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

Public Service Commission

February 8, 1996

Mr. Gerald T. Buhr, Esquire
1519 N. Dale Mabry Highway, Suite 100
Lutz, Florida 33549

RE: Docket No. 960063-SU; Application for transfer of Certificate No. 271-S in Lee County from Capital Sunbelt/Fund '84 Ltd. to Sand Dollar Properties, Inc.

Dear Mr. Buhr:

The purpose of this letter is to inform you of the deficiencies in the above-referenced application, Docket No. 960063-SU. It is imperative that the following deficiencies be corrected as soon as possible in order to avoid any further delay in the processing of your application.

1. Statement of Financial and Technical Ability - A statement regarding the financial and technical ability to continue to provide service is required pursuant to Rule 25-30.037(2)(j), Florida Administrative Code (F.A.C.). The statement you provided in your application does not address the buyer's financial ability to provide service. The application also does not include a statement that the buyer will fulfill the commitments, obligations and representations of the seller with regard to utility matters. Therefore, please submit these statements.
2. Proof of Ownership - Pursuant to Rule 25-30.037(3)(i), Florida Administrative Code, proof of ownership of the utility facilities and the land upon which the facilities will be located or other proof of the applicant's right to continued use of the land must be provided. Therefore, please submit a copy of the either a warranty deed, special warranty deed or quit claim deed. If you chose to submit a copy of a quit claim deed as proof of ownership, a copy of title insurance policy must also be filed. The title insurance papers that you filed with your application were only the endorsement papers, and we would need the actual copy of the title policy. If you have any questions regarding this matter, please contact Raj Agarwal of our Legal Services Division (904) 413-6228.

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DOCUMENT NUMBER-DATE
01580 FEB-96

EPSC-RECORDS/REPORTING

Also, please provide the following information:

1. In Exhibit C, please clarify what is the exact amount of the BancFlorida Loan No. 29242618 (i.e. \$2,097,292.19 or \$1,500,000).
2. Enclosed are copies of tariff pages which need to be revised and refiled. On Sheet No. 13.0, under item number 23.0 Customer Deposit, please type "N/A" for the Residential and General Service charge for a 5/8" x 3/4" meter. On Sheet No. 21.0, please provide a sample application for sewer service. Also on Sheet No. 22.0, a sample copy of a customer's bill must be included.

Please file an original and five copies of the requested information plus an original and two copies of the tariff corrections by **March 6, 1996**, to **Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0873**. Also please be sure to reference the Docket Number, indicated at the top of this letter, on all future correspondence in order to ensure proper and timely processing. If you have any questions, please do not hesitate to contact me at (904) 413-6994.

Sincerely,



Christine C. Tomlinson
Regulatory Analyst

ct\wp\960063.def

cc: Division of Legal Services (Agarwal)
Division of Records and Reporting

NAME OF COMPANY Sand Dollar Properties, Inc.

- 21.0 UNAUTHORIZED CONNECTIONS - SEWER - Connections to the company's sewer system for any purpose whatsoever are to be made only by employees of the company. Unauthorized connections render the service subject to immediate discontinuance without notice and sewer service will not be restored until such unauthorized connections have been removed and unless settlement is made in full and for sewer service estimated by the company to have been used by reason of such unauthorized connection.
- 22.0 ADJUSTMENT OF BILLS - When a customer has been overcharged or undercharged as a result of incorrect application of the rate schedule or, if sewer service is measured by water consumption, a meter error is determined, the amount may be credited or billed to the customer, as the case may be.
- 23.0 CUSTOMER DEPOSIT - ESTABLISHMENT OF CREDIT - Before rendering 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 utilities rules for prompt payment. Credit will be deemed so established if: (A) the applicant for service furnishes a satisfactory guarantor to secure payment of bills for the service rendered; (B) the applicant pays a cash deposit; (C) the applicant for service furnishes an irrevocable letter of credit from bank or a surety bond. The amount of initial deposit shall be the following according to meter size:

	<u>Residential</u>	<u>General Service</u>
5/8" x 3/4"	?	Two (2) times estimated monthly bill.
1"	N/A	N/A
1-1/2"	N/A	N/A
2"	N/A	N/A

The company may require, upon reasonable written notice of not less than 30 days, such request or notice being separate and apart from any bill for service, a new deposit, where previously waived or returned, or an additional deposit, in order to secure payment of current bills; provided, however, that the total amount of the required deposit shall not exceed an amount equal to the average actual charge for water and/or sewer service for two monthly billing periods for the 12 month period immediately prior to the date of notice. In the event the customer has had service less than 12 months, then the utility shall base its new or additional deposit upon the average actual monthly billing available.

Harry Cutcher
Issuing Officer

President
Title

NAME OF COMPANY Sand Dollar Properties, Inc.

APPLICATION FOR SEWER SERVICE

N/A

Harry Cutcher
Issuing Officer:

President
Title

NAME OF COMPANY Sand Dollar Properties, Inc.

COPY OF CUSTOMER'S BILL

[see last page of the master document]

Harry Cutcher
Issuing Officer

President
Title