6802leg

MIKE SMALLRIDGE UTILITY CONSULTING 1645 W. MAIN ST. INVERNESS, FL. 34450 352-302-7406

08 MAY -9 PM 2:59 RECEIVED-FPSC

5/8/2008

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

RE: Application for Transfer for Pine Harbour Utilities, Lake County Florida.

Dear Commission Clerk:

Enclosed please find the original and 5 copies of the application for transfer and the original and two copies of the tariff sheet along with the proper application fee.

Please contact me at the above address anytime.

On behalf of my client,

Mike Smallridge

CRF

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<u>)</u>%)

110 A

 Mike Smallridge Utility Consulting.

unack received with thing and forwarded to Fiscal for deposit. Fiscal to forward deposit information to Necords.

initials of parson who forwarded check:

COMMISSION CLERK

OOCUMENT NUMBER-DATE

080264

(Pursuant to Section 367.071, Florida Statutes)

TO: Director, Division of the Commission Clerk & Administrative Services Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

The undersigned hereby makes application for the sale,

assignment or transfer of (all or part) of Water Certificate No.

450 W and/or Wastewater Certificate No. N/A or facilities in Lake County, Florida, and submits

the following information:

PART I APPLICANT INFORMATION

A) The full name (as it appears on the certificate), address and telephone number of the applicant:

 PINE HARBOUR WATER UTILITIES

 Name of utility

 (352)787-2944
 ()

 Phone No.
 Fax No.

 101 SATELLITE COURT

Office street address

LEESBURGFLORIDA34748CityStateZip Code

P.O. BOX 447 FRUITLAND PARK FL. 34731

Mailing address if different from street address

Internet address if applicable PSC/ECR 007 (Rev. 2/91)

3

DOCUMENT NUMBER-DATE

03896 MAY-98

The name, address, email address, and telephone number of B) the person to contact concerning this application:

Name: MIKE SMALLRIDGE Phone No. 352-302-7406

Street address: 1645 W. MAIN STREET.

INVERNESS FLORIDA 34450 City Zip Code State

UTILITYCONSULTANT@YAHOO.COM

E-mail Address

C) The full name (as it will appear on the certificate), address and telephone number of the buyer:

PINE HARBOUR WATER UTILITIES, LLC.

Name of utility

(352)787-2944 Phone No.

Fax No.

101 SATELLITE COURT Office street address

LEESBURG	FLORIDA	34748
City	State	Zip Code

P.O. BOX 447 FRUITLAND PARK, FL. 34731 Mailing address if different from street address

E-mail Address

Internet address if applicable

D) Indicate the organizational character of the buyer: (circle one)

Corporation Partnership Sole Proprietorship

Other: LIMITED LIABILITY CORPORATION (LLC)

(specify)

E) The date and state of incorporation or organization of the buyer: JANUARY 25, 2008. A FLORIDA LIMITED LIABILITY CORPORATION

F) If the buyer is a corporation, list the names, titles, and addresses of corporate officers and directors. (Use additional sheet if necessary).

SEE EXHIBIT "J"

G) If the buyer <u>is not</u> a corporation, list the names, titles, and addresses of all persons owning an interest in the organization. (Use additional sheet if necessary.)

N/A

PART II FINANCIAL AND TECHNICAL INFORMATION

- A) Exhibit A A statement indicating how the transfer is in the public interest, including a summary of the buyer's experience in water and/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.
- B) List the names and locations of other water and/or wastewater utilities owned by the buyer and PSC certificate numbers, if any.

N	/A
**	/ -

C) Exhibit <u>N/A</u> - A copy of the contract for sale and all auxiliary or supplemental agreements, which shall include,

- if applicable:
- (1) Purchase price and terms of payment.
- (2) 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.
- (3) A description of all consideration between the parties, for example, promised salaries, retainer fees, stock, stock options, assumption of obligations.

The contract for sale shall also provide for the disposition, where applicable, of the following:

- (a) Customer deposits and interest thereon;
- (b) Any guaranteed revenue contracts;
- (c) Developer agreements;
- (d) Customer advances;
- (e) Debt of the utility; and
- (f) Leases.
- D) Exhibit N/A A statement regarding the disposition of any outstanding regulatory assessment fees, fines or refunds owed.
- E) Exhibit N/A A statement describing the financing the purchase.
- F) Exhibit N/A A list of all entities upon which the applicant is relying to 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.
- G) Exhibit <u>B</u> The proposed net book value of the system as of the date of the proposed transfer. If rate base (or net book value) has been established previously by this Commission, state the Order No. and date issued. Identify all adjustments made to update this rate base (or net book value) to the date of the proposed transfer.
- H) Exhibit N/A A statement setting forth the reasons for the inclusion of an acquisition adjustment, if one is requested. (An acquisition adjustment results when the

purchase price of the utility differs from the original cost calculation.)

I) The full name, address and telephone number of the person who has possession of the books and records of the seller:

SANDRA WESSON	(352) 787-	2944	
Name	Phone No.		
101 SATELLITE COURT			
Street address			
LEESBURG	FL	34748	
City	State	Zip Code	

- J) Exhibit N/A 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 for inspection by the Commission and detailing the steps taken to obtain the books and records.
- K) Exhibit <u>C</u> A statement from the buyer that is 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 rate base was last established by the Commission or, if the tax returns have not been obtained, a statement from the buyer detailing the steps taken to obtain the returns.
- L) Exhibit <u>D</u> 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)

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 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.

PART III NOTICE OF ACTUAL APPLICATION

A) Exhibit **E** - An affidavit that the notice of

actual application was given in accordance with Section 367.045(1)(a), Florida Statutes, and Rule 25-30.030, Florida Administrative Code, by regular mail to the following:

- (1) the governing body of the municipality, county, or counties in which the system or the territory proposed to be served is located;
- (2) the 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;
- (3) if any portion of the proposed territory is within one mile of a county boundary, the utility shall notice the privately owned utilities located in the bordering counties and holding a certificate granted by the Commission;
- (4) the regional planning council;
- (5) the Office of Public Counsel;
- (6) the Public Service Commission's Director of the Division of the Commission Clerk and Administrative Services;
- (7) the appropriate regional office of the Department of Environmental Protection; and
- (8) the appropriate water management district.

Copies of the Notice and a list of entities noticed shall accompany the affidavit. THIS MAY BE A LATE-FILED EXHIBIT.

- B) Exhibit F An affidavit that the notice of actual application was given in accordance with Rule 25-30.030, Florida Administrative Code, by regular mail or personal delivery to each customer of the system being transferred. A copy of the Notice shall accompany the affidavit. THIS MAY BE A LATE-FILED EXHIBIT.
- C) Exhibit <u>G</u> Immediately upon completion of publication, an affidavit that the notice of actual application was published once in a newspaper of general circulation in the territory in accordance with Rule 25-30.030, Florida Administrative Code. A copy of the

proof of publication shall accompany the affidavit. <u>THIS</u> MAY BE A LATE-FILED EXHIBIT.

PART IV FILING FEE

Indicate the filing fee enclosed with the application:

\$ 750 (for water) and **N/A** (for wastewater).

Note: Pursuant to Rule 25-30.020, Florida Administrative Code, the amount of the filing fee as follows:

- For applications in which the utility to be transferred has the capacity to serve up to 500 ERC's, the filing fee shall be \$750.
- (2) For applications in which the utility to be transferred has the capacity to serve from 501 to 2,000 ERC's the filing fee shall be \$1,500.
- (3) For applications in which the utility to be transferred has the capacity to serve from 2,001 ERC's to 4,000 ERC's the filing fee shall be \$2,250.
- (4) For applications in which the utility to be transferred has the capacity to serve more than 4,000 ERC's the filing fee shall be \$3,000.
- PART V OTHER
- A) Exhibit <u>H</u> Evidence that the utility owns the land where the utility treatment facilities are located. Or, where the utility does not own the land, a copy of the agreement which provides for the long term, continuous use of the land, such as a 99-year lease. The Commission may consider a written easement or other cost-effective alternative.
- B) Exhibit <u>I</u> The original and two copies of sample tariff sheets reflecting the new name of the utility, the existing rates and charges and territorial description of the water and/or wastewater systems. Sample tariff(s) are attached.
- C) Exhibit <u>N/A</u> The utility's current certificate(s) or, if not available, an explanation of the steps the applicant took to obtain the certificate(s).

PART VI AFFIDAVIT

I **SANDRA WESSON** (applicant) do solemnly swear or affirm that the facts stated in the forgoing application and all exhibits attached thereto are true and correct and that said statements of fact thereto constitutes a complete statement of the matter to which it relates.

BY:	Sandry Wassin
	Applicant=s Signature
	SANDRA WESSON
	Applicant=s Name (Typed)
	Applicant=s Title *
Subscribed and sworn to before me t	this 30^{-24} day in the month
of $April in the year of 200$	18 by JANSRA Wesson
who is personally known to me	
$\frac{77}{\text{Mes} \text{ Le} \text{ W250-797-50-840-0}}$ Type of Identification Produced	KKP. 09/10
	Jannie In Durns
	Notary Public , s Signature

Print, Type or Stamp Commissioned Name of Notary Public

* If applicant is a corporation, the affidavit must be made by the president or other officer authorized by the by-laws of the corporation to act for it. If applicant is a partnership or association, a member of the organization authorized to make such affidavit shall execute same.

<u>Plant Technicians, Inc</u>

PART II - FINANCIAL AND TECHNICAL INFORMATION

II (A) Exhibit <u>A</u> - A statement indicating how the transfer is in the public interest, including a summary of the buyer's experience in water and/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.

Response:

EXHIBIT "A"- Plant Technicians, Inc, a water testing company, is managed by the same officers and directors as Pine Harbour Water Utilities, and has been responsible for Pine Harbour Water Utilities for the past 21 years. By allowing the same management personnel to continue operating the system, the customers will benefit from management that is already familiar with the system.

Plant Technicians, Inc. has been overseeing all of the day to day operations of the utility, including but not limited to: meter readings, DEP water testing requirements, meter repairs, leak repairs and insuring overall compliance.

Pine Harbour Water currently maintains a checking account with an approximate balance of \$ 4,000, and has open lines of credit with various local companies to service the utility. Additionally, once the probate has been completed, Pine Harbour Water Utilities will apply to a local bank for an open line of credit.

II (G) Exhibit <u>B</u>- The proposed net book value of the system as of the date of the proposed transfer. If rate base (or net book value) has been established previously by this Commission, state the Order No. and date issued. Identify all adjustments made to update this rate base (or net book value) to the date of the proposed transfer.

Response:

G) EXHIBIT "B"- The current rate base was established by the Commission in order # 24273 and issued on March 29,1991. The last adjustment granted by the Commission was the 2007 index adjustment approved April 1, 2008.

II (K) Exhibit <u>C</u> - A statement from the buyer that is 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 rate base was last established by the Commission or, if the tax returns have not been obtained, a statement from the buyer detailing the steps taken to obtain the returns.

Response:

EXHIBIT "C"- The rate base was established by the Commission, as stated above in Exhibit B.

DOCUMENT NUMBER-DATE

II (L) Exhibit <u>D</u>-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) 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 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.

Response:

EXHIBIT "D"- The Pine Harbour Water System is in satisfactory condition and is in compliance with all government requirements.

PART III NOTICE OF ACTUAL APPLICATION

(A) Exhibit <u>E</u> - An affidavit that the notice of actual application was given in accordance with Section 367.045(1)(a), Florida Statutes, and Rule 25-30.030, Florida Administrative Code, by regular mail to the following: ...THIS MAY BE A LATE-FILED EXHIBIT.

Response:

EXHIBIT "E"- Will be a late filed exhibit.

(B) Exhibit <u>F</u> - An affidavit that the notice of actual application was given in accordance with Rule 25-30.030, Florida Administrative Code, by regular mail or personal delivery to each customer of the system being transferred. A copy of the Notice shall accompany the affidavit. THIS MAY BE A LATE-FILED EXHIBIT.

Response:

EXHIBIT "F"- Will be a late filed exhibit.

(C) Exhibit <u>G</u>- Immediately upon completion of publication, an affidavit that the notice of actual application was published once in a newspaper of general circulation in the territory in accordance with Rule 25-30.030, Florida Administrative Code. A copy of the proof of publication shall accompany the affidavit. THIS MAY BE A LATE-FILED EXHIBIT.

Response:

EXHIBIT "G"- Will be a late filed exhibit.

PART V OTHER

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V (A) Exhibit <u>H</u> - Evidence that the utility owns the land where the utility treatment facilities are located. Or, where the utility does not own the land, a copy of the agreement which provides for the long term, continuous use of the land, such as a 99-year lease. The Commission may consider a written easement or other cost-effective alternative.

Response:

EXHIBIT "H"- See attached property appraiser's record card.

V (B) Exhibit <u>I</u> - The original and two copies of sample tariff sheets reflecting the new name of the utility, the existing rates and charges and territorial description of the water and/or wastewater systems. Sample tariff(s) are attached.

Response:

EXHIBIT "I"- See attached tariff sheets.

DOCUMENT HUMBER-DATE 0 3896 MAY -9 8 FPSC-COMMISSION CLERK If the buyer is a corporation, list the names, titles, and addresses of corporate officers and directors. (Use additional sheet if necessary).

Response:

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Exhibit "J":

1. ROBERT STEWART- PRESIDENT

602 S. FLORIDA AVENUE HOWEY IN THE HILLS, FL. 34737 352-787-2944

2. MADELINE J. LIPSKY- VICE PRESIDENT / SECRETARY

715 MERRIDALE AVENUE LEESBURG, FL. 34748 352-787-2944

3. SANDRA WESSON- VICE PRESIDENT / TREASURER

11505 CR 239 OXFORD, FL. 34484 352-787-2944

DOCUMENT NUMBER-DATE

03896 MAY-98

LEGAL NOTICE FOR APPLICATION FOR TRANSFER

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(SECTION 367.071, FLORIDA STATUTES)

LEGAL NOTICE

Notice is hereby given on May 1, 2008, pursuant to Section 367.071, Florida Statutes, of the application for transfer of water certificate No. 450 W held by Pine Harbour Water Utilities from Jim C. Branham to Pine Harbour Water Utilities, LLC, providing service to the following described territory in Lake County Florida.

THE PINE HARBOUR SUBDIVISION

THE FOLLOWNG DESCRIBED LANDS LOCATED IN A PORTION OF SECTION 6, TOWNSHIP 19 SOUTH, RANGE 26 EAST, LAKE COUNTY FLORIDA.

FROM THE N.E. CORNER OF SECTION 6, RUN WEST ALONG THE NORTH LINE OF SECTION 6 A DISTANCE OF 2,720 FEET MORE OR LESS TO THE POINT OF BEGINNING (P.O.B). FROM THE P.O.B CONTINUE NORTH 89 28' 45" WEST, 975.50 FEET TO THE SOUTHERLY RIGHT OF WAY OF STATE ROAD 44; THENCE SOUTH 54' 12' 40" WEST ALONG SAID SOUTHERLY RIGHT OF WAY, 44.47 FEET TO THE EASTERLY RIGHT OF WAY OF DISTRICT ROAD NO. 5-5942 (WOODLYN ROAD); THENCE SOUTH 00' 34' 55" WEST, ALONG SAID EASTERLY RIGHT OF WAY 992.43 FEET; THENCE SOUTH 89 53' 30" EAST, 1562.90 FEET; THENCE NORTH 00' 06' 30" EAST 188.00 FEET; THENCE NORTH 27 55' 02" WEST, 198.70 FEET; THENCE NORTH 29 53' 30" WEST 100.00 FEET; THENCE NORTH 26 38' 55", 243.02 FEET; THENCE NORTH 62' 39' 26" WEST, 297.75 FEET; THENCE NORTH 06' 55' 19" WEST, 209.76 FEET TO THE P.O.B.

Any objection to the said application must be made in writing <u>and filed</u> with the office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Blvd, Tallahassee, Florida 32399-0850, within thirty (30) days from the date of this notice. At the same time, a copy of said objection should be mailed to the applicant whose address is set forth below. The objection must state the grounds for the objection with particularity.

PINE HARBOUR WATER UTILITIES P.O. BOX 447 FRUITLAND PARK, FL. 34731

DOCUMENT NUMBER-DATE

03896 MAY-98

Property Details : Lake County Property Appraiser

Property De				
General Information	Land Data Misc. Improvements S	Sales Histor	y Value Map	of Property Tax
General Informatic	on			
Alternate Key:	3817738	Parc	el:	00-00-00-000000037732
Owner Name:	PINE HARBOUR WATER UTILITIE	S Milla	ige:	000L (Leesburg) : 18.9829
Owner Address:	ATTN JIM C BRANHAM PO BOX 447 FRUITLAND PARK, FL 34731-0447		perty Location:	SATELLITE CT 101 LEESBURG
Legal Description:				
Land Data				
	There is no land data	information	to display.	
Miscellaneous Imp	rovements			
	There is no improvemer	nt informatio	on to display.	
Sales History				
	There is no sales histor	y informatio	on to display.	
Value				
Total Just Value:			\$22,563.00	
Total Exempt Value:		-	\$0.00	
Total Taxable Value:		-	\$22,563.00	
Proposed Millage Rat	te: [?]	х	0.0189829	
Estimated Ad-Valore	m Tax:	=	\$428.31	
purposes. The am	OT certified values and therefore are sub ounts shown may not include all exemption ts. (Fire Fees, Solid Waste, etc.) Please of	ons. The esti	mated tax totals do	not reflect Non-Ad Valorem
	Copyright © 2007 Lake County Proj [privacy policy			d

DOCUMENT NUMBER DATE

03896 MAY -98 http://www.lakecopropappr.com/property-details.aspx?AltKey = 3817738

4/24/2008

WATER TARIFF

PINE HARBOUR WATER UTILITIES,LLC NAME OF COMPANY

FILED WITH

FLORIDA PUBLIC SERVICE COMMISSION

EPSC-COMMISSION CLERK

03896 MAY -98

DCCLMENT NUMBER-CATL

ORIGINAL SHEET NO. 1.0

WATER TARIFF

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PINE HARBOUR WATER UTILITIES,LLC NAME OF COMPANY

P.O. BOX 447

FRUITLAND PARK, FLORIDA.

_____34731_____ (ADDRESS OF COMPANY)

352-787-2944 (Business & Emergency Telephone Numbers)

FILED WITH

FLORIDA PUBLIC SERVICE COMMISSION

SANDRA WESSON ISSUING OFFICER VICE- PRESIDENT TITLE

· ,

NAME OF COMPANY PINE HARBOUR WATER UTILITIES, LLC

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WATER TARIFF

TABLE OF CONTENTS

Sheet Number

Communities Served Listing	
Description of Territory Served	3.1
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Rules and Regulations	6.0
Service Availability Policy	23.0
Standard Forms	18.0
Technical Terms and Abbreviations	5.0
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NAME OF COMPANY <u>PINE HARBOUR WATER UTILITIES,LLC</u> WATER TARIFF

TERRITORY AUTHORITY

CERTIFICATE NUMBER - 450 W

COUNTY -LAKE COUNTY

COMMISSION ORDER(s) APPROVING TERRITORY SERVED -

Order Number	Date Issued	Docket Number	Filing Type
16939	12/09/1986	850417-WU	ORIGINAL CERTIFICATE
242273	03/21/1991	900525-WU	TRANSFER

(Continued to Sheet No. 3.1)

NAME OF COMPANY _PINE HARBOUR WATER UTILITIES,LLC

WATER TARIFF

(Continued from Sheet No. 3.0)

DESCRIPTION OF TERRITORY SERVED

THE PINE HARBOUR SUBDIVISION

THE FOLLOWNG DESCRIBED LANDS LOCATED IN A PORTION OF SECTION 6, TOWNSHIP 19 SOUTH, RANGE 26 EAST, LAKE COUNTY FLORIDA.

FROM THE N.E. CORNER OF SECTION 6, RUN WEST ALONG THE NORTH LINE OF SECTION 6 A DISTANCE OF 2,720 FEET MORE OR LESS TO THE POINT OF BEGINNING (P.O.B). FROM THE P.O.B CONTINUE NORTH 89 28' 45" WEST, 975.50 FEET TO THE SOUTHERLY RIGHT OF WAY OF STATE ROAD 44; THENCE SOUTH 54 12' 40" WEST ALONG SAID SOUTHERLY RIGHT OF WAY, 44.47 FEET TO THE EASTERLY RIGHT OF WAY OF DISTRICT ROAD NO. 5-5942 (WOODLYN ROAD); THENCE SOUTH 00 34' 55" WEST, ALONG SAID EASTERLY RIGHT OF WAY 992.43 FEET; THENCE SOUTH 89 53' 30" EAST, 1562.90 FEET; THENCE NORTH 00 06' 30" EAST 188.00 FEET; THENCE NORTH 27 55' 02" WEST, 198.70 FEET; THENCE NORTH 29 53' 30" WEST 100.00 FEET; THENCE NORTH 26 38' 55", 243.02 FEET; THENCE NORTH 62' 39' 26" WEST, 297.75 FEET; THENCE NORTH 06' 55' 19" WEST, 209.76 FEET TO THE P.O.B.

NAME OF COMPANY_ PINE HARBOUR WATER UTILITIES,LLC

WATER TARIFF

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COMMUNITIES SERVED LISTING

County
NameDevelopment
NameRate
Schedule(s)
AvailableRate
Schedule(s)
AvailableLAKEPINE HARBOURRESIDENTIAL17.0

NAME OF COMPANY_PINE HARBOUR WATER UTILITIES, LLC__

WATER TARIFF

TECHNICAL TERMS AND ABBREVIATIONS

- 1.0 <u>"BFC"</u> 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 <u>"CERTIFICATE"</u> A document issued by the Commission authorizing the Company to provide water service in a specific territory.
- 3.0 <u>"COMMISSION"</u> The shortened name for the Florida Public Service Commission.
- 4.0 <u>"COMMUNITIES SERVED"</u> 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 <u>"COMPANY"</u> The shortened name for the full name of the utility which is ______N/A_____.
- 6.0 <u>"CUSTOMER"</u> 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 <u>"CUSTOMER'S INSTALLATION"</u> 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 <u>"MAIN"</u> A pipe, conduit, or other facility used to convey water service to individual service lines or through other mains.
- 9.0 <u>ARATE@</u> Amount which the Company may charge for water service which is applied to the Customer=s actual consumption.
- 10.0 <u>"RATE SCHEDULE"</u> 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 <u>"SERVICE"</u> As mentioned in this tariff and in agreement with Customers, AService@ 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__PINE HARBOUR WATER UTILITIES,LLC_____

WATER TARIFF

(Continued from Sheet No. 5.0)

- 12.0 <u>"SERVICE CONNECTION"</u> The point where the Company's pipes or meters are connected with the pipes of the Customer.
- 13.0 <u>"SERVICE LINES"</u> 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 <u>"TERRITORY"</u> 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.

NAME OF COMPANY_PINE HARBOUR WATER UTILITIES,LLC_____

WATER TARIFF

INDEX OF RULES AND REGULATIONS

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(Continued to Sheet No. 6.1)

ORIGINAL SHEET NO. 6.1

NAME OF COMPANY PINE HARBOUR WATER UTILITIES, LLC

WATER TARIFF

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(Continued from Sheet No. 6.0)

	Sheet <u>Number</u> :	Rule <u>Number</u> :
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NAME OF COMPANY PINE HARBOUR WATER UTILITIES, LLC

WATER TARIFF

RULES AND REGULATIONS

1.0 <u>GENERAL INFORMATION</u> - 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 <u>POLICY DISPUTE</u> 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 <u>APPLICATION</u> 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 AYour Water and Wastewater Service,@ prepared by the Florida Public Service Commission.
- 4.0 <u>APPLICATIONS BY AGENTS</u> Applications for water service requested by firms, partnerships, associations, corporations, and others shall be rendered only by duly authorized parties or agents.
- 5.0 <u>REFUSAL OR DISCONTINUANCE OF SERVICE</u> 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 <u>EXTENSIONS</u> Extensions will be made to the Company's facilities in compliance with Commission Rules and Orders and the Company's tariff.
- 7.0 <u>TYPE AND MAINTENANCE</u> 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 <u>DELINQUENT BILLS</u> 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)

NAME OF COMPANY PINE HARBOUR WATER UTILITIES, LLC

WATER TARIFF

(Continued from Sheet No. 7.0)

9.0 <u>CONTINUITY OF SERVICE</u> - 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 <u>LIMITATION OF USE</u> - 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 <u>CHANGE OF CUSTOMER'S INSTALLATION</u> 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 <u>PROTECTION OF COMPANY'S PROPERTY</u> 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.

(Continued on Sheet No. 9.0)

NAME OF COPANY PINE HARBOUR WATER UTILITIES, LLC

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.

Not withstanding 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 <u>ACCESS TO PREMISES</u> 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 <u>RIGHT-OF-WAY OR EASEMENTS</u> 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 <u>CUSTOMER BILLING</u> 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 <u>TERMINATION OF SERVICE</u> - 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)

NAME OF COPANY PINE HARBOUR WATER UTILITIES,LLC

WATER TARIFF

(Continued from Sheet No. 9.0)

- 18.0 <u>PAYMENT OF WATER AND WASTEWATER SERVICE BILLS CONCURRENTLY</u> 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 <u>UNAUTHORIZED CONNECTIONS</u> <u>WATER</u> 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 <u>METERS</u> 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 <u>ALL WATER THROUGH METER</u> 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 <u>ADJUSTMENT OF BILLS</u> 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 <u>ADJUSTMENT OF BILLS FOR METER ERROR</u> 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 <u>METER ACCURACY REQUIREMENTS</u> All meters used by the Company should conform to the provisions of Rule 25-30.262, Florida Administrative Code.
- 25.0 <u>FILING OF CONTRACTS</u> 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.

NAME OF COPANY **PINE HARBOUR WATER UTILITIES, LLC** WATER TARIFF

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INDEX OF RATES AND CHARGES SCHEDULES

Sheet Number

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Miscellaneous Service Charges	16.0
Residential Service, RS	13.0
Service Availability Fees and Charges	17.0

SANDRA WESSON ISSUING OFFICER VICE- PRESIDENT TITLE

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NAME OF COPANY PINE HARBOUR WATER UTILITIES,LLC

WATER TARIFF

GENERAL SERVICE

RATE SCHEDULE GS

- <u>AVAILABILITY</u> Available throughout the area served by the Company.
- <u>APPLICABILITY</u> For water service to all Customers for which no other schedule applies.
- <u>LIMITATIONS</u> Subject to all of the Rules and Regulations of this tariff and General Rules and Regulations of the Commission.

BILLING PERIOD -

RATE -

NOT APPLICABLE

MINIMUM CHARGE -

<u>TERMS OF PAYMENT</u> - 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 -

NAME OF COPANY <u>PINE HARBOUR WATER UTILITIES,LLC</u> WATER TARIFF

RESIDENTIAL SERVICE

RATE SCHEDULE RS

<u>AVAILABILITY</u> - Available throughout the area served by the Company.

<u>APPLICABILITY</u> - For water service for all purposes in private residences and individually metered apartment units.

<u>LIMITATIONS</u> - Subject to all of the Rules and Regulations of this Tariff and General Rules and Regulations of the Commission.

BILLING PERIOD - MONTHLY

<u>RATE</u> -	METER SIZE	BASE FACILITY CHARGE
	5/8 X ¾ "	\$ 16.05
	3⁄4"	\$ 24.08
	1"	\$ 40.14
	1 1⁄2"	\$ 80.25
	2"	\$ 128.42
	3"	\$ 256.81
	4"	\$ 401.27
	6"	

MINIMUM CHARGE - PER 1,000 GALLONS

\$ 2.01

<u>TERMS OF PAYMENT</u> - 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 - APRIL 1, 2008

TYPE OF FILING - 2007 PRICE INDEX & PASS THROUGH ADJUSTMENT

NAME OF COMPANY_PINE HARBOUR WATER UTILITIES,LLC_

WATER TARIFF

CUSTOMER DEPOSITS

<u>ESTABLISHMENT OF CREDIT</u> - 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.

General Service

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

	Residential
5/8" x 3/4" 1"	<u>N/A</u>
1 1/2"	
Over 2"	

<u>ADDITIONAL DEPOSIT</u> - 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.

<u>INTEREST ON DEPOSIT</u> - The Company shall pay interest on Customer deposits pursuant to Rules 25-30.311(4) and (4a). The Company will pay or credit accrued interest to the Customer=s account during the month of ______ each year.

<u>REFUND OF DEPOSIT</u> - 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 -

NAME OF COMPANY PINE HARBOUR WATER UTILITIES,LLC

WATER TARIFF

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METER TEST DEPOSIT

<u>METER BENCH TEST REQUEST</u> - 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.

METER SIZE	FEE
5/8" x 3/4"	\$20.00
1" and 1 1/2" 2" and over	\$25.00 Actual Cost

<u>REFUND OF METER BENCH TEST DEPOSIT</u> - The Company may refund the meter bench test deposit in accordance with Rule 25-30.266, Florida Administrative Code.

<u>METER FIELD TEST REQUEST</u> - 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.

EFFECTIVE DATE -

TYPE OF FILING -

NAME OF COMPANY PINE HARBOUR WATER UTILITIES,LLC

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.

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

<u>NORMAL RECONNECTION</u> - 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.

<u>VIOLATION RECONNECTION</u> - 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 delinguency in bill payment.

<u>PREMISES VISIT CHARGE (IN LIEU OF DISCONNECTION)</u> - 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

Initial Connection Fee	\$_ <u>15.00</u>
Normal Reconnection Fee	\$ <u>15.00</u>
Violation Reconnection Fee	\$ <u>15.00</u>
Premises Visit Fee (in lieu of disconnection)	\$ <u>10.00</u>

EFFECTIVE DATE -

TYPE OF FILING -

ORIGINAL SHEET NO. 17.0

NAME OF COMPANY <u>PINE HARBOUR WATER UTILITIES, LLC</u> WATER TARIFF

SERVICE AVAILABILITY FEES AND CHARGES

	Refer to Service Availability Policy	
Description	<u>Amount</u>	<u>Sheet No./Rule No.</u>
Back-Flow Preventor Installation Fee		
5/8" × 3/4"	\$	
1"	\$	
1 1/2"	\$	
2"	\$	
Over 2"	\$ ¹	
Customer Connection (Tap-in) Charge		
5/8" x 3/4" metered service	\$	
1" metered service	\$	
1 1/2" metered service	\$	
2" metered service	\$	
Over 2" metered service	\$ ¹	
Guaranteed Revenue Charge	Ŧ	
With Prepayment of Service Availability Charges:		
Residential-per ERC/month (GPD)	\$	
All others-per gallon/month	Ś	
Without Prepayment of Service Availability Charges:	Ŧ	
Residential-per ERC/month (GPD)	\$	
All others-per gallon/month	Ś	
Inspection Fee	\$1	
Main Extension Charge	Ŷ	
Residential-per ERC (GPD)	\$	
All others-per gallon	\$	
or	Ψ	
Residential-per lot (foot frontage)	\$	
All others-per front foot	\$	
Meter Installation Fee	Ψ	
5/8" x 3/4"	\$	
1"		
1 1/2"	\$ \$ \$	
	Э С	
2"	ቅ በ	
Over 2"	\$ ¹ \$ ¹	
<u>Plan Review Charge</u> Plant Capacity Charge	\$	
	•	
Residential-per ERC (GPD)	\$	
All others-per gallon	\$	
System Capacity Charge	•	
Residential-per ERC (GPD)	\$	
All others-per gallon	\$	
¹ Actual Cost is equal to the total cost incurred for services rendered.		

EFFECTIVE DATE - MARCH 29, 1991

TYPE OF FILING -

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NAME OF COMPANY_PINE HARBOUR WATER UTILITIES,LLC

WATER TARIFF

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INDEX OF STANDARD FORMS

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APPLICATION FOR METER INSTALLATION	21.0
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CUSTOMER'S GUARANTEE DEPOSIT RECEIPT	19.0

NAME OF COMPANY PINE HARBOUR WATER UTILITIES,LLC

WATER TARIFF

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CUSTOMER'S GUARANTEE DEPOSIT RECEIPT

HELD FOR FUTURE USE.

NAME OF COMPANY_PINE HARBOUR WATER UTILITIES.LLC

WATER TARIFF

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APPLICATION FOR WATER SERVICE

ORIGINAL SHEET NO. 20.0

NAME OF COMPANY_PINE HARBOUR WATER UTILITIES,LLC._

WATER TARIFF

PINE HARBOUR WATER UTILITIES,LLC

Name		Telephone Number		
Dilling Address				
Billing Address			7in	
City		State	Zip	
Service Address				
City		State	Zip	
Date service should begin				
Service requested:		Water _X_		

By signing this agreement, the Customer agrees to the following:

- 1. The Company shall not be responsible for the maintenance and operation of the Customer's pipes and facilities. The Customer 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.
- 2. The Company may refuse or discontinue water service rendered under application made by any member or agent of a household, organization, or business for any of the reasons contained in Rule 25-30.320, Florida Administrative Code. 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.
- 3. The Customer agrees to abide by all existing Company Rules and Regulations as contained in the tariff. In addition, the Customer has received from the Company a copy of the brochure AYour Water and Wastewater Service@ produced by the Florida Public Service Commission.
- 4. Bills for water service will be rendered **Monthly**. Bills must be paid within 20 days of mailing bills. If payment is not made after five working days with written notice, service may be discontinued.
 - 5. When a Customer wishes to terminate service on any premises where water and/or wastewater service is supplied by the Company, the Company may require (oral, written) notice within 10 days prior to the date the Customer desires to terminate service.
 - 6. I, understand the water meter will be read on the 1st working day of the month and billing will be by the 5th working day. Bills are due and payable by the 15th of the month and are past due on the 20th of the month. Unpaid bills are subject to a \$ 15 cut off fee and a \$ 15 turn on fee. All returned checks will be subject to a \$10 fee.

Signature of Account Holder

Date

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NAME OF COMPANY_PINE HARBOUR WATER UTILITIES,LLC

WATER TARIFF

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APPLICATION FOR METER INSTALLATION

HELD FOR FUTURE USE.

NAME OF COMPANY PINE HARBOUR WATER UTILITIES, LLC

WATER TARIFF

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COPY OF CUSTOMER'S BILL

PINE HARBOUR WATER UTILITIES, LLC P. O. BOX 447 FRUITLAND PARK FL 34731

(352) 787-2944

INVOICE

Date : Due Date:

Customer Name: Address City, State, Zip

		TERMS NET 20 TH	YOUR #	#: OUR #:	
	ORDERED	SHIPPED	UNIT PRICE	EXTENDED	······································
DESCRIPTION	MEASURE B.	ACKORDE	RED DISCOUNT	PRICE	

MONTHLY SERVICE WATER USED

CURRENT METER READING PREVIOUS METER READING

ORIGINAL SHEET NO. 23.0

NAME OF COMPANY PINE HARBOUR WATER UTILITIES,LLC_

WATER TARIFF

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Description	Sheet Number	<u>Rule Number</u>
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Availability		
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Customer Connection (Tap-in)		
Customer Installation (Customer Maintained Lines)		
Cost Records and "As-Built" Plans		
Design by Independent Engineers		
Developer Agreements		
Easements and Rights-of-Way		
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NAME OF COMPANY_ PINE HARBOUR WATER UTILITIES,LLC.

WATER TARIFF

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INDEX OF SERVICE AVAILABILITY

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NAME OF COMPANY_PINE HARBOUR WATER UTILITIES,LLC.

WATER TARIFF

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SERVICE AVAILABILITY POLICY

METER INSTALLATION CHARGE WAS APPROVED IN ORDER # 16936, ISSUED DECEMBER 9, 1986. SEE SCHEDULE OF FEES AND CHARGES.