____ - Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-filed exhibit.
PART III

SIGNATURE

Please sign and date the utility’s completed application.

APPLICATION SUBMITTED BY:

__________________________________________
Applicant’s Signature

__________________________________________
Applicant’s Name (Printed)

__________________________________________
Applicant’s Title

__________________________________________
Date
FLORIDA PUBLIC SERVICE COMMISSION

INSTRUCTIONS FOR COMPLETING EXAMPLE
APPLICATION FOR TRANSFER OF FACILITIES
FROM A REGULATED UTILITY TO AN EXEMPT ENTITY
OTHER THAN A GOVERNMENTAL AUTHORITY

(Pursuant to Section 367.071, Florida Statutes, and
Rule 25-30.037(5), Florida Administrative Code)

General Information

The attached form is an example application that may be completed by the applicant and filed
with the Office of Commission Clerk to comply with Rule 25-30.037(5), Florida Administrative
Code (F.A.C.). Any questions regarding this form should be directed to the Division of Engineering
at (850) 413-6910.

Instructions

1. Pursuant to Rule 25-30.037(1)(a), F.A.C., if a transfer occurs prior to Commission approval, the
   utility shall submit an application for authority to transfer no later than 90 days after the sale
   closing date.

2. Fill out the attached application form completely and accurately.

3. Complete all the items that apply to your utility. If an item is not applicable, mark it "N.A." Do
   not leave any items blank.

4. Remit the proper filing fee pursuant to Rule 25-30.020, F.A.C., with the application.

5. Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-
   filed exhibit.

6. The completed application, attached exhibits, and the proper filing fee should be mailed to:

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

PSC/ENG 028 (XX/XX)
Rule 25-30.037(5), F.A.C.
APPLICATION FOR TRANSFER OF FACILITIES
FROM A REGULATED UTILITY TO AN EXEMPT ENTITY
OTHER THAN A GOVERNMENTAL AUTHORITY

(Pursuant to Section 367.071, Florida Statutes, and
Rule 25-30.037(5), Florida Administrative Code)

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

The undersigned hereby makes application for the approval of the transfer of all _____ or part _____ of the facilities operated under Water Certificate No. _____ and/or Wastewater Certificate No. _____ and amendment _____ or cancellation _____ of Water Certificate No. _____ and/or Wastewater Certificate No. _____ located in _____________ County, Florida, and submits the following:

PART I  APPLICANT INFORMATION

A) Contact Information for Utility/Seller. The utility/seller’s certificated name, address, telephone number, and, if applicable, fax number, e-mail address, and website address. The utility’s name should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations:

______________________________  
Utility Name

______________________________  
Office Street Address

______________________________  
City  State  Zip Code

______________________________  
Mailing Address (if different from Street Address)

______________________________  
City  State  Zip Code

(  )  (  )  
Phone No.  Fax No.

______________________________  
E-Mail Address  Web Site Address
NOTICE OF STAFF WORKSHOP
UNDOCKETED
PAGE 118

Water Certificate No.  
Wastewater Certificate No.  

B) The contact information of the seller’s authorized representative to contact concerning this application:

Name

Mailing Address

City  
State  
Zip Code

(  )  
(  )

Phone No.  
Fax No.

E-Mail Address

C) Indicate the nature of the utility’s business organization (check one). Provide documentation from the Florida Department of State, Division of Corporations, showing the utility’s business name and registration/document number for the business, unless operating as a sole proprietor.

[ ] Corporation  
Number

[ ] Limited Liability Company  
Number

[ ] Partnership  
Number

[ ] Limited Partnership  
Number

[ ] Limited Liability Partnership  
Number
If the utility is doing business under a fictitious name, provide documentation from the Florida Department of State, Division of Corporations showing the utility’s fictitious name and fictitious name registration number.

<table>
<thead>
<tr>
<th>Fictitious Name (d/b/a)</th>
<th>Registration Number</th>
</tr>
</thead>
</table>

D) **Contact Information for Buyer.** The buyer’s certificated name, address, telephone number, Federal Employer Identification Number, and if applicable, fax number, e-mail address, website address, and new name of the utility if the buyer plans to operate under a different name. The buyer’s business name, and if applicable, new utility name, should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations.

<table>
<thead>
<tr>
<th>Buyer’s Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Office Street Address</td>
</tr>
<tr>
<td>City</td>
</tr>
<tr>
<td>Mailing Address (if different from Street Address)</td>
</tr>
<tr>
<td>City</td>
</tr>
<tr>
<td>Phone No.</td>
</tr>
<tr>
<td>Federal Employer Identification Number</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>E-Mail Address</th>
<th>Website Address</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>New Utility Name</th>
</tr>
</thead>
</table>
E) The contact information of the buyer’s authorized representative to contact concerning this application:

Name

Mailing Address

City State Zip Code

( ) ( )
Phone No. Fax No.

E-Mail Address

PART II TRANSFER OF FACILITIES

A) DESCRIPTION OF SALE AGREEMENT

1) Exhibit ____ - Provide a copy of the contract for sale and all auxiliary or supplemental agreements. If the sale, assignment, or transfer occurs prior to Commission approval, the contract shall include a provision stating that the contract is contingent upon Commission approval.

2) Exhibit ____ - The buyer must provide the following documentation of the terms of the transfer:

a) The closing date.

b) A statement regarding the disposition of customer deposits and interest thereon.

c) A statement regarding the disposition of any outstanding regulatory assessment fees, fines, refunds, or annual reports.
B) FINANCIAL ABILITY

1) Exhibit __ - Provide the buyer’s most recent financial statements (balance sheet and income statement).

2) Exhibit __ - Provide a list of all entities, including affiliates, upon which the buyer is relying to provide funding to the utility and a copy of all financial agreements documenting the sources of funding or a copy of each entity’s financial statements.

C) TECHNICAL ABILITY: FACILITIES

1) Exhibit __ - Provide a description of the buyer’s experience in the water or wastewater industry.

2) Exhibit __ - Provide an explanation of the buyer’s plans for ensuring continued operation of the utility, such as retaining the existing plant operator(s) and office personnel, or contracting with outside entities.

3) Exhibit __ - Provide a copy of all of the utility’s current permits from the Department of Environmental Protection (DEP) and the water management district.

4) Exhibit __ - Provide a copy of the most recent DEP and/or county health department sanitary survey, compliance inspection report, and secondary standards drinking water report.

5) Exhibit __ - Provide a copy of all of the utility’s correspondence with the DEP, county health department, and water management district, including consent orders and warning letters, and the utility’s responses to the same, for the past three years.
D) **PUBLIC INTEREST AND EXEMPT STATUS**

1) **Exhibit _____** - Provide a statement explaining why the transfer is in the public interest.

2) **Exhibit _____** - Provide an explanation of how the buyer is exempt pursuant to Section 367.022, F.S.

E) **NOTICING REQUIREMENTS**

**Exhibit _____** - Provide proof of noticing pursuant to Rule 25-30.030, F.A.C. This may be provided as a late-filed exhibit.

**PART III SIGNATURE**

Please sign and date the utility’s completed application.

APPLICATION SUBMITTED BY: ____________________________

Applicant's Signature

Applicant’s Name (Printed)

Applicant's Title

Date
FLORIDA PUBLIC SERVICE COMMISSION

INSTRUCTIONS FOR COMPLETING EXAMPLE
APPLICATION FOR TRANSFER TO A GOVERNMENTAL AUTHORITY

(Pursuant to Section 367.071, Florida Statutes, and
Rule 25-30.038, Florida Administrative Code)

General Information

The attached form is an example application that may be completed by the applicant and filed with the Office of Commission Clerk to comply with Rule 25-30.038, Florida Administrative Code (F.A.C.). Any questions regarding this form should be directed to the Division of Engineering at (850) 413-6910.

Instructions

1. Fill out the attached application form completely and accurately.

2. Complete all the items that apply to your utility. If an item is not applicable, mark it "N.A." Do not leave any items blank.

3. The completed application and attached exhibits should be mailed to:

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

PSC/ENG 029 (XX/XX)
Rule 25-30.038, F.A.C.
APPLICATION FOR TRANSFER TO A GOVERNMENTAL AUTHORITY

(Pursuant to Section 367.071, Florida Statutes, and Rule 25-30.038, Florida Administrative Code)

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

The undersigned hereby makes application for acknowledgement of the transfer of all or part of the utility’s water and/or wastewater facilities in ________ County, Florida, and cancellation or amendment of Water Certificate No. ________ and/or Wastewater Certificate No. ________, and submits the following information:

PART I  APPLICANT INFORMATION

A) Contact Information for Utility/Seller. The utility/seller’s certificated name, address, telephone number, and if applicable, fax number, e-mail address, and website address. The utility’s name should reflect the business and/or fictitious name(s) registered with the Department of State’s Division of Corporations:

<table>
<thead>
<tr>
<th>Utility Name</th>
<th>Office Street Address</th>
</tr>
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<tbody>
<tr>
<td></td>
<td>City State Zip Code</td>
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Mailing Address (if different from Street Address)

<table>
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<tr>
<th>City</th>
<th>State</th>
<th>Zip Code</th>
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<th>Fax No.</th>
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<tr>
<th>E-Mail Address</th>
<th>Website Address</th>
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</tbody>
</table>

**B) The contact information of the seller’s authorized representative to contact concerning this application:**

<table>
<thead>
<tr>
<th>Name</th>
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<tr>
<td>Mailing Address</td>
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<table>
<thead>
<tr>
<th>City</th>
<th>State</th>
<th>Zip Code</th>
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<table>
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<tr>
<th>Phone No.</th>
<th>Fax No.</th>
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<table>
<thead>
<tr>
<th>E-Mail Address</th>
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</table>

**C) Contact Information for Governmental Authority.** The name, address, telephone number, and if applicable, fax number, and e-mail address of the governmental authority.

<table>
<thead>
<tr>
<th>Governmental Authority’s Name</th>
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<tbody>
<tr>
<td></td>
</tr>
<tr>
<td>Office Street Address</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>City</th>
<th>State</th>
<th>Zip Code</th>
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<tr>
<th>Mailing Address (if different from Street Address)</th>
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<tr>
<th>Phone No.</th>
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</table>

<table>
<thead>
<tr>
<th>E-Mail Address</th>
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<td></td>
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</tbody>
</table>
D) The contact information of the governmental authority's authorized representative to contact concerning this application:

Name

Mailing Address

City State Zip Code

Phone No. Fax No.

E-Mail Address

PART II TRANSFER OF FACILITIES

A) DESCRIPTION OF SALE/TRANSFER AGREEMENT

1) Exhibit _____ - Provide the date on which the governmental authority assumed ownership or proposes to assume ownership, operation, management, or control of the utility. The transfer of facilities, or any portion thereof, from a regulated utility to a governmental authority shall be effective as of the date the governmental authority assumes ownership, operation, management, or control.

2) Exhibit _____ - Provide a copy of the contract or other document transferring the utility system to the governmental authority.

3) Exhibit _____ - Provide a statement that the governmental authority obtained from the utility or Commission the most recent available annual report.
4) Exhibit _____ - Provide a statement describing the disposition of customer deposits and interest thereon.

5) Exhibit _____ - Provide a statement regarding the disposition of outstanding regulatory assessment fees, fines or refunds owed. The transfer of a regulated utility to a governmental authority shall not affect the utility’s obligation to complete payment of regulatory assessment fees pursuant to Rule 25-30.120, F.A.C.

B) DESCRIPTION OF FACILITIES NOT TRANSFERRED

1) Exhibit _____ - If a utility is transferring only a portion of its facilities to a governmental authority, it must provide the following additional information:

2) Exhibit _____ - A list of any utility assets not transferred to the governmental authority, if such remaining assets constitute a system providing or proposing to provide water or wastewater service to the public for compensation.

3) Exhibit _____ - A legal description of the territory not transferred to the governmental authority, including an electronic media copy, in the format prescribed in Rule 25-30.029, F.A.C.

4) Exhibit _____ - An 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 remaining territory plotted thereon, consistent with the legal description provided in II.B.1.b. above.

5) Exhibit _____ - One original and one electronic media draft tariff containing all rates, classifications, charges, rules, and regulations, which shall be consistent with Chapter 25-9, F.A.C. See Rule 25-30.038, F.A.C., for information about sample model water and wastewater tariffs that are available and may be completed by the applicant and included in the application.
**PART III**

**SIGNATURE**

Please sign and date the utility’s completed application.

APPLICATION SUBMITTED BY:

<table>
<thead>
<tr>
<th>Applicant's Signature</th>
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<table>
<thead>
<tr>
<th>Applicant's Name (Printed)</th>
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<table>
<thead>
<tr>
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<table>
<thead>
<tr>
<th>Date</th>
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<td></td>
</tr>
</tbody>
</table>
WASTEWATER TARIFF

NAME OF COMPANY

FILED WITH

FLORIDA PUBLIC SERVICE COMMISSION
WASTEWATER TARIFF

NAME OF COMPANY

(ADDRESS OF COMPANY)

(Business & Emergency Telephone Numbers)

FILED WITH

FLORIDA PUBLIC SERVICE COMMISSION

ISSUING OFFICER

TITLE
NAME OF COMPANY ____________________

WASTEWATER TARIFF

TABLE OF CONTENTS

<table>
<thead>
<tr>
<th>Description</th>
<th>Sheet Number</th>
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<td>Communities Served Listing</td>
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<td>Rates and Charges Schedules</td>
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NAME OF COMPANY________________________

WASTEWATER TARIFF

TERRITORY AUTHORITY

CERTIFICATE NUMBER -

COUNTY -

COMMISSION ORDER(s) APPROVING TERRITORY SERVED -

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<tr>
<th>Order Number</th>
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<th>Docket Number</th>
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</thead>
</table>

ISSUING OFFICER

________________________

TITLE
NAME OF COMPANY _______________________

WASTEWATER TARIFF

DESCRIPTION OF TERRITORY SERVED

________________________________________
ISSUING OFFICER

________________________________________
TITLE
**NAME OF COMPANY**

WASTEWATER TARIFF

### COMMUNITIES SERVED LISTING

<table>
<thead>
<tr>
<th>County</th>
<th>Development Name</th>
<th>Rate Schedule(s) Available</th>
<th>Sheet No</th>
</tr>
</thead>
</table>

**ISSUING OFFICER**

**TITLE**
WASTEWATER TARIFF

TECHNICAL TERMS AND ABBREVIATIONS

1.0 "BFC" - The abbreviation for "Base Facility Charge" which is the minimum amount the Company may charge its Customers and is separate from the amount the Company bills its Customers for wastewater consumption.

2.0 "CERTIFICATE" - A document issued by the Commission authorizing the Company to provide wastewater service in a specific territory.

3.0 "COMMISSION" - The shortened name for the Florida Public Service Commission.

4.0 "COMMUNITIES SERVED" - The group of Customers who receive wastewater service from the Company and whose service location is within a specific area or locality that is uniquely separate from another.

5.0 "COMPANY" - The shortened name for the full name of the utility which is _________________.

6.0 "CUSTOMER" - Any person, firm or corporation who has entered into an agreement to receive wastewater service from the Company and who is liable for the payment of that wastewater service.

7.0 "CUSTOMER'S INSTALLATION" - All pipes, shut-offs, valves, fixtures and appliances or apparatus of every kind and nature used in connection with or forming a part of the installation for disposing of wastewater located on the Customer's side of the Service Connection whether such installation is owned by the Customer or used by the Customer under lease or other agreement.

8.0 "MAIN" - A pipe, conduit, or other facility used to convey wastewater service from individual service lines or through other mains.

9.0 "RATE" - Amount which the Company may charge for wastewater service which is applied to the Customer's water consumption.

10.0 "RATE SCHEDULE" - The rate(s) or charge(s) for a particular classification of service plus the several provisions necessary for billing, including all special terms and conditions under which service shall be furnished at such rate or charge.

11.0 "SERVICE" - As mentioned in this tariff and in agreement with Customers, "Service" shall be construed to include, in addition to all wastewater service required by the Customer, the readiness and ability on the part of the Company to furnish wastewater service to the Customer. Service shall conform to the standards set forth in Section 367.111 of the Florida Statutes.

(Continued to Sheet No. 5.1)
NAME OF COMPANY ___________________  

WASTEWATER TARIFF  

(Continued from Sheet No. 5.0)  

12.0 "SERVICE CONNECTION" - The point where the Company’s pipes or meters are connected with the pipes of the Customer.  

13.0 "SERVICE LINES" - The pipes between the Company’s Mains and the Service Connection and which includes all of the pipes, fittings and valves necessary to make the connection to the Customer’s premises, excluding the meter.  

14.0 "TERRITORY" - The geographical area described, if necessary, by metes and bounds but, in all cases, with township, range and section in a Certificate, which may be within or without the boundaries of an incorporated municipality and may include areas in more than one county.
<table>
<thead>
<tr>
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<td>Application</td>
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<td>Applications by Agents</td>
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<td>Continuity of Service</td>
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<td>Customer Billing</td>
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<td>Delinquent Bills</td>
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<td>Filing of Contracts</td>
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<td>General Information</td>
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<td>1.0</td>
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<tr>
<td>Inspection of Customer's Installation</td>
<td>8.0</td>
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<td>Limitation of Use</td>
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<td>9.0</td>
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<td>Payment of Water and Wastewater Service</td>
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<td>Bills Concurrently</td>
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<td>Policy Dispute</td>
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<td>Protection of Company's Property</td>
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<td>13.0</td>
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<tr>
<td>Refusal or Discontinuance of Service</td>
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</table>

(Continued to Sheet No. 6.1)

**ISSUING OFFICER**

**TITLE**
NAME OF COMPANY _________________________

WASTEWATER TARIFF

(Continued from Sheet No. 6.0)

<table>
<thead>
<tr>
<th>Description</th>
<th>Sheet Number</th>
<th>Rule Number</th>
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<td>Right-of-way or Easements</td>
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<td>Termination of Service</td>
<td>10.0</td>
<td>18.0</td>
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<tr>
<td>Type and Maintenance</td>
<td>7.0</td>
<td>7.0</td>
</tr>
<tr>
<td>Unauthorized Connections - Wastewater</td>
<td>10.0</td>
<td>19.0</td>
</tr>
</tbody>
</table>
1.0 GENERAL INFORMATION - These Rules and Regulations are a part of the rate schedules and applications and contracts of the Company and, in the absence of specific written agreement to the contrary, apply without modifications or change to each and every Customer to whom the Company renders wastewater service.

The Company shall provide wastewater service to all Customers requiring such service within its Certificated territory pursuant to Chapter 25-30, Florida Administrative Code and Chapter 367, Florida Statutes.

2.0 POLICY DISPUTE - Any dispute between the Company and the Customer or prospective Customer regarding the meaning or application of any provision of this tariff shall upon written request by either party be resolved by the Florida Public Service Commission.

3.0 APPLICATION - In accordance with Rule 25-30.310, Florida Administrative Code, a signed application is required prior to the initiation of service. The Company shall provide each Applicant with a copy of the brochure entitled “Your Water and Wastewater Service,” prepared by the Florida Public Service Commission.

4.0 APPLICATIONS BY AGENTS - Applications for wastewater service requested by firms, partnerships, associations, corporations, and others shall be rendered only by duly authorized parties or agents.

5.0 REFUSAL OR DISCONTINUANCE OF SERVICE - The Company may refuse or discontinue wastewater service rendered under application made by any member or agent of a household, organization, or business in accordance with Rule 25-30.320, Florida Administrative Code.

6.0 EXTENSIONS - Extensions will be made to the Company's facilities in compliance with Commission Rules and Orders and the Company's tariff.

7.0 TYPE AND MAINTENANCE - In accordance with Rule 25-30.545, Florida Administrative Code, the Customer's pipes, apparatus and equipment shall be selected, installed, used and maintained in accordance with standard practice and shall conform with the Rules and Regulations of the Company and shall comply with all laws and governmental regulations applicable to same. The Company shall not be responsible for the maintenance and operation of the Customer's pipes and facilities. The Customer expressly agrees not to utilize any appliance or device which is not properly constructed, controlled and protected or which may adversely affect the wastewater service. The Company reserves the right to discontinue or withhold wastewater service to such apparatus or device.

(Continued on Sheet No. 8.0)
NAME OF COMPANY ________________________________

WASTEWATER TARIFF
(Continued from Sheet No. 7.0)

8.0 CONTINUITY OF SERVICE - In accordance with Rule 25-30.250, Florida Administrative Code, the Company will at all times use reasonable diligence to provide continuous wastewater service and, having used reasonable diligence, shall not be liable to the Customer for failure or interruption of continuous wastewater service.

If at any time the Company shall interrupt or discontinue its service, all Customers affected by said interruption or discontinuance shall be given not less than 24 hours written notice.

9.0 LIMITATION OF USE - Wastewater service purchased from the Company shall be used by the Customer only for the purposes specified in the application for wastewater service. Wastewater service shall be rendered to the Customer for the Customer's own use and shall be collected directly into the Company's main wastewater lines.

In no case shall a Customer, except with the written consent of the Company, extend his lines across a street, alley, lane, court, property line, avenue, or other way in order to furnish wastewater service to the adjacent property even though such adjacent property may be owned by him. In case of such unauthorized extension, sale, or disposition of service, the Customer's wastewater service will be subject to discontinuance until such unauthorized extension, remetering, sale or disposition of service is discontinued and full payment is made to the Company for wastewater service rendered by the Company (calculated on proper classification and rate schedules) and until reimbursement is made in full to the Company for all extra expenses incurred for clerical work, testing, and inspections. (This shall not be construed as prohibiting a Customer from remetering.)

10.0 CHANGE OF CUSTOMER'S INSTALLATION - No changes or increases in the Customer's installation, which will materially affect the proper operation of the pipes, mains, or stations of the Company, shall be made without written consent of the Company. The Customer shall be liable for any change resulting from a violation of this Rule.

11.0 INSPECTION OF CUSTOMER'S INSTALLATION - All Customer's wastewater service installations or changes shall be inspected upon completion by a competent authority to ensure that the Customer's piping, equipment, and devices have been installed in accordance with accepted standard practice and local laws and governmental regulations. Where municipal or other governmental inspection is required by local rules and ordinances, the Company cannot render wastewater service until such inspection has been made and a formal notice of approval from the inspecting authority has been received by the Company.

Notwithstanding the above, the Company reserves the right to inspect the Customer's installation prior to rendering wastewater service, and from time to time thereafter, but assumes no responsibility whatsoever for any portion thereof.

(Continued on Sheet No. 9.0)
NAME OF COMPANY ____________________

WASTEWATER TARIFF

(Continued from Sheet No. 8.0)

12.0 ACCESS TO PREMISES - In accordance with Rule 25-30.320(2)(f), Florida Administrative Code, the Customer shall provide the duly authorized agents of the Company access at all reasonable hours to its property. If reasonable access is not provided, service may be discontinued pursuant to the above rule.

13.0 PROTECTION OF COMPANY'S PROPERTY - The Customer shall exercise reasonable diligence to protect the Company's property. If the Customer is found to have tampered with any Company property or refuses to correct any problems reported by the Company, service may be discontinued in accordance with Rule 25-30.320, Florida Administrative Code. In the event of any loss or damage to property of the Company caused by or arising out of carelessness, neglect, or misuse by the Customer, the cost of making good such loss or repairing such damage shall be paid by the Customer.

14.0 RIGHT-OF-WAY OR EASEMENTS - The Customer shall grant or cause to be granted to the Company, and without cost to the Company, all rights, easements, permits, and privileges which are necessary for the rendering of wastewater service.

15.0 CUSTOMER BILLING - Bills for wastewater service will be rendered - Monthly, Bimonthly, or Quarterly - as stated in the rate schedule.

In accordance with Rule 25-30.335, Florida Administrative Code, the Company may not consider a Customer delinquent in paying his or her bill until the twenty-first day after the Company has mailed or presented the bill for payment.

A municipal or county franchise tax levied upon a water or wastewater public utility shall not be incorporated into the rate for water or wastewater service but shall be shown as a separate item on the Company's bills to its Customers in such municipality or county.

If a utility utilizes the base facility and usage charge rate structure and does not have a Commission authorized vacation rate, the Company shall bill the Customer the base facility charge regardless of whether there is any usage.

16.0 PAYMENT OF WATER AND WASTEWATER SERVICE BILLS CONCURRENTLY - In accordance with Rule 25-30.320(2)(g), Florida Administrative Code, when both water and wastewater service are provided by the Company, payment of any wastewater service bill rendered by the Company to a Customer shall not be accepted by the Company without the simultaneous or concurrent payment of any water service bill rendered by the Company.

(Continued on Sheet No. 10.0)
WASTEWATER TARIFF

(Continued from Sheet No. 9.0)

17.0 **DELINQUENT BILLS** - When it has been determined that a Customer is delinquent in paying any bill, wastewater service may be discontinued after the Company has mailed or presented a written notice to the Customer in accordance with Rule 25-30.320, Florida Administrative Code.

18.0 **TERMINATION OF SERVICE** - When a Customer wishes to terminate service on any premises where wastewater service is supplied by the Company, the Company may require reasonable notice to the Company in accordance with Rule 25-30.325, Florida Administrative Code.

19.0 **UNAUTHORIZED CONNECTIONS** - WASTEWATER - Any unauthorized connections to the Customer’s wastewater service shall be subject to immediate discontinuance without notice, in accordance with Rule 25-30.320, Florida Administrative Code.

20.0 **ADJUSTMENT OF BILLS** - When a Customer has been undercharged as a result of incorrect application of the rate schedule or, if wastewater service is measured by water consumption and a meter error is determined, the amount may be credited or billed to the Customer as the case may be, pursuant to Rules 25-30.340 and 25-30.350, Florida Administrative Code.

21.0 **FILING OF CONTRACTS** - Whenever a Developer Agreement or Contract, Guaranteed Revenue Contract, or Special Contract or Agreement is entered into by the Company for the sale of its product or services in a manner not specifically covered by its Rules and Regulations or approved Rate Schedules, a copy of such contracts or agreements shall be filed with the Commission prior to its execution in accordance with Rule 25-9.034 and Rule 25-30.550, Florida Administrative Code. If such contracts or agreements are approved by the Commission, a conformed copy shall be placed on file with the Commission within 30 days of execution.

22.0 **EVIDENCE OF CONSUMPTION** - The initiation or continuation or resumption of water service to the Customer’s premises shall constitute the initiation or continuation or resumption of wastewater service to the Customer’s premises regardless of occupancy.

__________________________
ISSUING OFFICER

__________________________
TITLE
NAME OF COMPANY________________________
WASTEWATER TARIFF

INDEX OF RATES AND CHARGES SCHEDULES

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<tr>
<td>Miscellaneous Service Charges</td>
<td>15.0</td>
</tr>
<tr>
<td>Residential Service, RS</td>
<td>13.0</td>
</tr>
</tbody>
</table>

________________________
ISSUING OFFICER

________________________
TITLE
GENERAL SERVICE
RATE SCHEDULE GS

AVAILABILITY - Available throughout the area served by the Company.

APPLICABILITY - For wastewater service to all Customers for which no other schedule applies.

LIMITATIONS - Subject to all of the Rules and Regulations of this Tariff and General Rules and Regulations of the Commission.

BILLING PERIOD -
RATE -

MINIMUM CHARGE -

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 25-30.320, Florida Administrative Code, if a Customer is delinquent in paying the bill for wastewater service, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING -

ISSUING OFFICER

TITLE
WASTEWATER TARIFF

RESIDENTIAL SERVICE

RATE SCHEDULE RS

AVAILABILITY - Available throughout the area served by the Company.

APPLICABILITY - For wastewater service for all purposes in private residences and individually metered apartment units.

LIMITATIONS - Subject to all of the Rules and Regulations of this Tariff and General Rules and Regulations of the Commission.

BILLING PERIOD -

RATE -

MINIMUM CHARGE -

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 25-30.320, Florida Administrative Code, if a Customer is delinquent in paying the bill for wastewater service, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING -

ISSUING OFFICER

TITLE
NAME OF COMPANY ________________________

WASTEWATER TARIFF

CUSTOMER DEPOSITS

ESTABLISHMENT OF CREDIT - Before rendering wastewater service, the Company may require an Applicant for service to satisfactorily establish credit, but such establishment of credit shall not relieve the Customer from complying with the Company's rules for prompt payment. Credit will be deemed so established if the Customer complies with the requirements of Rule 25-30.311, Florida Administrative Code.

AMOUNT OF DEPOSIT - The amount of initial deposit shall be the following according to meter size:

<table>
<thead>
<tr>
<th>Meter Size</th>
<th>Residential</th>
<th>General Service</th>
</tr>
</thead>
<tbody>
<tr>
<td>5/8&quot; x 3/4&quot;</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1&quot;</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1 1/2&quot;</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Over 2&quot;</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

ADDITIONAL DEPOSIT - Under Rule 25-30.311(7), Florida Administrative Code, the Company may require a new deposit, where previously waived or returned, or an additional deposit in order to secure payment of current bills provided.

INTEREST ON DEPOSIT - The Company shall pay interest on Customer deposits pursuant to Rule 25-30.311(4) and (4a).

REFUND OF DEPOSIT - After a residential Customer has established a satisfactory payment record and has had continuous service for a period of 23 months, the Company shall refund the Customer's deposit provided the Customer has met the requirements of Rule 25-30.311(5), Florida Administrative Code. The Company may hold the deposit of a non-residential Customer after a continuous service period of 23 months and shall pay interest on the non-residential Customer's deposit pursuant to Rule 25-30.311(4) and (5), Florida Administrative Code.

Nothing in this rule shall prohibit the Company from refunding a Customer's deposit in less than 23 months.

EFFECTIVE DATE -

TYPE OF FILING -

ISSUING OFFICER

TITLE
NAME OF COMPANY ____________________

WASTEWATER TARIFF

MISCELLANEOUS SERVICE CHARGES

The Company may charge the following miscellaneous service charges in accordance with the terms stated herein. If both water and wastewater services are provided, only a single charge is appropriate unless circumstances beyond the control of the Company require multiple actions.

INITIAL CONNECTION - This charge may be levied for service initiation at a location where service did not exist previously.

NORMAL RECONNECTION - This charge may be levied for transfer of service to a new Customer account at a previously served location or reconnection of service subsequent to a Customer requested disconnection.

VIOLATION RECONNECTION - This charge may be levied prior to reconnection of an existing Customer after disconnection of service for cause according to Rule 25-30.320(2), Florida Administrative Code, including a delinquency in bill payment.

PREMISES VISIT CHARGE (IN LIEU OF DISCONNECTION) - This charge may be levied when a service representative visits a premises for the purpose of discontinuing service for nonpayment of a due and collectible bill and does not discontinue service because the Customer pays the service representative or otherwise makes satisfactory arrangements to pay the bill.

Schedule of Miscellaneous Service Charges

<table>
<thead>
<tr>
<th>Type of Charge</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Initial Connection Charge</td>
<td>$_____</td>
</tr>
<tr>
<td>Normal Reconnection Charge</td>
<td>$_____</td>
</tr>
<tr>
<td>Violation Reconnection Charge</td>
<td>$ Actual Cost (1)</td>
</tr>
<tr>
<td>Premises Visit Charge (in lieu of disconnection)</td>
<td>$_____</td>
</tr>
</tbody>
</table>

(1) Actual Cost is equal to the total cost incurred for services.

EFFECTIVE DATE

TYPE OF FILING -

__________________________
ISSUING OFFICER

__________________________
TITLE
NAME OF COMPANY ______________________

WASTEWATER TARIFF

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<tr>
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<td>Service Availability Policy</td>
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ISSUING OFFICER

______________________
TITLE
NAME OF COMPANY____________________________

WASTEWATER TARIFF

SERVICE AVAILABILITY POLICY

________________________
ISSUING OFFICER

________________________
TITLE
NAME OF COMPANY________________________

WASTEWATER TARIFF

SERVICE AVAILABILITY CHARGES

__________________________
ISSUING OFFICER

__________________________
TITLE
NAME OF COMPANY__________________________

WASTEWATER TARIFF

INDEX OF STANDARD FORMS

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<tr>
<td>COPY OF CUSTOMER’S BILL ................................ 21.0</td>
</tr>
</tbody>
</table>

ORIGINAL SHEET NO. 19.0

ISSUING OFFICER

TITLE
NAME OF COMPANY__________________
WASTEWATER TARIFF

APPLICATION FOR WASTEWATER SERVICE

______________________
ISSUING OFFICER

______________________
TITLE
NAME OF COMPANY__________________
WASTEWATER TARIFF

COPY OF CUSTOMER'S BILL

____________________________
ISSUING OFFICER

____________________________
TITLE
WATER TARIFF

NAME OF COMPANY

FILED WITH
FLORIDA PUBLIC SERVICE COMMISSION

Form PSC/ENG 031 (xx/xx)
WATER TARIFF

NAME OF COMPANY

ADDRESS OF COMPANY

(Business & Emergency Telephone Numbers)

FILED WITH

FLORIDA PUBLIC SERVICE COMMISSION

ISSUING OFFICER

TITLE
NAME OF COMPANY

WATER TARIFF

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<tr>
<td>Technical Terms and Abbreviations</td>
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<td>Territory Authority</td>
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ISSUING OFFICER

TITLE
**NAME OF COMPANY**

**WATER TARIFF**

**TERRITORY AUTHORITY**

**CERTIFICATE NUMBER**

**COUNTY**

**COMMISSION ORDER(s) APPROVING TERRITORY SERVED**

<table>
<thead>
<tr>
<th>Order Number</th>
<th>Date Issued</th>
<th>Docket Number</th>
<th>Filing Type</th>
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**ISSUING OFFICER**

**TITLE**
NAME OF COMPANY ____________________

WATER TARIFF

DESCRIPTION OF TERRITORY SERVED

________________________________________
ISSUING OFFICER

________________________________________
TITLE
NAME OF COMPANY __________________________

WATER TARIFF

COMMUNITIES SERVED LISTING

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<th>Development Name</th>
<th>Rate Schedule(s) Available</th>
<th>Sheet No.</th>
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</table>

ISSUING OFFICER

__________________________
TITLE

ORIGINAL SHEET NO. 4.0
TECHNICAL TERMS AND ABBREVIATIONS

1.0 "BFC" - The abbreviation for "Base Facility Charge" which is the minimum amount the Company may charge its Customers and is separate from the amount the Company bills its Customers for water consumption.

2.0 "CERTIFICATE" - A document issued by the Commission authorizing the Company to provide water service in a specific territory.

3.0 "COMMISSION" - The shortened name for the Florida Public Service Commission.

4.0 "COMMUNITIES SERVED" - The group of Customers who receive water service from the Company and whose service location is within a specific area or locality that is uniquely separate from another.

5.0 "COMPANY" - The shortened name for the full name of the utility which is ________________.

6.0 "CUSTOMER" - Any person, firm or corporation who has entered into an agreement to receive water service from the Company and who is liable for the payment of that water service.

7.0 "CUSTOMER'S INSTALLATION" - All pipes, shut-offs, valves, fixtures and appliances or apparatus of every kind and nature used in connection with or forming a part of the installation for rendering water service to the Customer's side of the Service Connection whether such installation is owned by the Customer or used by the Customer under lease or other agreement.

8.0 "MAIN" - A pipe, conduit, or other facility used to convey water service to individual service lines or through other mains.

9.0 " RATE" - Amount which the Company may charge for water service which is applied to the Customer's actual consumption.

10.0 "RATE SCHEDULE" - The rate(s) or charge(s) for a particular classification of service plus the several provisions necessary for billing, including all special terms and conditions under which service shall be furnished at such rate or charge.

11.0 "SERVICE" - As mentioned in this tariff and in agreement with Customers, "Service" shall be construed to include, in addition to all water service required by the Customer, the readiness and ability on the part of the Company to furnish water service to the Customer. Service shall conform to the standards set forth in Section 367.111 of the Florida Statutes.

(Continued to Sheet No. 5.1)
NAME OF COMPANY _______________________

WATER TARIFF

(Continued from Sheet No. 5.0)

12.0 "SERVICE CONNECTION" - The point where the Company’s pipes or meters are connected with the pipes of the Customer.

13.0 "SERVICE LINES" - The pipes between the Company’s Mains and the Service Connection and which includes all of the pipes, fittings and valves necessary to make the connection to the Customer’s premises, excluding the meter.

14.0 "TERRITORY" - The geographical area described, if necessary, by metes and bounds but, in all cases, with township, range and section in a Certificate, which may be within or without the boundaries of an incorporated municipality and may include areas in more than one county.
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NAME OF COMPANY ____________________

WATER TARIFF

(Continued from Sheet No. 6.0)

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<td>Type and Maintenance</td>
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<td>7.0</td>
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ISSUING OFFICER

_______________________________

TITLE
NOTICE OF STAFF WORKSHOP
UNDOCKETED
PAGE 164

ORIGINAL SHEET NO. 7.0

NAME OF COMPANY ____________________________

WATER TARIFF

RULES AND REGULATIONS

1.0 GENERAL INFORMATION - These Rules and Regulations are a part of the rate schedules and applications and contracts of the Company and, in the absence of specific written agreement to the contrary, apply without modifications or change to each and every Customer to whom the Company renders water service.

The Company shall provide water service to all Customers requiring such service within its Certificated territory pursuant to Chapter 25-30, Florida Administrative Code and Chapter 367, Florida Statutes.

2.0 POLICY DISPUTE - Any dispute between the Company and the Customer or prospective Customer regarding the meaning or application of any provision of this tariff shall upon written request by either party be resolved by the Florida Public Service Commission.

3.0 APPLICATION- In accordance with Rule 25-30.310, Florida Administrative Code, a signed application is required prior to the initiation of service. The Company shall provide each Applicant with a copy of the brochure entitled "Your Water and Wastewater Service," prepared by the Florida Public Service Commission.

4.0 APPLICATIONS BY AGENTS - Applications for water service requested by firms, partnerships, associations, corporations, and others shall be rendered only by duly authorized parties or agents.

5.0 REFUSAL OR DISCONTINUANCE OF SERVICE - The Company may refuse or discontinue water service rendered under application made by any member or agent of a household, organization, or business in accordance with Rule 25-30.320, Florida Administrative Code.

6.0 EXTENSIONS - Extensions will be made to the Company’s facilities in compliance with Commission Rules and Orders and the Company’s tariff.

7.0 TYPE AND MAINTENANCE - In accordance with Rule 25-30.545, Florida Administrative Code, the Customer’s pipes, apparatus and equipment shall be selected, installed, used and maintained in accordance with standard practice and shall conform with the Rules and Regulations of the Company and shall comply with all laws and governmental regulations applicable to same. The Company shall not be responsible for the maintenance and operation of the Customer’s pipes and facilities. The Customer expressly agrees not to utilize any appliance or device which is not properly constructed, controlled and protected or which may adversely affect the water service. The Company reserves the right to discontinue or withhold water service to such apparatus or device.

8.0 DELINQUENT BILLS - When it has been determined that a Customer is delinquent in paying any bill, water service may be discontinued after the Company has mailed or presented a written notice to the Customer in accordance with Rule 25-30.320, Florida Administrative Code.

(Continued on Sheet No. 8.0)

ISSUING OFFICER

_________________________  TITLE
9.0 CONTINUITY OF SERVICE - In accordance with Rule 25-30.250, Florida Administrative Code, the Company will at all times use reasonable diligence to provide continuous water service and, having used reasonable diligence, shall not be liable to the Customer for failure or interruption of continuous water service.

If at any time the Company shall interrupt or discontinue its service, all Customers affected by said interruption or discontinuance shall be given not less than 24 hours written notice.

10.0 LIMITATION OF USE - Water service purchased from the Company shall be used by the Customer only for the purposes specified in the application for water service. Water service shall be rendered to the Customer for the Customer's own use and the Customer shall not sell or otherwise dispose of such water service supplied by the Company.

In no case shall a Customer, except with the written consent of the Company, extend his lines across a street, alley, lane, court, property line, avenue, or other way in order to furnish water service to the adjacent property through one meter even though such adjacent property may be owned by him. In case of such unauthorized extension, sale, or disposition of service, the Customer's water service will be subject to discontinuance until such unauthorized extension, remetering, sale or disposition of service is discontinued and full payment is made to the Company for water service rendered by the Company (calculated on proper classification and rate schedules) and until reimbursement is made in full to the Company for all extra expenses incurred for clerical work, testing, and inspections. (This shall not be construed as prohibiting a Customer from remetering.)

11.0 CHANGE OF CUSTOMER'S INSTALLATION - No changes or increases in the Customer's installation, which will materially affect the proper operation of the pipes, mains, or stations of the Company, shall be made without written consent of the Company. The Customer shall be liable for any charge resulting from a violation of this Rule.

12.0 PROTECTION OF COMPANY'S PROPERTY - The Customer shall exercise reasonable diligence to protect the Company's property. If the Customer is found to have tampered with any Company property or refuses to correct any problems reported by the Company, service may be discontinued in accordance with Rule 25-30.320, Florida Administrative Code.

In the event of any loss or damage to property of the Company caused by or arising out of carelessness, neglect, or misuse by the Customer, the cost of making good such loss or repairing such damage shall be paid by the Customer.
NAME OF COMPANY_________________________

WATER TARIFF
(Continued from Sheet No. 8.0)

13.0 INSPECTION OF CUSTOMER’S INSTALLATION - All Customer’s water service installations or changes shall be inspected upon completion by a competent authority to ensure that the Customer’s piping, equipment, and devices have been installed in accordance with accepted standard practice and local laws and governmental regulations. Where municipal or other governmental inspection is required by local rules and ordinances, the Company cannot render water service until such inspection has been made and a formal notice of approval from the inspecting authority has been received by the Company.

Notwithstanding the above, the Company reserves the right to inspect the Customer’s installation prior to rendering water service, and from time to time thereafter, but assumes no responsibility whatsoever for any portion thereof.

14.0 ACCESS TO PREMISES - In accordance with Rule 25-30.320(2)(f), Florida Administrative Code, the Customer shall provide the duly authorized agents of the Company access at all reasonable hours to its property. If reasonable access is not provided, service may be discontinued pursuant to the above rule.

15.0 RIGHT-OF-WAY OR EASEMENTS - The Customer shall grant or cause to be granted to the Company, and without cost to the Company, all rights, easements, permits, and privileges which are necessary for the rendering of water service.

16.0 CUSTOMER BILLING - Bills for water service will be rendered - Monthly, Bimonthly, or Quarterly - as stated in the rate schedule.

In accordance with Rule 25-30.335, Florida Administrative Code, the Company may not consider a Customer delinquent in paying his or her bill until the twenty-first day after the Company has mailed or presented the bill for payment.

A municipal or county franchise tax levied upon a water or wastewater public Company shall not be incorporated into the rate for water or wastewater service but shall be shown as a separate item on the Company’s bills to its Customers in such municipality or county.

If a Company utilizes the base facility and usage charge rate structure and does not have a Commission authorized vacation rate, the Company shall bill the Customer the base facility charge regardless of whether there is any usage.

17.0 TERMINATION OF SERVICE - When a Customer wishes to terminate service on any premises where water service is supplied by the Company, the Company may require reasonable notice to the Company in accordance with Rule 25-30.325, Florida Administrative Code.

(Continued on Sheet No. 10.0)
WATER TARIFF
(Continued from Sheet No. 9.0)

18.0 **PAYMENT OF WATER AND WASTEWATER SERVICE BILLS CONCURRENTLY** - In accordance with Rule 25-30.320(2)(g), Florida Administrative Code, when both water and wastewater service are provided by the Company, payment of any water service bill rendered by the Company to a Customer shall not be accepted by the Company without the simultaneous or concurrent payment of any wastewater service bill rendered by the Company.

19.0 **UNAUTHORIZED CONNECTIONS - WATER** - Any unauthorized connections to the Customer's water service shall be subject to immediate discontinuance without notice, in accordance with Rule 25-30.320, Florida Administrative Code.

20.0 **METERS** - All water meters shall be furnished by and remain the property of the Company and shall be accessible and subject to its control, in accordance with Rule 25-30.230, Florida Administrative Code.

21.0 **ALL WATER THROUGH METER** - That portion of the Customer's installation for water service shall be so arranged to ensure that all water service shall pass through the meter. No temporary pipes, nipples or spaces are permitted and under no circumstances are connections allowed which may permit water to by-pass the meter or metering equipment.

22.0 **ADJUSTMENT OF BILLS** - When a Customer has been undercharged as a result of incorrect application of the rate schedule, incorrect reading of the meter, incorrect connection of the meter, or other similar reasons, the amount may be refunded or billed to the Customer as the case may be pursuant to Rules 25-30.340 and 25-30.350, Florida Administrative Code.

23.0 **ADJUSTMENT OF BILLS FOR METER ERROR** - When meter tests are made by the Commission or by the Company, the accuracy of registration of the meter and its performance shall conform with Rule 25-30.262, Florida Administrative Code and any adjustment of a bill due to a meter found to be in error as a result of any meter test performed whether for unauthorized use or for a meter found to be fast, slow, non-registering, or partially registering, shall conform with Rule 25-30.340, Florida Administrative Code.

24.0 **METER ACCURACY REQUIREMENTS** - All meters used by the Company should conform to the provisions of Rule 25-30.262, Florida Administrative Code.

25.0 **FILING OF CONTRACTS** - Whenever a Developer Agreement or Contract, Guaranteed Revenue Contract, or Special Contract or Agreement is entered into by the Company for the sale of its product or services in a manner not specifically covered by its Rules and Regulations or approved Rate Schedules, a copy of such contracts or agreements shall be filed with the Commission prior to its execution in accordance with Rule 25-0.034 and Rule 25-30.550, Florida Administrative Code. If such contracts or agreements are approved by the Commission, a conformed copy shall be placed on file with the Commission within 30 days of execution.

______________________
ISSUING OFFICER

______________________
TITLE
INDEX OF RATES AND CHARGES SCHEDULES

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<th>Sheet Number</th>
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<tr>
<td>Meter Test Deposit</td>
<td>15.0</td>
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<tr>
<td>Miscellaneous Service Charges</td>
<td>16.0</td>
</tr>
<tr>
<td>Residential Service, RS</td>
<td>13.0</td>
</tr>
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</table>
NAME OF COMPANY __________________________

WATER TARIFF

GENERAL SERVICE
RATE SCHEDULE GS

AVAILABILITY - Available throughout the area served by the Company.
APPLICABILITY - For water service to all Customers for which no other schedule applies.
LIMITATIONS - Subject to all of the Rules and Regulations of this tariff and General Rules and Regulations of the Commission.

BILLING PERIOD -
RATE -

MINIMUM CHARGE -

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 25-30.320, Florida Administrative Code, if a Customer is delinquent in paying the bill for water service, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING -

__________________________
ISSUING OFFICER

__________________________
TITLE
NOTICE OF STAFF WORKSHOP
UNDOCKETED
PAGE 170

NAME OF COMPANY ____________________________

WATER TARIFF

RESIDENTIAL SERVICE

RATE SCHEDULE RS

AVAILABILITY - Available throughout the area served by the Company.

APPLICABILITY - For water service for all purposes in private residences and individually metered apartment units.

LIMITATIONS - Subject to all of the Rules and Regulations of this Tariff and General Rules and Regulations of the Commission.

BILLING PERIOD -

RATE -

MINIMUM CHARGE -

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 25-30.320, Florida Administrative Code, if a Customer is delinquent in paying the bill for water service, service may then be discontinued.

EFFECTIVE DATE -

TYPE OF FILING -

ISSUING OFFICER

TITLE
NAME OF COMPANY__________________________

WATER TARIFF

CUSTOMER DEPOSITS

ESTABLISHMENT OF CREDIT - Before rendering water service, the Company may require an Applicant for service to satisfactorily establish credit, but such establishment of credit shall not relieve the Customer from complying with the Company's rules for prompt payment. Credit will be deemed so established if the Customer complies with the requirements of Rule 25-30.311, Florida Administrative Code.

AMOUNT OF DEPOSIT - The amount of initial deposit shall be the following according to meter size:

<table>
<thead>
<tr>
<th>Meter Size</th>
<th>Residential</th>
<th>General Service</th>
</tr>
</thead>
<tbody>
<tr>
<td>5/8&quot; x 3/4&quot;</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1&quot;</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1 1/2&quot;</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Over 2&quot;</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

ADDITIONAL DEPOSIT - Under Rule 25-30.311(7), Florida Administrative Code, the Company may require a new deposit, where previously waived or returned, or an additional deposit in order to secure payment of current bills provided.

INTEREST ON DEPOSIT - The Company shall pay interest on Customer deposits pursuant to Rules 25-30.311(4) and (4a).

REFUND OF DEPOSIT - After a residential Customer has established a satisfactory payment record and has had continuous service for a period of 23 months, the Company shall refund the Customer's deposit provided the Customer has met the requirements of Rule 25-30.311(5), Florida Administrative Code. The Company may hold the deposit of a non-residential Customer after a continuous service period of 23 months and shall pay interest on the non-residential Customer's deposit pursuant to Rules 25-30.311(4) and (5), Florida Administrative Code.

Nothing in this rule shall prohibit the Company from refunding a Customer's deposit in less than 23 months.

EFFECTIVE DATE -

TYPE OF FILING -

ISSUING OFFICER

TITLE
NAME OF COMPANY _________________________

WATER TARIFF

METER TEST DEPOSIT

METER BENCH TEST REQUEST - If any Customer requests a bench test of his or her water meter, in accordance with Rule 25-30.266, Florida Administrative Code, the Company may require a deposit to defray the cost of testing; such deposit shall not exceed the schedule of fees found in Rule 25-30.266, Florida Administrative Code.

<table>
<thead>
<tr>
<th>METER SIZE</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>5/8&quot; x 3/4&quot;</td>
<td>$20.00</td>
</tr>
<tr>
<td>1&quot; and 1 1/2&quot;</td>
<td>$25.00</td>
</tr>
<tr>
<td>2&quot; and over</td>
<td>Actual Cost</td>
</tr>
</tbody>
</table>

REFUND OF METER BENCH TEST DEPOSIT - The Company may refund the meter bench test deposit in accordance with Rule 25-30.266, Florida Administrative Code.

METER FIELD TEST REQUEST - A Customer may request a no-charge field test of the accuracy of a meter in accordance with Rule 25-30.266, Florida Administrative Code.
NAME OF COMPANY ____________________

WATER TARIFF

MISCELLANEOUS SERVICE CHARGES

The Company may charge the following miscellaneous service charges in accordance with the terms stated herein. If both water and wastewater services are provided, only a single charge is appropriate unless circumstances beyond the control of the Company require multiple actions.

INITIAL CONNECTION - This charge may be levied for service initiation at a location where service did not exist previously.

NORMAL RECONNECTION - This charge may be levied for transfer of service to a new Customer account at a previously served location or reconnection of service subsequent to a Customer requested disconnection.

VIOLATION RECONNECTION - This charge may be levied prior to reconnection of an existing Customer after disconnection of service for cause according to Rule 25-30.320(2), Florida Administrative Code, including a delinquency in bill payment.

PREMISES VISIT CHARGE (IN LIEU OF DISCONNECTION) - This charge may be levied when a service representative visits a premises for the purpose of discontinuing service for nonpayment of a due and collectible bill and does not discontinue service because the Customer pays the service representative or otherwise makes satisfactory arrangements to pay the bill.

Schedule of Miscellaneous Service Charges

<table>
<thead>
<tr>
<th>Type of Charge</th>
<th>Charge</th>
</tr>
</thead>
<tbody>
<tr>
<td>Initial Connection Charge</td>
<td>$ _____</td>
</tr>
<tr>
<td>Normal Reconnection Charge</td>
<td>$ _____</td>
</tr>
<tr>
<td>Violation Reconnection Charge</td>
<td>$ _____</td>
</tr>
<tr>
<td>Premises Visit Charge (in lieu of disconnection)</td>
<td>$ _____</td>
</tr>
</tbody>
</table>

EFFECTIVE DATE -

TYPE OF FILING -

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WATER TARIFF

INDEX OF SERVICE AVAILABILITY POLICY AND CHARGES

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<td>Schedule of Charges</td>
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<tr>
<td>Service Availability Policy</td>
<td>18.0</td>
</tr>
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</table>

ISSUING OFFICER

TITLE
NAME OF COMPANY__________________

WATER TARIFF

SERVICE AVAILABILITY POLICY

ISSUING OFFICER

________________________
TITLE
NAME OF COMPANY _______________________

WATER TARIFF

SERVICE AVAILABILITY CHARGES

ISSUING OFFICER

__________________________
TITLE
NAME OF COMPANY ________________________

WATER TARIFF

INDEX OF STANDARD FORMS

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</tr>
<tr>
<td>COPY OF CUSTOMER'S BILL</td>
<td>22.0</td>
</tr>
</tbody>
</table>

ISSUING OFFICER

__________________________

TITLE
NAME OF COMPANY ______________________   
WATER TARIFF

APPLICATION FOR WATER SERVICE

ISSUING OFFICER

TITLE
NAME OF COMPANY____________________

WATER TARIFF

COPY OF CUSTOMER'S BILL

__________________________
ISSUING OFFICER

__________________________
TITLE