



Attorneys at Law

# Andrew R. Reilly & Associates

Andrew R. Reilly  
Fred Reilly

P.O. Box 2039 • Haines City, Florida 33845 U.S.A.  
Telephone (941) 422-5978 • FAX: (941) 421-2771  
FEDX/UPS: 95 South 10th Street, Haines City, Florida 33844 U.S.A.

April 11, 1997

Via Federal Express  
No. (800) 342-3552

Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

910459-WS

Re: Application for Grandfather Certificate-  
Skyview Utilities Receivership

Dear Sir:

Transmitted herewith are the following:

1. Original and five copies of the completed Application For Grandfather Certificate.
2. One copy of each Territory and System Maps.
3. One original and two copies of the proposed Water Tariff.
4. One original and two copies of the proposed Wastewater Tariff.
5. Check no. 1933 in the amount of \$1,000.00 for water filing fee.
6. Check no. 1934 in the amount of \$1,000.00 for wastewater filing fee.

Explanation for deviation from the "model" Water and Wastewater Tariffs.

1. The Customer's Guarantee Deposit Receipt (Sheet No. 19.0 for Water and Sheet No. 18.0 for Wastewater) is a new form being proposed. The present practice is to issue a receipt for a cash deposit and let a check for the deposit be the receipt.

2. Skyview will adopt the Sample Application Form (Sheet No. 20.0 for Water and Sheet No. 19.0 for Wastewater) as its proposed application.
3. The copy of Customers Bill (Sheet No. 21.0 for Water and Sheet No. 20.0 for Wastewater) attached is not in compliance with Rule 25-30.311, but is the one currently in use.

The explanation for items 1 thru 3 above is that Skyview Utilities has been on a billing cycle where the bills are prepared within the first three working days of each month with daily mailings. The bills listed the 16th of the month as the date it must be paid. Then delinquent notice bills are prepared starting on the first working day after the 16th. Customers are given until the 27th day of the month to pay the delinquent bill or their service is terminated.

Skyview Utilities is prepared to meet the requirements of Rules 25-30.311 and 25-30.325 but it will need to send a letter on the changes to each of its customers giving them a starting date for the new policy. The proposed Customers Guarantee Deposit Receipt and the proposed Application Form would be instituted at the same time.

You can see our present Application Form, Exhibit 1 hereto, does not meet the requirements of Rule 25-30.335.

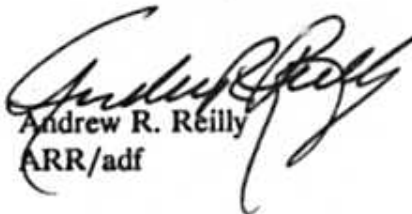
Skyview's Polk County Franchise gave one legal description for both the water and wastewater service areas. Skyview Utilities is however, serving customers outside of its franchise area.

1. Parcel 2 on Sheet No. 3.1 of both the Water and Wastewater Tariff describes Crystal Acres, First Addition, Phase One as shown on the Southeast 1/4 of Section 27, Township 28 South, Range 24 East, Territory Map. Skyview Utilities in fact also provides water and wastewater services for Crystal Acres Estates lying North of Phase One. The System Map shows Skyview Utilities as serving all of Crystal Acres with water and wastewater services.
2. Parcel 6 on Sheet No. 3.1 of both the Water and Wastewater Tariff described only the major portion of Unrecorded Golf Club Estates Phase One & Phase Two as shown on the Southeast 1/4 of Section 22, Township 28 South, Range 24 East and the Southwest 1/4 of Section 22, Township 28 South, Range 24 East Territory Map. The System Map shows Skyview Utilities as serving all

of the Unrecorded Golf Club Estates Phase One & Phase Two with wastewater service only. This Receiver's suggestion would be to add the appropriate descriptions to the Legal Descriptions on Sheet No. 3.1.

3. The Territory Map of Southwest 1/4 of Section 23, Township 28 South, Range 24 East shows wastewater service being provided only to Sunshine Village lying in the SW 1/4 of the SW 1/4 and a small portion of the SE 1/4 of the SW 1/4 of Section 23, Township 28 South, Range 24 East. For some reason, unknown to this Receiver, water and wastewater services were discontinued to a portion of Angler's Cove located in the SE 1/4 of the SW 1/4 and the NE 1/4 of the SW 1/4 of Section 23, Township 28 South, Range 24 East. This Receiver suggests the appropriate legal could be deleted from Parcel No. 4 on Sheet No. 3.1.

With kindest regards,



Andrew R. Reilly  
ARR/adf





# APPLICATION FOR GRANDFATHER CERTIFICATE

(Pursuant to Section 367.171, Florida Statutes)

TO: Director, Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

970459-WS

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

## PART I. APPLICATION INFORMATION

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

SKYVIEW UTILITIES RECEIVERSHIP

Name of Utility

(941) 422-5978

Phone Number

(941) 421-2771

Facsimile Number

95 SOUTH 10TH STREET

Office address

HAINES CITY,

City

FLORIDA

State

33845

Zip Code

POST OFFICE BOX 2039

Mailing address if different from street address

N/A

Internet address (if applicable)

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

ANDREW R. REILLY, RECEIVER

Name

Phone Number

95 SOUTH 10TH STREET

Street address

POST OFFICE BOX 2039

Mailing address

HAINES CITY

City

FLORIDA

State

33845

Zip Code

- C) Indicate the organizational character of the applicant (circle one):

Corporation

Partnership

Sole Proprietorship

Other: RECEIVERSHIP, SEE E)

Check received with filing and forwarded to Fiscal for deposit. Fiscal to forward a copy of check to RAR with proof of deposit.  
Initiate of person who forwarded check  
A.R.

- D) If the applicant is a corporation, list names, titles and addresses of corporate officers and directors. (Use additional sheets if necessary).  
N/A
- E) If the applicant is not a corporation, list names and addresses of all persons or entities owning an interest in the organization. (Use additional sheets if necessary).  
ANDREW R. REILLY, RECEIVER, SEE EXHIBIT I

**PART II. SYSTEM INFORMATION**

- A) WATER.
- (1) Exhibit 2 - A statement describing the proposed type(s) of water service to be provided (i.e. potable, non-potable or both).
- (2) Provide a description of the types of customers served (i.e., single family homes, mobile homes, duplexes, commercial, etc.).  
SEE EXHIBIT 2
- (3) Indicate when the wastewater utility system was established.  
1976
- (4) Exhibit 2 - Evidence that the utility owns the land where the wastewater treatment facilities are located. Or, if 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.

**PART III. RATES AND TARIFFS**

- A) Exhibit 3 - A statement specifying on what date and under what authority the current rates and charges were established.
- B) Exhibit 4 - The original and two copies of water and/or wastewater tariff(s) containing all rates, classifications, charges, rules and regulations. Sample tariffs are enclosed with the application package.

**PART IV. TERRITORY DESCRIPTION AND MAPS**

- A) TERRITORY DESCRIPTION.
1. Exhibit 5 - An accurate description, using township, range and section references as specified in Rule 25-30.030(2), Florida Administrative Code, of the territory the utility was serving or was authorized to serve on the day Chapter 367, Florida Statutes, became applicable. If the water and wastewater service territories are different, provide separate descriptions.

B) TERRITORY MAPS.

1. Exhibit 6 - One copy of an official county tax assessment map or other map showing township, range and section with a scale such as 1" = 200' or 1" = 400' on which the proposed territory plotted by use of metes and bounds or quarter sections with a defined reference point of beginning. If the water and wastewater service territories are different, provide separate maps.

C) SYSTEM MAPS.

1. Exhibit 7 - One copy of detailed map(s) showing existing lines and facilities and the territory proposed to be served. Any requested territory not served at the time of application shall be specifically. Map(s) shall be of sufficient scale and detail to enable correlation with a description of the territory to be served. Provide separate maps for water and wastewater systems.

PART V. FILING FEE

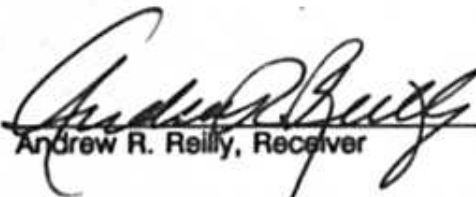
Indicate the filing fee enclosed with the application:  
\$1,000.00 (for water) and/or \$1,000.00 (for wastewater).

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

- (1) For applications in which the utility has the capacity to serve up to 100 ERC's the filing fee shall be \$100.00.
- (2) For applications in which the utility has the capacity to serve from 101 to 200 ERC's the filing fee shall be \$200.00.
- (3) For applications in which the utility has the capacity to serve from 201 to 500 ERC's the filing fee shall be \$500.00.
- (4) For applications in which the utility has the capacity to serve from 501 to 2,000 ERC's the filing fee shall be \$1,000.00.
- (5) For applications in which the utility has the capacity to serve from 2,001 to 4,000 ERC's the filing fee shall be \$1,750.00.
- (6) For applications in which the utility has the capacity to serve more than 4,000 ERC's the filing fee shall be \$2,250.00.

**PART VI    AFFIDAVIT**

I Andrew R. Reilly, Receiver (applicant) do solemnly swear or affirm that the facts stated in the foregoing 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.

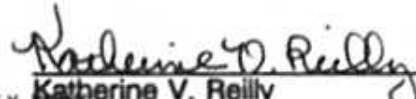
BY:   
Andrew R. Reilly, Receiver

Subscribed and sworn to before me this 11th day of April, 1997.

My Commission expires:

Aug. 21, 2000



  
Katherine V. Reilly  
Notary Public  
My Comm. Exp. Aug. 21, 2000  
Bonded thru Fichard Ins. Agcy.

*\*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.*

**EXHIBIT I  
PART I E) CONTINUED**

Prior to November 16, 1994 Skyview Utilities was owned and operated by SKYVIEW UTILITIES, LTD., a Florida limited by and through its general partner, CAPITAL SUNBELT INVESTMENTS, INCORPORATED. Also prior to November 16, 1994, the limited partnership and the general partner were defendants in the Circuit Court of the Tenth Judicial Circuit, In and For Polk County, Florida Case No. GC-G-89-2276, captioned State of Florida, Department of Environmental Regulations vs. Skyview Utilities, Ltd., and Capital Sunbelt Investments, Incorporated.

On November 16, 1994, ANDREW R. REILLY was appointed Receiver for the "property and assets of SKYVIEW UTILITIES which comprise the wastewater utility and the drinking water utility presently operated by Skyview Utilities. The Receiver is not a receiver of Skyview Utilities as a limited partnership or Capital Sunbelt as a corporation."

A copy of the Order On Motion For Appointment Of Receiver is attached hereto as Exhibit 1A and by reference made a part hereof.

On or about August 8, 1996 the parties to said Case No. GC-G-89-2276 and other entities involved with the utility and its service area entered into a STIPULATED SETTLEMENT AGREEMENT which set forth a Plan and Schedule for bringing Skyview Utilities into Compliance with State and Federal rules and regulations for disposal of the effluent from Skyviews' Wastewater Treatment Plant. A copy of the Stipulated Settlement Agreement is attached as Exhibit 1B and by reference made a part hereof.

On August 12, 1996 the Court in Case No. GC-G-89-2276 enter the Order Approving Settlement Agreement, a copy of which is attached hereto as Exhibit 1C and by reference made a part hereof.

In accordance with the Settlement Agreement, Skyview Utilities, Ltd. conveyed all of its interest in the property and assets of Skyview Utilities. A copy of the Quit Claim Deed as recorded in Official Records Book 3751, Page 0754, and a copy of the Quit Claim Assignment Of Utility Easement as recorded in Official Records Book 3751, Page 0756, public records of Polk County, Florida are attached hereto as Exhibits 1D and 1E, respectively.

Skyview Utilities is now owned and operated by Andrew R. Reilly, Receiver under the direction and control of the Circuit Court In Case No. GC-G-89-2276 In and for Polk County, Florida.

IN THE CIRCUIT COURT OF THE TENTH JUDICIAL  
CIRCUIT IN AND FOR POLK COUNTY, FLORIDA

CASE NO. GC-G-89-2276

STATE OF FLORIDA, DEPARTMENT  
OF ENVIRONMENTAL REGULATION,

Plaintiff,

vs.

SKYVIEW UTILITIES, LTD., and  
CAPITAL SUNBELT INVESTMENTS,  
INCORPORATED,

Defendants.

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ORDER ON MOTION FOR APPOINTMENT OF RECEIVER

This cause having come before me on November 16, 1994, on Defendants' Motion to Appoint a Receiver and the Court having heard argument of the Plaintiff, STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, formerly known as THE STATE OF FLORIDA, DEPARTMENT OF ENVIRONMENTAL REGULATION ("DEP") through its attorney, David Thulman, Esquire, the Defendants, SKYVIEW UTILITIES, LTD., a Florida limited partnership ("Skyview Utilities") and CAPITAL SUNBELT INVESTMENTS, INC., a Florida corporation ("Capital"), through their attorney Ronald L. Clark, Esquire, and being otherwise duly advised in the premises

It is, therefore,

ORDERED and ADJUDGED as follows:

1. Andrew R. Reilly, Esquire, who has consented in open court to his appointment as receiver, shall serve as the receiver ("Receiver") for property and assets of Skyview Utilities which

comprise the wastewater utility and the drinking water utility presently operated by Skyview Utilities. The Receiver is not a receiver of Skyview Utilities as a limited partnership or Capital as a corporation. As used herein, the following definitions shall apply:

a. "Parties" means the Plaintiff, Defendants and any other parties who later become a party to this action.

b. "Plant" means the wastewater treatment plant and the waste water collection and transmission system owned by Skyview Utilities.

c. "Drinking Water System" means the drinking water system owned by Skyview Utilities.

d. "Utilities" means that aspect of the business owned and operated by Skyview Utilities concerning the Plant and Drinking Water System.

2. The Receiver's appointment is effective immediately and shall run until such time as the Receiver disposes of the Utilities or the property of the Utilities as provided herein and files a final report, or until the Receiver is otherwise discharged by the Court. The Receiver shall not be required to post a bond.

3. The Receiver shall have the following duties and powers:

a. To manage and operate the Utilities in a manner so as to effectively and efficiently provide water and sewer service to the Utilities' customers in accordance with applicable statutes and properly promulgated rules, regulations or ordinances of the United States, the State of Florida, the Board of County



Commissioners of Polk County, Florida, the Polk County Utilities Commission or any other regulatory agency or governmental authority with jurisdiction over the Utilities. The Receiver shall have full authority to compromise, settle, prosecute or defend claims involving the Utilities and to enter into agreements to effect settlements with regulatory or governmental authorities, if necessary, subject to final approval by the Court.

b. To expend, at the Receiver's discretion, whatever funds deemed proper for the preservation, maintenance, care, improvement, construction or management of the Utilities, including but not limited to, payment of wages, mortgage payments, premiums on all insurance policies and payments due under contracts.

c. To incur expenses, charges and liabilities in the ordinary course of the operation of the Utilities.

d. To apply to the Polk County Utilities Commission for a franchise, or the establishment of, and increase in, the rates charged to the Utilities' customers for water and sewer service and to thereafter collect such fees and payments for provision of such services.

e. To employ and compensate employees for the operation of the Utilities, including without limitation, attorneys, accountants, managers, agents, assistants, and advisors without liability for any act of those persons, so long as they are selected and retained with ordinary care and their payment is subject to the approval of the Court.

f. To execute deeds, leases, contracts, bills of sale,



notes and other written instruments.

g. To file with the Clerk of the Court within twenty days of the date of appointment as Receiver, an inventory under oath of the property coming under his control or possession, all in accordance with Rule 1.620, Florida Rules of Civil Procedure, unless otherwise waived by the Court. The Receiver shall render every three months thereafter, an accounting of any additional property or effects which it has discovered or which shall have come into its possession since appointment, and of the amount of any funds remaining in the hands of or invested by the Receiver, and of the manner in which the same is secured or invested, stating the balance due from or to the Receiver at the time of rendering the last account and the receipts and expenditures since that time. The Receiver is authorized to employ any financial institution, accounting firm or similar organization to prepare such accounting or advise the Receiver as to the preparation of the accounting.

h. To borrow money from any source (including the Receiver in its nonfiduciary capacity), and to secure the loan by mortgage or with other collateral.

i. To compromise, arbitrate or otherwise adjust claims in favor of or against the Receiver and/or the Utilities and to agree to any rescission or modification of any contract or agreement.

j. To participate in any type of liquidation or reorganization of the Utilities, subject to appropriate court approval.

k. To buy, sell, exchange or lease any real or personal property, publicly or privately, for cash or credit, upon the terms and conditions that the Receiver deems advisable and subject to approval of the Court after the notice to the Parties and any lienholder on the real or personal property and the opportunity to be heard. Any lease so made will be valid and binding for its full term even though it extends beyond the full duration of the receivership.

l. To exercise all its powers at all times in a fiduciary capacity.

m. To perform in a fiduciary capacity any act and make any and all necessary decisions or elections under state law or the Internal Revenue Code on behalf of the Utilities, including but not limited to, the filing of necessary tax returns, and making any adjustments or elections as it deems fit. (The Receiver shall provide notice of the foregoing prior to doing so to the Parties.)

n. To hold, manage, and develop real estate, to grant easements and to make decisions with regard to the real estate as it deems advisable.

o. To receive reasonable compensation for its services in the operation and management of the Utilities payable from the income earned from the operation of the Utilities.

p. To establish and maintain bank accounts in the name of the Utilities or the Receiver and negotiate checks, bills, notes or other instruments in payment of obligations of, or for services rendered to, the Receiver.

q. To recover a reasonable attorneys' fee and costs in actions brought by or against the Receiver.

r. To pursue, at its discretion, the rights, causes of action and remedies available to the Utilities at the time of the Receiver's appointment.

s. Except as contrary to law, and in addition to all other powers and rights granted herein or by applicable law, the Receiver is empowered to take any action deemed necessary to fully and properly carry out its duties as Receiver.

t. The Receiver shall provide written notice of any of his actions materially affecting the System to the Parties. The Parties, upon reasonable advance notice, may review the books and records kept by the Receiver or his agents.

4. The Receiver is directed to take the following actions to ensure the waste water treatment plant is removed from service in a timely manner:

a. Within six months of the approval of this Stipulation by the Court, the Receiver shall file a report ("Report") with the Court concerning the most appropriate means for removing the waste water treatment plant from service. The Receiver shall evaluate, at a minimum, the following options: (i) connecting the waste water treatment plant to the City of Lakeland wastewater treatment system, (ii) connecting the waste water treatment plant to another system with the capacity to properly treat and dispose of the effluent, (iii) selling the waste water treatment plant or any and all of the Utilities to another entity

which will undertake the connection.

b. The Report shall include (i) the evaluation described in 4.a., (ii) a recommended option, (iii) a timetable for completion of the option, (iv) an estimate of the costs, (v) an estimate of the rate increase necessary to implement the option, (vi) an evaluation of the need to sell the Plant or any portion thereof and Drinking Water System at a receiver's sale.

c. Upon filing of the Report, the Receiver and the Parties shall notice a hearing before the Court to establish the appropriate option and the appropriate action to be taken thereunder. The Court shall order the Receiver to implement the option approved by the Court, and may include in the order such powers and authority as are necessary to implement the option, including, without limitation, the authority to sell the system at a Receiver's sale.

DONE and ORDERED in Chambers at Bartow, Polk County, Florida, on this 16<sup>th</sup> day of November, 1994.

/s/ Oliver L. Green, Jr.  
OLIVER L. GREEN, JR.  
Circuit Court Judge

Copies furnished to:  
Ronald L. Clark, Esq.  
Clark & Comparetto, P.A.  
P.O. Box 6559  
Lakeland, FL 33807-6559

Andrew R. Reilly, Esq.  
95 South Tenth Street  
Haines City, FL 33844

a:\skyview.sp2[rjc]

David K. Thulman, Esq.  
Assistant General Counsel  
State of Florida, Department  
of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400

John L. Mann, Esq.  
Post Office Box 2435  
Lakeland, FL 33806

IN THE CIRCUIT COURT OF THE TENTH JUDICIAL  
CIRCUIT IN AND FOR POLK COUNTY, FLORIDA

STATE OF FLORIDA, DEPARTMENT  
OF ENVIRONMENTAL REGULATION,  
Plaintiff,

vs.

CASE NO. GC-G-89-2276

SKYVIEW UTILITIES, LTD., and  
CAPITAL SUNBELT INVESTMENTS,  
INCORPORATED,  
Defendants.

STIPULATED SETTLEMENT AGREEMENT

THIS AGREEMENT is made by and between Plaintiff, STATE OF FLORIDA, DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) f/k/a Department of Environmental Regulation, Defendants, SKYVIEW UTILITIES LTD., (SKYVIEW) and CAPITAL SUNBELT INVESTMENTS, INC. (CAPITAL), and the following non-parties who voluntarily participated in the Mediation process authorized and ordered by this Court: the City of Lakeland, Florida, (LAKELAND) by and through its undersigned Attorney; the County of Polk, (POLK) by and through its undersigned attorney; SKYVIEW GP, INC., successor to CAPITAL, by and through its undersigned Attorney; the MCKAY FAMILY PARTNERSHIP and PAULA MCKAY MIMS, as Trustee, the First Mortgagees, by and through their undersigned attorney; and the SARAH DUKES MCKAY REVOCABLE TRUST by and through its undersigned attorney, in full and complete settlement of the claims and causes of action which are the subject of this litigation. The parties represent and agree as follows:

1. **SKYVIEW, CAPITAL and SKYVIEW GP, INC.**, in exchange for a mutual release of liability from the FDEP in this cause, shall quit claim to the Receiver their interest in the Skyview Utility (UTILITY) water distribution system, wastewater collection system; all easements and title to lift stations, manholes, pumps, and equipment pertaining thereto; and lots or parcel numbers 042002, 042039 and 042040 of the unrecorded Golf Club Estates Phase Three located in the SW 1/4 of Section 22, Township 28 South, Range 24 East, Polk County, Florida.

**SKYVIEW's, CAPITAL's, and Skyview GP, Inc's.** agreement to this settlement is contingent upon:

a. dismissal, with prejudice, of the United States Environmental Protection Agency (EPA) Administrative Action (Docket No. CWA-IV 93-544) against **CAPITAL and SKYVIEW UTILITIES, LTD.**

b. dismissal, with prejudice of **SKYVIEW and CAPITAL** from captioned cause.

c. release by McKay of all real and personal property encumbered by the mortgage recorded in Official Records Book 2081, Page 1343, Public Records of Polk County, Florida (the "first mortgage") and any security agreements held by them encumbering the utilities personal property, and the execution and delivery of a mutual release among **Skyview, Capital, Skyview GP, Inc.**, and McKay and the limited partners of **Skyview** in a form which has been previously agreed by those



parties (the "McKay Skyview Release").

d. Release of the second mortgage given to the Kirk McKay Trustee, as recorded in OR Book 2611, Page 2245, public records of Polk County, Florida.

2. Paula McKay Hims, as Trustee and the MCKAY FAMILY PARTNERSHIP, the holders of the first mortgage, agree to provide the release of mortgage described in sub-section 1.c., above conditioned upon:

a. the receipt of a single cash payment in the amount of \$25,000.00 to be paid by the RECEIVER from a loan to be arranged;

b. the execution and delivery of the "McKay Skyview Release."

3. The SARAH DUKES MCKAY REVOCABLE TRUST agrees to a full release of the second mortgage given by SKYVIEW as recorded in OR Book 2611, Page 2245, as assigned to SARAH D. MCKAY and subsequently assigned to SARAH DUKES MCKAY REVOCABLE TRUST in exchange for a release of any future liability from SKYVIEW, CAPITAL, FDEP, and SKYVIEW GP, INC., arising out of this cause and a Covenant Not To Sue SKYVIEW, CAPITAL and SKYVIEW GP, INC. from SARAH D. MCKAY, individually and as Trustee of the SARAH DUKES MCKAY REVOCABLE TRUST.

4. The CITY OF LAKELAND (LAKELAND) shall, subject to approval by the City Commission, pursue the previously proposed plan (PLAN) for accepting and treating of the wastewater from UTILITY whereby a new lift station would be built at the Utility's main plant site and a force main would be run between the lift station and the nearest LAKELAND wastewater collection line.

5. The COUNTY OF POLK (POLK) shall, subject to approval by the Board of County Commissioners and the Polk County Utility Commission, assist in implementing the PLAN by the establishment of a utility taxing district to encompass UTILITY's franchise area and by processing a utility rate increase, the combination of which will secure the funding of the PLAN by LAKELAND.

6. FDEP shall continue to pursue a State grant of \$200,000.00 for use in eliminating Utility's effluent disposal problems through implementation of the Plan described in paragraph 4 above. FDEP further agrees that:

a. upon recording of the Release of the Mortgage described in paragraph 2 above FDEP will hold the MCKAY FAMILY PARTNERSHIP, and its general partners, and PAULA MCKAY MIMS, as Trustee harmless from any liability arising out of this cause.

b. upon recording of the Release of the Mortgage described in paragraph 3 above FDEP will hold the SARAH DUKES



MCKAY REVOCABLE TRUST harmless from any liability arising out of this cause.

7. The RECEIVER'S timetable for implementing the PLAN is as follows:

- |    |                      |  |
|----|----------------------|--|
| a. | By August 31, 1996   | An Order approving Stipulated Settlement and conveyance of Utility to Receiver.  |
| b. | By March 15, 1997    | Agreement between COUNTY, LAKELAND, FDEP and RECEIVER for LAKELAND to accept and treat Skyview's wastewater and to finance, permit and construct the forcemain and lift station. Establishment of a Utility Taxing District and approval of a permanent rate increase to finance LAKELAND's construction loan and utility impact fees. |
| c. | By September 1, 1997 | Completion of Permitting and construction drawings for improvements.   |
| d. | By July 31, 1998     | Completion of construction and diversion of Skyview's wastewater to LAKELAND's wastewater collection system.   |

8. SKYVIEW, CAPITAL, FDEP, and RECEIVER agree that:

- a. this cause should not be dismissed until all

conditions of this settlement, including completion of the PLAN in accord with the RECEIVER's schedule set out in paragraph 7, have been fulfilled and the Court has approved the disposition of the water distribution and wastewater collection systems.

b. the RECEIVER shall obtain and hold in escrow the following and upon receipt of all items shall disburse same as indicated below:

1. FDEP's dismissal, with prejudice; of CAPITAL and SKYVIEW. (Original to Circuit Court Judge - copy to all parties)

2. Releases of the First and Second Mortgage; (Originals to Recording - copies to all parties)

3. Mutual Releases called for in paragraph 2. (Original to Skyview - Original to Paula McKay Mims, Trustee)

4. A Release by SKYVIEW and Covenant Not to Sue called for in paragraph 3 (Original Release to Trust - Original Covenant to Skyview - copy of each to parties)

5. Quit Claim Deed and Quit Claim Assignment of Utility Easements from SKYVIEW. (Original to Recording - copy of each to parties)

6. \$25,000.00 to obtain the Release of the first mortgage. (To Paula McKay Mims, Trustee and the McKay

Family Partnership).

7. EPA's Letter of Commitment that it will dismiss the EPA Case with prejudice per paragraph 9 below.

8. Order Approving Settlement Agreement (copy to each party).

c. upon the filing of the dismissal, with prejudice, of SKYVIEW and CAPITAL, the RECEIVER shall become the nominal Defendant in this cause.

d. If UTILITIES wastewater is not connected to LAKELAND's wastewater collection system by July 31, 1998, then, in that event, FDEP shall move this Court for an Order granting sanctions and whatever relief is available to insure the disposal of UTILITIES wastewater and wastewater effluent are in compliance with FDEP and EPA's applicable rules, regulations, and standards.

9. FDEP and the RECEIVER have used their best efforts to convince EPA to dismiss its Administrative Action, Docket No. CWA IV 93-544, against Respondents CAPITAL and SKYVIEW. EPA has agreed to dismiss Case No. CWA IV 93-544 upon the grounds that the Respondents are without funds to pay a fine, if and only if, this Agreement is executed by all the parties hereto; SKYVIEW conveys all of its interest in the Utility to the RECEIVER; and the Circuit Judge in this cause executes the proposed Order attached hereto.

10. The RECEIVER shall prepare a plan to refurbish the water distribution system and wastewater collection system; assist LAKELAND and POLK in coordinating their efforts; operate the UTILITY until the PLAN is fully implemented; and make a recommendation to the Court for disposition of the water distribution and wastewater collection systems prior to dismissal of the Receivership.

11. SKYVIEW CP, INC., the MCKAY FAMILY PARTNERSHIP, PAULA MCKAY MIMS, as Trustee, and the SARAH DUKES MCKAY REVOCABLE TRUST hereby submit to the jurisdiction of this Court for the sole purpose of enforcement of this Stipulated Settlement Agreement.

12. The CITY OF LAKELAND and the COUNTY OF POLK have voluntarily participation in this process and their agreements embodied herein are:

- a. specifically subject to the approval and action of their respective governing Boards; and
- b. contingent upon completed performance by the other parties as required in paragraphs 1, 2, 3, and 6 herein; and
- c. contingent upon each others performance as required by paragraphs 4 and 5 herein.

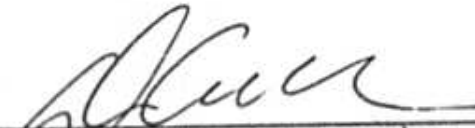
In addition neither the CITY nor the COUNTY waive their respective rights to challenge being made parties to this litigation.

13. Except for FDEP right to seek sanctions or other relief against the RECEIVER preserved in paragraph 8d above, upon the execution hereof, the parties hereto release and discharge RECEIVER from any and all claims, demands, and causes of action that the parties have or may have on the date of this agreement, known or unknown, arising out of this cause of action and RECEIVER's negotiations leading to the execution of this Agreement.

14. FDEP and Defendants, SKYVIEW, CAPITAL and SKYVIEW GP, INC., stipulate to the entry of an order approving this Agreement in the form attached hereto and incorporated herein, without further hearing.

15. This Agreement shall bind and inure to the benefit of the parties hereto and their respective personal representatives, heirs, successors and assigns.

August 8, 1986  
Date

  
\_\_\_\_\_  
David K. Thulman, Esquire  
Assistant General Counsel  
State of Florida, Department  
of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400  
Tel. (904) 921-9655  
Attorney for Plaintiff, FDEP

Aug 6, 1996  
Date

Ronald L. Clark  
Ronald L. Clark, Esquire  
Clark & Campbell, P.A.  
Post Office Box 6559  
Lakeland, FL 33807-6559  
Tel. (941) 647-5337  
Attorney for Defendants  
Skyview Utilities, Ltd.,  
Capital Sunbelt Investments,  
Inc. and for Skyview GP, Inc.

August 5, 1996  
Date

Andrew R. Reilly  
Andrew R. Reilly, Esquire  
Andrew R. Reilly & Associates  
Post Office Box 2039  
Haines City, FL 33845-2039  
Tel. (941) 299-2918  
Receiver

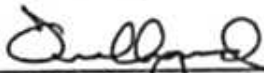
August 6, 1996  
Date

John L. Mann  
John L. Mann, Esquire  
Post Office Box 2435  
Lakeland, FL 33806-2435  
(941) 683-1358  
Attorney for McKay Family  
Partnership & Paula McKay Mims,  
as Trustee


August 6, 1996  
Date

M. Craig Massey  
M. Craig Massey, Esquire  
Post Office Box 2787  
Lakeland, Florida 33806-2787  
(941) 682-1178  
Attorney for Sarah Dukes McKay  
Revocable Trust

August 6, 1996  
Date

  
Timothy J. McCausland, Esquire  
Chief Assistant City Attorney  
Lakeland City Hall  
228 S. Massachusetts Avenue  
Lakeland, FL 33801-5086  
(941) 499-6010  
Attorney for City of Lakeland

~~August 7, 1996~~ Aug. 5, 1996  
Date

  
Palmer C. Davis, Esquire  
Assistant County Attorney  
Polk County  
Post Office Box 9005  
Drawer No. AT01  
Bartow, FL 33830-0060  
(941) 534-6438  
Attorney for Polk County

IN THE CIRCUIT COURT OF THE TENTH JUDICIAL  
CIRCUIT IN AND FOR POLK COUNTY, FLORIDA

STATE OF FLORIDA, DEPARTMENT  
OF ENVIRONMENTAL REGULATION,  
Plaintiff,

vs.

CASE NO. GC-G-89-2276

SKYVIEW UTILITIES, LTD., and  
CAPITAL SUNBELT INVESTMENTS,  
INCORPORATED,  
Defendants.

ORDER APPROVING SETTLEMENT AGREEMENT

THIS CAUSE has come before this Court on the Stipulated Settlement Agreement of the parties and the non-parties who voluntarily participated in the mediation process authorized and ordered by this Court. The Court having reviewed the Settlement Agreement and being otherwise fully advised in the premises, it is therefore

ORDERED and ADJUDGED that:

1. The Settlement Agreement be, and the same is hereby approved.
2. The parties shall comply with all of the terms and conditions of the Settlement Agreement.
3. With the exception of the CITY OF LAKE LAND and the COUNTY OF POLK, this Court has jurisdiction over the parties to the Settlement Agreement and the subject matter of this cause and shall



retain jurisdiction to enforce the Settlement Agreement and this Order.

4. As provided in the Settlement Agreement, upon the dismissal, with prejudice, of Defendants, SKYVIEW UTILITIES, LTD., and CAPITAL SUNBELT INVESTMENTS, INCORPORATED, the RECEIVER shall become the Defendant in this cause until further Order of this Court.

5. In any enforcement of the Settlement Agreement involving the CITY OF LAKELAND or the COUNTY OF POLK, those non-parties shall have the right to contest the jurisdiction of this Court.

6. The Court takes notice that the objective of the Settlement Agreement is a plan to divert the Utilities' wastewater to the City of Lakeland's wastewater collection system thereby eliminating the basis for any alleged violations of both the Plaintiff's and the United States Department of Environmental Protection Agency's rules and regulations against unlawful discharge of Defendant's effluent. This Court encourages all the stipulating parties to help meet the July 31, 1998 completion date for the diversion, and will, upon motion, assist the parties in their efforts.

7. The RECEIVER shall make quarterly reports to this Court on progress made toward meeting the timetable set out in the Stipulated Settlement Agreement beginning October 1, 1996.

8. The Stipulated Settlement Agreement shall constitute good cause why this action should not be dismissed for failure to prosecute.

DONE and ORDERED in Chambers at Bartow, Polk County, Florida, this 12 day of August, 1996.

/s/ Randall G. McDonald

Randall G. McDonald

Circuit Judge

Copies furnished to:  
the addressees listed on Schedule A.

Return to:  
Andrew R. Reilly, Esquire  
P.O. Box 2039  
Haines City, FL 33845  
Prepared by:  
Andrew R. Reilly, Esquire  
P.O. Box 2039  
Haines City, FL 33845

222824-000000-042002, 042039, 042040

222824-242010-111311

PROPERTY APPURTENANCES IDENTIFICATION NUMBER:

### QUIT CLAIM DEED

THIS QUIT CLAIM DEED, Executed this 9<sup>th</sup> day of August, 1996 by SKYVIEW UTILITIES, LTD., a Florida limited partnership, first party, to ANDREW R. REILLY, RECEIVER, in the Circuit Court of the Tenth Judicial Circuit in and for Polk County in Case No. GC-G-89-2276, whose address is Post Office Box 2039, Haines City, Florida 33845, second party,

(Whenever used herein the terms "first party" and "second party" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

WITNESSETH, That the first party, for and in consideration of the sum of Ten (\$10.00) Dollars in hand paid by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, release, and quit claim unto the second party forever, all the right, title interest, claim and demand which the said first party has in and to the following described lot, piece or parcel of land, situate, lying and being in the County of Polk, State of Florida, to-wit:

SEE SCHEDULE A.

TO HAVE AND TO HOLD, The same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right title, interest, lien, equity and claim whatsoever of the said first party, either in law or equity, to the only proper use, benefit and behoof of the said second party forever.

IN WITNESS WHEREOF, the said first party by and through its general partners has signed and sealed these presents the day and year first above written.

Signed, Sealed and delivered in the presence of:

RETURN TO:  
DENNIS R. JOHNSON, ESQ.  
P.O. BOX 24528  
LAKELAND, FLORIDA 33902-4628

7.00

1996 NOV -1 PM 3:36

138435

Jennifer L. Brown  
Witness signature  
Jennifer L. Brown  
Typed/printed name

SKYVIEW UTILITIES, LTD., 11/01/96  
a Florida limited partnership 01/96

Michelle L. Kaye  
Witness signature  
Michelle L. Kaye  
Typed/printed name

By: SKYVIEW GP, INC., a Florida  
corporation as General Partner

By: Robert L. Madden  
Robert L. Madden  
President

DEPT 15 9.00  
DEPT 91 1.50  
DEPT 51 7.00  
7900 #  
CHECKS 17.50  
5961A

STATE OF FLORIDA  
COUNTY OF POLK

I HEREBY CERTIFY that on this day, before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared ROBERT L. MADDEN known to me to be the President of SKYVIEW GP, INC., general partner of SKYVIEW UTILITIES, LTD., a Florida limited partnership the corporation in whose name the foregoing instrument was executed, and that severally acknowledged executing the same for such corporation, freely and voluntarily, under authority duly vested in them by said corporation, and that the seal affixed thereto is the true corporate seal of said corporation, that I relied upon the following form of identification of the above-named person: personally known and that an oath was/was not taken.

WITNESS MY HAND and official seal in the County and State last aforesaid this 9<sup>th</sup> day of August, 1996.

Documentary Tax Pd. \$ 7.00  
Intangible Tax Pd. \$ --  
By: Bud Otero, Clerk, Polk Co.  
Deputy Clerk

Michelle L. Kaye  
Notary Public  
Michelle L. Kaye  
Typed/Printed name  
My commission expires:

SKYVIEW.DCD (880316-71) 08/7/96



Michelle L. Kaye  
MY COMMISSION # 00380454 EXPIRES  
May 15, 2000  
ISSUED BY THE STATE OF FLORIDA

WDR  
APD  
Lol

3751 0754  
POLK OFFREC. PAGE

**SCHEDULE A**

**Legal Description**

- Parcel 1 Commence at the SW corner of the SE 1/4 of the SW 1/4 of Section 22, Township 28 South, Range 24 East, Polk County, Florida, and run North 383.75 feet; thence North 89° 17'40" East, 324.90 feet, thence North 10° 44'00" East, 103.17 feet to the POINT OF BEGINNING; thence continue North 10° 44'00" East, 150 feet, thence North 17° 21'20" East, 90 feet; thence South 55° 16' East, 137 feet; thence South 10° 44'00" West, 183.68 feet; thence North 79° 16'00" West 135 feet to the POINT OF BEGINNING; Subject to paving and utility easements as recorded in OR Book 1405, Pages 1020 through 1024 inclusive, public records of Polk County, Florida.
- Parcel 2 Lot 40 of the unrecorded plat of Golfview Manor as described as: Commence at the SW corner of the SE 1/4 of the SW 1/4 of Section 22, Township 28 South, Range 24 East, Polk County, Florida and run North along the West boundary 383.75 feet, thence North 89° 17'40" East 324.90 feet, thence North 10° 44'00" East 33.10 feet to the POINT OF BEGINNING; thence continue North 10° 44'00" East 70 feet; thence South 79° 16'00" East 134.70 feet; thence South 10° 44'00" West 70 feet; thence North 79° 16'00" West 134.70 feet to the POINT OF BEGINNING.
- Parcel 3 Lot 41 of the unrecorded plat of Golfview Manor described as: Commence at the SW corner of the SE 1/4 of the SW 1/4 of Section 22, Township 28 South, Range 24 East, Polk County, Florida and run North along the West boundary thereof 383.75 feet; thence North 89° 17'40" East 324.90 feet; thence North 10° 44'00" East 253.17 feet; thence North 17° 21'20" East 90 feet, to the POINT OF BEGINNING; thence continue North 17° 21'20" East 107.91 feet; thence South 37° 51'55" East 149.54 feet; thence South 10° 44'00" West 65 feet; thence North 54° 52'50" West 136.70 feet to the POINT OF BEGINNING.
- Parcel 4 Parcel "A" Block 1 of SKYVIEW PHASE FIVE as shown by map or plat as recorded in Plat Book 68, pages 27 and 27, public records of Polk County, Florida.
- Together will all improvements located on said property, the water distribution system, the wastewater collection system, the wastewater treatment plant, and all easements, man holes, and lift stations appertenant thereto.

POLK OFFREC. PAGE

3751 0755

Prepared by and Return to:  
Andrew R. Reilly, Esquire  
P.O. Box 2039  
Haines City, FL 33845

41  
Documentary Tax Pd. \$ .70  
Intangible Tax Pd. \$ - - -  
E.B. "Bud" Dixon, Clerk, Polk Co.  
By: James P. Hart, Deputy Clerk

DEPT 15 17.00  
DEPT 91 2.50  
DEPT 51 0.70  
TTL AMT 20.20  
CHECKS 19.50  
CASH 0.70  
CHANGE 0.00  
5962A

**QUITCLAIM ASSIGNMENT OF UTILITY EASEMENT**

ASSIGNMENT made August 9, 1996, by SKYVIEW UTILITIES, LTD., a Florida limited partnership hereinafter referred to as ASSIGNOR, to ANDREW R. REILLY, RECEIVER, in the Circuit Court of the Tenth Judicial Circuit in and for Polk County in Case No. GC-G-89-2276, whose address is Post Office Box 2039, Haines City, Florida, 33845, herein referred to as ASSIGNEE.

11/01/96

ASSIGNOR hereby quitclaims to ASSIGNEE, all of ASSIGNOR's right, title, and interest, legal and equitable, in and to the following:

- A. The easements listed on Schedule A hereto which were quit claimed to ASSIGNOR by McKay Family Partnership and Skyview Utilities Corporation on April 29, 1982, as recorded in Official Records Book 2081, page 1362 of the public records of Polk County, Florida.
- B. Easement Agreement dated March 21, 1972, recorded in Official Records Book 1430, Page 630 of the public records of Polk County, Florida.
- C. Whatever interest ASSIGNOR may have in the following:
  - 1. Reversionary interest in public utility easements as successor in title to LAKE LAND SKYVIEW, INC., set out in that certain Easement Agreement dated March 21, 1972, given to CITY OF LAKE LAND, FLORIDA, as recorded in

3751 0756  
POLK OFF. REC. PAGE

RETURN TO:  
DENNIS P. JOHNSON, ESQ.  
P.O. BOX 24628  
LAKELAND, FLORIDA 33802-4628

1995 NOV - 1 PH 3-37

138436

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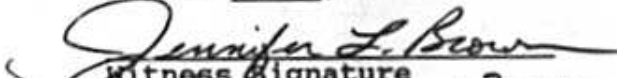
Official Records Book 1430, page 630, public records of Polk County, Florida.

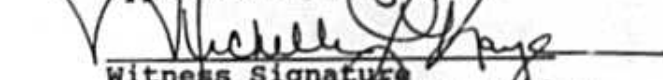
2. Rights reserved by the grantors in that certain Warranty Deed dated June 5, 1967 as recorded in Official Records Book 1092, page 843, public records of Polk County, Florida.

3. Rights to locate sewer disposal plant reserved by predecessors in title in that certain Warranty Deed dated June 14, 1967 as recorded in Official Records Book 1093, page 665, public records of Polk County, Florida and in paragraph 6 of Schedule B to that certain Warranty Deed dated June 5, 1967 as recorded in Official Records Book 1092, page 843, public records of Polk County, Florida.

ASSIGNOR makes no warranties, express or implied as to items quitclaimed hereby.

IN WITNESS whereof, the ASSIGNOR by and through its General Partner, has executed this assignment at Lakeland, Florida, on August 9, 1996.

  
Witness Signature  
Typed Name: Jennifer L. Brown

  
Witness Signature  
Typed Name: Michelle L. Payne

SKYVIEW UTILITIES, LTD.,  
a Florida limited partnership

By: SKYVIEW GP, INC., a  
Florida corporation as general  
partner

By:   
ROBERT L. MADDEN  
President

STATE OF FLORIDA  
COUNTY OF POLK

I HEREBY CERTIFY that on this day, before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared ROBERT L. MADDEN known to me to be the President of

3751 0757  
POLK OFFREC. PAGE



SKYVIEW GP, INC., general partner of SKYVIEW UTILITIES, LTD., a Florida limited partnership the corporation in whose name the foregoing instruments was executed, and the severally acknowledged executing the same for such corporation, freely and voluntarily, under authority duly vested in them by said corporation, and that the seal affixed hereto is the true corporate seal of said corporation, that I relied upon the following form of identification of the above-named person: personally known and that an oath was/was not taken.

WITNESS MY HAND and official seal in the County and State last aforesaid this 9<sup>th</sup> day of August, 1996.

My Commission expires: 5-10-2000

*Michelle L. Kaye*  
Notary Public

Typed Name: Michelle L. Kaye



Michelle L. Kaye  
MY COMMISSION # CC560454 EXPIRES  
May 10, 2000  
BONDED THRU TROY FARM INSURANCE, INC.

3751 0758  
POLK OFF. REC. PAGE

SCHEDULE "A"

1. Waste Water Disposal Easement dated January 29, 1976, between Skyview Golf & Country Club, Inc. and Skyview Utilities Corporation recorded in O. R. Book 1706 at page 128 on August 16, 1976;

2. Easement dated September 24, 1971, between Lakeland Skyview, Inc. and Skyview Golf and Country Club, Inc. recorded in O. R. Book 1406 at page 289 through 291 on December 14, 1971. Assignment of above easement dated January 25, 1978, between Lakeland Skyview, Inc. and Skyview Utilities Corporation recorded in O. R. Book 1791 at page 100 on January 31, 1978;

3. Easement set forth in that warranty deed dated June 5, 1967, between Kirk McKay and Sarah D. McKay, his wife, to Skyview Lakes Golf Course, Inc. recorded in O. R. Book 1092 at page 843 on June 12, 1967;

4. Easement set forth in that warranty deed dated June 14, 1967, between Kirk McKay and his wife, Sarah D. McKay, to Skyview Lakes Golf Course, Inc. recorded in O. R. Book 1093 at page 665 on June 16, 1967;

5. All Purpose Easement dated April 28, 1976, between Cornelius M. Hewitt and Helen E. Hewitt, his wife, and Clarence J. Socia, Jr. and Murial Socia, his wife, to Kirk McKay recorded in O. R. Book 1689 at page 1313 recorded May 3, 1976, over north 15 feet of Lot 916, Golf Club Estates Phase II;

6. Utilities Easement dated December 4, 1972, between Kirk McKay and Sarah D. McKay, to Skyview Utilities Corporation, the City of Lakeland, Florida, and General Telephone Corporation - apparently unrecorded (Phase IV);

7. Utilities Easement dated June 28, 1973, between Kirk McKay and Sarah D. McKay, his wife, to Skyview Utilities Corporation, the City of Lakeland, Florida, and General Telephone Co. of Florida - apparently unrecorded (Phase IV);

3751 0759  
POLK OFF. REC. PAGE

FILED, RECORDED AND  
RECORD VERIFIED  
BY [Signature] DEPT. CLERK  
POLK COUNTY, FLA.  
D.S.

FILE 414215



25% COTTON FIBER

**EXHIBIT 2  
PART II A) CONTINUED**

(1) Skyview buys its potable water from the City of Lakeland which is master metered. Skyview then meters and sells this potable water to its customers. Skyview does not provide non-potable water to its customers.

(2) The types of customers served are single family homes, mobile homes, duplexes, quadplexes and two (2) commercial uses: one a convenience store and the other a clubhouse in a mobile home park.

(5) The evidence that Andrew R. Reilly, Receiver for Skyview Utilities owns the land is discussed in Exhibit 1 and the conveyances into the Receiver are attached as Exhibits 1D and 1E.

**EXHIBIT 3**  
**PART III A) & B) CONTINUED**

(A) On January 15, 1988, the Polk County Board of County Commissioners setting as the Polk County Utilities Commission established the current rates and charges being charge and collected for Skyviews' water and wastewater services. Exhibit 3A hereto is a copy of the Resolution approving the current rates.

On July 16, 1986 the Polk County Board of County Commissioners setting as the Polk County Utilities Commission approved an Emergency Rate Increase of \$5.72 per sewer connection surcharge throughout the life of the proposed loan for emergency repairs of Skyviews' Wastewater Collection System. In addition the Commission approved security deposits for each water and sewer customers of \$30 and \$40 respectively. A copy of the verification of the Utility Commission's action dated September 11, 1986 is attached hereto as Exhibit 3B.

RESOLUTION

WHEREAS, SKYVIEW UTILITIES, LTD. ("Utility") has applied to the Polk County Utilities Commission for an increase in the rates and charges being charged and collected for water and sewer services; and

WHEREAS, after due consideration of the application and public hearing pursuant to notice on January 5, 1988, the Polk County Utilities Commission finds that the Utility is entitled to an increase in its rates based on the following findings:

A. A rate base of \$215,112.00 for the water and \$926,783.00 for wastewater is reasonable considering the Utility's original investment in property used and useful in the public service.

B. The utility is currently under a Consent Order with the Florida Department of Environmental Regulation requiring the construction and capital outlay for a 300,000.00 G.P.D. treatment facility and it is appropriate to consider and include this pro forma cost in the rate base.

C. An additional revenue requirement of \$12,307.00 is needed for water, and an additional revenue requirement of \$69,566.00 is needed for wastewater.

D. The connection fee increases for wastewater as requested by the Utility are reasonable.

E. The water connection fees should continue to be 110% of the City of Lakeland connection fees, which does not include the Utility's meter installation charges.

F. These findings are based upon information supplied in part by the Utility and may be subsequently adjusted or modified by the Utilities Commission.

NOW, THEREFORE, BE IT RESOLVED by the Polk County Utilities Commission, duly assembled, that:

1. Effective February 1, 1988, the water and sewer rates for the Utility are to be established as follows:

SERVICE RATES

REGULAR CUSTOMERS

First 3,000 gallons (minimum)	\$	8.50
Over 3,000 gallons (per thousand)		2.26

CITRUS WOODS CLUBHOUSE

First 3,000 gallons (minimum)		34.00
Over 3,000 gallons (per thousand)		2.26

SEWER RATES

Flat Rate per Residential Unit Per Month		16.66
Commercial Rate	140% of water	

2. Effective February 1, 1988, service availability charges shall be as follows:

SEWER TAP-IN FEE

Single Family* - per unit	\$1,200.00
Multi-Family** - per unit	800.00
Recreational Vehicle*** - per unit	600.00

\* Includes individually metered units in duplexes, triplexes or townhouses.

\*\* Includes apartments, condominiums and mobile homes on lots of less than 6,000 square feet.

\*\*\* On an established RV lot.

EXHIBIT 3A

METER INSTALLATION FEE

Up to and including 2" meter	125.00
Larger than 2" meter	Cost

NON-RESIDENTIAL SEWER CONNECTION CHARGES

Meter Size	
3/4"	\$1,200.00
1"	3,000.00
1 1/2"	6,000.00
2"	9,600.00
3"	19,200.00
4"	30,000.00
6"	60,000.00

3. Effective February 1, 1988, charges incident to the utilities daily operation shall be as follows:

OTHER CHARGES

Security Deposit	25.00
Turn-on Fee -	
Same day service with notice before 3 PM	-0-
Same day service with notice after 3 PM and weekend service	10.00
Non-payment Lock Fee -	
During Business Hours	20.00
After Business Hours	30.00
Vacation Lock Fee	20.00
Returned Check Fee	15.00
Late Payment Fee	5.00

4. Water Connection fees shall continue to be 110% of the City of Lakeland connection fees, which connection fees do not include the Utility's meter installation charges.

5. Beginning with the year ending December 31, 1988, the Utility shall submit compiled financial statements and tax returns to the Polk County Utilities Commission to be evaluated in connection with any future applications for rate increases.

6. The Utility shall not enter into any contractual relationships which would have the effect of providing water to a development or a business activity at a discounted rate.

DATED THIS 12<sup>th</sup> day of January, 1988.

POLK COUNTY UTILITIES COMMISSION

By Royce Ready  
ROYCE READY, Chairman

ATTEST:

E. D. "BUD" DIXON, CLERK

By [Signature]  
Deputy Clerk

STATE OF FLORIDA, )  
                          )  
COUNTY OF POLK.   )

I, E. D. "Bud" Dixon, Clerk of the Board of County Commissioners of Polk County, Florida, hereby certify that the foregoing is a true and correct copy of a resolution approving rate increase for Skyview Utilities

\_\_\_\_\_ which was adopted by the said Board on the 12th day of January,

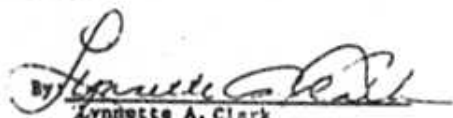
19 88 .

WITNESS my hand and official seal on this 15th day of January

19 88 .

(SEAL)

E. D. "Bud" Dixon  
Clerk

By   
Lynnette A. Clark  
Deputy Clerk



Board of County Commissioners

305 N. Jackson  
P.O. Box 2019  
Bartow, FL 33831

Administration: (941) 534-6039  
Administration Fax: (941) 534-6059  
Operations / Maintenance: (941) 534-7351

Utilities Division

September 11, 1996

Andrew R. Reilly, P.A.  
P.O. Box 2039  
Haines City, FL 33845

Re: Skyview Utilities, Ltd. Water & Sewer Franchise  
1996 Sewer Rate Increase

Dear Mr. Reilly:

In the July 16, 1996 public hearing for Skyview Utilities, Ltd., the Polk County Utilities Commission approved a \$5.72 per sewer connection surcharge throughout the life of the proposed loan for emergency repairs. The new surcharge was effective with consumption on or after August 1, 1996 and the resulting bills. In addition, the security deposits for each water and sewer connection were approved for \$30 and \$40, respectively.

Enclosed are copies of the Board of County Commissioner's official minutes which document the approval of the above. We expect to have the rate resolution for this increase before the Board within the next 90 days. If you need any further information, please call.

Sincerely,

Paula M. Zwack  
Fiscal & Franchise Manager

.cc PSC box file with enclosures  
Skyview Franchise File with enclosures

**CONTINUE TO DATE CERTAIN  
POINCIANA PLAT CLOSURE**

This was the date and time set by the Board for a public hearing to consider the request of Patrick Gavigan to close and vacate a portion of plat according to Poinciana, Neighborhood 3 South, Village 7 as recorded in Plat Book 62, Pages 39-46 of the Public Records of Polk County, Florida, being in northeast Polk County.

Richard Smith, Chief Right-of-Way Agent, reported that Mr. Gavigan's attorney has requested a continuance to August 6th in order to meet requirements of Florida Statutes.

On motion of Commissioner Young, seconded by Commissioner Richardson and upon vote carried 3-0, Commissioner Carter not present at the time of vote and Commissioner Caldwell absent, the Board continued this hearing to 1:30 p.m. on Tuesday, August 6, 1996.

**ADOPT RESOLUTION CLOSING EASEMENT  
ROANOKE HILLS**

This was the date and time set by the Board for a public hearing to consider the request of Skyland Baptist Church and others to close and vacate that certain easement lying between Lots 10-14 and Lots 15-19, Block B, Roanoke Hills, as recorded in Plat Book 13, Page 37 of the Public Records of Polk County, Florida, lying in west Lakeland, being in Section 14, Township 28 South, Range 23 East.

Richard Smith, Chief Right-of-Way Agent, highlighted the memorandum, Exhibit I, and reported there were no objections to the closure.

On motion of Commissioner Richardson, seconded by Commissioner Young and upon vote carried 3-0, Commissioner Carter not present at the time of vote and Commissioner Caldwell absent, the Board adopted the Resolution, Exhibit J, closing and vacating that certain easement lying between Lots 10-14 and Lots 15-19, Block B, Roanoke Hills, as recorded in Plat Book 13, Page 37 of the Public Records of Polk County, Florida, lying in west Lakeland, being in Section 14, Township 28 South, Range 23 East.

The Chairman then recessed the meeting at 1:35 p.m.

**CONVENE POLK COUNTY UTILITIES COMMISSION**

The Board of County Commissioners convened as the Polk County Utilities Commission on this Tuesday, July 16, 1996, at 1:35 p.m., with the following members present: Neil Combee, Chairman, Ken Richardson, Marlene Duffy Young, and Jerry Carter. Nancy Rouse Caldwell was absent.

**APPROVE EMERGENCY RATE INCREASE  
SKYVIEW UTILITIES RECEIVERSHIP  
ANDY REILLY, RECEIVER**

This was the date and time, continued from June 18, 1996, as set by the Board for a public hearing to consider the request of Andy Reilly, Circuit Court Appointed Receiver for Skyview Utilities Receivership, for an emergency rate increase.



Andy Reilly gave background information on this utility, discussed the lawsuit with the Department of Environmental Protection (DEP) and the Environmental Protection Agency (EPA) and reported the charter from the Court was to keep the system operating and to make recommendations for an eventual solution to the problem of the effluent from this utility. He showed slides and discussed problems with the pipes and lift stations.

Commissioner Carter arrived at this point in the meeting.

Mr. Reilly gave reasons for his request of the emergency rate increase and reported that it comes to \$5.72 per month per customer. He discussed his efforts in trying to solve these problems as well as possible future plans.

The Chairman opened a public hearing.

Gene Owen reported he represents Skyview property owners who are concerned with these problems which existed prior to the DEP and EAP lawsuit. He discussed the application for CDBG funds which was rejected, and the application to Florida Communities Trust which was also rejected. He discussed the lack of progress over the last three and a half years and reported the homeowners do not want an emergency increase without a solution to the problems.

Sandy Clark reported she lives in Skyview and is in favor of the increase, but believes the cost should be the same as that of Lakeland.

Upon question, Don Crawford, Director of Utilities, gave a rate comparison among the County, Lakeland, Winter Haven, Orange County and Hillsborough County.

Gary Guillett spoke about the for sale signs on the streets and would like the Board to understand that this is a maintenance problem; there is no maintenance. He also reported he was not against the rate increase, but would like to see a final solution.

Discussion followed.

Steve Thompson reported he reviewed the sites and spoke about the soils in the area.

Darrell Gunn, Director of Public Works, reported that the lakes and ditches need to be dredged, that there are approximately \$700,000 worth of improvements required.

Mr. Crawford reported that staff is withdrawing Item No. 2, vacation rate, from staff recommendations which will be dealt with at a later date.

There was discussion of the Board maintaining control of this utility until the problems are solved instead of turning it over to the Public Services Commission.

The Chairman closed the public hearing.

On motion of Commissioner Young, seconded by Commissioner Richardson and upon vote carried 4-0, the Board approved all of staff's recommendations as contained in Exhibit K, with the exception of Item No. 2 dealing with vacation rates, which is deleted.

**APPROVE RATE INCREASE FOR WATER AND SEWER RATES**  
**VILLAGE WATER, LTD.**

This was the date and time set by the Board for a public hearing to consider the request of Village Water Limited for a rate increase.

There being no further business to come before the Board the Chairman recessed the meeting at 12:25 p.m.

#### RECONVENE

The Board of County Commissioners of Polk County, Florida, reconvened on this Tuesday, June 18, 1996, at 1:30 p.m., with the following members present: Neil Combee, Chairman, Ken Richardson, Nancy Rouse Caldwell, Marlene Duffy Young, and Jerry Carter.

#### DISCUSSION REGARDING SKYVIEW UTILITIES

The Chairman reported that Andy Reilly, Receiver for Skyview Utilities, has requested a continuance of the hearing to July 16th.

Andy Reilly gave the background information and explained why there was a request to continue the hearing.

Mr. Cutter reported that he manages Secret Cove and the residents are very concerned about a price increase. He also discussed the problems encountered with the wastewater system.

Gary Gullett reported he represents Skyview Golf and Country Club and gave background information on this utility. He discussed all the problems in the neighborhood.

Martin Manse reported he represents 28 units in the area and spoke about problems encountered with the sewer system.

Discussion followed, and Mr. Reilly reported the utility is under Court Order to do something about its effluent.

Commissioner Caldwell requested Darrell Gunn, Director of Public Works, to meet with Mr. Reilly regarding cleaning the ditch.

The Chairman recessed the meeting at 2:10 p.m.

#### RECONVENE AS PUBLIC UTILITIES COMMISSION

The Board of County Commissioners of Polk County, Florida, reconvened as the Public Utilities Commission on this Tuesday, June 18, 1996, at 2:10 p.m., with the following members present: Neil Combee, Chairman, Ken Richardson, Nancy Rouse Caldwell, Marlene Duffy Young, and Jerry Carter.

#### CONTINUE HEARING/EMERGENCY RATE INCREASE SKYVIEW UTILITIES, LIMITED

After discussion, Commissioner Young moved to continue this matter to Tuesday, July 16, 1996, at 1:30 p.m. Commissioner Richardson seconded the motion which, upon vote, carried 4-0, Commissioner Caldwell not present at the time of vote.

There being no further business to come before the Public Utilities Commission, the Chairman adjourned the meeting at 2:15 p.m.

#### **RECONVENE**

The Board of County Commissioners of Polk County, Florida, reconvened on this Tuesday, June 18, 1996, at 2:15 p.m., with the following members present: Neil Combee, Chairman, Ken Richardson, Nancy Rouse Caldwell, Marlene Duffy Young, and Jerry Carter.

#### **APPROVE PETITION TO VACATE PORTION OF PLAT POINCIANA, NEIGHBORHOOD 6/AVATAR PROPERTIES, INC.**

This was the date and time set by the Board to consider the petition of Avatar Properties, Inc. by Jeanette R. Coughenour to vacate and close a portion of plat (37 lots) within Poinciana, Neighborhood 6 South, Village 3, as recorded in Plat Book 54, Pages 43-49 of the Public Records of Polk County, Florida, being in northeast Polk County.

Richard Smith, Chief Right-of-Way Agent, highlighted Exhibit N, gave the background information and reported there are no objections to the closure.

The Chairman opened a public hearing; no one spoke.

On motion of Commissioner Richardson, seconded by Commissioner Carter and upon vote carried unanimously, the Board approved the Petition of Avatar Properties, Inc. by Jeanette R. Coughenour to vacate and close a portion of plat (37 lots) within Poinciana, Neighborhood 6 South, Village 3, as recorded in Plat Book 54, Pages 43-49 of the Public Records of Polk County, Florida, being in northeast Polk County.

#### **ADOPT RESOLUTION CLOSING DRAINAGE/UTILITY EASEMENT LEO AND KATHRYN RAYMOND, PETITIONERS**

This was the date and time set by the Board to consider the petition of Leo and Kathryn Raymond to close and vacate a 15-foot drainage and utility easement lying between Lots 4 and 5, Block 778, Poinciana, Neighborhood 5 North, Village 3 as recorded in Plat Book 54, Pages 27-42 of the Public records of Polk County, Florida, lying in northeast Polk County.

Richard Smith, Chief Right-of-Way Agent, highlighted Exhibit O, gave the background information and reported there are no objections to the closure.

The Chairman opened a public hearing; no one spoke.

On motion of Commissioner Carter, seconded by Commissioner Young and upon vote carried unanimously, the Board adopted the Resolution, Exhibit P, vacating a 15-foot drainage and utility easement lying between Lots 4 and 5, Block 778, Poinciana, Neighborhood 5 North, Village 3 as recorded in Plat Book 54, Pages 27-42 of the Public records of Polk County, Florida, lying in northeast Polk County.

POLK COUNTY  
BOARD OF COUNTY COMMISSIONERS

PCUC #2

SITTING AS  
POLK COUNTY UTILITIES COMMISSION

July 16, 1996

TO: POLK COUNTY UTILITIES COMMISSION  
JIM RODEN, JR., ACTING COUNTY MANAGER

THROUGH: DARRELL W. GUNN, PUBLIC WORKS DIRECTOR

FROM: DONALD A. CRAWFORD, UTILITIES DIRECTOR  
PAULA M. ZWACK, FISCAL & FRANCHISE MANAGER

SUBJECT: PUBLIC HEARING -- JULY 16, 1996 @ 1:30pm  
SKYVIEW UTILITIES RECEIVERSHIP REQUEST  
FOR ANY EMERGENCY RATE INCREASE

STATEMENT OF ISSUE

In 1984, Skyview Utilities, Ltd. (Skyview) was granted a non-exclusive water and exclusive sewer franchise. This agreement expired in 1994 and will be renewed with the Florida Public Service Commission. The Utility is located east of Highway 98 on Reynolds Road, just east of the City of Lakeland limits.

As of December 31, 1995, Skyview provided water service to 824 customers (only 2 general customers) and sewer service to 1262 customers (only 2 general customers).

Water is purchased from the City of Lakeland and distributed to the utility's customers. Skyview absorbs the costs of owning and maintaining the distribution lines, services and meters, as well as the costs of meter reading, customer billing and administration. The utility owns and operates its own sewage treatment facility.

Skyview was last granted a user rate increase in 1988. Although the Utility applied for a rate increase in 1991, the Utility withdrew that application with Board approval in September of 1992.

In November of 1994, the owners of Skyview Utilities abandoned the water and sewer systems. The Utility is currently being operated by Andy Reilly, the Circuit Court Appointed Receiver. This was the result of the Florida Department of Environmental Protection's civil action against the previous operator of the Utility for various environmental and public health violations.

The receiver has requested an emergency rate increase for sewer only due to an extraordinary number of system failures and their related costs. The repairs appear to be the result of years of neglect and will only be amplified by the approaching rainy season.

EXHIBIT K

Skyview Utilities Receivership  
Request for Emergency Rate  
July 16, 1996  
page 2

Sheahan & Associates, Inc. was retained by the Board of County Commissioners in March of this year to review and make recommendations regarding the emergency rate increase request. This public hearing is continued from June 18, 1996 (which advertised and individually noticed). Today's public hearing has been advertised with a legal notice in The Ledger and each customer has again been individually noticed of today's public hearing.

#### ANALYSIS

The Receiver has requested that the County's rate application fee of \$1,750 be waived due to the cash flow problems the Utility is experiencing. This cost was not used in the calculation of the sewer surcharge.

Specifically, the Receiver's request is for: (1) a surcharge on the sewer rate only in order to provide funds for emergency maintenance of the wastewater collection system, (2) to establish separate water and sewer deposits to minimize the impact of customers failing to pay their final bills, and (3) to charge a vacation rate.

The attached report, Skyview Utilities Receivership, Rate Consultant's Report on Emergency Rate Request, Dated October 10, 1995, Revised (latest: June 14, 1996), submitted by Sheahan & Associates, Inc. contains the recommended surcharge, calculation and discussion of the sewer surcharge and other charges. It is important to note, that this is a limited rate proceeding relative to the issues stated within and is not representative of a full rate increase request.

The Receivership has obtained a letter from Barnett Bank of Polk County stating interest in offering a loan (for emergency repairs and maintenance) with the condition that it be secured by a court-ordered rate structure. As a result, the County's consultant has recommended that the surcharge be approved to be charged for the life of the proposed debt.

John Sheahan, President of Sheahan & Associates, Inc. will present his report and address any concerns the Board may have.

#### RECOMMENDATION

Staff concurs with the County's rate consultant recommendations as

Skyview Utilities Receivership  
Request for Emergency Rate  
July 16, 1996  
page 3

follows:

1. The Receivership be authorized to bill a temporary sewer surcharge of \$5.72 monthly to each sewer connection during the life of the proposed debt.
2. A vacation rate equal to the monthly minimum charge for each water and sewer which will apply to all customers which have their service temporarily disconnected. The customer will continue to be billed and pay the minimum monthly charge \$8.50 for water and \$16.66 for sewer, plus the temporary sewer surcharge of \$5.72. If the customer does not pay the billings during their absence, then the utility will collect the unpaid balance upon the return of the customer.
3. The security deposit will be revised to \$30 for each water connection and \$40 for each sewer connection.

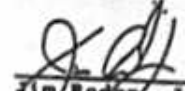
In addition, staff recommends:

1. Waiving the application fee.
2. Setting these new rates effective with consumption on or after August 1, 1996 and the resulting bills.
3. Continuing all other fees and charges as previously approved by the Utilities Commission.

**FISCAL IMPACT**

Not applicable.

REVIEWED BY:

  
\_\_\_\_\_  
Jim Roden, Jr.  
Asking County Manager

  
\_\_\_\_\_  
County Attorney

  
\_\_\_\_\_  
Darrell W. Gunn  
Public Works Director

**SKYVIEW UTILITIES  
RECEIVERSHIP**

**RATE CONSULTANT'S REPORT  
ON EMERGENCY RATE REQUEST**

Dated October 10, 1995

Revised by Supplements dated:

December 22, 1995

February 26, 1996

April 5, 1996

April 18, 1996

June 14, 1996

**RECEIVED**

JUL 03 1996

**POLK COUNTY  
UTILITIES DEPARTMENT**

Submitted By  
Sheahan & Associates, Inc.  
305-B Bullard Parkway  
Tampa, Florida 33617  
(813) 988-3005



**SHEAHEN & ASSOCIATES, INC.**

306-B BULLARD PARKWAY  
TAMPA, FLORIDA 33617

(813) 988-3005  
FAX (813) 980-3078

June 24, 1996

Don Crawford, Director  
Polk County  
Utilities Division  
P.O. Box 2019  
Bartow, Florida 33830

Re: Rate Consultant's report on Emergency Rate Request submitted by Skyview Utilities Receivership (Receivership)

Dear Mr. Crawford:

We have prepared this report to assist Polk County in the determination of a temporary sewer surcharge for the Receivership. In view of the dynamic nature of these proceedings, this report should be considered in connection with subsequent events from the date of this report. Distribution of this letter and accompanying schedules, which are to be distributed only in their entirety, is intended solely for Polk County's use in connection with the above stated purpose.

**Calculation of Temporary Sewer Surcharge**

The income and expenses for the most recently completed calendar year ended 12/31/95 were normalized using the following modifications:

1. Impact fees were reclassified to contributions in aid of construction and are not considered as revenue for purposes of rate setting -- See Adjustment (a)
2. Legal have been normalized at an annual amount of \$19,788 -- See Adjustment (b)
3. Contracted Services have been normalized to include the SE Utilities contract, plus two (2) meter readers -- See Adjustment (c)
4. Inasmuch as there has been no investigation into Rate Base for the Receivership, Depreciation & Amortization expense has been eliminated -- See Adjustment (d)
5. Franchise fees collected are not a revenue of the Receivership and therefore, Franchise fees collected have been eliminated -- See Adjustment (e)
6. Franchise fees expended are not an expense of the Receivership and therefore, Franchise fee expenses have been eliminated -- See Adjustment (e)

Don Crawford re Skyview Utilities Receivership  
June 24, 1996

7. Management Fee paid during the FYE 12/31/95 were amounts owed to the former owner and will not continue and therefore, Management Fees have been eliminated -- See Adjustment (e)
8. The Receivership has experienced significant repairs and maintenance expenses during the 12/31/95. However, the annual recurring repairs and maintenance expenses are expected to be approximately \$50,000.
9. Travel Expense is non-recurring and therefore, Travel Expense has been eliminated -- See Adjustment (e)
10. The Receiver compensation includes the day to day management of the utility operations, billing, collection and customer service and in addition, includes the duties undertaken as the Receiver before the court to preserve and perpetuate the utility -- See Adjustment (e)
11. Inasmuch as this report assumes that the existing debt of the utility has been fully satisfied, the Interest expense (old debt) has been eliminated -- See Adjustment (e)
12. The Amortization of Rate Case Expense relates to the prior rate case and therefore, has been eliminated -- See Adjustment (e)

The Receiver provided projected receipts and expenditures for year ending 12/31/96. Each line item was compared and contrasted with the normalized amounts for the historical year ended 12/31/95 and were found to be reasonable. Therefore, the Receiver's projected amounts were used as a basis of determining the revenue requirement.

#### Revenue Proof

A revenue proof has been provided to demonstrate that the application of the recommended temporary sewer surcharge provides the recommended revenue requirement. (Page 8)

#### Recommendations

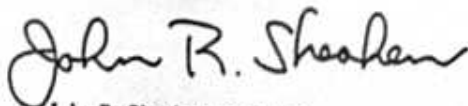
1. The Receivership is authorized to bill a temporary sewer surcharge of \$5.72 monthly to each sewer connection during the life of the proposed debt.
  2. A residential vacation rate equal to the monthly minimum charge will apply to all customers which have their service temporarily disconnected. The customer will continue to be billed and pay the minimum monthly charge of \$8.50 for water and \$16.66 for sewer, plus the temporary sewer surcharge of \$5.72. If the customer does not pay the billings during their absents, then the utility will collect the unpaid balance upon the return of the customer.
- The security deposit will be revised to \$30.00 for each water connection and \$40.00 for each sewer connection.

Don Crawford re Skyview Utilities Receivership  
June 24, 1996.

**Conclusion**

Based on the Receiver's projected receipts and expenditures, the revenues appear to be sufficient to support the proposed annual debt service. However, there will usually be differences between the projected and actual results, because events and circumstances frequently do not occur as expected, and those differences may be material.

Respectfully submitted,



John R. Sheahan, President  
JRS/gn

Polk County B.O.C.C.  
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000877

CALCULATION OF  
TEMPORARY SEWER SURCHARGE

SKYVIEW UTILITIES RECEIVERSHIP  
TEMPORARY SEWER SURCHARGE  
CALCULATION OF SURCHARGE

Preparer: J. Sheahan  
Date: 06/26/96  
Restricted solely for use by Polk  
County in setting rates for Skyview

File: Skyview2

Line  
No.  
1 Temporary sewer surcharge  
2  
3 Divide by sewer customers billed annually  
4  
5 Temporary monthly surcharge

Recommended
\$81,062
<u>14,184</u>
\$5.72

STYREWEE UTILITIES RECEIVABLES  
TEMPORARY SEWER BALANCE  
PROJECTED CASH FLOW

LINE	DESCRIPTION	A	B	C	D	E	F	G
		Total	Historical DYE 12/31/95	Historical	Projected DYE 12/31/96	Projected	Projected DYE 12/31/96	Operating Margin
			Debit	Debit	Debit	Debit	Debit	
1	SYSTEM RECEIPTS							
2	Water sales	1122,250		1122,250	1,108,823		1,108,823	
3	5-year sales	227,642		227,642	228,095		228,095	
4	Other Income	15,590		15,590	16,778		16,778	
5	Franchise fees collected	6,412		6,412				
6	Temporary sewer surcharge							
7	Impact fees							
8	Subtotal	490	(490)	0	11,062		11,062	
9	OPERATING EXPENDITURES							
10	Accounting & Legal	387,534	(8,812)	378,722	438,685		438,685	5426,488
11	Legal	6,000		6,000	2,400		2,400	
12	Auto & Truck Expenses	28,265	(9,577)	18,788	20,726		20,726	
13	Burn Charges	4,427		4,427	5,575		5,575	
14	Bad Debt Expense				1,300		1,300	
15	Electric	2,626		2,626	3,420		3,420	
16	Equipment Rent	28,183		28,183	32,320		32,320	
17	Franchise fee expense	1,875		1,875				
18	General Office Overhead	8,466	(8,466)	0	0		0	
19	Insurance - General	14,520		14,520	15,208		15,208	
20	Contract Services	5,062		5,062	12,262		12,262	
21	Management Fee	28,548	2,871	31,419	42,802		42,802	
22	Salaries & Benefits	16,211	(16,211)	0	0		0	
23	Professional Fees	8,406		8,406	0		0	
24	Repairs & Maint.	8,675	(12,507)	3,832	4,271		4,271	
25	Water	81,507		81,507	50,801		50,801	
26	Wastewater	82,223		82,223	86,463		86,463	
27	Single Payment	1,825		1,825	0		0	
28	Shop Supplies	27,945		27,945	22,811		22,811	
29	Telephone/Utilities	10,545		10,545	14,817		14,817	
30	Travel Expenses	3,507		3,507	2,876		2,876	
31	Training Expenses	625		625	0		0	
32	Subtotal	18,720	(8,278)	10,442	28,092		28,092	
33	NON-OPERATING EXPENDITURES							
34	Depreciation & Amortization	428,787	(67,248)	361,539	357,624		357,624	
35	Interest expense (not paid)	15,780	(15,780)	0	0		0	
36	Proposed debt - Avg. Interest	117,408	(117,408)	0	0		0	
37	Proposed debt - Principal							
38	Taxes - R.E., Tang & Intang.	14,840		14,840	14,200		14,200	
39	Amount of Rate Case Expense	5,488	(5,488)	0	47,263		47,263	
40	Subtotal	171,665	(137,676)	33,989	123,687		123,687	
41	EXCESS (SHORTFALL) OF REVENUES							
42	OVER EXPENDITURES	(119,823)	(133,108)	12,105	20		20	10.9%
43								
44								
45								
46								
47								

(1) Source: Receivables Statement, dated 2/26/96  
(2) Source: Addendum to Styrewee Utilities Receiver's Report dated 8/14/95, as amended by phone conference 8/7/96

Prepared by J. Shattuck  
Date: 02/26/96  
Restricted solely for use by Pub  
Company in setting rates for Styrewee

**SKYVIEW UTILITIES RECEIVERSHIP  
 TEMPORARY SEWER SURCHARGE  
 ADJUSTMENTS**

Preparer: J. Sheahan  
 Date: 06/26/96  
 Restricted solely for use by Polk  
 County in setting rates for Skyview

File: Skyview2

Line No.		A	B	C
1	(a) To reclassify impact fees to contributions in aid of construction			
2	Adjustment			
3				
4	(b) To normalize legal			
5	Total legal			\$400
6	Anticipated legal	29,365		
7	Amount to be deferred	30,000		
8	Amortization period in years	59,365		
9	Amortization	3		
10	Total accounting & legal for 1995		19,788	
11			(29,365)	
12	Adjustment			
13				
14	(c) To adjust contract services			
15	SE Utilities contract (\$3,297 X 12 mos.)			
16	Meter reader with benefits:		39,564	
17	Annual wages			
18	Unemployment @3.5% on 1st \$7,000	12,480		
19	Payroll taxes @7.65%	245		
20	Total	955		
21	Hours	13,680		
22	Hourly rate	2,040		
23	Hours (16 X 12 months)	192		
24	Meter reader without benefits:			
25	Contract labor hourly rate		1,288	
26	Hours (16 X 12 months)	4.00		
27		192		
28	Total contract services for 1995		768	
29			(38,549)	
30	Adjustment			
31				
32	(d) To eliminate depreciation expense			\$3,071
33				
34				
35	(e). To normalize the following revenue and expense:			
36	Franchise fees collected			
37				
38	Franchise fee expense			\$8,412
39				
40	Management Fee			(9,466)
41				
42	Repairs & Maint.			(16,211)
43				
44	Travel Expense			(43,507)
45				
46	Receiver Compensation			(825)
47				
48	Interest expense (old debt)			\$9,270
49				
50	Amort. of Rate Case Expense			(111,408)
				(5,488)



SKYVIEW UTILITIES RECEIVERSHIP  
TEMPORARY SEWER SURCHARGE

Preparer: J. Sheahan  
Date: 06/26/96  
Restricted solely for use by Polk  
County in setting rates for Skyview

File: Skyview2	A	B
Line No.	<b>ANNUAL DEBT SERVICE</b>	
1	Amount of loan:	
2	New lift stations	\$150,000
3	Sleeve gravity line	45,600
4	Contingency	39,120
6	Recoupment of 1995 improvements	57,456
7	Issuance costs	15,378
8	Subtotal	307,554 (1)
9	Buy-out of 1st Mortgage	25,000 (1)
10	Issuance costs	600
11	Debt	333,154
12	Monthly amortization of debt:	
13	Term in months	84 (1)
14	Annual interest rate	9.75% (1)
15	Monthly payment	\$5,488 (1)
16	Number of months in a year	12
18	Annual debt service	\$65,854
25	Calculation of average annual interest expense	
27	Annual payments (line 18)	\$65,854
27	Life of debt in years	7
28	Total debt service payments	460,976
29	Principal	333,154
30	Interest expense	127,822
31	Life of debt in years	7
32	Average annual interest expense	\$18,260

34. (1) Source: Addendum to Skyview Utilities Receiver's Request dated 6/14/96

Polk County B.O.C.C.

JUL 16 1996 VOLUME 1 27

000883

REVENUE PROOF

**SPRING UTILITIES RECEIPTS  
TELEPORTARY SEWER SURCHARGE  
Revenue Proofs for FYE 1991/95  
FYE - 5/24/95**

Prepared: J. Shuman 06/26/95  
Date:  
Residential utility fee set by Public  
County in setting rates for 5/24/95

Line No.	A		C		G		F		D	
	Projected Gas	Rate	Historical	Current	Temporary Surcharge Recommended	Historical	Temporary Surcharge Recommended	Historical	Temporary Surcharge Recommended	
1	<b>Sewer Revenue</b>									
2	Residential	14,180 (1)	14,160	\$16.66	\$5.72	\$235,906	\$40,895			
3	Commercial	24	24	\$60.00 (2)	\$5.72	1,440	137			
4	Gas	14,184	14,184							
5	Revenue proof for sewer					237,346	41,132			
6	Revenue: per boxes					237,882 (7)	81,062			
7	Recommended Temporary Sewer Surcharge					15,530	11			
8	Difference					20,275	8,015			
9	% Difference									
10										
11										
12										
13										
14										
15										
16										
17	Residential									
18	Crystal Wood Club House									
19	All other									
20	Commercial									
21	Bottle consumption									
22	Revenue proof for water									
23	Revenue: per boxes									
24	Difference									
25	% Difference									
26										
27										
28										
29										
30	Calculation of water consumption:									
31	Water purchased									
32	Allowance for unaccounted for @25% (2)									
33	Total consumption									
34	Included in minimum (24,882,000) X the 24									
35	Galons consumption									
36										
37										
38										
39										
40										

Water Revenue Proof			
Historical	Current	Historical	Current
Surcharge	Rates	Revenue Proof	Revenue Proof
12	\$14.00	\$408	\$408
8,432 (1)	\$4.50	40,882	40,882
24	\$4.50	204	204
18,348	\$2.26 RM	41,481	41,481
		122,735	122,735
		122,250 (9)	122,250 (9)
		\$485	\$485
		0,415	0,415

(1) Historical customers have been adjusted to reflect the impact of seasonal vacancy and usage  
 (2) Current commercial sewer rate is 140% of water use. Estimate of \$50 based on 1991 rate case  
 (3) Source: Recirculation water dated 4/16/95, Page 1  
 (4) Based on ratio of non-ozonate consumption to total consumption in 1991 rate case  
 (5) Source: Recirculation water dated 2/26/95



Board of County Commissioners

305 N. Jackson  
P.O. Box 2019  
Bartow, FL 33831

Administration: (941) 534-6039  
Administration Fax: (941) 534-6059  
Operations / Maintenance: (941) 534-7351

Utilities Division

November 5, 1996

Florida Public Service Commission  
Water and Wastewater Division  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0873  
ATTN: Ms. Billie Messer, Regulatory Analyst Supervisor

**Re: Cases Pending In Polk County At the Time of Jurisdictional Transfer**

Dear Ms. Messer:

As you are aware, there were six franchises issues pending before the Utilities Commission at the time Polk County relinquished jurisdiction of the water and wastewater franchises to the FPSC on May 14, 1996. All of those issues, with the possible exception of Skyview Utilities, Ltd.'s "permanent" rate increase, have now been resolved. Andy Reilly, the court appointed receiver for Skyview Utilities, Ltd., is currently evaluating the jurisdictional options available for the permanent rate increase.

Enclosed please find the chart titled "Status of Specific Water & Wastewater Franchises Issues Pending at the Time of Jurisdictional Transfer" which lists the outcome of each of those issues. Also, enclosed is a copy of the official minutes documenting the actions of the Board of County Commissioners sitting as the Polk County Utilities Commission.

If you have any questions, please give me a call. Thank you.

Sincerely,

Paula M. Zwack  
Utilities Fiscal and Franchise Manager

.cc Donald Crawford, Utilities Director  
Darrell Gunn, Public Works Director

Status of Franchise Issues  
page 2

.cc (continued)

Mark Carpanini, County Attorney  
Sports Shinko Utility, Inc.  
Village Water, Ltd.  
Skyview Utilities, Ltd.  
Cypress Lakes Assoc., Ltd.  
Crooked Lake Water Co., Inc.

PSC transitional files  
Each franchise file

# Polk County Utilities Commission

## Status of Specific Water & Wastewater Franchise Issues Pending at the Time of Jurisdictional Transfer

Prepared by: Paula M. Zwick, Utilities Fiscal Manager  
per franchise acts  
04-Nov-00

Franchise Name	Issue/Action	Public Hearing Date	Outcome
Sports Shinko Utility, Inc. d/b/a Crescent Utilities	Rate Application for Restructuring of Rates Only	July 2, 1990	Recommended rates were approved to generate revenue neutral (no more than 1990 revenue). If excess earnings occur, money to be refunded to customers. PCLUC motion included directive to have FPSC do audit in one year to determine if overearning has occurred.
Village Water, Ltd.	Rate Increase Application	July 10, 1990	Recommended rates were approved. The County Consultant report included in the minutes contains the Board approved rates.
Sprayer Utilities, Ltd.	Emergency Rate Increase Apply	July 10, 1990	Recommended rates were approved (per sewer connection surcharge approved for the life of the proposed loan for emergency repairs). As of 10/20/90, loan process not yet completed. Water & sewer deposits increased too. Court Appointed Receiver reviewing options regarding jurisdiction for this rate increase application.
Garden Grove Water Company, Inc.	"Permanent" Rate Increase Apply Emergency Development request to be removed from franchise area	P E N D I N G June 4, 1990 June 11, 1990	Board denied request from Emermer. Order issued by Board. Currently being litigated.
Cypress Lakes Assoc., Ltd. formerly Cypress Lakes Regional Utility, L.C.	Establish Initial Rates	August 6, 1990	Recommended rates were approved along with several miscellaneous fees.
Crooked Lake Park Water Co., Inc.	Rate Increase Application	August 20, 1990 September 3, 1990 September 24, 1990	Board continued hearing to 9/3/90. The rates contained in this day's minutes are not those approved. Board continued hearing to 9/24/90. The rates contained in this day's minutes are not those approved. Recommended rates were approved.

**EXHIBIT 4**

**Original and two copies of Water Tariff and Wastewater Tariff.**



**EXHIBIT 5**  
**LEGAL DESCRIPTION OF SKYVIEW UTILITIES SERVICE AREA**

**PARCEL 1**

Beginning at the Northwest corner of the NE 1/4 of the NW 1/4 of Section 27, Township 28 South, Range 24 East, run thence South along the West boundary of Skyview Heights, Unit No. 2 as recorded in Plat Book 63, Page 24 of the Public Records of Polk County, Florida, 948.68 feet, thence Southeasterly along the Southwest boundary of said Skyview Heights, Unit No. 2 and the Southwest boundary of Evermore Estates, a subdivision recorded in Plat Book 73, Page 15 of the Public Records of Polk County, Florida, 785.44 feet, thence South 74.86 feet, thence East 71 feet, thence South 94 feet, East 100 feet along said Evermore Estates to the Southeast corner of Lot 6 of said Evermore Estates, thence South 921.55 feet, thence East 125 feet, South 85 feet, East 40 feet, South 95 feet, East 350 feet, North 95 feet, East 50 feet, North 40 feet, East 95 feet, North 100 feet, East 115 feet, North 41.55 feet, East 210 feet, South 450 feet, East 325 feet, North 190 feet, East 120 feet, North 225 feet, West 220 feet, North 170 feet, West 250 feet, North 130 feet, West 360 feet, South 81.55 feet, West 310 feet, North 741.55 feet, West 160 feet, North to the North boundary of the SE 1/4 of the NW 1/4 of said Section 27, thence East to centerline of Goodyear Avenue, thence North along said centerline to the North boundary of Fernwood Apartments, a subdivision recorded in Plat Book 75, Page 29 of the Public Records of Polk County, Florida, thence West 201 feet, North 750 feet, thence East 201 feet, thence North to the centerline of Skyview Drive, thence West along said centerline 330 feet, thence South 345 feet, West 136 feet, North to the North boundary of said Section 27, thence West along said North boundary to the point of beginning.

**PARCEL 2**

And also: Crystal Acres, First Addition, Phase One, a subdivision recorded in Plat Book 66, Page 27 of the Public Records of Polk County, Florida. All in Section 27, Township 28 South, Range 24 East.

**PARCEL 3**

And also: The North 1/2 of the NW 1/4 of Section 26, Township 28 South, Range 24 East, being Citrus Woods Estates, Units 1, 2, 3 and 4.

**PARCEL 4**

And also: Beginning at the Northwest corner of the SW 1/4 of the SW 1/4 of Section 23, Township 28 South, Range 24 East, thence East to the Northeast corner of said SW 1/4 of the SW 1/4, thence North along the West boundary of the NE 1/4 of the SW 1/4 of said Section 23, 750.46 feet, N85° 56'05"E 204.07 feet, S51° 04'05"E 38.51 feet, N73° 58'03"E 193.06 feet, East 72.56 feet, North 236.03 feet, East 325.54 feet, South 500

feet, East 180 feet, South 600 feet, East 100 feet, South 1247.05 feet to the South boundary of said Section 23, thence West along said South boundary 673.71 feet, thence North to an old phosphate pit, thence Northerly, Northwesterly, and Southerly along said pit to a point on the South boundary of said pit which is 1588 feet East of the West boundary of said Section 23, thence S54° 22'42"W 31.07 feet, thence South to the South boundary of said Section 23, thence West along said South boundary to the Southeast corner of McMillen Acre, a subdivision recorded in Plat Book 71, Page 18 of the Public Records of Polk County, Florida, thence North to the Northeast corner of said McMillen Acre, East along the North boundary of said McMillen Acre to the West boundary of said Section 23, thence North along said West boundary to the point of beginning. All being in the SW 1/4 of Section 23, Township 28 South, Range 24 East.

#### PARCEL 5

Beginning at the SW corner of the SE 1/4 of the SW 1/4 of Section 22, Township 28 South, Range 24 East, run thence along the boundaries of Unrecorded Golf Club Estates, Phase No. 3, along the following courses: North 383.75 feet, East 324.9 feet, N10° 44'E 253.17 feet, N17° 21'20"E 470.3 feet, N65° E 65.35 feet, N22° 47'20"E 262.4 feet, S85° 16'20":E 403.39 feet, South 200.69 feet, N95° 16'20"W 305.38 feet, S18° 09'30"E 475.94 feet, South 279.18 feet, S45° E 344.73 feet, thence South along the East boundary of said Unrecorded Golf Club Estates, Phase No. Three to the South boundary of an unnamed lake, thence Northeasterly and Northerly along said lake to a point 250 feet North of the South boundary of said Section 22, thence East along a line parallel with and 250 feet North of the South boundary of said Section 22 to the South boundary of an unnamed lake, thence Easterly along the South boundary of said Lake to the West boundary of Unrecorded Golf Club Estates, Phase Four, said West boundary being 822 feet East of the West Boundary of the SW 1/4 of the SE 1/4 of said Section 22, thence North to a point 1050 feet North of the South boundary of said Section 22, East 320 feet, South 800 feet, East 80 feet, North 250 feet, East 100 feet, South 250 feet, East 250 feet to Skyview, Phase V, a subdivision recorded in Plat Book 68, Page 27 of the Public Records of Polk County, Florida, thence along the boundaries of said Skyview, Phase V along the following courses: Northerly 170 feet more or less, N60° W 360 feet more or less, North 310 feet, N30° W 225 feet, West 170 feet, North 830 feet, East 360 feet, South 745 feet, S60° E 30 feet, N 30° E 290 feet to Unrecorded Secret Cove, thence along the boundaries of said Secret Cove along the following courses: N60° W 80 feet, North 750 feet, West 260 feet, North 400 feet, East 300 feet, S22° 27'E 429.12 feet, N84° 04'40"E 270.91 feet, North 333.58 feet, Northeasterly 85.69 feet, East 50 feet, South 660.78 feet, East 256.88 feet, South 434.88 feet, East 378.65 feet, South 60 feet, West 378.65 feet, South 166.29 feet, West 256.88 feet, South 1322 feet to the South boundary of said Section 22, thence West to the point of beginning.

**PARCEL 6**

And also: Commencing at a point 148 feet East of the Southwest corner of the SE 1/4 of Section 22, Township 28 South, Range 24 East, run North 300 feet, N2° 54'10"E 300.17 feet, N24° 35'50"W 95.15 feet to the point of beginning, thence along the following courses: continue N24° 35'50"W 26.09 feet, N38° 37'55"E 93.08 feet, N4° 43'40"E 200 feet, N85° 16'20"W 90 feet, N8° 25'39"W 310 feet, N10° 23'10"E 781.66 feet, East 403.82 feet, South 993.39 feet, N85° 16'20"W 91.09 feet, South 428.31 feet, N85° 16'20"W 224.5 feet to the point of beginning. All being in Section 22, Township 28 South, Range 24 East.

**EXHIBIT 6  
TERRITORY MAPS**

A. The enclosed Territory Maps are herein cross referenced to the Legal Descriptions in Exhibit 5.

<u>PARCEL NO.</u>	<u>MAP</u>
1	Northwest 1/4 of S27 T 28S/R 24E Northeast 1/4 of S27/T 28S/R 24E Southeast 1/4 of S27/T 28S/R 24E.
2	Southeast 1/4 of S27/T 28S/R 24E.
3	Northeast 1/4 of S26/T 28S/R 24E
4	Southeast 1/4 of S23/T 28S/R 24E.
5	Southwest 1/4 of S22/T 28S/R 24E. Southeast 1/4 of S22/T 28S/R 24E.
6	Southeast 1/4 of S22/T 28S/R 24E.

B. The franchise area granted by Polk County was for water and sewer service. See Exhibits 5 for the legal descriptions. None of the franchised areas are within the corporate limits of the City of Lakeland but the City of Lakeland does supply water service to its customers within Skyviews' franchise area. At present Skyview has 934 water customers and 1277 wastewater customers.

C. Skyview is serving some customers outside its franchise area namely:

Crystal Acres Estates (See Southeast 1/4 of Section 27, Township 28 South, Range 24 East and within that portion of unrecorded Golf Club Estates Phase One & Phase Two lying west of the area shown in yellow on the Southeast 1/4 of Section 22, Township 28 South, Range 24 East, Territory Map. Compare these areas with those on the Systems Map (Exhibit 7).

**EXHIBIT 7  
SYSTEM MAP**

Skyview Utilities does not have a systems map for water and for sewer. The system evolved with little regard to making or keeping "as built" drawings for each area developed. When the Receiver was appointed he had Envisors, Inc. prepare a "General Service Area Map with Master Water Meters, Sewage Pump Stations, and Wastewater Treatment and Disposal System.

Envisors relied on site inspections to locate the pump stations and master water meters. This map shows the areas actually being served by Skyview and is keyed to show sewer service only and sewer/water service. It does not show the sewer lines or the water lines. The Receiver has not had the money to do the necessary field work and generate a map showing the actual sewer lines or water lines.

Therefore the General Service Area Map is the only thing available.

**WATER TARIFF**

SKYVIEW UTILITIES RECEIVERSHIP  
NAME OF COMPANY

**FILED WITH**  
**FLORIDA PUBLIC SERVICE COMMISSION**

ORIGINAL SHEET NO. 1.0

WATER TARIFF

SKYVIEW UTILITIES RECEIVERSHIP  
NAME OF COMPANY

POST OFFICE BOX 3530

HAINES CITY, FL 33845  
(ADDRESS OF COMPANY)

(941) 422-1282 & (800) 515-5087  
(Business & Emergency Telephone Numbers)

FILED WITH

FLORIDA PUBLIC SERVICE COMMISSION

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 2.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

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Technical Terms and Abbreviations .....	5.0, 5.1
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ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 3.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

(Continued to sheet no. 3.1)

TERRITORY SERVED

CERTIFICATE NUMBER -

COUNTY - POLK

COMMISSION ORDER(S) APPROVING TERRITORY SERVED -

Order Number

Date Issued

Docket Number

Filing Type

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 3.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

(Continued from Sheet No. 3.0)

DESCRIPTION OF TERRITORY SERVED

**LEGAL DESCRIPTION OF SKYVIEW UTILITIES SERVICE AREA**

**PARCEL 1**

Beginning at the Northwest corner of the NE 1/4 of the NW 1/4 of Section 27, Township 28 South, Range 24 East, run thence South along the West boundary of Skyview Heights, Unit No. 2 as recorded in Plat Book 63, Page 24 of the Public Records of Polk County, Florida, 948.68 feet, thence Southeasterly along the Southwest boundary of said Skyview Heights, Unit No. 2 and the Southwest boundary of Evermore Estates, a subdivision recorded in Plat Book 73, Page 15 of the Public Records of Polk County, Florida, 785.44 feet, thence South 74.86 feet, thence East 71 feet, thence South 94 feet, East 100 feet along said Evermore Estates to the Southeast corner of Lot 6 of said Evermore Estates, thence South 921.55 feet, thence East 125 feet, South 65 feet, East 40 feet, South 95 feet, East 350 feet, North 95 feet, East 50 feet, North 40 feet, East 95 feet, North 100 feet, East 115 feet, North 41.55 feet, East 210 feet, South 450 feet, East 325 feet, North 190 feet, East 120 feet, North 225 feet, West 220 feet, North 170 feet, West 250 feet, North 130 feet, West 360 feet, South 81.55 feet, West 310 feet, North 741.55 feet, West 160 feet, North to the North boundary of the SE 1/4 of the NW 1/4 of said Section 27, thence East to centerline of Goodyear Avenue, thence North along said centerline to the North boundary of Fernwood Apartments, a subdivision recorded in Plat Book 75, Page 29 of the Public Records of Polk County, Florida, thence West 201 feet, North 750 feet, thence East 201 feet, thence North to the centerline of Skyview Drive, thence West along said centerline 330 feet, thence South 345 feet, West 136 feet, North to the North boundary of said Section 27, thence West along said North boundary to the point of beginning.

**PARCEL 2**

And also: Crystal Acres, First Addition, Phase One, a subdivision recorded in Plat Book 66, Page 27 of the Public Records of Polk County, Florida. All in Section 27, Township 28 South, Range 24 East.

**PARCEL 3**

And also: The North 1/2 of the NW 1/4 of Section 26, Township 28 South, Range 24 East, being Citrus Woods Estates, Units 1, 2, 3 and 4.

**PARCEL 4**

And also: Beginning at the Northwest corner of the SW 1/4 of the SW 1/4 of Section 23, Township 28 South, Range 24 East, thence East to the Northeast corner of said SW 1/4 of the SW 1/4, thence North along the West boundary of the NE 1/4 of the SW 1/4 of said Section 23, 750.46 feet, N85° 56'05"E 204.07 feet, S51° 04'05"E 38.51 feet, N73° 58'03"E 193.06 feet, East 72.56 feet, North 236.03 feet, East 325.54 feet, South

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 3.2

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

(Continued from sheet no. 3.1)

500 feet, East 180 feet, South 600 feet, East 100 feet, South 1247.05 feet to the South boundary of said Section 23, thence West along said South boundary 673.71 feet, thence North to an old phosphate pit, thence Northerly, Northwesterly, and Southerly along said pit to a point on the South boundary of said pit which is 1588 feet East of the West boundary of said Section 23, thence S54° 22'42"W 31.07 feet, thence South to the South boundary of said Section 23, thence West along said South boundary to the Southeast corner of McMillen Acre, a subdivision recorded in Plat Book 71, Page 18 of the Public Records of Polk County, Florida, thence North to the Northeast corner of said McMillen Acre, East along the North boundary of said McMillen Acre to the West boundary of said Section 23, thence North along said West boundary to the point of beginning. All being in the SW 1/4 of Section 23, Township 28 South, Range 24 East.

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**PARCEL 6**

And also: Commencing at a point 148 feet East of the Southwest corner of the SE 1/4 of Section 22, Township 28 South, Range 24 East, run North 300 feet, N2° 54'10"E 300.17 feet, N24° 35'50"W 95.15 feet to the point of beginning, thence along the following courses: continue N24° 35'50"W 26.09 feet, N38° 37'55"E 93.08 feet, N4° 43'40"E 200 feet, N85° 16'20"W 90 feet, N8° 25'39"W 310 feet, N10° 23'10"E 781.66 feet, East 403.82 feet, South 993.39 feet, N85° 16'20"W 91.09 feet, South 428.31 feet, N85° 16'20"W 224.5 feet to the point of beginning. All being in Section 22, Township 28 South, Range 24 East.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 4.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

COMMUNITIES SERVED LISTING

<u>COUNTY</u> <u>NAME</u>	<u>DEVELOPMENT</u> <u>NAME</u>	<u>RATE SCHEDULE(S)</u> <u>AVAILABLE</u>	<u>SHEET NO.</u>
Polk	Citrus Woods 2, 3, 4 Crystal Acres Evermore Estates Fairway Secret Cove Skyview Waters Skyview Boulevard Skyview Subdivision Skyview South Sunshine Estates Skyview Cove	Master	11.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

TECHNICAL TERMS AND ABBREVIATIONS

- 1.0 "BFC" - "BFC" is the abbreviation for "Base Facility Charge" which is the minimum amount the utility may charge to the Company's customers and is separate from the amount billed for water consumption on the utility's bills to its customers.
- 2.0 "CERTIFICATE" - A document issued by the Commission authorizing the Company to provide water service in a specific territory.
- 3.0 "COMMISSION" - "Commission" refers to the Florida Public Service Commission.
- 4.0 "COMMUNITIES SERVED" - The group of customers who receive water service from the Company and who's service location is within a specific area or locality that is uniquely separate from another.
- 5.0 "COMPANY" - SKYVIEW UTILITIES RECEIVERSHIP
- 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 which are located on the customer's side of the "Point of Delivery" and used in connection with or forming a part of the installation necessary for rendering water service to the customer's premises regardless of whether such installation is owned by the customer or used by the consumer under lease or other agreement.
- 8.0 "MAIN" - A pipe, conduit, or facility used for conveying water service through individual services or through other mains.
- 9.0 "POINT OF DELIVERY" - For water systems, "point of delivery" shall mean the outlet connection of the meter for metered service or the point at which the company's piping, fittings and valves connect with the customer's piping, fittings and valves for non-metered service.
- 10.0 "RATE" - Amount which the utility may charge for water service which is applied to the customer's actual consumption.
- 11.0 "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.

ANDREW P. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 5.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

(Continued from Sheet No. 5.0)

- 12.0 **"SERVICE"** - Service, as mentioned in this tariff and in agreement with customers, 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.
- 13.0 **"SERVICE LINES"** - The pipe between the Company's mains and the point of delivery and shall include all of the pipe, fittings and valves necessary to make the connection to the customer's premises excluding the meter.
- 14.0 **"TERRITORY"** The geographical area described by metes and bounds 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.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 6.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

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(Continued to Sheet No. 6.1)

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 6.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

(Continued from Sheet No. 6.0)

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ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 7.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

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.

- 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 re-use 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 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 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 in full is made in full to the Company for all extra expenses incurred for clerical work, testing, and inspections.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 8.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

**WATER 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 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.

9.0 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.

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 water service installations or changes shall be inspected upon completion by a competent authority to ensure that the customer's pipes, apparatus, 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.

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 utility property or refuses to correct any problems reported by the utility, service may be discontinued in accordance with Rule 25-30.320, Florida Administrative Code.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 9.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

**WATER TARIFF**

(Continued from Sheet No. 8.0)

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.

13.0 ACCESS TO PREMISES - In accordance with Rule 25-30.320(2)(f), Florida Administrative Code, the company 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.

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 water service.

15.0 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 utility may not consider a customer delinquent in paying his or her bill until the twenty-first day after the utility 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 utility'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 utility shall bill the customer the base facility charge regardless of whether there is any usage.

16.0 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.

17.0 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.

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

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 10.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

**WATER TARIFF**

(Continued from Sheet No. 10.0)

- 20.0 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.
- 21.0 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.
- 22.0 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 splices are permitted and under no circumstances are connections allowed which may permit water to by-pass the meter or metering equipment.
- 23.0 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 billed to the customer as the case may be pursuant to Rule 25-30.350, Florida Administrative Code.
- 24.0 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.
- 25.0 METER ACCURACY REQUIREMENTS - All meters used by the company should conform to the provisions of Rule 25-30.262, Florida Administrative Code.
- 26.0 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.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 11.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

INDEX OF RATES AND CHARGES SCHEDULES

	<u>Sheet Number</u>
Customer Deposits .....	14.0
General Service, GS .....	12.0
Meter Test Deposit .....	15.0
Miscellaneous Service Charges .....	16.0
Residential Service, RS .....	13.0
Service Availability Fees and Charges .....	17.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 12.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

GENERAL SERVICE

RATE SCHEDULES 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 - Monthly.

RATE - Monthly General Applicability.

Citrus Woods Clubhouse

First 3,000 gallons (minimum)	\$34.00
Over 3,000 gallons (per thousand)	\$ 2.26

MINIMUM CHARGE - \$34.00.

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 35-30.320, 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 -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 13.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

RESIDENTIAL SERVICE

RATE SCHEDULES RS

AVAILABILITY - Available throughout the area served by the Company.

APPLICABILITY - For water service to 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 - Monthly.

RATE - Monthly General Applicability.

First 3,000 gallons (minimum)	\$3.50
Over 3,000 gallons (per thousand)	\$2.26

MINIMUM CHARGE - \$8.50.

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 35-30.320, 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 -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 14.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

SCHEDULE OF 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:

	<u>Residential</u>	<u>General Service</u>
5/8" x 3/4"	<u>\$30.00</u>	<u>\$30.00</u>
1"	<u>\$30.00</u>	<u>\$30.00</u>
1 1/2"	<u>\$30.00</u>	<u>\$30.00</u>
Over 2"	<u>\$30.00</u>	<u>\$30.00</u>

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). The Company will pay or credit accrued interest to the customers account during the month of June each year.

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 -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 15.0

NAME OF COMPANY SKYV. TW UTILITIES RECEIVERSHIP

WATER TARIFF

METER TEST DEPOSITS

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.

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

REFUND OF METER BENCH TEST DEPOSIT - The utility 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 field test in accordance with Rule 25-30.266, Florida Administrative Code.

EFFECTIVE DATE -

TYPE OF BILLING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 16.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

MISCELLANEOUS SERVICE CHARGES

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

VACATION LOCK FEE - This charge would be levied for turn off service requested for a vacation period.

RETURN CHECK FEE - This charge would be levied on all customers checks returned by the depository marked non sufficient funds or no such account.

LATE PAYMENT FEE - This charge would be levied for payments made after a bill becomes delinquent as defined by Rule 25-30.335(4).

VIOLATION RECONNECTION FEE - This charges would 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.

Schedule of Miscellaneous Service Charges

Vacation Lock Fee	\$ <u>20.00</u>
Return Check Fee	\$ <u>15.00</u>
Late Payment Fee	\$ <u>5.00</u>
Violation Reconnection Fee	\$ <u>20.00</u>

EFFECTIVE DATE -

TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 17.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES  
REFER TO SERVICE

<u>DESCRIPTION</u>	<u>AVAIL POLICY</u>	<u>SHEET NO</u>
	<u>AMOUNT</u>	
<u>Back-Flow Preventor Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	
<u>Customer Connection (Tap-In) Charge</u>		23.0
5/8" x 3/4" metered service .....	\$	
1" metered service .....	\$	
1 1/2" metered service .....	\$	
2" metered service .....	\$	
Over 2" metered service .....	\$	
<u>Guaranteed Revenue Charge</u>		23.0
With Prepayment of Service Availability Charges:		
Residential-per ERC/month ( __ GPD).....	\$	
All others-per gallon/month .....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month ( __ GPD).....	\$	
All others-per gallon/month .....	\$	
<u>Inspection Fee</u> .....	\$	23.0
<u>Main Extension Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot ( __ foot frontage).....	\$	
All others-per front foot .....	\$	
<u>Meter Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	23.0
<u>Plan Review Charge</u> .....	\$	23.0
<u>Plant Capacity Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	
<u>System Capacity Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -

TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 18.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

INDEX OF STANDARD FORMS

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APPLICATION FOR WATER SERVICE .....	20.0
COPY OF CUSTOMER'S BILL .....	21.0
CUSTOMER'S GUARANTEE DEPOSIT RECEIPT	19.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 19.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

CUSTOMER'S GUARANTEE DEPOSIT RECEIPT

NAME \_\_\_\_\_

SERVICE ADDRESS \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

DATE DEPOSIT RECEIVED \_\_\_\_\_ Check \_\_\_\_\_ Cash \_\_\_\_\_

AMOUNT OF DEPOSIT

WATER @ \$30.00	\$ _____
WASTEWATER @ \$40.00	\$ _____
TOTAL AMOUNT RECEIVED	\$ _____

RECEIVED BY: \_\_\_\_\_  
Skyview Utilities Receivership

All Customer Deposits shall be held by Skyview Utilities Receivership and refunded in accordance with the requirements of Rule 25-30.311, Florida Administrative Code.

ANDREW R. REILLY  
Issuing Officer

RECEIVED  
Title

ORIGINAL SHEET NO. 20.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

Application For Water Service

Name \_\_\_\_\_ Telephone Number \_\_\_\_\_

Billing Address \_\_\_\_\_

City State Zip

Service Address \_\_\_\_\_

City State Zip

Date service should begin \_\_\_\_\_

Service requested: Water \_\_\_\_\_ Wastewater \_\_\_\_\_ Both \_\_\_\_\_

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.
4. Bills for water service will be rendered - Monthly, Bimonthly, or Quarterly - as stated in the rate schedule. Bills must be paid within 20 days of mailing bills. If payment is not made after five working days 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 written notice within 5 days prior to the date the customer desires to terminate service.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 21.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

COPY OF CUSTOMER'S BILL

**SKYVIEW UTILITIES RECEIVERSHIP**  
P.O. BOX 3530 • HAINES CITY, FL 33845  
(800) 515-5087 • (941) 422-1282

FORWARDING & ADDRESS  
CORRECTION REQUESTED

TYPE OF SERVICE	METER READING		USED	CHARGES
	PRESENT	PREVIOUS		

PLEASE BRING THIS ENTIRE BILL TO OFFICE  
OR MAIL THIS STUB WITH YOUR PAYMENT

METER READ		CLAIM	BEFORE 15TH OF THE MONTH	LATE FEE	AFTER 15TH OF THE MONTH
MONTH	DAY				

CUSTOMER		PAY GROSS AMOUNT AFTER THIS DATE
ROUTE	ACCOUNT	

CPI-82233-1/97 - 10M

**ANDREW R. REILLY**  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 23.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

SERVICE AVAILABILITY POLICY

Skyview Utilities can only provide water service in conjunction with wastewater service. The Florida Department of Environmental Protection has prohibited Skyview Utilities from extending any additional wastewater service until such time as the unpermitted effluent disposal problem has been resolved and the existing litigation (Tenth Judicial Circuit Court in and for Polk County, Florida, Case No. GC-G-89-2276) has been dismissed.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



**WASTEWATER TARIFF**

SKYVIEW UTILITIES RECEIVERSHIP  
NAME OF COMPANY

**FILED WITH**  
**FLORIDA PUBLIC SERVICE COMMISSION**

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 1.0

WASTEWATER TARIFF

SKYVIEW UTILITIES RECEIVERSHIP  
NAME OF COMPANY

POST OFFICE BOX 3530

HAINES CITY, FLORIDA 33845  
(ADDRESS OF COMPANY)

(941) 422-1282 & (800) 515-5087  
(Business & Emergency Telephone Numbers)

FILED WITH

FLORIDA PUBLIC SERVICE COMMISSION

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 2.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

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Territory Served .....	3.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 3.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

TERRITORY SERVED

CERTIFICATE NUMBER -

COUNTY - POLK

COMMISSION ORDER(S) APPROVING TERRITORY SERVED -

Order Number

Date Issued

Docket Number

Filing Type

(Continued to Sheet No. 3.1)

ANDREW B. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 3.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from Sheet No. 3.0)

DESCRIPTION OF TERRITORY SERVED

**LEGAL DESCRIPTION OF SKYVIEW UTILITIES SERVICE AREA**

**PARCEL 1**

Beginning at the Northwest corner of the NE 1/4 of the NW 1/4 of Section 27, Township 28 South, Range 24 East, run thence South along the West boundary of Skyview Heights, Unit No. 2 as recorded in Plat Book 63, Page 24 of the Public Records of Polk County, Florida, 948.68 feet, thence Southeasterly along the Southwest boundary of said Skyview Heights, Unit No. 2 and the Southwest boundary of Evermore Estates, a subdivision recorded in Plat Book 73, Page 15 of the Public Records of Polk County, Florida, 785.44 feet, thence South 74.86 feet, thence East 71 feet, thence South 94 feet, East 100 feet along said Evermore Estates to the Southeast corner of Lot 6 of said Evermore Estates, thence South 921.55 feet, thence East 125 feet, South 65 feet, East 40 feet, South 95 feet, East 350 feet, North 95 feet, East 50 feet, North 40 feet, East 95 feet, North 100 feet, East 115 feet, North 41.55 feet, East 210 feet, South 450 feet, East 325 feet, North 190 feet, East 120 feet, North 225 feet, West 220 feet, North 170 feet, West 250 feet, North 130 feet, West 360 feet, South 81.55 feet, West 310 feet, North 741.55 feet, West 160 feet, North to the North boundary of the SE 1/4 of the NW 1/4 of said Section 27, thence East to centerline of Goodyear Avenue, thence North along said centerline to the North boundary of Fernwood Apartments, a subdivision recorded in Plat Book 75, Page 29 of the Public Records of Polk County, Florida, thence West 201 feet, North 750 feet, thence East 201 feet, thence North to the centerline of Skyview Drive, thence West along said centerline 330 feet, thence South 345 feet, West 136 feet, North to the North boundary of said Section 27, thence West along said North boundary to the point of beginning.

**PARCEL 2**

And also: Crystal Acres, First Addition, Phase One, a subdivision recorded in Plat Book 66, Page 27 of the Public Records of Polk County, Florida. All in Section 27, Township 28 South, Range 24 East.

**PARCEL 3**

And also: The North 1/2 of the NW 1/4 of Section 26, Township 28 South, Range 24 East, being Citrus Woods Estates, Units 1, 2, 3 and 4.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 3.2

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from sheet 3.1)

**PARCEL 4**

And also: Beginning at the Northwest corner of the SW 1/4 of the SW 1/4 of Section 23, Township 28 South, Range 24 East, thence East to the Northeast corner of said SW 1/4 of the SW 1/4, thence North along the West boundary of the NE 1/4 of the SW 1/4 of said Section 23, 750.46 feet, N85° 56'05"E 204.07 feet, S51° 04'05"E 38.51 feet, N73° 58'03"E 193.06 feet, East 72.56 feet, North 236.03 feet, East 325.54 feet, South 500 feet, East 180 feet, South 600 feet, East 100 feet, South 1247.05 feet to the South boundary of said Section 23, thence West along said South boundary 673.71 feet, thence North to an old phosphate pit, thence Northerly, Northwesterly, and Southerly along said pit to a point on the South boundary of said pit which is 1588 feet East of the West boundary of said Section 23, thence S54° 22'42"W 31.07 feet, thence South to the South boundary of said Section 23, thence West along said South boundary to the Southeast corner of McMillen Acre, a subdivision recorded in Plat Book 71, Page 18 of the Public Records of Polk County, Florida, thence North to the Northeast corner of said McMillen Acre, East along the North boundary of said McMillen Acre to the West boundary of said Section 23, thence North along said West boundary to the point of beginning. All being in the SW 1/4 of Section 23, Township 28 South, Range 24 East.

**PARCEL 5**

Beginning at the SW corner of the SE 1/4 of the SW 1/4 of Section 22, Township 28 South, Range 24 East, run thence along the boundaries of Unrecorded Golf Club Estates, Phase No. 3, along the following courses: North 383.75 feet, East 324.9 feet, N10° 44'E 253.17 feet, N17° 21'20"E 470.3 feet, N65° E 65.35 feet, N22° 47'20"E 262.4 feet, S85° 16'20":E 403.39 feet, South 200.69 feet, N85° 16'20"W 305.38 feet, S18° 09'30"E 475.94 feet, South 279.18 feet, S45° E 344.73 feet, thence South along the East boundary of said Unrecorded Golf Club Estates, Phase No. Three to the South boundary of an unnamed lake, thence Northeasterly and Northerly along said lake to a point 250 feet North of the South boundary of said Section 22, thence East along a line parallel with and 250 feet North of the South boundary of said Section 22 to the South boundary of an unnamed lake, thence Easterly along the South boundary of said Lake to the West boundary of Unrecorded Golf Club Estates, Phase Four, said West boundary being 822 feet East of the West Boundary of the SW 1/4 of the SE 1/4 of said Section 22, thence North to a point 1050 feet North of the South boundary of said Section 22, East 320 feet, South 800 feet, East 80 feet, North 250 feet, East 100 feet, South 250 feet, East 250 feet to Skyview, Phase V, a subdivision recorded in Plat Book 68, Page 27 of the Public Records of Polk County, Florida, thence along the boundaries of said Skyview, Phase V along the following courses: Northerly 170 feet more or less, N60° W 360 feet more or less, North 310 feet, N30° W 225 feet, West 170 feet, North 830 feet, East 360 feet, South 745 feet, S60° E 30 feet, N 30° E 290 feet to Unrecorded Secret Cove, thence along the boundaries of said Secret Cove along the following courses: N60° W 80 feet, North 750 feet, West 260 feet,

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ORIGINAL SHEET NO. 3.3

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from sheet 3.2)

North 400 feet, East 300 feet, S22° 27'E 429.12 feet, N84° 04'40"E 270.91 feet, North 333.58 feet, Northeasterly 85.69 feet, East 50 feet, South 660.78 feet, East 256.88 feet, South 434.88 feet, East 378.65 feet, South 60 feet, West 378.65 feet, South 166.29 feet, West 256.88 feet, South 1322 feet to the South boundary of said Section 22, thence West to the point of beginning.

**PARCEL 6**

And also: Commencing at a point 148 feet East of the Southwest corner of the SE 1/4 of Section 22, Township 28 South, Range 24 East, run North 300 feet, N2° 54'10"E 300.17 feet, N24° 35'50"W 95.15 feet to the point of beginning, thence along the following courses: continue N24° 35'50"W 26.09 feet, N38° 37'55"E 93.08 feet, N4° 43'40"E 200 feet, N85° 16'20"W 90 feet, N8° 25'39"W 310 feet, N10° 23'10"E 781.66 feet, East 403.82 feet, South 993.39 feet, N85° 16'20"W 91.09 feet, South 428.31 feet, N85° 16'20"W 224.5 feet to the point of beginning. All being in Section 22, Township 28 South, Range 24 East.

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ORIGINAL SHEET NO. 4.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

COMMUNITIES SERVED LISTING

<u>County Name</u>	<u>Development Name</u>	<u>Rate Schedule(s) Available</u>	<u>Sheet No.</u>
POLK	CITRUS WOODS 1 CITRUS WOODS 2,3,4 COUNTRY CLUB ESTATES CRYSTAL ACRES CRYSTAL COURT EVERMORE ESTATES FAIRWAY FERNWOOD APARTMENTS SECRET COVE SKYVIEW HEIGHTS SKYVIEW WATERS SKYVIEW BOULEVARD SKYVIEW SUBDIVISION SKYVIEW SOUTH SUNSHINE VILLAGE SUNSHINE ESTATES SKYVIEW COVE	MASTER	11.0

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Title



ORIGINAL SHEET NO. 5.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

TECHNICAL TERMS AND ABBREVIATIONS

- 1.0 "BFC" - "BFC" is the abbreviation for "Base Facility Charge" which is the minimum amount the utility may charge to the Company's customers and is separate from the amount billed for wastewater consumption on the utility's bills to its customers.
- 2.0 "CERTIFICATE" - A document issued by the Commission authorizing the Company to provide wastewater service in a specific territory.
- 3.0 "COMMISSION" - "Commission" refers to the Florida Public Service Commission.
- 4.0 "COMMUNITIES SERVED" - The group of customers who receive wastewater service from the Company and who's service location is within a specific area or locality that is uniquely separate from another.
- 5.0 "COMPANY" - SKYVIEW UTILITIES RECEIVERSHIP
- 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 which are located on the customer's side of the "Point of Collection" and used in connection with or forming a part of the installation necessary for disposing of sewage collected from the customer's premises regardless of 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 facility used for conveying wastewater service through individual services or through other mains.
- 9.0 "POINT OF COLLECTION" - For wastewater systems, "point of collection" shall mean point at which the Company's piping, fittings, and valves connection with the customer's piping, fittings and valves.
- 10.0 "RATE" - Amount which the utility may charge for wastewater service which is applied to the customer's water consumption.
- 11.0 "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.

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ORIGINAL SHEET NO. 5.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from Sheet No. 5.0)

- 12.0 "SERVICE" - Service, as mentioned in this tariff and in agreement with customers, 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.
- 13.0 "SERVICE LINES" - The pipe between the Company's mains and the point of delivery and shall include all of the pipe, fittings and valves necessary to make the connection to the customer's premises excluding the meter.
- 14.0 "TERRITORY" - The geographical area described by metes and bounds 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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ORIGINAL SHEET NO. 6.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

INDEX OF RULES AND REGULATIONS

	<u>Sheet Number:</u>	<u>Rule Number:</u>
Access to Premises .....	9.0	13.0
Adjustment of Bills .....	10.0	23.0
Applications.....	7.0	3.0
Applications by Agents .....	7.0	4.0
Change of Customer's Installation .....	8.0	10.0
Continuity of Service .....	8.0	8.0
Customer Billing.....	9.0	15.0
Delinquent Bills .....	9.0	16.0
Evidence of Consumption.....	10.0	22.0
Extensions .....	8.0	6.0
Filing of Contracts .....	10.0	26.0
General Information .....	7.0	1.0
Inspection of Customer's Installation .....	8.0	11.0
Limitation of Use .....	7.0	7.0
Payment of Water and Wastewater Service Bills Concurrently .....	9.0	17.0
Policy Dispute .....	7.0	2.0
Protection of Company's Property .....	12.0	12.0
Refusal or Discontinuance of Service.....	7.0	5.0

(Continued to Sheet No. 6.1)

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ORIGINAL SHEET NO. 6.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from Sheet No. 6.0)

	<u>Sheet Number:</u>	<u>Rule Number:</u>
Right of Way or Easements .....	9.0	14.0
Termination of Service .....	10.0	18.0
Type and Maintenance .....	8.0	9.0
Unauthorized Connections - Wastewater .....	9.0	20.0

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ORIGINAL SHEET NO. 7.0

NAME OF COMPANY SAFVIEW UTILITIES RECEIVERSHIP

WASTEWATER 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 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.

- 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 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 water service rendered by the Company (calculated on proper classification and rate schedules) and until reimbursement in full is made in full to the Company for all extra expenses incurred for clerical work, testing, and inspections.

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ORIGINAL SHEET NO. 8.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
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.

9.0 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.

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.

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ORIGINAL SHEET NO. 9.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from Sheet No. 8.0)

- 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 utility property or refuses to correct any problems reported by the utility, 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.
- 13.0 ACCESS TO PREMISES - In accordance with Rule 25-30.320(2)(f), Florida Administrative Code, the company 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.
- 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 - as stated in the rate schedule.
- In accordance with Rule 25-30.335, Florida Administrative Code, the utility may not consider a customer delinquent in paying his or her bill until the twenty-first day after the utility 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 utility'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 utility shall bill the customer the base facility charge regardless of whether there is any usage.
- 16.0 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.
- 17.0 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.

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ORIGINAL SHEET NO. 10.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from Sheet No. 9.0)

- 18.0 TERMINATION OF SERVICE - When a customer wishes to terminate service on any premises where wastewater service is supplied by the Company with wastewater service, 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, incorrect reading of the meter, incorrect connection of the meter, or other similar reasons, the amount may be 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.

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ORIGINAL SHEET NO. 11.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

INDEX OF RATES AND CHARGES SCHEDULES

	<u>Sheet Number</u>
Customer Deposits .....	14.0
General Service, GS .....	12.0
Miscellaneous Service Charges .....	15.0
Residential Service, RS .....	13.0
Service Availability Fees and Charges .....	16.0

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ORIGINAL SHEET NO. 12.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

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 - Monthly
- RATE - For Commercial Customers (2) 140% of water rate plus surcharge of \$5.72.
- MINIMUM CHARGE - \$22.38
- 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 -

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ORIGINAL SHEET NO. 13.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

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 - Monthly

<u>RATE</u> -	Flat Rate	\$16.66
	Emergency Repair Surcharge	<u>\$ 5.72</u>
	Total	\$22.38

MINIMUM CHARGE - \$22.38

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 -

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ORIGINAL SHEET NO. 14.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

SCHEDULE OF 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:

	<u>Residential</u>	<u>General Service</u>
5/8" x 3/4"	<u>\$40.00</u>	<u>\$40.00</u>
1"	<u>\$40.00</u>	<u>\$40.00</u>
1 1/2"	<u>\$40.00</u>	<u>\$40.00</u>
Over 2"	<u>\$40.00</u>	<u>\$40.00</u>

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). The Company will pay or credit accrued interest to the customers account during the month of June each year.

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 -

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ORIGINAL SHEET NO. 15.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

MISCELLANEOUS SERVICE CHARGES

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

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

NORMAL RECONNECTION - This charge would 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 would 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 would 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>See sheet no. 22.0</u>
Normal Reconnection Fee	\$ <u>0.00</u>
Violation Reconnection Fee	\$ <u>Actual Cost (1)</u>
Premises Visit Fee (in lieu of disconnection)	\$ <u>0.00</u>

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

EFFECTIVE DATE

TYPE OF FILING -

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Title

ORIGINAL SHEET NO. 16.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WASTEWATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES

<u>DESCRIPTION</u>	<u>REFER TO SERVICE AVAIL POLICY AMOUNT</u>	<u>SHEET NO.</u>
<u>Customer Connection (Tap-in) Charge</u>		22.0
5/8" x 3/4" metered service .....	\$	
1" metered service .....	\$	
1 1/2" metered service .....	\$	
2" metered service .....	\$	
Over 2" metered service .....	Actual Cost [1]	
<u>Guaranteed Revenue Charge</u>		22.0
With Prepayment of Service Availability Charges:		
Residential-per ERC/month ( )GPD.....	\$	
All others-per gallon/month.....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month ( )GPD.....	\$	
All others-per gallon/month.....	\$	
Inspection Fee .....	Actual Cost [1]	22.0
<u>Main Extension Charge</u>		22.0
Residential-per ERC ( )GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot ( )foot frontage).....	\$	
All others-per front foot .....	\$	
<u>Plan Review Charge</u> .....	Actual Cost [1]	22.0
<u>Plant Capacity Charge</u>		22.0
Residential-per ERC ( )GPD).....	\$	
All others-per gallon .....	\$	
<u>System Capacity Charge</u>		22.0
Residential-per ERC ( )GPD).....	\$	
All others-per gallon .....	\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -  
TYPE OF FILING -

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Title

ORIGINAL SHEET NO. 17.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

INDEX OF STANDARD FORMS

	<u>Sheet No.</u>
APPLICATION FOR WATER SERVICE .....	19.0
COPY OF CUSTOMER'S BILL .....	20.0
CUSTOMER'S GUARANTEE DEPOSIT RECEIPT	18.0

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RECEIVER  
Title

ORIGINAL SHEET NO. 18.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

CUSTOMER'S GUARANTEE DEPOSIT RECEIPT

NAME \_\_\_\_\_

SERVICE ADDRESS \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

DATE DEPOSIT RECEIVED \_\_\_\_\_ Check \_\_\_\_\_ Cash \_\_\_\_\_

AMOUNT OF DEPOSIT

WATER @ \$30.00	\$ _____
WASTEWATER @ \$40.00	\$ _____
TOTAL AMOUNT RECEIVED	\$ _____

RECEIVED BY: \_\_\_\_\_  
Skyview Utilities Receivership

All Customer Deposits shall be held by Skyview Utilities Receivership and refunded in accordance with the requirements of Rule 25-30.311, Florida Administrative Code.

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ORIGINAL SHEET NO. 19.C

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

Application For Wastewater Service

Name \_\_\_\_\_ Telephone Number \_\_\_\_\_

Billing Address \_\_\_\_\_

City State Zip

Service Address \_\_\_\_\_

City State Zip

Date service should begin \_\_\_\_\_

Service requested: Water \_\_\_\_\_ Wastewater \_\_\_\_\_ Both \_\_\_\_\_

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 wastewater service; the Company reserves the right to discontinue or withhold wastewater service to such apparatus or device.
2. The Company may refuse or discontinue wastewater 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 wastewater 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.
4. Bills for wastewater service will be rendered - Monthly, Bimonthly, or Quarterly - as stated in the tariff schedule. Bills must be paid within 20 days of mailing bills. If payment is not made after five working days 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 written notice within 5 days prior to the date the customer desires to terminate service.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

**ANDREW B. REILLY**  
Issuing Officer

**RECEIVER** \_\_\_\_\_  
Title

ORIGINAL SHEET NO. 20.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

COPY OF CUSTOMER'S BILL

**SKYVIEW UTILITIES RECEIVERSHIP**  
P.O. BOX 3530 • HAINES CITY, FL 33845  
(800) 515-5087 • (941) 422-1282

FORWARDING & ADDRESS  
CORRECTION REQUESTED

TYPE OF SERVICE	METER READING		USED	CHARGES
	PRESENT	PREVIOUS		

PLEASE BRING THIS ENTIRE BILL TO OFFICE  
OR MAIL THIS SLIP WITH YOUR PAYMENT

METER READ		CLASS	BEFORE 16TH OF THE MONTH	LATE FEE	AFTER 16TH OF THE MONTH
MONTH	DAY				

CUSTOMER		PAY GROSS AMOUNT AFTER THIS DATE
ROUTE	ACCOUNT	

CPI-79358-5/95-10M

**ANDREW R. REILLY**  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 21.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

INDEX OF SERVICE AVAILABILITY

Sheet Number

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Service Availability Policy.....

Go to Sheet No. 16.0  
22.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 22.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

SERVICE AVAILABILITY POLICY

The Florida Department of Environmental Protection has prohibited Skyview Utilities from extending any additional wastewater service until such time as the unpermitted effluent disposal problem has been resolved and the existing litigation (Tenth Judicial Circuit Court in and for Polk County, Florida, Case No. GC-G-89-2276) has been dismissed.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

**WATER TARIFF**

SKYVIEW UTILITIES RECEIVERSHIP  
NAME OF COMPANY

**FILED WITH**  
**FLORIDA PUBLIC SERVICE COMMISSION**

ORIGINAL SHEET NO. 1.0

WATER TARIFF

SKYVIEW UTILITIES RECEIVERSHIP  
NAME OF COMPANY

POST OFFICE BOX 3530

HAINES CITY, FL 33845  
(ADDRESS OF COMPANY)

(941) 422-1282 & (800) 515-5087  
(Business & Emergency Telephone Numbers)

FILED WITH

FLORIDA PUBLIC SERVICE COMMISSION

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 2.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

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ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 3.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

(Continued to sheet no. 3.1)

TERRITORY SERVED

CERTIFICATE NUMBER -

COUNTY - POLK

COMMISSION ORDER(S) APPROVING TERRITORY SERVED -

Order Number

Date Issued

Docket Number

Filing Type

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 3.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

(Continued from Sheet No. 3.0)

DESCRIPTION OF TERRITORY SERVED

**LEGAL DESCRIPTION OF SKYVIEW UTILITIES SERVICE AREA**

**PARCEL 1**

Beginning at the Northwest corner of the NE 1/4 of the NW 1/4 of Section 27, Township 28 South, Range 24 East, run thence South along the West boundary of Skyview Heights, Unit No. 2 as recorded in Plat Book 63, Page 24 of the Public Records of Polk County, Florida, 948.68 feet, thence Southeasterly along the Southwest boundary of said Skyview Heights, Unit No. 2 and the Southwest boundary of Evermore Estates, a subdivision recorded in Plat Book 73, Page 15 of the Public Records of Polk County, Florida, 785.44 feet, thence South 74.86 feet, thence East 71 feet, thence South 94 feet, East 100 feet along said Evermore Estates to the Southeast corner of Lot 6 of said Evermore Estates, thence South 921.55 feet, thence East 125 feet, South 65 feet, East 40 feet, South 95 feet, East 350 feet, North 95 feet, East 50 feet, North 40 feet, East 95 feet, North 100 feet, East 115 feet, North 41.55 feet, East 210 feet, South 450 feet, East 325 feet, North 190 feet, East 120 feet, North 225 feet, West 220 feet, North 170 feet, West 250 feet, North 130 feet, West 360 feet, South 81.55 feet, West 310 feet, North 741.55 feet, West 160 feet, North to the North boundary of the SE 1/4 of the NW 1/4 of said Section 27, thence East to centerline of Goodyear Avenue, thence North along said centerline to the North boundary of Fernwood Apartments, a subdivision recorded in Plat Book 75, Page 29 of the Public Records of Polk County, Florida, thence West 201 feet, North 750 feet, thence East 201 feet, thence North to the centerline of Skyview Drive, thence West along said centerline 330 feet, thence South 345 feet, West 136 feet, North to the North boundary of said Section 27, thence West along said North boundary to the point of beginning.

**PARCEL 2**

And also: Crystal Acres, First Addition, Phase One, a subdivision recorded in Plat Book 66, Page 27 of the Public Records of Polk County, Florida. All in Section 27, Township 28 South, Range 24 East.

**PARCEL 3**

And also: The North 1/2 of the NW 1/4 of Section 26, Township 28 South, Range 24 East, being Citrus Woods Estates, Units 1, 2, 3 and 4.

**PARCEL 4**

And also: Beginning at the Northwest corner of the SW 1/4 of the SW 1/4 of Section 23, Township 28 South, Range 24 East, thence East to the Northeast corner of said SW 1/4 of the SW 1/4, thence North along the West boundary of the NE 1/4 of the SW 1/4 of said Section 23, 750.46 feet, N85° 56'05"E 204.07 feet, S51° 04'05"E 38.51 feet, N73° 58'03"E 193.06 feet, East 72.56 feet, North 236.03 feet, East 325.54 feet, South

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 3.2

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

(Continued from sheet no. 3.1)

500 feet, East 180 feet, South 600 feet, East 100 feet, South 1247.05 feet to the South boundary of said Section 23, thence West along said South boundary 673.71 feet, thence North to an old phosphate pit, thence Northerly, Northwesterly, and Southerly along said pit to a point on the South boundary of said pit which is 1588 feet East of the West boundary of said Section 23, thence S54° 22'42"W 31.07 feet, thence South to the South boundary of said Section 23, thence West along said South boundary to the Southeast corner of McMillen Acre, a subdivision recorded in Plat Book 71, Page 18 of the Public Records of Polk County, Florida, thence North to the Northeast corner of said McMillen Acre, East along the North boundary of said McMillen Acre to the West boundary of said Section 23, thence North along said West boundary to the point of beginning. All being in the SW 1/4 of Section 23, Township 28 South, Range 24 East.

**PARCEL 5**

Beginning at the SW corner of the SE 1/4 of the SW 1/4 of Section 22, Township 28 South, Range 24 East, run thence along the boundaries of Unrecorded Golf Club Estates, Phase No. 3, along the following courses: North 383.75 feet, East 324.9 feet, N10° 44'E 253.17 feet, N17° 21'20"E 470.3 feet, N65° E 65.35 feet, N22° 47'20"E 262.4 feet, S85° 16'20"E 403.39 feet, South 200.69 feet, N85° 16'20"W 305.38 feet, S18° 09'30"E 475.94 feet, South 279.18 feet, S45° E 344.73 feet, thence South along the East boundary of said Unrecorded Golf Club Estates, Phase No. Three to the South boundary of an unnamed lake, thence Northeasterly and Northerly along said lake to a point 250 feet North of the South boundary of said Section 22, thence East along a line parallel with and 250 feet North of the South boundary of said Section 22 to the South boundary of an unnamed lake, thence Easterly along the South boundary of said Lake to the West boundary of Unrecorded Golf Club Estates, Phase Four, said West boundary being 822 feet East of the West Boundary of the SW 1/4 of the SE 1/4 of said Section 22, thence North to a point 1050 feet North of the South boundary of said Section 22, East 320 feet, South 800 feet, East 80 feet, North 250 feet, East 100 feet, South 250 feet, East 250 feet to Skyview, Phase V, a subdivision recorded in Plat Book 68, Page 27 of the Public Records of Polk County, Florida, thence along the boundaries of said Skyview, Phase V along the following courses: Northerly 170 feet more or less, N60° W 360 feet more or less, North 310 feet, N30° W 225 feet, West 170 feet, North 830 feet, East 360 feet, South 745 feet, S60° E 30 feet, N 30° E 290 feet to Unrecorded Secret Cove, thence along the boundaries of said Secret Cove along the following courses: N60° W 80 feet, North 750 feet, West 260 feet, North 400 feet, East 300 feet, S22° 27'E 429.12 feet, N84° 04'40"E 270.91 feet, North 333.58 feet, Northeasterly 85.69 feet, East 50 feet, South 660.78 feet, East 256.88 feet, South 434.88 feet, East 378.65 feet, South 60 feet, West 378.65 feet, South 166.29 feet, West 256.88 feet, South 1322 feet to the South boundary of said Section 22, thence West to the point of beginning.

**PARCEL 6**

And also: Commencing at a point 148 feet East of the Southwest corner of the SE 1/4 of Section 22, Township 28 South, Range 24 East, run North 300 feet, N2° 54'10"E 300.17 feet, N24° 35'50"W 95.15 feet to the point of beginning, thence along the following courses: continue N24° 35'50"W 26.09 feet, N38° 37'55"E 93.08 feet, N4° 43'40"E 200 feet, N85° 16'20"W 90 feet, N8° 25'39"W 310 feet, N10° 23'10"E 781.66 feet, East 403.82 feet, South 993.39 feet, N85° 16'20"W 91.09 feet, South 428.31 feet, N85° 16'20"W 224.5 feet to the point of beginning. All being in Section 22, Township 28 South, Range 24 East.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 4.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

COMMUNITIES SERVED LISTING

<u>COUNTY</u> <u>NAME</u>	<u>DEVELOPMENT</u> <u>NAME</u>	<u>RATE SCHEDULE(S)</u> <u>AVAILABLE</u>	<u>SHEET NO.</u>
Polk	Citrus Woods 2, 3, 4 Crystal Acres Evermore Estates Fairway Secret Cove Skyview Waters Skyview Boulevard Skyview Subdivision Skyview South Sunshine Estates Skyview Cove	Master	11.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 5.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

TECHNICAL TERMS AND ABBREVIATIONS

- 1.0 "BFC" - "BFC" is the abbreviation for "Base Facility Charge" which is the minimum amount the utility may charge to the Company's customers and is separate from the amount billed for water consumption on the utility's bills to its customers.
- 2.0 "CERTIFICATE" - A document issued by the Commission authorizing the Company to provide water service in a specific territory.
- 3.0 "COMMISSION" - "Commission" refers to the Florida Public Service Commission.
- 4.0 "COMMUNITIES SERVED" - The group of customers who receive water service from the Company and who's service location is within a specific area or locality that is uniquely separate from another.
- 5.0 "COMPANY" - SKYVIEW UTILITIES RECEIVERSHIP
- 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 which are located on the customer's side of the "Point of Delivery" and used in connection with or forming a part of the installation necessary for rendering water service to the customer's premises regardless of whether such installation is owned by the customer or used by the consumer under lease or other agreement.
- 8.0 "MAIN" - A pipe, conduit, or facility used for conveying water service through individual services or through other mains.
- 9.0 "POINT OF DELIVERY" - For water systems, "point of delivery" shall mean the outlet connection of the meter for metered service or the point at which the company's piping, fittings and valves connect with the customer's piping, fittings and valves for non-metered service.
- 10.0 "RATE" - Amount which the utility may charge for water service which is applied to the customer's actual consumption.
- 11.0 "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.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 5.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

(Continued from Sheet No. 5.0)

- 12.0 "SERVICE" - Service, as mentioned in this tariff and in agreement with customers, 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.
- 13.0 "SERVICE LINES" - The pipe between the Company's mains and the point of delivery and shall include all of the pipe, fittings and valves necessary to make the connection to the customer's premises excluding the meter.
- 14.0 "TERRITORY" - The geographical area described by metes and bounds 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.

ANDREW D. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 6.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

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(Continued to Sheet No. 6.1)

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 6.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

(Continued from Sheet No. 6.0)

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ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 7.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

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.

- 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 re:use 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 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 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 in full is made in full to the Company for all extra expenses incurred for clerical work, testing, and inspections.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 8.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

**WATER 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 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.

9.0 **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.

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 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.

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 utility property or refuses to correct any problems reported by the utility, service may be discontinued in accordance with Rule 25-30.320, Florida Administrative Code.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 9.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

**WATER TARIFF**

(Continued from Sheet No. 8.0)

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.

13.0 ACCESS TO PREMISES - In accordance with Rule 25-30.320(2)(f), Florida Administrative Code, the company 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.

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 water service.

15.0 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 utility may not consider a customer delinquent in paying his or her bill until the twenty-first day after the utility 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 utility'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 utility shall bill the customer the base facility charge regardless of whether there is any usage.

16.0 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.

17.0 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.

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

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 10.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

**WATER TARIFF**

(Continued from Sheet No. 10.0)

- 20.0 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.
- 21.0 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.
- 22.0 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.
- 23.0 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 billed to the customer as the case may be pursuant to Rule 25-30.350, Florida Administrative Code.
- 24.0 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.
- 25.0 METER ACCURACY REQUIREMENTS - All meters used by the company should conform to the provisions of Rule 25-30.262, Florida Administrative Code.
- 26.0 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.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 11.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

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ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 12.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

GENERAL SERVICE

RATE SCHEDULES 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 - Monthly.

RATE - Monthly General Applicability.

Citrus Woods Clubhouse

First 3,000 gallons (minimum)	\$34.00
Over 3,000 gallons (per thousand)	\$ 2.26

MINIMUM CHARGE - \$34.00.

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 35-30.320, 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 -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 13.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

RESIDENTIAL SERVICE

RATE SCHEDULES RS

AVAILABILITY - Available throughout the area served by the Company.

APPLICABILITY - For water service to 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 - Monthly.

RATE - Monthly General Applicability.

First 3,000 gallons (minimum)	\$8.50
Over 3,000 gallons (per thousand)	\$2.26

MINIMUM CHARGE - \$8.50.

TERMS OF PAYMENT - Bills are due and payable when rendered. In accordance with Rule 35-30.320, 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 -

ANDREW R. REILLY  
Issuing Officer

RECEIVER \_\_\_\_\_  
Title

ORIGINAL SHEET NO. 14.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

SCHEDULE OF 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:

	<u>Residential</u>	<u>General Service</u>
5/8" x 3/4"	<u>\$30.00</u>	<u>\$30.00</u>
1"	<u>\$30.00</u>	<u>\$30.00</u>
1 1/2"	<u>\$30.00</u>	<u>\$30.00</u>
Over 2"	<u>\$30.00</u>	<u>\$30.00</u>

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). The Company will pay or credit accrued interest to the customer's account during the month of June each year.

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 -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 15.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

METER TEST DEPOSITS

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.

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

REFUND OF METER BENCH TEST DEPOSIT - The utility 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 field test in accordance with Rule 25-30.266, Florida Administrative Code.

EFFECTIVE DATE -

TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 16.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

MISCELLANEOUS SERVICE CHARGES

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

VACATION LOCK FEE - This charge would be levied for turn off service requested for a vacation period.

RETURN CHECK FEE - This charge would be levied on all customers checks returned by the depository marked non sufficient funds or no such account.

LATE PAYMENT FEE - This charge would be levied for payments made after a bill becomes delinquent as defined by Rule 25-30.335(4).

VIOLATION RECONNECTION FEE - This charges would 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.

Schedule of Miscellaneous Service Charges

Vacation Lock Fee	\$ <u>20.00</u>
Return Check Fee	\$ <u>15.00</u>
Late Payment Fee	\$ <u>5.00</u>
Violation Reconnection Fee	\$ <u>20.00</u>

EFFECTIVE DATE -

TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 17.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES  
REFER TO SERVICE

<u>DESCRIPTION</u>	<u>AVAIL POLICY</u> <u>AMOUNT</u>	<u>SHEET NO</u>
<u>Back-Flow Preventor Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	
<u>Customer Connection (Tap-in) Charge</u>		23.0
5/8" x 3/4" metered service .....	\$	
1" metered service .....	\$	
1 1/2" metered service .....	\$	
2" metered service .....	\$	
Over 2" metered service .....	\$	
<u>Guaranteed Revenue Charge</u>		23.0
With Prepayment of Service Availability Charges:		
Residential-per ERC/month (___ GPD).....	\$	
All others-per gallon/month .....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month (___ GPD).....	\$	
All others-per gallon/month .....	\$	
<u>Inspection Fee</u> .....	\$	23.0
<u>Main Extension Charge</u>		23.0
Residential-per ERC (___ GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot (___ foot frontage).....	\$	
All others-per front foot .....	\$	
<u>Meter Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	23.0
<u>Plan Review Charge</u> .....	\$	23.0
<u>Plant Capacity Charge</u>		23.0
Residential-per ERC (___ GPD).....	\$	
All others-per gallon .....	\$	
<u>System Capacity Charge</u>		23.0
Residential-per ERC (___ GPD).....	\$	
All others-per gallon .....	\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -  
TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 18.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

INDEX OF STANDARD FORMS

	<u>Sheet No.</u>
APPLICATION FOR WATER SERVICE .....	20.0
COPY OF CUSTOMER'S BILL .....	21.0
CUSTOMER'S GUARANTEE DEPOSIT RECEIPT	19.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER \_\_\_\_\_  
Title

ORIGINAL SHEET NO. 19.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

CUSTOMER'S GUARANTEE DEPOSIT RECEIPT

NAME \_\_\_\_\_

SERVICE ADDRESS \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

DATE DEPOSIT RECEIVED \_\_\_\_\_ Check \_\_\_\_\_ Cash \_\_\_\_\_

AMOUNT OF DEPOSIT

WATER @ \$30.00	\$ _____
WASTEWATER @ \$40.00	\$ _____
TOTAL AMOUNT RECEIVED	\$ _____

RECEIVED BY: \_\_\_\_\_  
Skyview Utilities Receivership

All Customer Deposits shall be held by Skyview Utilities Receivership and refunded in accordance with the requirements of Rule 25-30.311, Florida Administrative Code.

ANDREW R. REILLY  
Issuing Officer

RECEIVED  
Title

ORIGINAL SHEET NO. 20.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

Application For Water Service

Name \_\_\_\_\_ Telephone Number \_\_\_\_\_

Billing Address \_\_\_\_\_

City State Zip

Service Address \_\_\_\_\_

City State Zip

Date service should begin \_\_\_\_\_

Service requested: Water \_\_\_\_\_ Wastewater \_\_\_\_\_ Both \_\_\_\_\_

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.
4. Bills for water service will be rendered - Monthly, Bimonthly, or Quarterly - as stated in the rate schedule. Bills must be paid within 20 days of mailing bills. If payment is not made after five working days 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 written notice within 5 days prior to the date the customer desires to terminate service.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 21.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

COPY OF CUSTOMER'S BILL

**SKYVIEW UTILITIES RECEIVERSHIP**  
P.O. BOX 3530 • HAINES CITY, FL 33845  
(800) 515-5087 • (941) 422-1282

FORWARDING & ADDRESS  
CORRECTION REQUESTED

TYPE OF SERVICE	METER READING		USED	CHARGES
	PRESENT	PREVIOUS		

PLEASE BRING THIS ENTIRE BILL TO OFFICE  
OR MAIL THIS STUB WITH YOUR PAYMENT.

METER READ		CLASS	BEFORE 15TH OF THE MONTH	LATE FEE	AFTER 15TH OF THE MONTH
MONTH	DAY				

CUSTOMER		PAY GROSS AMOUNT AFTER THIS DATE
ROUTE	ACCOUNT	

CPI-82233-1/97 - 10M

**ANDREW R. REILLY**  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 23.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WATER TARIFF

SERVICE AVAILABILITY POLICY

Skyview Utilities can only provide water service in conjunction with wastewater service. The Florida Department of Environmental Protection has prohibited Skyview Utilities from extending any additional wastewater service until such time as the unpermitted effluent disposal problem has been resolved and the existing litigation (Tenth Judicial Circuit Court in and for Polk County, Florida, Case No. GC-G-89-2276) has been dismissed.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

WASTEWATER TARIFF

SKYVIEW UTILITIES RECEIVERSHIP  
NAME OF COMPANY

FILED WITH  
FLORIDA PUBLIC SERVICE COMMISSION

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 1.0

WASTEWATER TARIFF

SKYVIEW UTILITIES RECEIVERSHIP  
NAME OF COMPANY

POST OFFICE BOX 3530

HAINES CITY, FLORIDA 33845  
(ADDRESS OF COMPANY)

(941) 422-1282 & (800) 515-5087  
(Business & Emergency Telephone Numbers)

FILED WITH

FLORIDA PUBLIC SERVICE COMMISSION

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 2.0

NAME OF COMPANY SHYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

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Rules and Regulations .....	7.0
Service Availability Policy .....	22.0
Standard Forms .....	17.0
Technical Terms and Abbreviations .....	5.0
Territory Served .....	3.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 3.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

TERRITORY SERVED

CERTIFICATE NUMBER -

COUNTY - POLK

COMMISSION ORDER(s) APPROVING TERRITORY SERVED -

Order Number

Date Issued

Docket Number

Filing Type

(Continued to Sheet No. 3.1)

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 3.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WASTEWATER TARIFF

(Continued from Sheet No. 3.0)

DESCRIPTION OF TERRITORY SERVED

LEGAL DESCRIPTION OF SKYVIEW UTILITIES SERVICE AREA

PARCEL 1

Beginning at the Northwest corner of the NE 1/4 of the NW 1/4 of Section 27, Township 28 South, Range 24 East, run thence South along the West boundary of Skyview Heights, Unit No. 2 as recorded in Plat Book 63, Page 24 of the Public Records of Polk County, Florida, 948.68 feet, thence Southeasterly along the Southwest boundary of said Skyview Heights, Unit No. 2 and the Southwest boundary of Evermore Estates, a subdivision recorded in Plat Book 73, Page 15 of the Public Records of Polk County, Florida, 785.44 feet, thence South 74.86 feet, thence East 71 feet, thence South 94 feet, East 100 feet along said Evermore Estates to the Southeast corner of Lot 6 of said Evermore Estates, thence South 821.55 feet, thence East 125 feet, South 65 feet, East 40 feet, South 95 feet, East 350 feet, North 95 feet, East 50 feet, North 40 feet, East 95 feet, North 100 feet, East 115 feet, North 41.55 feet, East 210 feet, South 450 feet, East 325 feet, North 190 feet, East 120 feet, North 225 feet, West 220 feet, North 170 feet, West 250 feet, North 130 feet, West 360 feet, South 81.55 feet, West 310 feet, North 741.55 feet, West 160 feet, North to the North boundary of the SE 1/4 of the NW 1/4 of said Section 27, thence East to the centerline of Goodyear Avenue, thence North along said centerline to the North boundary of Fernwood Apartments, a subdivision recorded in Plat Book 75, Page 29 of the Public Records of Polk County, Florida, thence West 201 feet, North 750 feet, thence East 201 feet, thence North to the centerline of Skyview Drive, thence West along said centerline 330 feet, thence South 345 feet, West 136 feet, North to the North boundary of said Section 27, thence West along said North boundary to the point of beginning.

PARCEL 2

And also: Crystal Acres, First Addition, Phase One, a subdivision recorded in Plat Book 66, Page 27 of the Public Records of Polk County, Florida. All in Section 27, Township 28 South, Range 24 East.

PARCEL 3

And also: The North 1/2 of the NW 1/4 of Section 26, Township 28 South, Range 24 East, being Citrus Woods Estates, Units 1, 2, 3 and 4.

ANDREW R. REILLY  
Issuing Officer

RECEIVER \_\_\_\_\_  
Title

ORIGINAL SHEET NO. 3.2

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from sheet 3.1)

**PARCEL 4**

And also: Beginning at the Northwest corner of the SW 1/4 of the SW 1/4 of Section 23, Township 28 South, Range 24 East, thence East to the Northeast corner of said SW 1/4 of the SW 1/4, thence North along the West boundary of the NE 1/4 of the SW 1/4 of said Section 23, 750.46 feet, N85° 56'05"E 204.07 feet, S51° 04'05"E 38.51 feet, N73° 58'03"E 193.06 feet, East 72.56 feet, North 236.03 feet, East 325.54 feet, South 500 feet, East 180 feet, South 600 feet, East 100 feet, South 1247.05 feet to the South boundary of said Section 23, thence West along said South boundary 673.71 feet, thence North to an old phosphate pit, thence Northerly, Northwesterly, and Southerly along said pit to a point on the South boundary of said pit which is 1588 feet East of the West boundary of said Section 23, thence S54° 22'42"W 31.07 feet, thence South to the South boundary of said Section 23, thence West along said South boundary to the Southeast corner of McMillen Acre, a subdivision recorded in Plat Book 71, Page 18 of the Public Records of Polk County, Florida, thence North to the Northeast corner of said McMillen Acre, East along the North boundary of said McMillen Acre to the West boundary of said Section 23, thence North along said West boundary to the point of beginning. All being in the SW 1/4 of Section 23, Township 28 South, Range 24 East.

**PARCEL 5**

Beginning at the SW corner of the SE 1/4 of the SW 1/4 of Section 22, Township 28 South, Range 24 East, run thence along the boundaries of Unrecorded Golf Club Estates, Phase No. 3, along the following courses: North 383.75 feet, East 324.9 feet, N10° 44'E 253.17 feet, N17° 21'20"E 470.3 feet, N65° E 65.35 feet, N22° 47'20"E 262.4 feet, S85° 16'20":E 403.39 feet, South 200.69 feet, N85° 16'20"W 305.38 feet, S18° 09'30"E 475.94 feet, South 279.18 feet, S45° E 344.73 feet, thence South along the East boundary of said Unrecorded Golf Club Estates, Phase No. Three to the South boundary of an unnamed lake, thence Northeasterly and Northerly along said lake to a point 250 feet North of the South boundary of said Section 22, thence East along a line parallel with and 250 feet North of the South boundary of said Section 22 to the South boundary of an unnamed lake, thence Easterly along the South boundary of said Lake to the West boundary of Unrecorded Golf Club Estates, Phase Four, said West boundary being 822 feet East of the West Boundary of the SW 1/4 of the SE 1/4 of said Section 22, thence North to a point 1050 feet North of the South boundary of said Section 22, East 320 feet, South 800 feet, East 80 feet, North 250 feet, East 100 feet, South 250 feet, East 250 feet to Skyview, Phase V, a subdivision recorded in Plat Book 68, Page 27 of the Public Records of Polk County, Florida, thence along the boundaries of said Skyview, Phase V along the following courses: Northerly 170 feet more or less, N60° W 360 feet more or less, North 310 feet, N30° W 225 feet, West 170 feet, North 830 feet, East 360 feet, South 745 feet, S60° E 30 feet, N 30° E 290 feet to Unrecorded Secret Cove, thence along the boundaries of said Secret Cove along the following courses: N60° W 80 feet, North 750 feet, West 260 feet,

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 3.3

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from sheet 3.2)

North 400 feet, East 300 feet, S22° 27'E 429.12 feet, N84° 04'40"E 270.91 feet, North 333.58 feet, Northeasterly 85.69 feet, East 50 feet, South 660.78 feet, East 256.88 feet, South 434.88 feet, East 378.65 feet, South 60 feet, West 378.65 feet, South 166.29 feet, West 256.88 feet, South 1322 feet to the South boundary of said Section 22, thence West to the point of beginning.

**PARCEL 6**

And also: Commencing at a point 148 feet East of the Southwest corner of the SE 1/4 of Section 22, Township 28 South, Range 24 East, run North 300 feet, N2° 54'10"E 300.17 feet, N24° 35'50"W 95.15 feet to the point of beginning, thence along the following courses: continue N24° 35'50"W 26.09 feet, N38° 37'55"E 93.08 feet, N4° 43'40"E 200 feet, N85° 16'20"W 90 feet, N8° 25'39"W 310 feet, N10° 23'10"E 781.68 feet, East 403.82 feet, South 993.39 feet, N85° 16'20"W 91.09 feet, South 428.31 feet, N85° 16'20"W 224.5 feet to the point of beginning. All being in Section 22, Township 28 South, Range 24 East.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 4.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

COMMUNITIES SERVED LISTING

<u>County Name</u>	<u>Development Name</u>	<u>Rate Schedule(s) Available</u>	<u>Sheet No.</u>
POLK	CITRUS WOODS 1 CITRUS WOODS 2,3,4 COUNTRY CLUB ESTATES CRYSTAL ACRES CRYSTAL COURT EVERMORE ESTATES FAIRWAY FERNWOOD APARTMENTS SECRET COVE SKYVIEW HEIGHTS SKYVIEW WATERS SKYVIEW BOULEVARD SKYVIEW SUBDIVISION SKYVIEW SOUTH SUNSHINE VILLAGE SUNSHINE ESTATES SKYVIEW COVE	MASTER	11.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 5.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

TECHNICAL TERMS AND ABBREVIATIONS

- 1.0 "BFC" - "BFC" is the abbreviation for "Base Facility Charge" which is the minimum amount the utility may charge to the Company's customers and is separate from the amount billed for wastewater consumption on the utility's bills to its customers.
- 2.0 "CERTIFICATE" - A document issued by the Commission authorizing the Company to provide wastewater service in a specific territory.
- 3.0 "COMMISSION" - "Commission" refers to the Florida Public Service Commission.
- 4.0 "COMMUNITIES SERVED" - The group of customers who receive wastewater service from the Company and who's service location is within a specific area or locality that is uniquely separate from another.
- 5.0 "COMPANY" - SKYVIEW UTILITIES RECEIVERSHIP
- 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 which are located on the customer's side of the "Point of Collection" and used in connection with or forming a part of the installation necessary for disposing of sewage collected from the customer's premises regardless of 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 facility used for conveying wastewater service through individual services or through other mains.
- 9.0 "POINT OF COLLECTION" - For wastewater systems, "point of collection" shall mean point at which the Company's piping, fittings, and valves connection with the customer's piping, fittings and valves.
- 10.0 "RATE" - Amount which the utility may charge for wastewater service which is applied to the customer's water consumption.
- 11.0 "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.

ANDREW R. REILLY

Issuing Officer

RECEIVER

Title



ORIGINAL SHEET NO. 5.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from Sheet No. 5.0)

- 12.0 "SERVICE" - Service, as mentioned in this tariff and in agreement with customers, 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.
- 13.0 "SERVICE LINES" - The pipe between the Company's mains and the point of delivery and shall include all of the pipe, fittings and valves necessary to make the connection to the customer's premises excluding the meter.
- 14.0 "TERRITORY" - The geographical area described by metes and bounds 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.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 6.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

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Adjustment of Bills .....	10.0	23.0
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Change of Customer's Installation .....	8.0	10.0
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(Continued to Sheet No. 6.1)

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 6.1

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from Sheet No. 6.0)

	<u>Sheet Number:</u>	<u>Rule Number:</u>
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ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 7.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER 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 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.

- 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 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 water service rendered by the Company (calculated on proper classification and rate schedules) and until reimbursement in full is made in full to the Company for all extra expenses incurred for clerical work, testing, and inspections.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 8.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

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.
- 9.0 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.
- 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.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 9.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from Sheet No. 8.0)

- 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 utility property or refuses to correct any problems reported by the utility, 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.
- 13.0 ACCESS TO PREMISES - In accordance with Rule 25-30.320(2)(f), Florida Administrative Code, the company 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.
- 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 - as stated in the rate schedule.
- In accordance with Rule 25-30.335, Florida Administrative Code, the utility may not consider a customer delinquent in paying his or her bill until the twenty-first day after the utility 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 utility'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 utility shall bill the customer the base facility charge regardless of whether there is any usage.
- 16.0 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.
- 17.0 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.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 10.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

(Continued from Sheet No. 9.0)

- 18.0 TERMINATION OF SERVICE - When a customer wishes to terminate service on any premises where wastewater service is supplied by the Company with wastewater service, 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, incorrect reading of the meter, incorrect connection of the meter, or other similar reasons, the amount may be 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.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 11.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

INDEX OF RATES AND CHARGES SCHEDULES

	<u>Sheet Number</u>
Customer Deposits .....	14.0
General Service, GS .....	12.0
Miscellaneous Service Charges .....	15.0
Residential Service, RS .....	13.0
Service Availability Fees and Charges .....	16.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 12.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

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 - Monthly
- RATE - For Commercial Customers (2) 140% of water rate plus surcharge of \$5.72
- MINIMUM CHARGE - \$22.38
- 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 -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 13.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

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 - Monthly
- RATE -
- |                            |                |
|----------------------------|----------------|
| Flat Rate                  | \$16.66        |
| Emergency Repair Surcharge | <u>\$ 5.72</u> |
| Total                      | \$22.38        |
- MINIMUM CHARGE - \$22.38
- 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 -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 14.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

SCHEDULE OF 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:

	<u>Residential</u>	<u>General Service</u>
5/8" x 3/4"	<u>\$40.00</u>	<u>\$40.00</u>
1"	<u>\$40.00</u>	<u>\$40.00</u>
1 1/2"	<u>\$40.00</u>	<u>\$40.00</u>
Over 2"	<u>\$40.00</u>	<u>\$40.00</u>

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). The Company will pay or credit accrued interest to the customers account during the month of June each year.

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 -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 15.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

MISCELLANEOUS SERVICE CHARGES

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

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

NORMAL RECONNECTION - This charge would 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 would 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 would 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>See sheet no. 22.0</u>
Normal Reconnection Fee	\$ <u>0.00</u>
Violation Reconnection Fee	\$ <u>Actual Cost (1)</u>
Premises Visit Fee (in lieu of disconnection)	\$ <u>0.00</u>

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

EFFECTIVE DATE

TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title -

ORIGINAL SHEET NO. 16.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WASTEWATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES

<u>DESCRIPTION</u>	<u>REFER TO SERVICE AVAIL POLICY</u>	
	<u>AMOUNT</u>	<u>SHEET NO.</u>
<u>Customer Connection (Tap-in) Charge</u>		22.0
5/8" x 3/4" metered service .....	\$	
1" metered service .....	\$	
1 1/2" metered service .....	\$	
2" metered service .....	\$	
Over 2" metered service .....	Actual Cost [1]	
<u>Guaranteed Revenue Charge</u>		22.0
With Prepayment of Service Availability Charges:		
Residential-per ERC/month ( )GPD.....	\$	
All others-per gallon/month.....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month ( )GPD.....	\$	
All others-per gallon/month.....	\$	
Inspection Fee .....	Actual Cost [1]	22.0
Main Extension Charge		22.0
Residential-per ERC ( ) GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot ( ) foot frontage).....	\$	
All others-per front foot .....	\$	
Plan Review Charge .....	Actual Cost [1]	22.0
Plant Capacity Charge		22.0
Residential-per ERC ( ) GPD).....	\$	
All others-per gallon .....	\$	
System Capacity Charge		22.0
Residential-per ERC ( ) GPD).....	\$	
All others-per gallon .....	\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -  
TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 17.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

INDEX OF STANDARD FORMS

	<u>Sheet No.</u>
APPLICATION FOR WATER SERVICE .....	19.0
COPY OF CUSTOMER'S BILL .....	20.0
CUSTOMER'S GUARANTEE DEPOSIT RECEIPT	18.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 18.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

CUSTOMER'S GUARANTEE DEPOSIT RECEIPT

NAME \_\_\_\_\_

SERVICE ADDRESS \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

DATE DEPOSIT RECEIVED \_\_\_\_\_ Check \_\_\_\_\_ Cash \_\_\_\_\_

AMOUNT OF DEPOSIT

WATER @ \$30.00	\$ _____
WASTEWATER @ \$40.00	\$ _____
TOTAL AMOUNT RECEIVED	\$ _____

RECEIVED BY: \_\_\_\_\_  
Skyview Utilities Receivership

All Customer Deposits shall be held by Skyview Utilities Receivership and refunded in accordance with the requirements of Rule 25-30.311, Florida Administrative Code.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 19.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

Application For Wastewater Service

Name \_\_\_\_\_ Telephone Number \_\_\_\_\_

Billing Address \_\_\_\_\_

City State Zip

Service Address \_\_\_\_\_

City State Zip

Date service should begin \_\_\_\_\_

Service requested: Water \_\_\_\_\_ Wastewater \_\_\_\_\_ Both \_\_\_\_\_

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 wastewater service; the Company reserves the right to discontinue or withhold wastewater service to such apparatus or device.
2. The Company may refuse or discontinue wastewater 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 wastewater 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.
4. Bills for wastewater service will be rendered - Monthly, Bimonthly, or Quarterly - as stated in the rate schedule. Bills must be paid within 20 days of mailing bills. If payment is not made after five working days 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 written notice within 5 days prior to the date the customer desires to terminate service.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 20.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

COPY OF CUSTOMER'S BILL

**SKYVIEW UTILITIES RECEIVERSHIP**  
P.O. BOX 3530 • HAINES CITY, FL 33845  
(800) 515-9087 • (941) 422-1282

FORWARDING & ADDRESS  
CORRECTION REQUESTED

TYPE OF SERVICE	METER READING		USED	CHARGES
	PRESENT	PREVIOUS		

PLEASE WRITE THE ENTIRE BILL TO OFFICE  
FOR MAIL THIS STATE YOUR PAYMENT

METER READ		DATE	BEFORE 15TH OF THE MONTH	LATE FEE	AFTER 15TH OF THE MONTH
MONTH	DAY				

CUSTOMER		PAY GROSS AMOUNT AFTER THIS DATE
ROUTE	ACCOUNT	

CPI-82233-1/97 - 10M

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 21.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

INDEX OF SERVICE AVAILABILITY

Sheet Number

Schedule of Fees and Charges.....	Go to Sheet No. 16.0
Service Availability Policy.....	22.0

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 22.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

SERVICE AVAILABILITY POLICY

The Florida Department of Environmental Protection has prohibited Skyview Utilities from extending any additional wastewater service until such time as the unpermitted effluent disposal problem has been resolved and the existing litigation (Tenth Judicial Circuit Court in and for Polk County, Florida, Case No. GC-G-89-2276) has been dismissed.

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

# Public Service Commission

Docket

DOCKET NO. 970459-WB  
GENERAL FILE POUCH NO. 1  
DOCUMENT NO. 03800-97  
FILING DATE: 04/15/1997

Contents.

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STATE OF FLORIDA

ORIGINAL  
FILE COPY

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
SUSAN F. CLARK  
J. TERRY DEASON  
JOE GARCIA  
DIANE K. KIESLING



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

**Public Service Commission**

May 19, 1997

Mr. Andrew R. Reilly  
Skyview Utilities Receivership  
P.O. Box 2039  
Haines City, Florida 33845

970459-WS

Re: Application for Grandfather Certificate to Operate a Water and Wastewater Utility in Polk County by Skyview Utilities Receivership

Dear Mr. Reilly:

Our review of the application for the above referenced docket discloses that additional information is needed to complete the filing requirements for this proceeding. I am enclosing a full copy of the filing instructions to identify what additional materials are needed. Referring to the enclosed document, it appears that page 3 of filing instructions was misplaced when you prepared your application. That information must be furnished to complete the filing process for this proceeding

I apologize for not observing this omission earlier. If possible, please submit the missing details by June 20, 1997. An original version and five copies of the missing information should be filed with the Commission's Division of Records and Reporting. Please call me at (904) 413-6924 if you have any questions.

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- LIN \_\_\_\_\_
- OFC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC 1
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

Respectfully,

Norvell D. Walker  
Accounting Analyst

Enclosure

cc: Division of Records and Reporting  
Division of Legal Services (Reyes)  
Division of Water and Wastewater (Redemann)

DOCUMENT NUMBER - DATE

05080 MAY 20 5



Public Service Commission

ORIGINAL COPY

-M-E-M-O-R-A-N-D-U-M-

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**DATE:** September 2, 1997  
**TO:** Division of Records and Reporting (2 copies)  
 Division of Legal Services (Reyes)  
**FROM:** Division of Water and Wastewater (Walker) *W*  
**RE:** Docket No. 970459-WS - Application for Grandfather Certificate to Operate a Water and Wastewater Utility in Polk County by Skyview Utilities Receivership

---

Please file the attached documents in Docket No. 970459-WS. This information was received from the applicant in response to staff's notification of deficiencies with respect to original application. This information appears to complete the minimum filing requirements for this proceeding.

Attachments

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- LIN \_\_\_\_\_
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC   1
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE  
 08870 SEP-35  
 FPSC-RECORDS/REPORTING

FLORIDA PUBLIC SERVICE COMMISSION  
97 JUN 30 10:11:05  
FILED IN THE OFFICE OF THE  
FILED IN THE OFFICE OF THE  
FILED IN THE OFFICE OF THE

**SKYVIEW UTILITIES RECEIVERSHIP**  
**POST OFFICE BOX 3530**  
**HAINES CITY, FLORIDA 33845**  
**(800)515-5087, (941)422-1282**

June 26, 1997

Mr. Norrell D. Walker  
Account Analyst  
Division of Water & Wastewater  
Public Service Commission  
Capital Circle Center  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

**RECEIVED**

JUN 30 1997

Florida Public Service Commission  
Division of Water and Wastewater

Re: Application for Grandfather Certificate to Operate a Water and Wastewater Utility in Polk County by Skyview Utilities Receivership.

Dear Mr. Walker,

This is in response to your May 19, 1997 letter. Sorry this is late but I had foot surgery which kept me out for several weeks.

I have made the corrections as to Part II on Page 3 of the filing instructions. Enclosed are five copies of the corrected Application For Grandfather Certificate with a new affidavit and five copies of Exhibit 2 Part II A) Continued. These are the only parts of the original submission affected by the correction.

If there are questions on the enclosed please let me know. Thank you for your assistance and patience in this matter.

With kindest regards,

  
Andrew R. Reilly

**EXHIBIT 2  
PART II A) CONTINUED**

**A) WATER**

- (1) Skyview buys its potable water from the City of Lakeland which is master metered. Skyview then meters and sells this potable water to its customers. Skyview does not provide non-potable water to its customers.
- (2) The types of customers served are single family homes, mobile homes, duplexes, quadplexes and two (2) commercial uses: one a convenience store and the other a clubhouse in the Citrus Woods Subdivision.
- (3) Skyview will not expand beyond the current 934 meters installed in the system. The attached Schedule W shows the distribution of meters and customers herewith being served.
- (4) The evidence that Andrew R. Reilly, Receiver for Skyview Utilities owns the land is discussed in Exhibit 1 and the conveyances into the Receiver are attached as Exhibits 1D and 1E are also attached to this Exhibit.

**B) WASTEWATER**

- 1) The type of customers served are single family homes, mobile homes, duplexes, quadplexes and two commercial uses: one a convenience store and the other a clubhouse in the Citrus Woods Subdivision.
- (2) Skyview will not be permitted by DEP to expand beyond the current 1401 Wastewater connections in the system. Attached Schedule W shows the distribution of the wastewater connections and customers presently being served.
- (3) With reference to Exhibit 1 Part 1E Continued which is incorporated herein by reference, Skyview Wastewater treatment plant, its collection system and effluent disposal system are operating without DEP permits. The lawsuit in place, i.e. Case No. GC-G-89-2276, was filed by DEP to require Skyview to come into compliance with its regulations pertaining to disposal of effluent. The Settlement Agreement referred to in Exhibit 1 Part 1E Continued embodies the plan by which the wastewater will be redirected to the City of Lakeland wastewater collection system and treated by the City's facilities. Then when that is accomplished, the present Skyview Wastewater treatment facility will be taken out of service and dismantled.
- (4) The evidence that Andrew R. Reilly, Receiver for Skyview Utilities owns the land is discussed in Exhibit 1 and the conveyances into the Receiver attached thereto as Exhibits 1D and 1E are also attached to this Exhibit.



**SCHEDULE W**  
**SKYVIEW UTILITIES, LTD.**  
**NUMBER OF CUSTOMERS BY SUBDIVISION,**  
**CUSTOMER CLASS, AND METER SIZE**  
**JUNE 26, 1997**

WATER

<u>Subdivision</u>	<u>METERS</u>		<u>CUSTOMERS BEING SERVED</u>		
	<u>5/8x3/4"</u>	<u>2"</u>	<u>Residential</u>	<u>General</u>	<u>Total</u>
Citrus Woods 1	0	0	0	0	0
Citrus Woods 2, 3, 4	304	1	282	1	283
Country Club Estates	0	0	0	0	0
Crystal Acres	74	0	62	0	62
Crystal Court	0	0	0	0	0
Evermore Estates	4	0	4	0	4
Fairway	127	0	105	0	105
Fernwood Apartments	0	0	0	0	0
Secret Cove	130	0	117	1	118
Skyview Heights	0	0	0	0	0
Skyview Waters	111	0	77	0	77
Skyview Boulevard	6	0	6	0	6
Skyview Subdivision	34	0	34	0	34
Skyview South	91	0	88	0	88
Sunshine Village	0	1	0	0	0
Sunshine Estates	26	0	21	0	21
Skyview Cove	27	0	27	0	27
<b>TOTAL</b>	<b>934</b>	<b>2</b>	<b>823</b>	<b>2</b>	<b>825</b>

WASTEWATER

<u>Subdivision</u>	<u>CONNECTIONS</u>	<u>CUSTOMERS BEING SERVED</u>		
		<u>Residential</u>	<u>General</u>	<u>Total</u>
Citrus Woods 1	80	80	0	80
Citrus Woods 2, 3, 4	304	282	1	283
Country Club Estates	39	39	0	39
Crystal Acres	74	62	0	62
Crystal Court	16	16	0	16
Evermore Estates	4	4	0	4
Fairway	127	75	0	75
Fernwood Apartments	15	15	0	15
Secret Cove	130	117	1	118
Skyview Heights	38	38	0	38
Skyview Waters	111	77	0	77
Skyview Boulevard	35	35	0	35
Skyview Subdivision	34	34	0	34
Skyview South	91	88	0	88
Sunshine Village	250	250	0	250
Sunshine Estates	26	21	0	21
Skyview Cove	27	27	0	27
<b>TOTAL</b>	<b>1401</b>	<b>1260</b>	<b>2</b>	<b>1262</b>

**SKYVIEW UTILITIES RECEIVERSHIP  
POST OFFICE BOX 3530  
HAINES CITY, FLORIDA 33845  
(800)515-5087, (941)422-1282**

June 26, 1997

Mr. Norrell D. Walker  
Account Analyst  
Division of Water & Wastewater  
Public Service Commission  
Capital Circle Center  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

**RECEIVED**

JUN 30 1997

Florida Public Service Commission  
Division of Water and Wastewater

Re: Application for Grandfather Certificate to Operate a Water and Wastewater Utility in Polk County by Skyview Utilities Receivership.

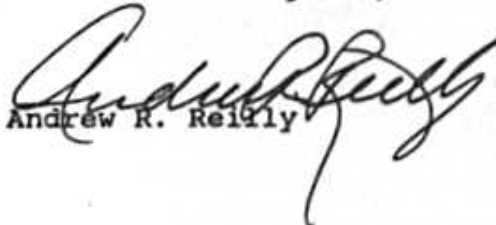
Dear Mr. Walker,

This is in response to your May 19, 1997 letter. Sorry this is late but I had foot surgery which kept me out for several weeks.

I have made the corrections as to Part II on Page 3 of the filing instructions. Enclosed are five copies of the corrected Application For Grandfather Certificate with a new affidavit and five copies of Exhibit 2 Part II A) Continued. These are the only parts of the original submission affected by the correction.

If there are questions on the enclosed please let me know. Thank you for your assistance and patience in this matter.

With kindest regards,

  
Andrew R. Reilly

**APPLICATION FOR GRANDFATHER CERTIFICATE  
(Pursuant to Section 367.171, Florida Statutes)**

**TO: Director, Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumaker Oak Boulevard  
Tallahassee, FL 32399-0850**

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

**PART I. APPLICATION INFORMATION**

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

SKYVIEW UTILITIES RECEIVERSHIP  
Name of Utility

(941) 422-5978 (941) 421-2771  
Phone Number Facsimile Number

95 SOUTH 10TH STREET  
Office address

HAINES CITY, FLORIDA 33845  
City State Zip Code

POST OFFICE BOX 2039  
Mailing address if different from street address

N/A  
Internet address (if applicable)

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

ANDREW R. REILLY, RECEIVER  
Name Phone Number

95 SOUTH 10TH STREET POST OFFICE BOX 2039  
Street address Mailing address

HAINES CITY FLORIDA 33845  
City State Zip Code

- C) Indicate the organizational character of the applicant (circle one):

Corporation Partnership Sole Proprietorship

Other: RECEIVERSHIP, SEE E)

- D) If the applicant is a corporation, list names, titles and addresses of corporate officers and directors. (Use additional sheets if necessary).  
N/A
- E) If the applicant is not a corporation, list names and addresses of all persons or entities owning an interest in the organization. (Use additional sheets if necessary).  
ANDREW R. REILLY, RECEIVER, SEE EXHIBIT 1

**PART II. SYSTEM INFORMATION**

- A) WATER.
- (1) Exhibit 2 - A statement describing the proposed type(s) of water service to be provided (i.e. potable, non-potable or both).
- (2) Provide a description of the types of customers served (i.e., single family homes, mobile homes, duplexes, commercial, etc.).  
SEE EXHIBIT 2
- (3) Exhibit 2 - 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 occupied.
- (4) Indicate permit numbers and dates of approval of water treatment facilities by the Department of Environmental Protection (DEP) or the agency designated by DEP to issue permits:  
Skyview has no water treatment facilities. It purchases treated potable water from the City of Lakeland.
- (5) Indicate when the wastewater utility system was established.  
1976
- (6) Exhibit 2 - Evidence that the utility owns the land where the wastewater treatment facilities are located. Or, if 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. (1) Provide a description of the types of customers served (i.e., single family homes, mobile homes, duplexes, commercial, etc.).  
SEE EXHIBIT 2

- (2) Exhibit 2 - 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 occupied.
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**PART III. RATES AND TARIFFS**

- A) Exhibit 3 - A statement specifying on what date and under what authority the current rates and charges were established.
- B) Exhibit 4 - The original and two copies of water and/or wastewater tariff(s) containing all rates, classifications, charges, rules and regulations. Sample tariffs are enclosed with the application package.

**PART IV. TERRITORY DESCRIPTION AND MAPS**

A) TERRITORY DESCRIPTION.

1. Exhibit 5 - An accurate description, using township, range and section references as specified in Rule 25-30.030(2), Florida Administrative Code, of the territory the utility was serving or was authorized to serve on the day Chapter 367, Florida Statutes, became applicable. If the water and wastewater service territories are different, provide separate descriptions.

B) TERRITORY MAPS.

1. Exhibit 6 - One copy of an official county tax assessment map or other map showing township, range and section with a scale such as 1"=200' or 1"=400' on which the proposed territory plotted by use of metes and bounds or quarter sections with a defined reference point of beginning. If the water and wastewater service territories are different, provide separate maps.

**C) SYSTEM MAPS.**

1. Exhibit 7 - One copy of detailed map(s) showing existing lines and facilities and the territory proposed to be served. Any requested territory not served at the time of application shall be specifically. Map(s) shall be of sufficient scale and detail to enable correlation with a description of the territory to be served. Provide separate maps for water and wastewater systems.

**PART V. FILING FEE**

Indicate the filing fee enclosed with the application:  
\$1,000.00 (for water) and/or \$1,000.00 (for wastewater).

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

- (1) For applications in which the utility has the capacity to serve up to 100 ERC's the filing fee shall be \$100.00.
- (2) For applications in which the utility has the capacity to serve from 101 to 200 ERC's the filing fee shall be \$200.00.
- (3) For applications in which the utility has the capacity to serve from 201 to 500 ERC's the filing fee shall be \$500.00.
- (4) For applications in which the utility has the capacity to serve from 501 to 2,000 ERC's the filing fee shall be \$1,000.00.
- (5) For applications in which the utility has the capacity to serve from 2,001 to 4,000 ERC's the filing fee shall be \$1,750.00.
- (6) For applications in which the utility has the capacity to serve more than 4,000 ERC's the filing fee shall be \$2,250.00.

**PART VI    AFFIDAVIT**

I Andrew R. Reilly, Receiver (applicant) do solemnly swear or affirm that the facts stated in the foregoing 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:

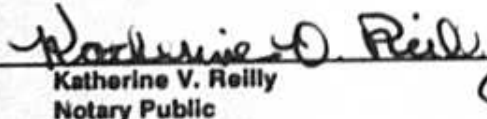
  
\_\_\_\_\_  
Andrew R. Reilly, Receiver

Subscribed and sworn to before me this 27<sup>th</sup> day of June, 1997.

My Commission expires:



KATHERINE V. REILLY  
Comm. No. CC 578868  
My Comm. Exp. Aug. 21, 2000  
Bonded thru Pichard Ins. Agcy.

  
\_\_\_\_\_  
Katherine V. Reilly  
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.*



**EXHIBIT 2  
PART II A) CONTINUED**

**A) WATER**

- (1) Skyview buys its potable water from the City of Lakeland which is master metered. Skyview then meters and sells this potable water to its customers. Skyview does not provide non-potable water to its customers.
- (2) The types of customers served are single family homes, mobile homes, duplexes, quadplexes and two (2) commercial uses: one a convenience store and the other a clubhouse in the Citrus Woods Subdivision.
- (3) Skyview will not expand beyond the current 934 meters installed in the system. The attached Schedule W shows the distribution of meters and customers herewith being served.
- (4) The evidence that Andrew R. Reilly, Receiver for Skyview Utilities owns the land is discussed in Exhibit 1 and the conveyances into the Receiver are attached as Exhibits 1D and 1E are also attached to this Exhibit.

**B) WASTEWATER**

- 1) The type of customers served are single family homes, mobile homes, duplexes, quadplexes and two commercial uses: one a convenience store and the other a clubhouse in the Citrus Woods Subdivision.
- (2) Skyview will not be permitted by DEP to expand beyond the current 1401 Wastewater connections in the system. Attached Schedule W shows the distribution of the wastewater connections and customers presently being served.
- (3) With reference to Exhibit 1 Part 1E Continued which is incorporated herein by reference, Skyview Wastewater treatment plant, its collection system and effluent disposal system are operating without DEP permits. The lawsuit in place, i.e. Case No. GC-G-89-2276, was filed by DEP to require Skyview to come into compliance with its regulations pertaining to disposal of effluent. The Settlement Agreement referred to in Exhibit 1 Part 1E) Continued embodies the plan by which the wastewater will be redirected to the City of Lakeland wastewater collection system and treated by the City's facilities. Then when that is accomplished, the present Skyview Wastewater treatment facility will be taken out of service and dismantled.
- (4) The evidence that Andrew R. Reilly, Receiver for Skyview Utilities owns the land is discussed in Exhibit 1 and the conveyances into the Receiver attached thereto as Exhibits 1D and 1E are also attached to this Exhibit.



**SCHEDULE W**  
**SKYVIEW UTILITIES, LTD.**  
**NUMBER OF CUSTOMERS BY SUBDIVISION,**  
**CUSTOMER CLASS, AND METER SIZE**  
**JUNE 26, 1997**

WATER

<u>Subdivision</u>	<u>METERS</u>		<u>CUSTOMERS BEING SERVED</u>		
	<u>5/8x3/4"</u>	<u>2"</u>	<u>Residential</u>	<u>General</u>	<u>Total</u>
Citrus Woods 1	0	0	0	0	0
Citrus Woods 2, 3, 4	304	1	282	1	283
Country Club Estates	0	0	0	0	0
Crystal Acres	74	0	62	0	62
Crystal Court	0	0	0	0	0
Evermore Estates	4	0	4	0	4
Fairway	127	0	105	0	105
Fernwood Apartments	0	0	0	0	0
Secret Cove	130	0	117	1	118
Skyview Heights	0	0	0	0	0
Skyview Waters	111	0	77	0	77
Skyview Boulevard	6	0	6	0	6
Skyview Subdivision	34	0	34	0	34
Skyview South	91	0	88	0	88
Sunshine Village	0	1	0	0	0
Sunshine Estates	26	0	21	0	21
Skyview Cove	27	0	27	0	27
<b>TOTAL</b>	<b>934</b>	<b>2</b>	<b>823</b>	<b>2</b>	<b>825</b>

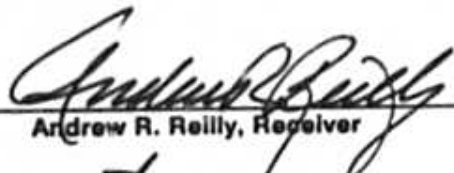
WASTEWATER

<u>Subdivision</u>	<u>CONNECTIONS</u>	<u>CUSTOMERS BEING SERVED</u>		
		<u>Residential</u>	<u>General</u>	<u>Total</u>
Citrus Woods 1	80	80	0	80
Citrus Woods 2, 3, 4	304	282	1	283
Country Club Estates	39	39	0	39
Crystal Acres	74	62	0	62
Crystal Court	16	16	0	16
Evermore Estates	4	4	0	4
Fairway	127	75	0	75
Fernwood Apartments	15	15	0	15
Secret Cove	130	117	1	118
Skyview Heights	38	38	0	38
Skyview Waters	111	77	0	77
Skyview Boulevard	35	35	0	35
Skyview Subdivision	34	34	0	34
Skyview South	91	88	0	88
Sunshine Village	250	250	0	250
Sunshine Estates	26	21	0	21
Skyview Cove	27	27	0	27
<b>TOTAL</b>	<b>1401</b>	<b>1260</b>	<b>2</b>	<b>1262</b>

PART VI AFFIDAVIT

I Andrew R. Reilly, Receiver (applicant) do solemnly swear or affirm that the facts stated in the foregoing 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:


  
\_\_\_\_\_  
Andrew R. Reilly, Receiver

Subscribed and sworn to before me this 27<sup>th</sup> day of June, 1997.

My Commission expires:



KATHERINE V. REILLY  
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Phone Number

(941) 421-2771

Facsimile Number

95 SOUTH 10TH STREET

Office address

HAINES CITY,

City

FLORIDA

State

33845

Zip Code

POST OFFICE BOX 2039

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ANDREW R. REILLY, RECEIVER

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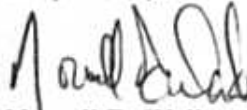
Mr. Andrew R. Reilly  
Page 2

has mistakenly imposed late payment fees during the allotted payment period, those overcharges must be corrected and proper credits allowed. At least two customers have expressed this concern about early billing of late payment fees: Mrs. Lorene Walker (1218 Waters Edge Drive) and Mrs. Shelia Joseph (1232 Waterview Blvd.). If, upon inspection, your review shows that late payment fees were incorrectly assessed, please apply appropriate credits as needed.

One additional measure, our files indicate that Skyview Utilities has not yet filed its 1996 annual report with this Commission. Pursuant to Rule 25-30.110(3), Florida Administrative Code, "(t)he obligation to file an annual report for any year shall apply to any utility which is subject to this Commission's jurisdiction as of December 31 of that year, whether or not the utility has actually applied for or has been issued a certificate." Therefore, you will need to submit a 1996 annual report sometime soon. An annual report form is attached. The order that approves the grandfather certificate will establish the due date.

If possible, please submit the corrected tariff schedules for service availability and miscellaneous charges by September 26, 1997. An original version and five copies of the corrected information should be filed with the Commission's Division of Records and Reporting. Please call me at (904) 413-6924 if you have any questions.

Respectfully,



Norvell D. Walker  
Accounting Analyst

Attachments

cc: Division of Records and Reporting (w/o attachments)  
Division of Legal Services (Reyes) (w/o attachments)  
Division of Water and Wastewater (Messer) (w/o attachments)  
Representative Paula Dockery (w/o attachments)



Mr. Andrew R. Reilly

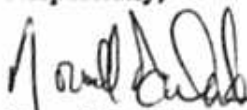
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Norvell D. Walker  
Accounting Analyst

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Division of Water and Wastewater (Messer) (w/o attachments)  
Representative Paula Dockery (w/o attachments)



STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
SUSAN F. CLARK  
J. TERRY DEASON  
JOE GARCIA  
DIANE K. KIESLING



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

**Public Service Commission**

September 11, 1997

Mr. Andrew R. Reilly  
Skyview Utilities Receivership  
P.O. Box 2039  
Haines City, Florida 33845

Re: Docket No. ~~970459~~-WS - Application for Grandfather Certificate to Operate a Water and Wastewater Utility in Polk County by Skyview Utilities Receivership

Dear Mr. Reilly:

Recently, when reviewing the utility's proposed tariff, I observed that the schedules that address service availability charges (Sheet No. 17.0 for water and Sheet No. 16.0 for wastewater) refer to summary statements that indicate that DEP (Department of Environmental Protection) directives prohibit new connections while the utility's effluent disposal and treatment problems continue. Staff believes that Skyview's tariffs should disclose that connection charges were authorized by Polk County. In a grandfather proceeding, those rates are usually retained under Public Service Commission regulation. Then, if and when the moratorium on connections is lifted, the utility's tariff will specify the authorized but previously unavailable connection fees. Therefore, please resubmit Original Sheet Nos. 17.0 for water and 16.0 for wastewater with appropriate details showing Polk County's approved charges. A table showing the approved charges by meter size is attached for your inspection and correction. Additional detail is needed to show the City of Lakeland's water connection charges at 5/4/96.

ACK \_\_\_\_\_  
AFA \_\_\_\_\_  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG \_\_\_\_\_  
LIN \_\_\_\_\_  
ORC \_\_\_\_\_  
RCH \_\_\_\_\_  
SEC \_\_\_\_\_  
WAS \_\_\_\_\_  
OTH \_\_\_\_\_

Second, on Tariff Sheet No. 16.0 for the water division, the utility lists the miscellaneous service charges that Polk County granted. However, the \$15 fee for returned checks is not something this Commission grants since another statute defines the magnitude of that penalty. Then, if larger return check fees are later allowed under that statute, the utility may impose those charges without this Commission's blessing. Therefore, please resubmit Original Sheet No. 16.0 following elimination of the return check charge.

Next, this Commission has recently received several inquiries from Skyview's customers about the \$5.00 fee imposed for late payment of a bill. Some believe the fee may be imposed too soon after delivery. Please be advised that in accordance with Rule 25-30.335, Florida Administrative Code, the utility may not consider the customer delinquent in paying his or her bill until the twenty-first day after the utility has mailed or presented the bill for payment. If Skyview

DOCUMENT NUMBER - DATE

09315 SEP 12 6

FPSC-RECORDS/REPORTING

Mr. Andrew R. Reilly

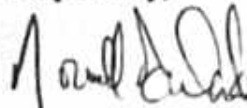
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STATE OF FLORIDA

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
SUSAN F. CLARK  
J. TERRY DEASON  
JOE GARCIA  
DIANE K. KIESLING



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

**Public Service Commission**

September 11, 1997

Mr. Andrew R. Reilly  
Skyview Utilities Receivership  
P.O. Box 2039  
Haines City, Florida 33845

Re: Docket No. 970459-WS - Application for Grandfather Certificate to Operate a Water and Wastewater Utility in Polk County by Skyview Utilities Receivership

Dear Mr. Reilly:

Recently, when reviewing the utility's proposed tariff, I observed that the schedules that address service availability charges (Sheet No. 17.0 for water and Sheet No. 16.0 for wastewater) refer to summary statements that indicate that DEP (Department of Environmental Protection) directives prohibit new connections while the utility's effluent disposal and treatment problems continue. Staff believes that Skyview's tariffs should disclose that connection charges were authorized by Polk County. In a grandfather proceeding, those rates are usually retained under Public Service Commission regulation. Then, if and when the moratorium on connections is lifted, the utility's tariff will specify the authorized but previously unavailable connection fees. Therefore, please resubmit Original Sheet Nos. 17.0 for water and 16.0 for wastewater with appropriate details showing Polk County's approved charges. A table showing the approved charges by meter size is attached for your inspection and correction. Additional detail is needed to show the City of Lakeland's water connection charges at 5/4/96.

Second, on Tariff Sheet No. 16.0 for the water division, the utility lists the miscellaneous service charges that Polk County granted. However, the \$15 fee for returned checks is not something this Commission grants since another statute defines the magnitude of that penalty. Then, if larger return check fees are later allowed under that statute, the utility may impose those charges without this Commission's blessing. Therefore, please resubmit Original Sheet No. 16.0 following elimination of the return check charge.

Next, this Commission has recently received several inquiries from Skyview's customers about the \$5.00 fee imposed for late payment of a bill. Some believe the fee may be imposed too soon after delivery. Please be advised that in accordance with Rule 25-30.335, Florida Administrative Code, the utility may not consider the customer delinquent in paying his or her bill until the twenty-first day after the utility has mailed or presented the bill for payment. If Skyview

DOCUMENT NUMBER - DATE

09315 SEP 12 6

FPSC-RECORDS/REPORTING

Mr. Andrew R. Reilly

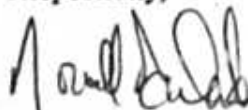
Page 2

has mistakenly imposed late payment fees during the allotted payment period, those overcharges must be corrected and proper credits allowed. At least two customers have expressed this concern about early billing of late payment fees: Mrs. Lorene Walker (1218 Waters Edge Drive) and Mrs. Shelia Joseph (1232 Waterview Blvd.). If, upon inspection, your review shows that late payment fees were incorrectly assessed, please apply appropriate credits as needed.

One additional measure, our files indicate that Skyview Utilities has not yet filed its 1996 annual report with this Commission. Pursuant to Rule 25-30.110(3), Florida Administrative Code, "(t)he obligation to file an annual report for any year shall apply to any utility which is subject to this Commission's jurisdiction as of December 31 of that year, whether or not the utility has actually applied for or has been issued a certificate." Therefore, you will need to submit a 1996 annual report sometime soon. An annual report form is attached. The order that approves the grandfather certificate will establish the due date.

If possible, please submit the corrected tariff schedules for service availability and miscellaneous charges by September 26, 1997. An original version and five copies of the corrected information should be filed with the Commission's Division of Records and Reporting. Please call me at (904) 413-6924 if you have any questions.

Respectfully,



Norvell D. Walker  
Accounting Analyst

Attachments

cc: Division of Records and Reporting (w/o attachments)  
Division of Legal Services (Reyes) (w/o attachments)  
Division of Water and Wastewater (Messer) (w/o attachments)  
Representative Paula Dockery (w/o attachments)

ORIGINAL

**SKYVIEW UTILITIES RECEIVERSHIP  
POST OFFICE BOX 3530  
HAINES CITY, FLORIDA 33845  
(800) 515-5087**

September 25, 19971

Via Federal Express  
Tel. (904) 413-6924

Public Service Commission  
Division Of Records and Reporting  
Capital Circle Office Center  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Docket No. **970459-WS**  
Application for Grandfather Certificate to Operate a Water and Wastewater  
Utility in Polk County by Skyview Utilities Receivership

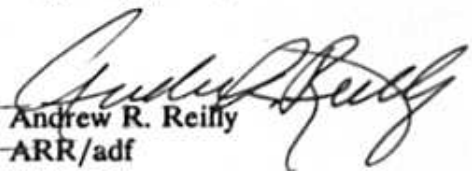
Dear Sir,

Enclosed are an original and five copies of the following corrected Skyview tariff sheets:

1. Water Tariff Sheet No. 16.0 and No. 17.0.
2. Wastewater Tariff Sheet No. 16.0.

per instructions from Novell D. Walker, Account Analyst, Division of Water and Wastewater.

Very truly yours,

  
 Andrew R. Reilly  
 ARR/adf

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG 1 \_\_\_\_\_
- LIN \_\_\_\_\_
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC \_\_\_\_\_
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

POLK COUNTY (877007) adf 09/25/97

DOCUMENT NUMBER-DATE  
**09900 SEP 26 97**  
FPSC-RECORDS/REPORTING

ORIGINAL SHEET NO. 16.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

MISCELLANEOUS SERVICE CHARGES

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

VACATION LOCK FEE - This charge would be levied for turn off service requested for a vacation period.

RETURN CHECK FEE - This charge would be levied on all customers checks returned by the depository marked non sufficient funds or no such account.

LATE PAYMENT FEE - This charge would be levied for payments made after a bill becomes delinquent as defined by Rule 25-30.335(4).

VIOLATION RECONNECTION FEE - This charges would 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.

Schedule of Miscellaneous Service Charges

Vacation Lock Fee	\$ <u>20.00</u>
Late Payment Fee	\$ <u>5.00</u>
Violation Reconnection Fee	\$ <u>20.00</u>

EFFECTIVE DATE -

TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



ORIGINAL SHEET NO. 17.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES  
REFER TO SERVICE

<u>DESCRIPTION</u>	<u>AVAIL POLICY AMOUNT</u>	<u>SHEET NO</u>
<u>Back-Flow Preventor Installation Fee</u>		23.0
5/8" x 3/4" .....	\$ 1,000.00	
1" .....	\$ 2,300.00	
1 1/2" .....	\$ 5,300.00	
2" .....	\$14,820.00	
Over 2" .....	\$44,340.00	
<u>Customer Connection (Tap-In) Charge</u>		23.0
5/8" x 3/4" metered service .....	\$	
1" metered service .....	\$	
1 1/2" metered service .....	\$	
2" metered service .....	\$	
Over 2" metered service .....	\$	
<u>Guaranteed Revenue Charge</u>		23.0
With Prepayment of Service Availability Charges:		
Residential-per ERC/month (___ GPD).....	\$	
All others-per gallon/month .....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month (___ GPD).....	\$	
All others-per gallon/month .....	\$	
<u>Inspection Fee</u> .....	\$	23.0
<u>Main Extension Charge</u>		23.0
Residential-per ERC (___ GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot (___ foot frontage).....	\$	
All others-per front foot .....	\$	
<u>Meter Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	23.0
<u>Plan Review Charge</u> .....	\$	23.0
<u>Plant Capacity Charge</u>		23.0
Residential-per ERC (___ GPD).....	\$	
All others-per gallon .....	\$	
<u>System Capacity Charge</u>		23.0
Residential-per ERC (___ GPD).....	\$	
All others-per gallon .....	\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -

TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 16.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES

<u>DESCRIPTION</u>	<u>REFER TO SERVICE AVAIL. POLICY</u>	
	<u>AMOUNT</u>	<u>SHEET NO.</u>
<u>Wastewater : Customer Connection (Tap-In) Charge</u>		22.0
Single Family - per unit.....	\$ 1,200.00	
Multi Family - per unit.....	\$ 800.00	
Recreational Vehicle - per unit.....	\$ 600.00	
<u>Non-Residential Wastewater Connection Charge</u>		
<u>Meter Size</u>		
3/4".....	\$ 1,200.00	
1".....	\$ 3,000.00	
1 1/2".....	\$ 6,000.00	
2".....	\$ 9,600.00	
3".....	\$19,200.00	
4".....	\$30,000.00	
5".....	\$60,600.00	
<u>Guaranteed Revenue Charge</u>		22.0
With Prepayment of Service Availability Charges:		
Residential-per ERC/month ( )GPD.....	\$	
All others-per gallon/month.....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month ( )GPD.....	\$	
All others-per gallon/month.....	\$	
Inspection Fee .....	Actual Cost [1]	22.0
Main Extension Charge		22.0
Residential-per ERC ( ) GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot ( ) foot frontage).....	\$	
All others-per front foot .....	\$	
Plan Review Charge .....	Actual Cost [1]	22.0
Plant Capacity Charge		22.0
Residential-per ERC ( ) GPD).....	\$	
All others-per gallon .....	\$	
System Capacity Charge		22.0
Residential-per ERC ( ) GPD).....	\$	
All others-per gallon .....	\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -

TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title



STATE OF FLORIDA

ORIGINAL

Commissioners:  
JULIA L. JOHNSON, CHAIRMAN  
SUSAN F. CLARK  
J. TERRY DEASON  
JOE GARCIA  
DIANE K. KIESLING



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

**Public Service Commission**

October 2, 1997

Mr. Andrew R. Reilly  
Andrew R. Reilly & Associates  
P.O. Box 2039  
Haines City, FL 33845

Re: Docket No. ~~970459-WS~~; Application for a Grandfather Certificate by Skyview Utilities in Polk County.

Dear Mr. Reilly:

Enclosed please find Attachment A and B, which are copies of the territory descriptions. Attachment A has the agreed changes to the description that you reviewed with the additions ~~added~~ and deletions ~~struck-out~~. The abbreviations for N, S, E and W were written out as North, South, East and West. Also, some reference to roads were put back in the document to make the description more clear. Attachment B is the finished description with the additions added to the document and the deletions removed. This description will be used for the recommendation and should be used for your tariff. We have enclosed a copy of these descriptions in WordPerfect 6.0 for Window format. They are labeled 970459LE.RPR (Attachment A) and 970459LF.RPR (Attachment B).

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- LIN \_\_\_\_\_
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC 1 \_\_\_\_\_
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

If you have any questions please call.

Sincerely,

Richard Redemann, P.E.

C:\WP6\970459A.RPR

cc: Division of Water and Wastewater (Hill, Walker)  
Division of Legal Services (Reyes)  
Division of Records and Reporting (Bayo)  
Division of Records and Reporting (Security File)

DOCUMENT NUMBER-DATE

10160 OCT-35

**SKYVIEW UTILITIES**

**WATER AND WASTEWATER SERVICE AREA**

**POLK COUNTY**

**Corrections Noted in the Description**

**PARCEL 1**

Township 28 South, Range 24 East, Section 27

Beginning at the Northwest corner of the NE 1/4 of the NW 1/4 of Section 27, Township 28 South, Range 24 East, also the Point of Beginning, run thence South along the West boundary of the NE 1/4 of the NW 1/4 of Skyview Heights, Unit No. 2 as recorded in Plat Book 63, Page 24 of the Public Records of Polk County, Florida; 948.68 feet, thence approximately South 44° 30' East Southeasterly along the Southwest boundary of said Skyview Heights, Unit No. 2 and the Southwest boundary of Evermore Estates, a subdivision recorded in Plat Book 73, Page 15 of the Public Records of Polk County, Florida; 785.44 feet, thence South 74.86 feet, thence East 71 feet, thence South 94 feet, East 100 feet along said Evermore Estates to the Southeast corner of Lot 6 of said Evermore Estates, thence South 921.55 feet, thence East 125 feet, South 65 feet, East 40 feet, South 95 feet, East 360 feet, North 95 feet, East 50 feet, North 40 feet, East 95 feet, North 100 feet, East 115 feet, North 41.55 feet, East 210 feet, South 450 feet, East 325 feet, North 190 feet, East 120 feet North 225 feet, West 220 feet, North 170 feet, West 250 feet, North 130 feet, West 360 feet, South 81.55 feet, West 310 feet, North 741.55 feet, West 160 feet, North to the North boundary of the SE 1/4 of the NW 1/4 of said Section 27, thence East 10 feet to centerline of Goodyear Avenue, thence North 384.9 feet along said centerline to the North boundary of Fernwood Apartments, a subdivision recorded in Plat Book 75, Page 29 of the Public Records of Polk County, Florida, thence West 211 feet, North 750 feet, thence East 201 feet thence North 172.5 feet to the centerline of Skyview Drive, thence West along said centerline 337 feet, thence South 345 feet, West 136 feet, North 345 feet to the North boundary of said Section 27, thence West 390.53 feet along said North boundary to the Point of Beginning.

**PARCEL 2**

Township 28 South, Range 24 East, Section 27

And also: Crystal Acres, First Addition, Phase One, a subdivision recorded in Plat Book 66, Page 27 of the Public Records of Polk County, Florida. All in Section 27, Township 28 South, Range 24 East. The West 1,660 feet of the North 1,261.18 feet of the Southeast 1/4, less the East 830 feet of the West 1,660 feet of the North 651.18 feet of the Southeast 1/4.

### PARCEL 3

Township 28 South, Range 24 East, Section 26,

The North 1/2 of the NW 1/4 of Section 26, Township 28 South, Range 24 East, being serving the Subdivisions of Citrus Woods Estates, Units 1, 2, 3 and 4.

### PARCEL 4

Township 28 South, Range 24 East, Section 23

Beginning at the Northwest corner of the SW 1/4 of the SW 1/4 of Section 23, Township 28 South, Range 24 East, thence East to the Northeast corner of said SW 1/4 of the SW 1/4, thence North along the West boundary of the NE 1/4 of the SW 1/4 of said Section 23, 750.46 feet, North 85° 56' 05" East 204.07 feet, South 51° 04' 05" East 38.51 feet, North 73° 58' 03" East 193.06 feet, East 72.56 feet, North 236.00 feet, East ~~325.54~~ 335.54 feet, South 500 feet, East 180 feet, South 600 feet, East 100 feet, South 1247.05 feet to the South boundary of said Section 23, thence West along said South boundary 673.71 feet, thence approximately North 5° West to an old phosphate pit, thence East 160 feet Northerly, Northwesterly, and Southerly along said pit to a point on the South boundary of said pit which is 1588 feet East of the West boundary of said Section 23, thence South 54° 22' 42" West 31.07 feet, thence South 110 feet to the South boundary of said Section 23, thence West 1235 feet along said South boundary to the Southeast corner of McMillen Acre, a subdivision recorded in Plat Book 71, Page 18 of the Public Records of Polk County, Florida, thence North 155 feet to the Northeast corner of said McMillen Acre, thence East 315 feet along the North boundary of said McMillen Acre to the West boundary of said Section 23, thence North approximately 1175 feet along said West boundary to the Point of Beginning. All being in the SW 1/4 of Section 23, Township 28 South, Range 24 East.

### PARCEL 5

Township 28 South, Range 24 East, Section 22

Beginning at the Southwest corner of the Southeast 1/4 of the Southwest 1/4 of Section 22, Township 28 South, Range 24 East, run thence along the boundaries of Unrecorded Golf Club Estates, Phase No. 3, along the following courses: North 383.75 feet, East 324.9 feet, North 10° 44' East 253.17 feet, North 17° 21' 20" East 470.3 feet, North 65° East 65.35 feet, North 22° 47' 20" East 262.4 feet, South 85° 16' 20" East 403.39 feet, South 200.69 feet, North 85° 16' 20" West 305.38 feet, South 18° 09' 30" East 475.94 feet, South ~~279.18~~ 279.12 feet, South 45° East 344.73 feet, thence South along the East boundary of said Unrecorded Golf Club Estates, Phase No. Three to the South boundary of an unnamed lake, thence Northeasterly and Northerly along said lake to a point 250 feet North of the South boundary of said Section 22, thence East 607 feet along a line parallel with and 250 feet North of the South boundary of said Section 22 to the South boundary of an unnamed lake Skyview Lake, thence Easterly 440 feet along the South boundary of said Lake to a point to the West boundary of Unrecorded Golf Club Estates, Phase Four, said point West boundary being 822 feet East of the West Boundary of the Southwest 1/4 of the Southeast 1/4 of said

Section 22, thence North **800 feet** to a point 1050 feet North of the South boundary of said Section 22, East 320 feet, South 800 feet, East 80 feet, North 250 feet, East 100 feet, South 250 feet, East 250 feet to Skyview, Phase V, a subdivision recorded in Plat Book 68, Page 27 of the Public Records of Polk County, Florida, thence along the boundaries of said Skyview, Phase V along the following courses: Northerly 170 feet more or less, North 60° West 360 feet more or less, North 310 feet, North 30° West 225 feet, West 170 feet, North 830 feet, East 360 feet, South 745 feet, South 60° East 30 feet, North 30° East 290 feet to Unrecorded Secret Cove, thence along the boundaries of said Secret Cove along the following courses: North 60° West 80 feet, North 750 feet, West 260 feet, North 400 feet, East 300 feet South 22° 27' East 429.12 feet, North 84° 04' 40" East 270.91 feet, North 333.58 feet, Northeasterly 85.69 feet, East 50 feet, South 660.78 feet, East 256.88 feet, South 434.88 feet, East 196.55 feet, North 104.29 feet, East 182 feet, South 164.29 feet, West 378.65 feet, South 165.29 feet, West 256.88 feet, South 1322 feet to the South boundary of said Section 22, thence West 3,235 feet to the Point of Beginning.

#### PARCEL 6

Township 28 South, Range 24 East, Section 22

Commencing at a point 148 feet East of the Southwest corner of the SE 1/4 of Section 22, Township 28 South, Range 24 East, run North 300 feet, North 2° 54' 10" East 300.17 feet, North 24° 35' 50" West **41.42** ~~95.15~~ feet to the Point of Beginning, thence along the following courses: ~~continue N 24° 35' 50" W 26.09 feet, N 38° 37' 55" E 93.08 feet, N 4° 43' 40" E 200 feet, N 85° 16' 20" W 90 feet, N 8° 25' 39" W 310 feet, N 10° 23' 10" E 781.66 feet,~~ thence North 85° 16' 20" West 204.22 feet, thence North 26° West 515 feet, thence North 200.69 feet, thence North 10° East 637.95 feet, thence North 28° East 144.49 feet, East 108.35 feet, East 403.82 feet, South 993.39 feet, North 85° 16' 20" West 91.09 feet, South ~~428.34~~ 515 feet, North 85° 16' 20" West ~~224.5~~ 200.54 feet to the Point of Beginning. All being in Section 22, Township 28 South, Range 24 East.

**SKYVIEW UTILITIES  
WATER AND WASTEWATER SERVICE AREA  
POLK COUNTY**

**PARCEL 1**

Township 28 South, Range 24 East, Section 27

Beginning at the Northwest corner of the NE 1/4 of the NW 1/4 of Section 27, Township 28 South, Range 24 East, also the Point of Beginning, run thence South along the West boundary of the NE 1/4 of the NW 1/4 948.68 feet, thence approximately South 44° 30' East 785.44 feet, thence South 74.86 feet, thence East 71 feet, thence South 94 feet, East 100 feet, thence South 921.55 feet, thence East 125 feet, South 65 feet, East 40 feet, South 95 feet, East 360 feet, North 95 feet, East 50 feet, North 40 feet, East 95 feet, North 100 feet, East 115 feet, North 41.55 feet, East 210 feet, South 450 feet, East 325 feet, North 190 feet, East 120 feet North 225 feet, West 220 feet, North 170 feet, West 250 feet, North 130 feet, West 360 feet, South 81.55 feet, West 310 feet, North 741.55 feet, West 160 feet, North to the North boundary of the SE 1/4 of the NW 1/4 of said Section 27, thence East 10 feet to centerline of Goodyear Avenue, thence North 384.9 feet along said centerline to the North boundary of Fernwood Apartments, thence West 211 feet, North 750 feet, thence East 201 feet thence North 172.5 feet to the centerline of Skyview Drive, thence West along said centerline 337 feet, thence South 345 feet, West 136 feet, North 345 feet to the North boundary of said Section 27, thence West 390.53 feet along said North boundary to the Point of Beginning.

**PARCEL 2**

Township 28 South, Range 24 East, Section 27

The West 1,660 feet of the North 1,261.18 feet of the Southeast 1/4, less the East 830 feet of the West 1,660 feet of the North 651.18 feet of the Southeast 1/4.

**PARCEL 3**

Township 28 South, Range 24 East, Section 26,

The North 1/2 of the NW 1/4 serving the Subdivisions of Citrus Woods Estates, Units 1, 2, 3 and 4.



#### PARCEL 4

Township 28 South, Range 24 East, Section 23

Beginning at the Northwest corner of the SW 1/4 of the SW 1/4 of Section 23, Township 28 South, Range 24 East, thence East to the Northeast corner of said SW 1/4 of the SW 1/4, thence North along the West boundary of the NE 1/4 of the SW 1/4 of said Section 23, 750.46 feet, North 85° 56' 05" East 204.07 feet, South 51° 04' 05" East 38.51 feet, North 73° 58' 03" East 193.06 feet, East 72.56 feet, North 236.03 feet, East 335.54 feet, South 500 feet, East 180 feet, South 600 feet, East 100 feet, South 1247.05 feet to the South boundary of said Section 23, thence West along said South boundary 673.71 feet, thence approximately North 5° West to an old phosphate pit, thence East 160 feet, thence South 54° 22' 42" West 31.07 feet, thence South 110 feet to the South boundary of said Section 23, thence West 1235 feet along said South boundary, thence North 155 feet, thence East 315 feet to the West boundary of said Section 23, thence North approximately 1175 feet along said West boundary to the Point of Beginning. All being in the SW 1/4 of Section 23, Township 28 South, Range 24 East.

#### PARCEL 5

Township 28 South, Range 24 East, Section 22

Beginning at the Southwest corner of the Southeast 1/4 of the Southwest 1/4 of Section 22, Township 28 South, Range 24 East, run thence North 383.75 feet, East 324.9 feet, North 10° 44' East 253.17 feet, North 17° 21' 20" East 470.3 feet, North 65° East 65.35 feet, North 22° 47' 20" East 262.4 feet, South 85° 16' 20" East 403.39 feet, South 200.69 feet, North 85° 16' 20" West 305.38 feet, South 18° 09' 30" East 475.94 feet, South 279.12 feet, South 45° East 344.73 feet, thence, thence East 607 feet along a line parallel with and 250 feet North of the South boundary of said Section 22 to the South boundary of Skyview Lake, thence East 440 feet along the South boundary of said Lake to a point, said point being 822 feet East of the West Boundary of the Southwest 1/4 of the Southeast 1/4 of said Section 22, thence North 800 feet to a point 1050 feet North of the South boundary of said Section 22, East 320 feet, South 800 feet, East 80 feet, North 250 feet, East 100 feet, South 250 feet, East 250 feet to Skyview, Phase V, a subdivision recorded in Plat Book 68, Page 27 of the Public Records of Polk County, Florida, thence along the boundaries of said Skyview, Phase V along the following courses: Northerly 170 feet more or less, North 60° West 360 feet more or less, North 310 feet, North 30° West 225 feet, West 170 feet, North 830 feet, East 360 feet, South 745 feet, South 60° East 30 feet, North 30° East 290 feet to Unrecorded Secret Cove, thence along the boundaries of said Secret Cove along the following courses: North 60° West 80 feet, North 750 feet, West 260 feet, North 400 feet, East 300 feet South 22° 27' East 429.12 feet, North 84° 04' 40" East 270.91 feet, North 333.58 feet, Northeasterly 85.69 feet, East 50 feet, South 660.78 feet, East 256.88 feet, South 434.88 feet, East 196.55 feet, North 104.29 feet, East 182 feet, South 164.29 feet, West 378.65 feet, South 165.29 feet, West 256.88 feet, South 1322 feet to the South boundary of said Section 22, thence West 3,235 feet to the Point of Beginning.

**PARCEL 6**

Township 28 South, Range 24 East, Section 22

Commencing at a point 148 feet East of the Southwest corner of the SE 1/4 of Section 22, Township 28 South, Range 24 East, run North 300 feet, North  $2^{\circ} 54' 10''$  East 300.17 feet, North  $24^{\circ} 35' 50''$  West 41.42 feet to the Point of Beginning, thence along the following courses: North  $85^{\circ} 16' 20''$  West 204.22 feet, thence North  $26^{\circ}$  West 515 feet, thence North 200.69 feet, thence North  $10^{\circ}$  East 637.95 feet, thence North  $28^{\circ}$  East 144.49 feet, East 108.35 feet, East 403.82 feet, South 993.39 feet, North  $85^{\circ} 16' 20''$  West 91.09 feet, South 515 feet, North  $85^{\circ} 16' 20''$  West 200.54 feet to the Point of Beginning. All being in Section 22, Township 28 South, Range 24 East.



# Public Service Commission

## -M-E-M-O-R-A-N-D-U-M-

**DATE:** September 29, 1997  
**TO:** Division of Records and Reporting (2 copies)  
**FROM:** Division of Water and Wastewater (Walker) *AW*  
**RE:** Docket No. ~~970459~~ WS - Application for Grandfather Certificates to Operate a Water and Wastewater Utility in Polk County by Skyview Utilities Receivership.

Please file the attached documents in Docket No. 970459-WS. This information was received from the applicant in response to staff's request for correction of the utility's proposed tariffs.

cc. Division of Water and Wastewater (Redemann)  
 Division of Legal Services (Reyes)

### Attachments

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- LIN \_\_\_\_\_
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC 1
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE  
 10161 OCT-30  
 FPSC-RECORDS/REPORTING



**SKYVIEW UTILITIES RECEIVERSHIP  
POST OFFICE BOX 3530  
HAINES CITY, FLORIDA 33845  
(800) 515-5087**

September 25, 19971

Via Federal Express  
Tel. (904) 413-6924

Mr. Norvell D. Walker  
Account Analyst  
Public Service Commission  
Division Of Water & Wastewater  
Capital Circle Office Center  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Docket No. 970459-WS  
Application for Grandfather Certificate to Operate a Water and Wastewater  
Utility in Polk County by Skyview Utilities Receivership

Dear Mr. Walker,

In response to your September 11, 1997 letter, same caption enclosed are corrected copies  
of the following:

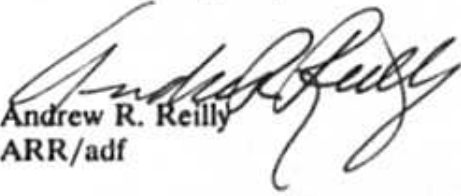
1. Water Tariff Sheet No. 16.0 and Sheet No. 17.0.
2. Wastewater Tariff Sheet No. 16.0.
3. Corrected Issue No. 2.

With regard to Mrs. Lorene Walker and Mrs. Sheila Joseph, each has been contacted, the  
problems were resolved and credits for late fees paid will be reflected in the next monthly  
billing.

The original corrective Tariff pages and five copies of each have been Federal Expressed  
to the Division Of Records and Reporting.

I appreciate your help in these matters.

With kindest regards,

  
Andrew R. Reilly  
ARR/adf

ORIGINAL SHEET NO. 16.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

MISCELLANEOUS SERVICE CHARGES

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

VACATION LOCK FEE - This charge would be levied for turn off service requested for a vacation period.

RETURN CHECK FEE - This charge would be levied on all customers checks returned by the depository marked non sufficient funds or no such account.

LATE PAYMENT FEE - This charge would be levied for payments made after a bill becomes delinquent as defined by Rule 25-30.335(4).

VIOLATION RECONNECTION FEE - This charges would 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.

Schedule of Miscellaneous Service Charges

Vacation Lock Fee	\$ <u>20.00</u>
Late Payment Fee	\$ <u>5.00</u>
Violation Reconnection Fee	\$ <u>20.00</u>

EFFECTIVE DATE -

TYPE OF FILING -

ANDREW B. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 16.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES

<u>DESCRIPTION</u>	<u>REFER TO SERVICE AVAIL. POLICY</u>	<u>AMOUNT</u>	<u>SHEET NO.</u>
<u>Wastewater : Customer Connection (Tap-in) Charge</u>			22.0
Single Family - per unit.....		\$ 1,200.00	
Multi Family - per unit.....		\$ 800.00	
Recreational Vehicle - per unit.....		\$ 600.00	
 <u>Non-Residential Wastewater Connection Charge</u>			
Meter Size			
3/4".....		\$ 1,200.00	
1".....		\$ 3,000.00	
1 1/2".....		\$ 6,000.00	
2".....		\$ 9,600.00	
3".....		\$19,200.00	
4".....		\$30,000.00	
5".....		\$60,000.00	
 <u>Guaranteed Revenue Charge</u>			22.0
With Prepayment of Service Availability Charges:			
Residential-per ERC/month ( )GPD.....		\$	
All others-per gallon/month.....		\$	
Without Prepayment of Service Availability Charges:			
Residential-per ERC/month ( )GPD.....		\$	
All others-per gallon/month.....		\$	
 Inspection Fee .....	Actual Cost [1]		22.0
Main Extension Charge			22.0
Residential-per ERC ( ) GPD).....		\$	
All others-per gallon .....		\$	
or			
Residential-per lot ( ) foot frontage).....		\$	
All others-per front foot .....		\$	
Plan Review Charge .....	Actual Cost [1]		22.0
 Plant Capacity Charge			22.0
Residential-per ERC ( ) GPD).....		\$	
All others-per gallon .....		\$	
 System Capacity Charge			22.0
Residential-per ERC ( ) GPD).....		\$	
All others-per gallon .....		\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -

TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 17.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES  
REFER TO SERVICE

<u>DESCRIPTION</u>	<u>AVAIL POLICY AMOUNT</u>	<u>SHEET NO.</u>
<u>Back-Flow Preventor Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	
<u>Customer Connection (Tap-In) Charge</u>		23.0
5/8" x 3/4" metered service .....	\$ 1,000.00	
1" metered service .....	\$ 2,300.00	
1 1/2" metered service .....	\$ 5,300.00	
2" metered service .....	\$14,620.00	
Over 2" metered service .....	\$44,340.00	
<u>Guaranteed Revenue Charge</u>		23.0
With Prepayment of Service Availability Charges:		
Residential-per ERC/month ( __ GPD).....	\$	
All others-per gallon/month .....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month ( __ GPD).....	\$	
All others-per gallon/month .....	\$	
<u>Inspection Fee</u> .....	\$	23.0
<u>Main Extension Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot ( __ foot frontage).....	\$	
All others-per front foot .....	\$	
<u>Meter Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	
<u>Plan Review Charge</u> .....	\$	23.0
<u>Plant Capacity Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	
<u>System Capacity Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
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ORIGINAL

State of Florida



# Public Service Commission

## -M-E-M-O-R-A-N-D-U-M-

---

**DATE:** September 29, 1997  
**TO:** Division of Records and Reporting (2 copies)  
**FROM:** Division of Water and Wastewater (Walker) *AW*  
**RE:** Docket No. ~~970459-WS~~ - Application for Grandfather Certificates to Operate a Water and Wastewater Utility in Polk County by Skyview Utilities Receivership.

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Please file the attached documents in Docket No. 970459-WS. This information was received from the applicant in response to staff's request for correction of the utility's proposed tariffs.

cc. Division of Water and Wastewater (Redemann)  
Division of Legal Services (Reyes)

Attachments

ACK \_\_\_\_\_  
 AFA \_\_\_\_\_  
 AFD \_\_\_\_\_  
 C \_\_\_\_\_  
 CWT \_\_\_\_\_  
 CTT \_\_\_\_\_  
 D \_\_\_\_\_  
 E \_\_\_\_\_  
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 I \_\_\_\_\_  
 J \_\_\_\_\_  
 K \_\_\_\_\_  
 L \_\_\_\_\_

DOCUMENT NUMBER-DATE

10255 OCT-76

FPSC-RECORDS/REPORTING !

**SKYVIEW UTILITIES RECEIVERSHIP  
POST OFFICE BOX 3530  
HAINES CITY, FLORIDA 33845  
(800) 515-5087**

September 25, 1997

Via Federal Express  
Tel. (904) 413-6924

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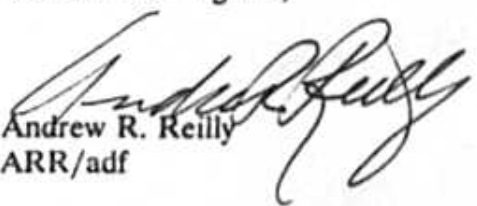
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WATER TARIFF

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ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

ORIGINAL SHEET NO. 16.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP

WASTEWATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES

<u>DESCRIPTION</u>	<u>REFER TO SERVICE AVAIL. POLICY</u>	
	<u>AMOUNT</u>	<u>SHEET NO.</u>
<u>Wastewater : Customer Connection (Tap-in) Charge</u>		22.0
Single Family - per unit.....	\$ 1,200.00	
Multi Family - per unit.....	\$ 800.00	
Recreational Vehicle - per unit.....	\$ 600.00	
<u>Non-Residential Wastewater Connection Charge</u>		
Meter Size		
3/4".....	\$ 1,200.00	
1".....	\$ 3,000.00	
1 1/2".....	\$ 6,000.00	
2".....	\$ 9,600.00	
3".....	\$19,200.00	
4".....	\$30,000.00	
5".....	\$60,000.00	
<u>Guaranteed Revenue Charge</u>		22.0
With Prepayment of Service Availability Charges:		
Residential-per ERC/month ( )GPD.....	\$	
All others-per gallon/month.....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month ( )GPD.....	\$	
All others-per gallon/month.....	\$	
Inspection Fee .....	Actual Cost [1]	22.0
Main Extension Charge		22.0
Residential-per ERC ( )GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot ( )foot frontage).....	\$	
All others-per front foot .....	\$	
Plan Review Charge .....	Actual Cost [1]	22.0
Plant Capacity Charge		22.0
Residential-per ERC ( )GPD).....	\$	
All others-per gallon .....	\$	
System Capacity Charge		22.0
Residential-per ERC ( )GPD).....	\$	
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ANDREW R. REILLY  
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ORIGINAL SHEET NO. 17.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES  
REFER TO SERVICE

<u>DESCRIPTION</u>	<u>AVAIL. POLICY</u> <u>AMOUNT</u>	<u>SHEET NO.</u>
<u>Back-Flow Preventor Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	
<u>Customer Connection (Tap-In) Charge</u>		23.0
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All others-per gallon/month .....	\$	
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Residential-per ERC/month ( __ GPD).....	\$	
All others-per gallon/month .....	\$	
<u>Inspection Fee</u> .....	\$	23.0
<u>Main Extension Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot ( __ foot frontage).....	\$	
All others-per front foot .....	\$	
<u>Meter Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	23.0
<u>Plan Review Charge</u> .....	\$	23.0
<u>Plant Capacity Charge</u>		23.0
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**SKYVIEW UTILITIES RECEIVERSHIP**  
**POST OFFICE BOX 3530**  
**HAINES CITY, FLORIDA 33845**  
**(800) 515-5087**

OCT 17 10 15

October 15, 1997

Via Federal Express  
Tel. (904) 413-6924

Public Service Commission  
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Capital Circle Office Center  
2540 Shumard Oak Boulevard  
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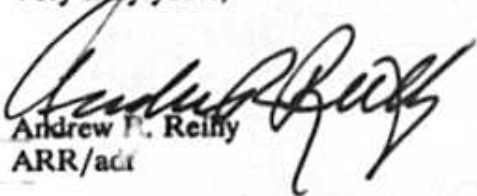
Dear Sir,

Enclosed are an original and five copies of the following corrected Skyview tariff sheets:

1. Water Tariff Sheet No. 17.0.
2. Skyview Utilities Water and Wastewater Service Area Polk County Exhibit 5.

per instructions from Novell D. Walker, Account Analyst, Division of Water and Wastewater.

Very truly yours,

  
Andrew P. Reilly  
ARR/acr

ACK \_\_\_\_\_  
 AFA \_\_\_\_\_  
 APP \_\_\_\_\_  
 CAF \_\_\_\_\_  
 CMU \_\_\_\_\_  
 CTR \_\_\_\_\_  
 EAG \_\_\_\_\_  
 LEA / \_\_\_\_\_  
 LIN \_\_\_\_\_  
 OPT \_\_\_\_\_  
 RCL \_\_\_\_\_  
 SEC / \_\_\_\_\_  
 WFL / \_\_\_\_\_  
 OTH \_\_\_\_\_

cc: Mr. Norvell D. Walker

FILED/REC.DLT (8/19/97) and 10/15/97

DOCUMENT NUMBER-DATE

10700 OCT 17 97

FPSC-RECORDS/REPORTING

ORIGINAL

ORIGINAL SHEET NO. 17.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

**SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES**  
REFER TO SERVICE

<u>DESCRIPTION</u>	<u>AVAIL POLICY AMOUNT</u>	<u>SHEET NO</u>
<u>Back-Flow Preventor Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	
<u>Customer Connection (Tap-in) Charge</u>		23.0
5/8" x 3/4" metered service .....	\$ 1,000.00	
1" metered service .....	\$ 2,300.00	
1 1/2" metered service .....	\$ 5,300.00	
2" metered service .....	\$14,620.00	
Over 2" metered service .....	\$44,340.00	
<u>Guaranteed Revenue Charge</u>		23.0
With Prepayment of Service Availability Charges:		
Residential-per ERC/month ( __ GPD).....	\$	
All others-per gallon/month .....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month ( __ GPD).....	\$	
All others-per gallon/month .....	\$	
<u>Inspection Fee</u> .....	\$	23.0
<u>Main Extension Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot ( __ foot frontage).....	\$	
All others-per front foot .....	\$	
<u>Meter Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	23.0
<u>Plan Review Charge</u> .....	\$	23.0
<u>Plant Capacity Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	
<u>System Capacity Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -  
TYPE OF FILING -

**ANDREW R. REILLY**  
Issuing Officer

DOCUMENT NUMBER-DATE

RECEIVER  
Title

10700 OCT 17 5

FPSC-RECORDS/REPORTING

ORIGINAL SHEET NO. 17.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES  
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All others-per gallon/month .....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month ( __ GPD).....	\$	
All others-per gallon/month .....	\$	
<u>Inspection Fee</u> .....	\$	23.0
<u>Main Extension Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot ( __ foot frontage).....	\$	
All others-per front foot .....	\$	
<u>Meter Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	23.0
<u>Plan Review Charge</u> .....	\$	23.0
<u>Plant Capacity Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	
<u>System Capacity Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -

TYPE OF FILING -

ANDREW R. REILLY  
Issuing Officer

RECEIVER  
Title

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
 WATER TARIFF

**SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES**  
 REFER TO SERVICE

<u>DESCRIPTION</u>	<u>AVAIL POLICY AMOUNT</u>	<u>SHEET NO.</u>
<u>Back-Flow Preventor Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	
<u>Customer Connection (Tap-In) Charge</u>		23.0
5/8" x 3/4" metered service .....	\$ 1,000.00	
1" metered service .....	\$ 2,300.00	
1 1/2" metered service .....	\$ 5,300.00	
2" metered service .....	\$14,620.00	
Over 2" metered service .....	\$44,340.00	
<u>Guaranteed Revenue Charge</u>		23.0
With Prepayment of Service Availability Charges:		
Residential-per ERC/month ( __ GPD).....	\$	
All others-per gallon/month .....	\$	
Without Prepayment of Service Availability Charges:		
Residential-per ERC/month ( __ GPD).....	\$	
All others-per gallon/month .....	\$	
<u>Inspection Fee</u> .....	\$	23.0
<u>Main Extension Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	
or		
Residential-per lot ( __ foot frontage).....	\$	
All others-per front foot .....	\$	
<u>Meter Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	23.0
<u>Plan Review Charge</u> .....	\$	23.0
<u>Plant Capacity Charge</u>		
Residential-per ERC ( __ GPD).....	\$	23.0
All others-per gallon .....	\$	
<u>System Capacity Charge</u>		23.0
Residential-per ERC ( __ GPD).....	\$	
All others-per gallon .....	\$	

[1] Actual Cost is equal to the total cost incurred for services rendered by a customer.

EFFECTIVE DATE -

TYPE OF FILING -

ANDREW R. REILLY  
 Issuing Officer

RECEIVER  
 Title

ORIGINAL SHEET NO. 17.0

NAME OF COMPANY SKYVIEW UTILITIES RECEIVERSHIP  
WATER TARIFF

SERVICE AVAILABILITY SCHEDULE OF FEES AND CHARGES  
REFER TO SERVICE

<u>DESCRIPTION</u>	<u>AVAIL POLICY AMOUNT</u>	<u>SHEET NO</u>
<u>Back-Flow Preventor Installation Fee</u>		23.0
5/8" x 3/4" .....	\$	
1" .....	\$	
1 1/2" .....	\$	
2" .....	\$	
Over 2" .....	\$	
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All others-per gallon/month .....	\$	
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TYPE OF FILING -

ANDREW R. REILLY

Issuing Officer

RECEIVER \_\_\_\_\_

Title



**SKYVIEW UTILITIES  
WATER AND WASTEWATER SERVICE AREA**

**POLK COUNTY**

**EXHIBIT 5**

**PARCEL 1**

Township 28 South, Range 24 East, Section 27

Beginning at the Northwest corner of the NE 1/4 of the NW 1/4 of Section 27, Township 28 South, Range 24 East, also the Point of Beginning, run thence South along the West boundary of the NE 1/4 of the NW 1/4 948.68 feet, thence approximately South 44° 30' East 785.44 feet, thence South 74.86 feet, thence East 71 feet, thence South 94 feet, East 100 feet, thence South 921.55 feet, thence East 125 feet, South 65 feet, East 40 feet, South 95 feet, East 360 feet, North 95 feet, East 50 feet, North 40 feet, East 95 feet, North 100 feet, East 115 feet, North 41.55 feet, East 210 feet, South 450 feet, East 325 feet, North 190 feet, East 120 feet North 225 feet, West 220 feet, North 170 feet, West 250 feet, North 130 feet, West 360 feet, South 81.55 feet, West 310 feet, North 741.55 feet, West 160 feet, North to the North boundary of the SE 1/4 of the NW 1/4 of said Section 27, thence East 10 feet to centerline of Goodyear Avenue, thence North 384.9 feet along said centerline to the North boundary of Fernwood Apartments, thence West 211 feet, North 750 feet, thence East 201 feet thence North 172.5 feet to the centerline of Skyview Drive, thence West along said centerline 337 feet, thence South 345 feet, West 136 feet, North 345 feet to the North boundary of said Section 27, thence West 390.53 feet along said North boundary to the Point of Beginning.

**PARCEL 2**

Township 28 South, Range 24 East, Section 27

The West 1,660 feet of the North 1,261.18 feet of the Southeast 1/4, less the East 830 feet of the West 1,660 feet of the North 651.18 feet of the Southeast 1/4.

**PARCEL 3**

Township 28 South, Range 24 East, Section 26,

The North 1/2 of the NW 1/4 serving the Subdivisions of Citrus Woods Estates, Units 1, 2, 3 and 4.

PARCEL 4

Township 28 South, Range 24 East, Section 23

Beginning at the Northwest corner of the SW 1/4 of the SW 1/4 of Section 23, Township 28 South, Range 24 East, thence East to the Northeast corner of said SW 1/4 of the SW 1/4, thence North along the West boundary of the NE 1/4 of the SW 1/4 of said Section 23, 750.46 feet, North 85° 56' 05" East 204.07 feet, South 51° 04' 05" East 38.51 feet, North 73° 58' 03" East 193.06 feet, East 72.56 feet, North 236.03 feet, East 335.54 feet, South 500 feet, East 180 feet, South 600 feet, East 100 feet, South 1247.05 feet to the South boundary of said Section 23, thence West along said South boundary 673.71 feet, thence approximately North 5° West to an old phosphate pit, thence East 160 feet, thence South 54° 22' 42" West 31.07 feet, thence South 110 feet to the South boundary of said Section 23, thence West 1235 feet along said South boundary, thence North 155 feet, thence East 315 feet to the West boundary of said Section 23, thence North approximately 1175 feet along said West boundary to the Point of Beginning. All being in the SW 1/4 of Section 23, Township 28 South, Range 24 East.

PARCEL 5

Township 28 South, Range 24 East, Section 22

Beginning at the Southwest corner of the Southeast 1/4 of the Southwest 1/4 of Section 22, Township 28 South, Range 24 East, run thence North 383.75 feet, East 324.9 feet, North 10° 44' East 253.17 feet, North 17° 21' 20" East 470.3 feet, North 65° East 65.35 feet, North 22° 47' 20" East 262.4 feet, South 85° 16' 20" East 403.39 feet, South 200.69 feet, North 85° 16' 20" West 305.38 feet, South 18° 09' 30" East 475.94 feet, South 279.12 feet, South 45° East 344.73 feet, thence, thence East 607 feet along a line parallel with and 250 feet North of the South boundary of said Section 22 to the South boundary of Skyview Lake, thence East 440 feet along the South boundary of said Lake to a point, said point being 822 feet East of the West Boundary of the Southwest 1/4 of the Southeast 1/4 of said Section 22, thence North 800 feet to a point 1050 feet North of the South boundary of said Section 22, East 320 feet, South 800 feet, East 80 feet, North 250 feet, East 100 feet, South 250 feet, East 250 feet to Skyview, Phase V, a subdivision recorded in Plat Book 68, Page 27 of the Public Records of Polk County, Florida, thence along the boundaries of said Skyview, Phase V along the following courses: Northerly 170 feet more or less, North 60° West 360 feet more or less, North 310 feet, North 30° West 225 feet, West 170 feet, North 830 feet, East 360 feet, South 745 feet, South 60° East 30 feet, North 30° East 290 feet to Unrecorded Secret Cove, thence along the boundaries of said Secret Cove along the following courses: North 60° West 80 feet, North 750 feet, West 260 feet, North 400 feet, East 300 feet South 22° 27' East 429.12 feet, North 84° 04' 40" East 270.91 feet, North 333.58 feet, Northeasterly 85.69 feet, East 50 feet, South 660.78 feet, East 256.88 feet, South 434.88 feet, East 196.55 feet, North

104.29 feet, East 182 feet, South 164.29 feet, West 378.65 feet, South 165.29 feet, West 256.88 feet, South 1322 feet to the South boundary of said Section 22, thence West 3,235 feet to the Point of Beginning.

**PARCEL 6**

Township 28 South, Range 24 East, Section 22

Commencing at a point 148 feet East of the Southwest corner of the SE 1/4 of Section 22, Township 28 South, Range 24 East, run North 300 feet, North  $2^{\circ} 54' 10''$  East 300.17 feet, North  $24^{\circ} 35' 50''$  West 41.42 feet to the Point of Beginning, thence along the following courses: North  $85^{\circ} 16' 20''$  West 204.22 feet, thence North  $26^{\circ}$  West 515 feet, thence North 200.69 feet, thence North  $10^{\circ}$  East 637.95 feet, thence North  $28^{\circ}$  East 144.49 feet, East 108.35 feet, East 403.82 feet, South 993.39 feet, North  $85^{\circ} 16' 20''$  West 91.09 feet, South 515 feet, North  $85^{\circ} 16' 20''$  West 200.54 feet to the Point of Beginning. All being in Section 22, Township 28 South, Range 24 East.

**SKYVIEW UTILITIES  
WATER AND WASTEWATER SERVICE AREA**

**POLK COUNTY**

**EXHIBIT 5**

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