

**Ruth Nettles**

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**From:** Linda Strumski [lstrumski@pascocountyfl.net]  
**Sent:** Friday, October 10, 2008 11:52 AM  
**To:** Filings@psc.state.fl.us  
**Cc:** 'miketwomey@talstar.com'; Erik Sayler; Bruce Kennedy  
**Subject:** Aqua Utilities  
**Attachments:** FPSC withdrawal of objection.pdf

Attached please find Pasco County's withdrawal of objection to Aqua Utilities request to extend its service area.

Linda Strumski  
Senior Legal Secretary  
Pasco County Attorney's Office  
7530 Little Road, Suite 340  
New Port Richey, FL 34654  
Tele: 727-847-8120  
Fax: 727-847-8021

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DOCUMENT NUMBER-DATE

09597 OCT 10 8

10/10/2008

FPSC-COMMISSION CLERK



# PASCO COUNTY, FLORIDA

## OFFICE OF THE COUNTY ATTORNEY

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Jeffrey N. Steinsnyder, County Attorney \*  
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Marcie McDonie, Senior Assistant County Attorney  
Joseph D. Richards, Senior Assistant County Attorney  
Anthony M. Salzano, Senior Assistant County Attorney  
Kristi Wooden, Senior Assistant County Attorney  
Nickl H. Spirto, Assistant County Attorney  
Timothy S. Steele, Assistant County Attorney

VIA E-MAIL

October 10, 2008

Ms. Ann Cole, Director  
Division of the Commission Clerk and  
Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

Re: Docket No. 080534 – RE: Notice of Extension of Service Area-Jasmine  
Lakes - Aqua Utilities –Withdrawal of Objection to Extended Service Area

Dear Director:

On September 12, 2008 Pasco County filed an objection to Aqua Utilities' request to extend its service area to provide water and wastewater service in Pasco County in their August 12, 2008, Legal Notice. The Legal Notice provided a legal description that included area currently being served by Pasco County Utilities.

On September 19, 2008 Aqua Utilities filed a response to Pasco County's objection including a corrected legal description. A copy of its response is attached. Upon review of the corrected legal description, Pasco County finds that it no longer includes area served by Pasco County. Based on this revised legal description and Aqua Utilities' declared intention to re-publish its application with the revised legal description, Pasco County hereby withdraws its objection to Aqua Utilities' request for extended service area and request for formal hearing.

DOCUMENT NUMBER-DATE


09597 OCT 10 08

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Division of the Commission Clerk and  
Administrative Services  
October 10, 2008  
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Thank you for your attention to this matter.

Respectfully submitted,



Joseph D. Richardis,  
Senior Assistant County Attorney

cc: John J. Gallagher, Pasco County Administrator  
Bruce Kennedy, Pasco County Utilities  
Erik L. Saylor, PSC Office of General Counsel  
Aqua Utilities c/o Michael B. Twomey, Esq. P.O. Box 5256,  
Tallahassee, FL 32314-5256

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**MICHAEL B. TWOMEY**

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October 8, 2008

Ms. Ann Cole, Director  
Commission Clerk and Administrative Services  
Florida Public Service Commission  
1540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Docket No. 080534 Application for quick-take amendment and application for amendment of Certificate Nos. 209-W and 154-S to extend water and wastewater services to certain territory (Jasmine Lakes) in Pasco County, by Aqua Utilities Florida, Inc.

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket is Aqua Utilities Florida, Inc.'s revised legal description of the territorial amendment being sought, titled "Jasmine Lakes Revised Legal Description." I am copying Joseph D. Richards, Senior Assistant County Attorney for Pasco County with this letter and the attached revised legal description. It is my understanding that Pasco County personnel have already reviewed the revised legal description and determined that the described territory does not encroach into Pasco County's Service area. Accordingly, it is my further understanding that Pasco County should shortly withdraw its objection and request for hearing filed in this docket now that it is clear that Aqua Utilities Florida, Inc. has no intention of infringing on the County's service territory.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for your assistance with this filing.

Respectfully,

  
Michael B. Twomey

cc: Joseph D. Richards, Esquire  
William T. Rendell

JASMINE LAKES REVISED LEGAL DESCRIPTION

IN TOWNSHIP 25 SOUTH, RANGE 16 EAST, PASCO COUNTY, FLORIDA.

SECTION 14,15,16:

COMMENCE AT THE NORTHEAST CORNER OF SECTION 16 AND RUN S02°29'30"E A DISTANCE OF 1,345.0 FEET TO THE POINT OF BEGINNING, THENCE RUN S89°55'16"E A DISTANCE OF 5,177.9 FEET, THENCE RUN S00°16'01"W A DISTANCE OF 1,327.6 FEET, THENCE RUN S89°51'14"E A DISTANCE OF 636.7 FEET, THENCE RUN S03°00'18"W A DISTANCE OF 2,640.8 FEET, THENCE RUN N89°48'11"W A DISTANCE OF 472.5 FEET, THENCE RUN S89°55'38"W A DISTANCE OF 2,652.0 FEET, THENCE RUN N00°09'12"E A DISTANCE OF 1,645.3 FEET, THENCE RUN DUE WEST A DISTANCE OF 3,222.1 FEET, THENCE RUN NORTHEASTERLY ALONG THE EAST RIGHT OF WAY LINE OF US HIGHWAY 19 A DISTANCE OF 2,442.8 FEET TO THE POINT OF BEGINNING.