

RHR

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DIVISION OF WATER &
WASTEWATER
CHARLES HILL
DIRECTOR
(904) 413-6900

Public Service Commission

July 6, 1995

Mr. Greg Ilkow
Freedom Bible
260 Hernando Avenue
Port Charlotte, FL 33952

RE: Docket No. 941044-WS, Resolution of the Board of County Commissioners of Charlotte County Declaring Charlotte County Subject to the Provisions of Chapter 367, Florida Statutes

Dear Mr. Ilkow:

This is to follow-up our phone conversation today regarding the above referenced docket. Apparently, the Commission did receive an application for a non-profit exemption from Florida Public Service Regulation for Freedom Bible Church. The application (dated November 14, 1995) was received by fax on June 7, 1995. Since Records and Reporting cannot accept faxed applications, receipt of the fax was not recorded in the computer database. As I have mentioned to you before, the Commission needs an original signature on the application and, hence, cannot accept a copy or a fax.

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As we also discussed today, the non-profit exemption requires a substantial amount of documentation and is probably not the most appropriate exemption for your church. Instead of applying for a non-profit exemption, you may wish to apply for a non-jurisdictional exemption. If your church is providing water service to the public without charge and recovering the costs as operational expenses, then it may not be considered a "utility" with respect to Chapter 367.021(12), Florida Statutes, and the Commission would have no jurisdiction. To apply for a non-jurisdictional exemption, please complete the attached application form and return to Records and Reporting at the address indicated on the back of the form.

I have asked the Legal Department to delay pursuing a show cause proceeding since there is indication you have attempted to respond. However, the Commission must receive an original and two copies of the completed application for non-jurisdictional exemption on or before July 21, 1995.

DOCUMENT NUMBER-DATE

06471 111-742

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If you have any questions regarding the application form, please contact me at 904/413-6686 or Legal Counsel at 904/413-6226.

Sincerely,



Patricia Brady
Regulatory Analyst

Attachment

cc: M. O'Sullivan, Legal Services
Records and Reporting