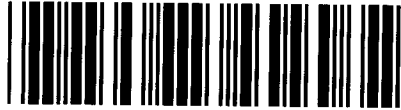


Control Number: 42955



Item Number: 5

Addendum StartPage: 0

House Bill (HB) 1600 and Senate Bill (SB) 567 83rd
Legislature, Regular Session, transferred the functions
relating to the economic regulation of water and sewer
utilities from the TCEQ to the PUC effective
September 1, 2014.

42955

RECEIVED

WILLATT & FLICKINGER

2014 SEP 25 PM 1:54

ATTORNEYS AT LAW

PUBLISHERS' LIABILITY COMMISSION

2001 NORTH LAMAR • AUSTIN, TEXAS 78705 • (512) 476-6604 • FAX (512) 469-9148

2014 SEP 31 PM 2:17

January 29, 2014

Ms. Tammy Benter, Manager
Utilities & Districts Section, MC 153
Water Supply Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Re: Application from the City of Italy to Amend CCN No. 10885 in Ellis County; Application No. 37666-C; Application from the City of Italy to Amend CCN No. 20350 in Ellis County; Application No. 37667-C; CN: 600460026; RN: 10139528 (water and sewer)

Dear Tammy:

Please find attached the following in connection with the above-captioned cause:

1. The original and three (3) copies of the publisher's affidavit of the newspaper publication with tear sheets of the published notice ✓
2. Four (4) copies of each individual notice and map sent to neighboring utilities
3. One (1) copy of the landowners notice and map sent to each landowner ✓
4. The original and three (3) copies of the signed affidavits that individual notice to neighboring utilities, affected individuals and each landowner has been given.

Thank you for your help in this matter.

Very truly yours,

Mike Willatt

Mike Willatt

MW
Enclosures

cc: Mr. Dean Carrell
Mr. Scott Hoelzle
(w/o enclosures)

(Via Electronic Transmission Only)

Bryan W. Shaw, Ph.D., *Chairman*
 Toby Baker, *Commissioner*
 Zak Covar, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 27, 2013

BY FAX TO 512/469-9148 AND
BY CERTIFIED MAIL

Mr. Mike Willatt
 Willatt & Flickinger
 2001 North Lamar
 Austin, Texas 78705

Re: Application from the City of Italy to Amend Certificate of Convenience and Necessity (CCN) No. 10885 and to decertify a portion of CCN No. 11184 held by South Ellis County Water Supply Corporation (WSC) in Ellis County; Application No. 37666-C

Application from the City of Italy to Amend CCN No. 20350 in Ellis County; Application No. 37667-C

CN: 600460026; RN: 101393528 (City of Italy)
 CN: 603687443; RN: 101421840 (South Ellis County WSC)

Dear Mr. Willatt:

Your applications from the City of Italy, received on July 16, 2013, have been accepted for filing. Please refer to the application numbers in future correspondence. Ms. Mary Damron has been assigned to perform the technical review.

Your next step is to provide the **revised** public notices without delay. The notice to the public must be published once each week for two (2) consecutive weeks in a newspaper of general circulation in Ellis County. **It is the responsibility of the applicant to provide correct notice** of the application to any utilities, cities, cities with an extraterritorial jurisdiction within two (2) miles of your proposed service area, any city with an extraterritorial jurisdiction which overlaps the proposed service area or other affected parties in your requested area. **You will also be required to provide mailed notice to all landowners with more than 25 acres in your proposed CCN area pursuant to TCEQ 30 TAC Chapter 291 Rules adopted on January 5, 2006. The landowner information may be obtained from the county appraisal district tax rolls for the county or counties in which the proposed CCN lies.** Check the notices carefully before mailing or publishing.

Information related to utilities and districts including addresses can be obtained from the TCEQ web site located at www10.tceq.texas.gov/iwud/.

Mr. Mike Willatt
Page 2
November 27, 2013

As proof that notice was provided, you are required to send us the following:

- a) an original and three copies of a publisher's affidavit of the newspaper publication with tear sheets of the published notice attached;
- b) four copies of each individual notice and map sent to neighboring utilities and affected parties;
- c) one copy of the landowner notice and map sent to **each landowner**; and
- d) an original and three copies of the signed affidavits that individual notice to neighboring utilities, affected individuals **and each landowner** has been given. (Copies of the Affidavit forms are enclosed with this letter.)

Please be sure to include a map showing the proposed service area with your individual notices to neighboring utilities, other affected parties and each landowner. It is the applicant's burden to provide an accurate map delineating the proposed area with each individual notice.

There also appears to be an overlap of your proposed service area with the certified service area of South Ellis County Water Supply Corporation (WSC).

Written documentation on how the overlap with South Ellis County WSC will be required. There are several options to resolving this overlap. One is to amend your application by submitting revised maps and changing the requested CCN area so as to not include the area of overlap. The second option is for you to meet with South Ellis County WSC and work out an agreement whereby South Ellis County WSC agrees to decertification of the area of overlap. Written documentation from South Ellis County WSC agreeing to decertification is required. If an agreement is not reached, you will have to provide compelling evidence that South Ellis County WSC cannot provide acceptable service. The notices have been revised to propose decertification of the portions of South Ellis County WSC in the event this is considered. If South Ellis County WSC is providing service to any customers in the overlapping area, notice of the proposed decertification must be provided to each of these customers.

Additional financial or technical information may also be requested through future correspondence.

These items must be completed and returned to our office by **December 27, 2013**. Processing of this application cannot proceed until the close of the 30 day public comment period which begins after all the required notices have been given. If we do not receive the requested information by this date, your application will be returned for failure to prosecute.

If you have any questions, please contact Ms. Mary Damron at 512/239-4667, or if by correspondence, include Mail Code 153 in the letterhead address.

Sincerely,

A handwritten signature in black ink that reads "Tammy Benter". The signature is fluid and cursive, with the first name "Tammy" and last name "Benter" clearly distinguishable.

Tammy Benter, Manager
Utilities & Districts Section
Water Supply Division
Texas Commission on Environmental Quality

TB/CM/sd

Enclosures: as stated

Notice for Publication

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
AND SEWER UTILITY SERVICE IN ELLIS COUNTY, TEXAS**

The City of Italy has filed applications to amend CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service and to decertify a portion of CCN No. 11184 held by South Ellis County Water Supply Corporation (WSC) in Ellis County.

The proposed service area is located approximately 16 miles south southwest of downtown Waxahachie, Texas, and is generally bounded on the north by the intersection of Kinfolk Road and Mosley Street; on the east by Rollins Road; on the south by White Rock Road; and on the west by Morgan Road.

See enclosed map of the proposed service area.

The total area being requested includes approximately 1,240 acres and 900 current customers.

The proposed amendment affects customers and/or areas located in the following zip code: 76651.

A copy of the proposed service area map is available at: City of Italy, Public Works Department, 413 Clark Street, Italy, Texas 76651 Ph: (972) 483-6212.

A request for a public hearing must be in writing. You must state (1) your name, mailing address, and daytime telephone number; (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement, "I/we request a public hearing"; (4) a brief description of how you or the persons you represent, would be adversely affected by the granting of the application for a CCN; and (5) your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Persons who wish to intervene or comment should write the:

Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-2007

Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
AND SEWER UTILITY SERVICE IN ELLIS COUNTY, TEXAS**

To: _____ Date Notice Mailed: _____, 2013
(Neighboring System, Landowner or City)

(Address)

(City State Zip)

The City of Italy has filed applications to amend CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service and to decertify a portion of CCN No. 11184 held by South Ellis County Water Supply Corporation (WSC) in Ellis County.

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See enclosed map of the proposed service area.

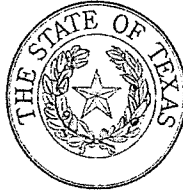
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Persons who wish to intervene or comment should write the:

Texas Commission on Environmental Quality



AFFIDAVIT OF NOTICE TO CUSTOMERS AND OTHER AFFECTED PARTIES
APPLICATION NO. _____

STATE OF TEXAS
COUNTY OF _____

Before me, the undersigned authority, on this day personally appeared

_____, who being by me

duly sworn, deposes and that (s)he is the _____

(TITLE)

of the _____

(NAME OF UTILITY)

that the attached notice was provided to customers and other affected parties by

(METHOD USED TO PROVIDE NOTICE)

on or about the following date, to wit: _____

(DATE)

(SIGNATURE OF UTILITY OFFICIAL)

Subscribed and sworn to before me this _____ day of _____, 2012,
to certify which witness my hand and seal of office.

Notary Public in and for the State of Texas

Print or Type Name of Notary Public

Commission Expires _____

Texas Commission on Environmental Quality



AFFIDAVIT OF NOTICE TO NEIGHBORING UTILITIES AND AFFECTED PARTIES
APPLICATION NO. _____

STATE OF TEXAS
COUNTY OF _____

_____ has provided individual notice to the following entities:

DATE

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

OATH

I, _____, being duly sworn, file this form as _____ (indicate relationship to applicant, that is, owner, member of partnership, title of officer of corporation, or other authorized representative of applicant); that in such capacity, I am qualified and authorized to file and verify such form, am personally familiar with the notices given with this application, and have complied with all notice requirements in the application and application acceptance letter; and that all such statements made and matters set for therein are true and correct.

Applicant's Authorized Representative

If the applicant to this form is any person other than the sole owner, partner, officer of the applicant, or its' attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this _____ day of _____, 20____,
to certify which witness my hand and seal of office.

Notary Public in and for the State of Texas

Print or Type Name of Notary Public
Commission Expires _____

**** Transmit Conf. Report ****

P.1

Nov 26 2013 15:40

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
915124699148	NORMAL	26,15:40	1'34"	12	# O K	

How is our customer service? www.tceq.texas.gov/goto/customersurvey

Fax: 512-469-9148
 From: Ms. Mary Dameron
 Division : Water Supply Division
 Phone: 512-239-4667
 Fax: 512-239-6972
 Texas Commission on Environmental Quality

Texas Commission on Environmental Quality



PUBLISHER'S AFFIDAVIT
APPLICATION NO. 37666-C & 37667-C

STATE OF TEXAS
COUNTY OF Ellis

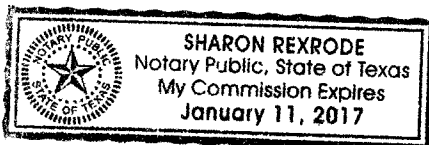
2014 JAN 31 PM 2 17

Before me, the undersigned authority, on this day personally appeared
Robin Fox, who being by me
duly sworn, deposes and says that (s)he is the Clerk
of the Waxahachie Daily Light (TITLE)
(NAME OF NEWSPAPER)
that said newspaper is regularly published in Ellis
(COUNTY/COUNTIES)
and generally circulated in Ellis, Texas; and
(COUNTY/COUNTIES)

that the attached notice was published in said newspaper on the following date(s), to wit:
1-9 & 1-16-14
(DATES)

R Fox
(SIGNATURE OF NEWSPAPER REPRESENTATIVE)

Subscribed and sworn to before me this 17 day of January, 2014,
to certify which witness my hand and seal of office.



Sharon Rexrode
Notary Public in and for the State of Texas

Sharon Rexrode
Print or Type Name of Notary Public
Commission Expires 1-11-17

**NON – SCANABLE
PAGE**

NEWSPAPER IN FILE

FOR ANY QUESTIONS

PLEASE CALL CENTRAL RECORDS

MAIN LINE (512) 936-7180

Texas Commission on Environmental Quality



AFFIDAVIT OF NOTICE TO NEIGHBORING UTILITIES AND AFFECTED PARTIES
APPLICATION NO. 37666-C & 37667-C

STATE OF TEXAS

COUNTY OF ELLIS

City of Italy

individual notice to the following entities: _____ has provided

Please see attached list.

DATE
January 9, 2014

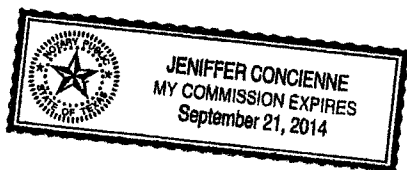
OATH

I, Mike Willatt, being duly sworn, file this form as
attorney (indicate relationship to applicant,
that is, owner, member of partnership, title of officer of corporation, or other authorized
representative of applicant); that in such capacity, I am qualified and authorized to file and
verify such form, am personally familiar with the notices given with this application, and have
complied with all notice requirements in the application and application acceptance letter; and
that all such statements made and matters set for therein are true and correct.

Mike Willatt
Applicant's Authorized Representative

If the applicant to this form is any person other than the sole owner, partner, officer of the
applicant, or its' attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 27th day of January, 2014,
to certify which witness my hand and seal of office.



Jeniffer Concienne
Notary Public in and for the State of Texas
Print or Type Name of Notary Public
Commission Expires 9.21.2014

NEIGHBORING UTILITIES & AFFECTED PARTIES

Chambers Meadows Estates Water Co.
4793 FM 639
Frost, Texas 76641

Avalon Water Supply and
Sewer Service Corporation
P.O. Box 70
Avalon, Texas 76623

South Ellis County Water Supply
P.O. Box 348
Italy, Texas 76651

Honorable Carol Bush
Ellis County Judge
101 W. Main Street
Waxahachie, Texas 75165

City of Frost
Attn: City Manager
100 N. Garrity Street
Frost, Texas 76641

Prairielands Groundwater
Conservation District
P.O. Box 3128
Cleburne, Texas 76033

Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
AND SEWER UTILITY SERVICE IN ELLIS COUNTY, TEXAS**

To: Avalon Water Supply and
Sewer Service Corporation
P.O. Box 70
Avalon, Texas 76623

Date Notice Mailed: January 9, 2014

The City of Italy has filed applications to amend CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service in Ellis County.

The proposed service area is located approximately 16 miles south southwest of downtown Waxahachie, Texas, and is generally bounded on the north by the intersection of Kinfolk Road and Mosley Street; on the east by Rollins Road; on the south by White Rock Road; and on the west by Morgan Road.

See enclosed map of the proposed service area.

The total area being requested includes approximately 1,240 acres and 900 current customers.

The proposed amendment affects customers and/or areas located in the following zip code: 76651.

A request for a public hearing must be in writing. You must state (1) your name, mailing address, and daytime telephone number; (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement, "I/we request a public hearing"; (4) a brief description of how you or the persons you represent, would be adversely affected by the granting of the application for a CCN; and (5) your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Persons who wish to intervene or comment should write the:

Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

within thirty (30) days from the date of this publication or notice. A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its own motion requests a hearing. Only those individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

If a public hearing is requested, the Executive Director will not issue the CCN and will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission for final decision. If an evidentiary hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

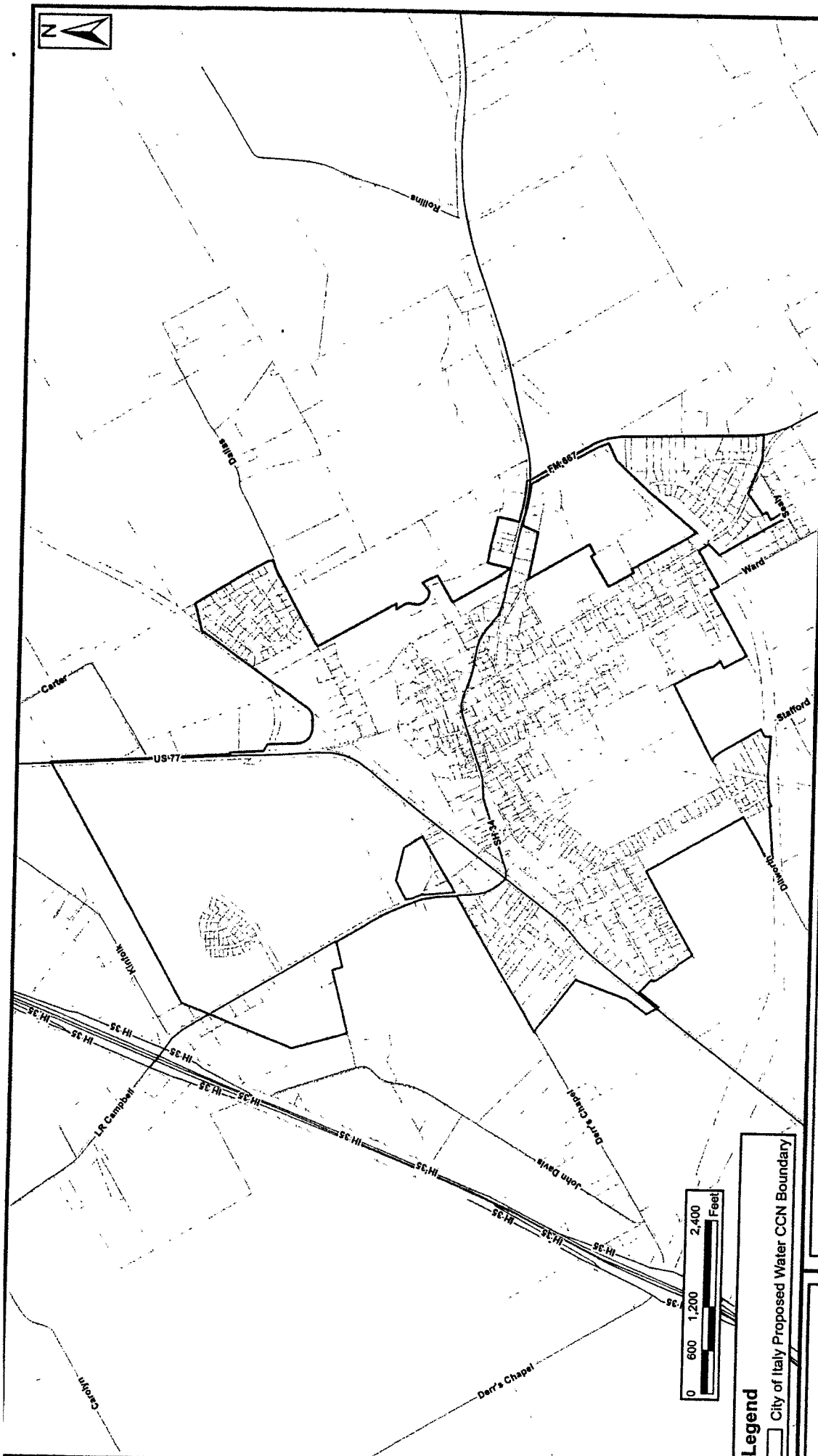
If you are a landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the proposed area, you may request to be excluded from the proposed area (or "opt out") by providing written notice to the Commission within (30) days from the date that notice was provided by the applicant. All request to opt out of the requested service area must include a scaled, general location map and a metes and bounds description of the tract of land.

Persons who meet the requirements to opt out, and wish to request this option should file the required documents with the:

Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

A copy of the request to opt out of the proposed area must also be sent to the applicant. Staff may request additional information regarding your request.

Si desea informacion en Espanol, puede llamar al 1-512-239-0200.



PROPOSED
WATER
CCN BOUNDARY

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

Legend
□ City of Italy Proposed Water CCN Boundary

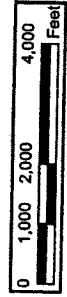
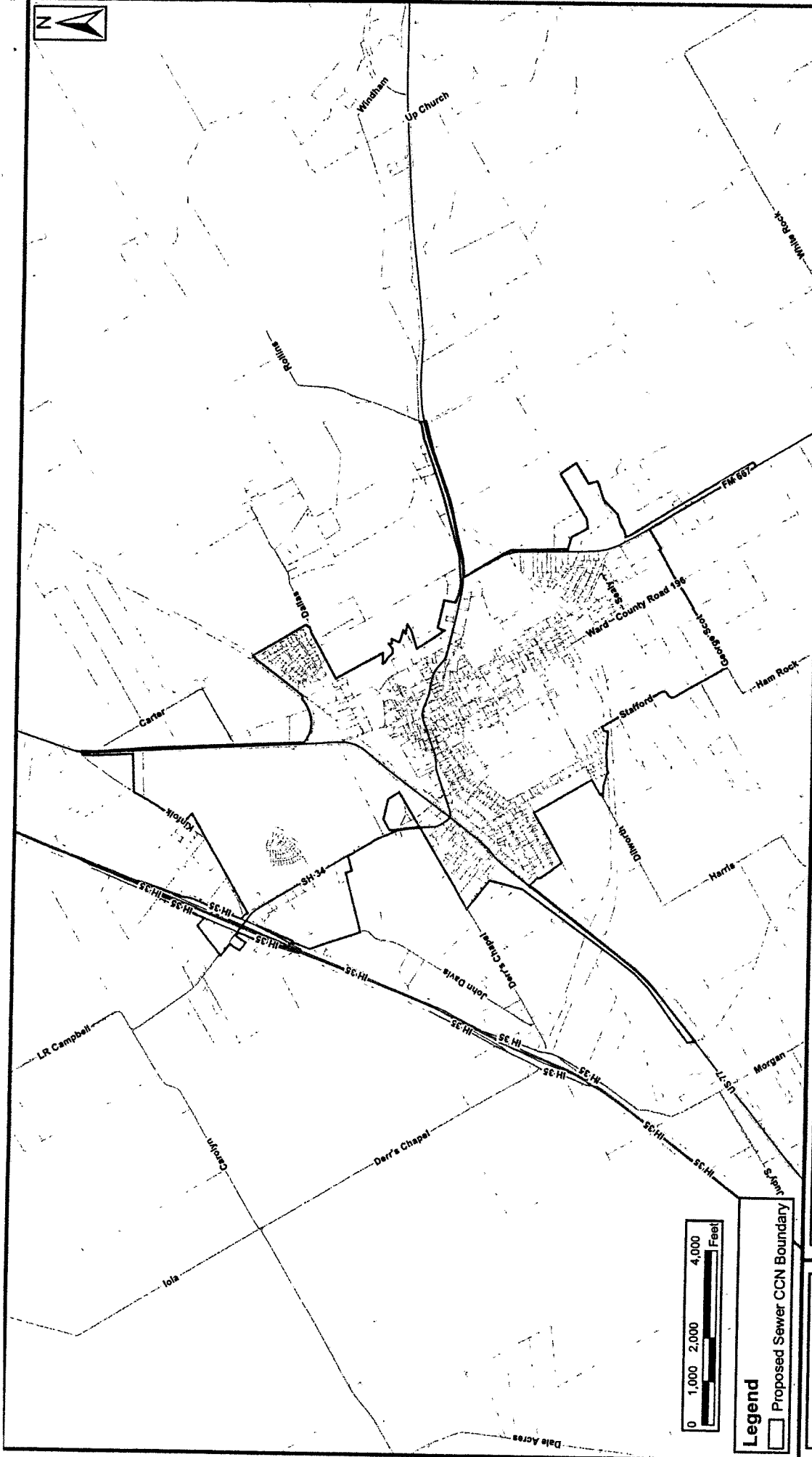
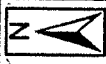


KSA
ENGINEERS


6403 Synergy Dr. Addicks, Texas 75009
T. 972-541-8966 F. 972-541-4750
ksa@ksaengineers.com

Revised Date: December 17, 2013

P:\Proposed\TLCOR\Drawings\CCN Map



Legend

 Proposed Sewer CCN Boundary

**PROPOSED
SEWER
CCN BOUNDARY**

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

**KSA
ENGINEERS**
4475 Lyndon B. Johnson Fwy., Suite 200
T. 972-542-4985 F. 972-542-4700
www.ksaengineers.com

Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
AND SEWER UTILITY SERVICE IN ELLIS COUNTY, TEXAS**

To: Chambers Meadows Estates Water Co.
4793 FM 639
Frost, Texas 76641

Date Notice Mailed: January 9, 2014

The City of Italy has filed applications to amend CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service in Ellis County.

The proposed service area is located approximately 16 miles south southwest of downtown Waxahachie, Texas, and is generally bounded on the north by the intersection of Kinfolk Road and Mosley Street; on the east by Rollins Road; on the south by White Rock Road; and on the west by Morgan Road.

See enclosed map of the proposed service area.

The total area being requested includes approximately 1,240 acres and 900 current customers.

The proposed amendment affects customers and/or areas located in the following zip code: 76651.

A request for a public hearing must be in writing. You must state (1) your name, mailing address, and daytime telephone number; (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement, "I/we request a public hearing"; (4) a brief description of how you or the persons you represent, would be adversely affected by the granting of the application for a CCN; and (5) your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Persons who wish to intervene or comment should write the:

Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

within thirty (30) days from the date of this publication or notice. A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its own motion requests a hearing. Only those individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

If a public hearing is requested, the Executive Director will not issue the CCN and will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission for final decision. If an evidentiary hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

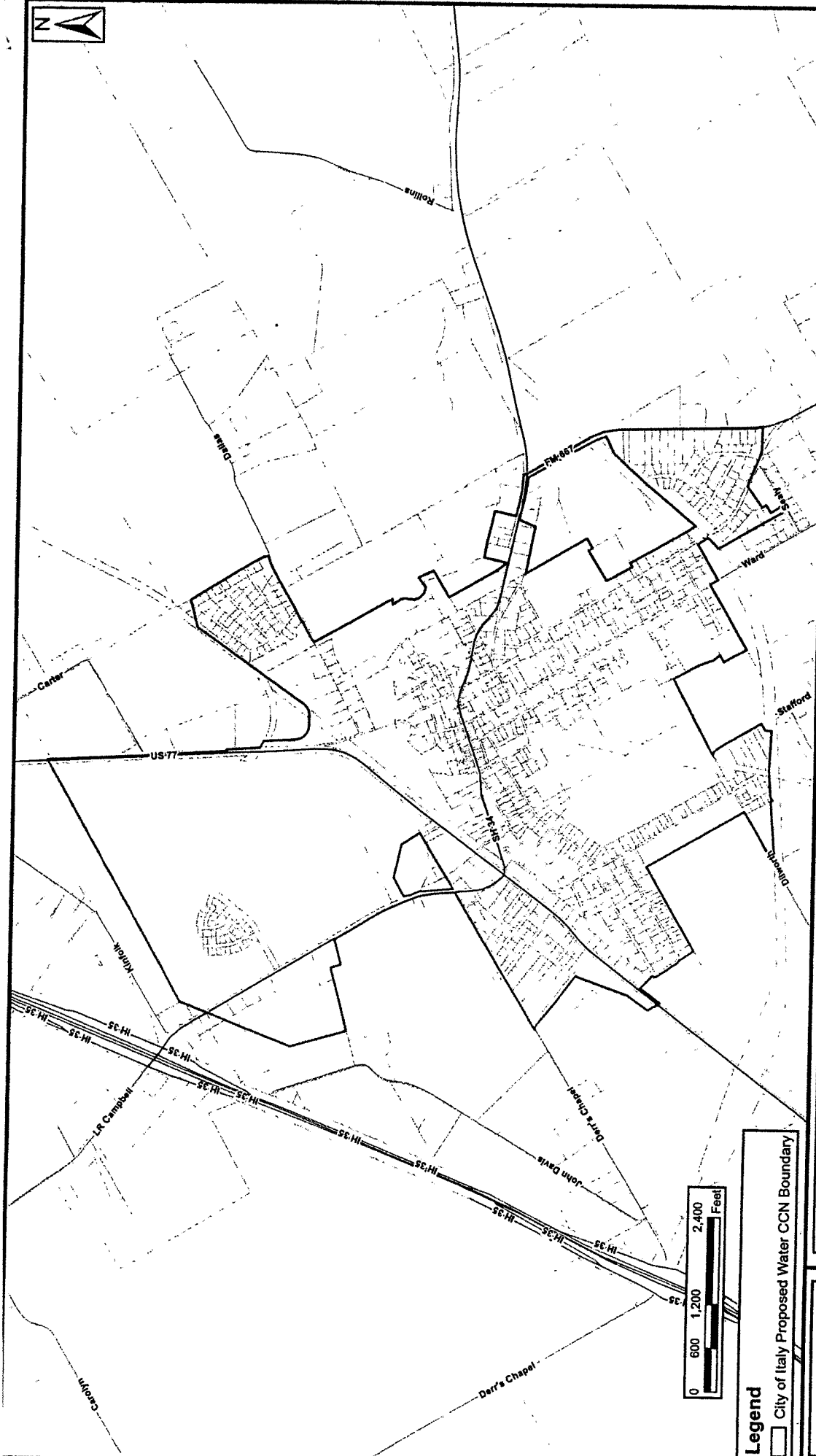
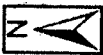
If you are a landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the proposed area, you may request to be excluded from the proposed area (or "opt out") by providing written notice to the Commission within (30) days from the date that notice was provided by the applicant. All request to opt out of the requested service area must include a scaled, general location map and a metes and bounds description of the tract of land.

Persons who meet the requirements to opt out, and wish to request this option should file the required documents with the:

Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

A copy of the request to opt out of the proposed area must also be sent to the applicant. Staff may request additional information regarding your request.

Si desea informacion en Espanol, puede llamar al 1-512-239-0200.



PROPOSED
WATER
CCN BOUNDARY

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

Legend
□ City of Italy Proposed Water CCN Boundary

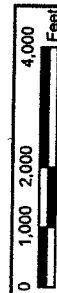
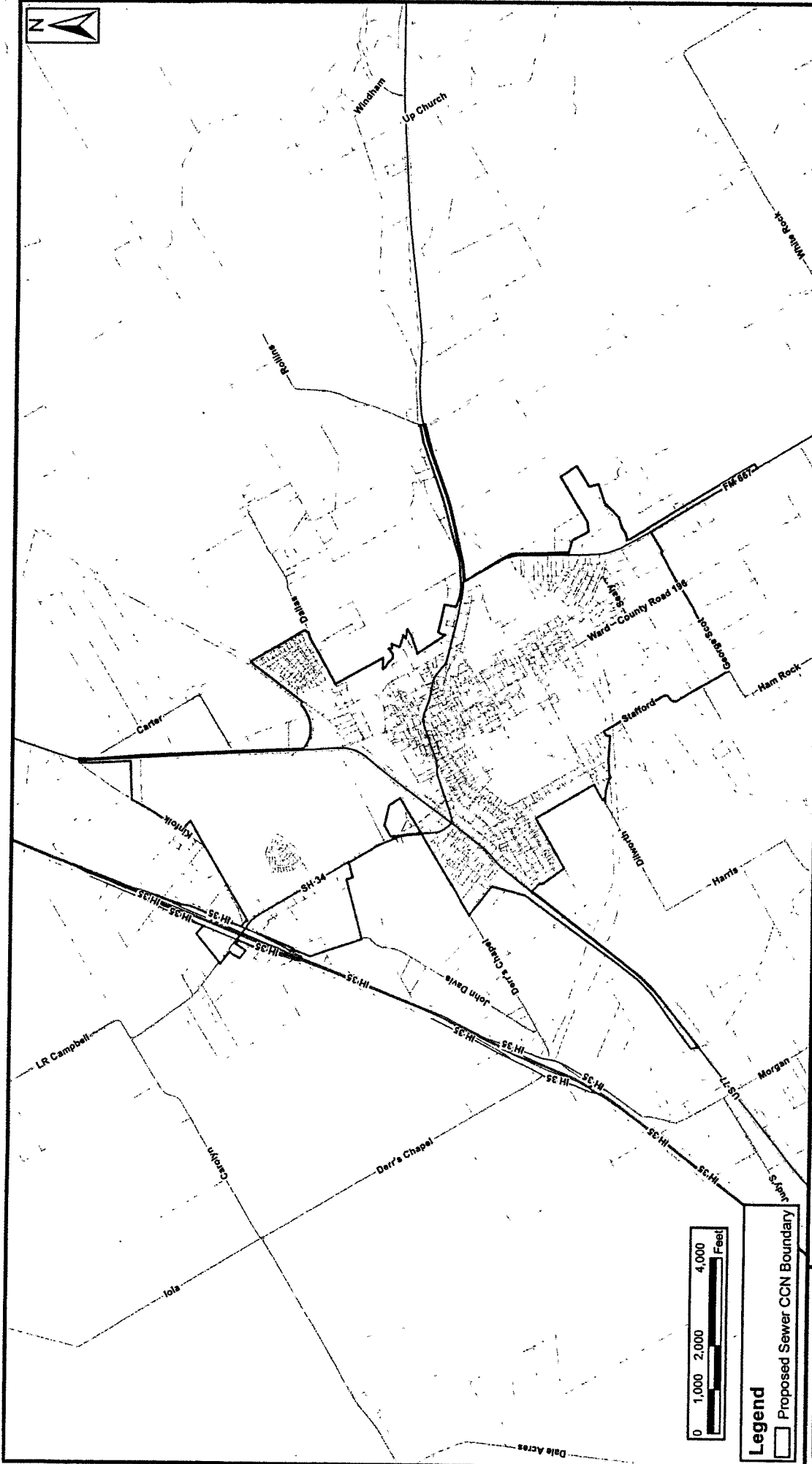


KSA
ENGINEERS

8402 Lyndon Dr. Jacksonville, Texas 75502
2,817-543-2893 FAX 2,817-543-4206
ksaengineers.com

Revision Date: December 11, 2013

Project: IT-000000000000



Legend

 Proposed Sewer CCN Boundary

**PROPOSED
SEWER
CCN BOUNDARY**

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

KSA
ENGINEERS

8420 Kempco Dr. Addison, Texas 75001
1.972.542.2995 F. 1.972.542.4700
www.ksa-engineers.com

Revision Date: August 28, 2013

File: Proposed Sewer CCN Map

Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
AND SEWER UTILITY SERVICE IN ELLIS COUNTY, TEXAS**

To: South Ellis County Water Supply
P.O. Box 348
Italy, Texas 76651

Date Notice Mailed: January 9, 2014

The City of Italy has filed applications to amend CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service in Ellis County.

The proposed service area is located approximately 16 miles south southwest of downtown Waxahachie, Texas, and is generally bounded on the north by the intersection of Kinfolk Road and Mosley Street; on the east by Rollins Road; on the south by White Rock Road; and on the west by Morgan Road.

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Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

within thirty (30) days from the date of this publication or notice. A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its own motion requests a hearing. Only those individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

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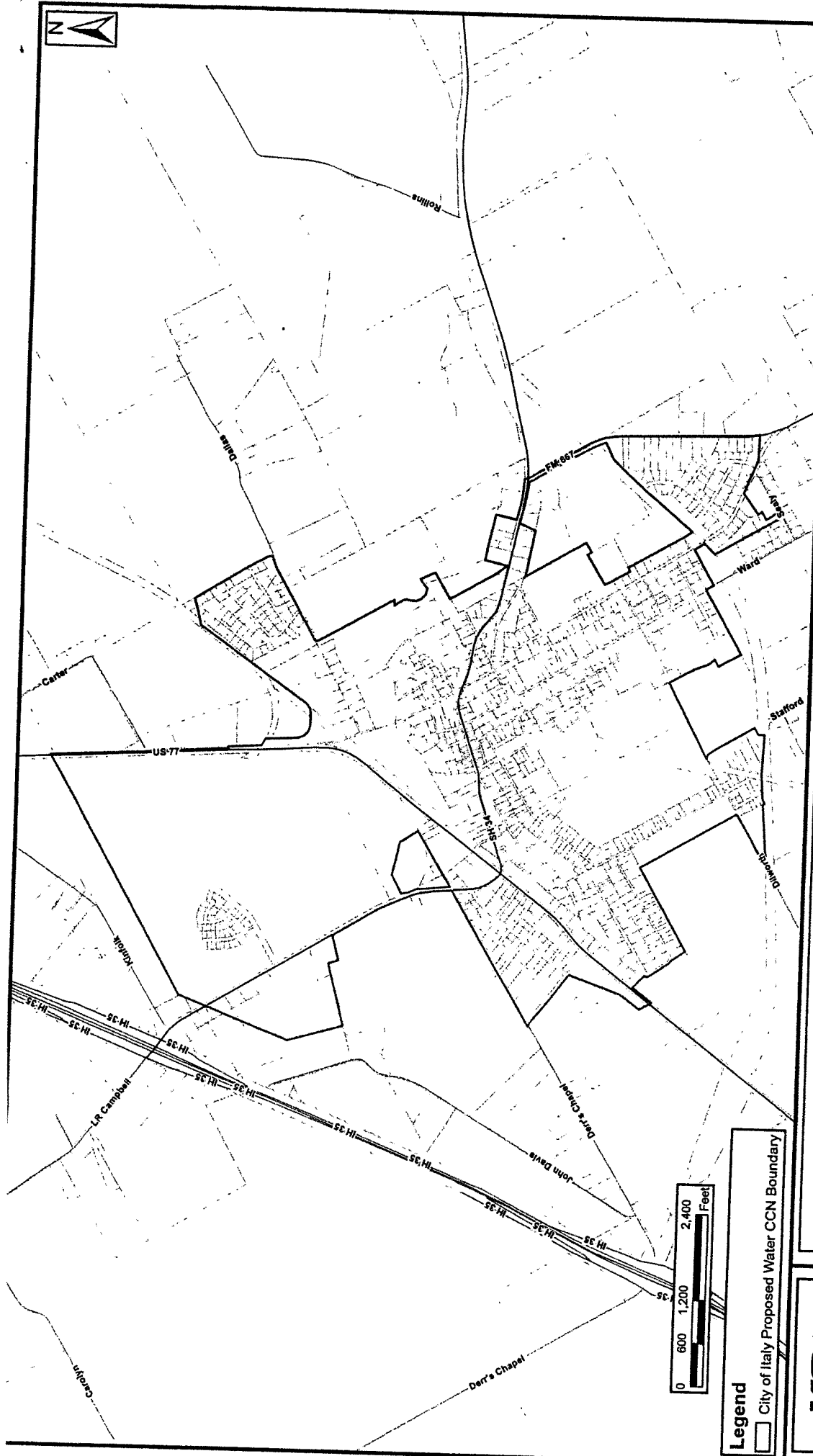
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Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

A copy of the request to opt out of the proposed area must also be sent to the applicant. Staff may request additional information regarding your request.

Si desea informacion en Espanol, puede llamar al 1-512-239-0200.



PROPOSED
WATER
CCN BOUNDARY

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

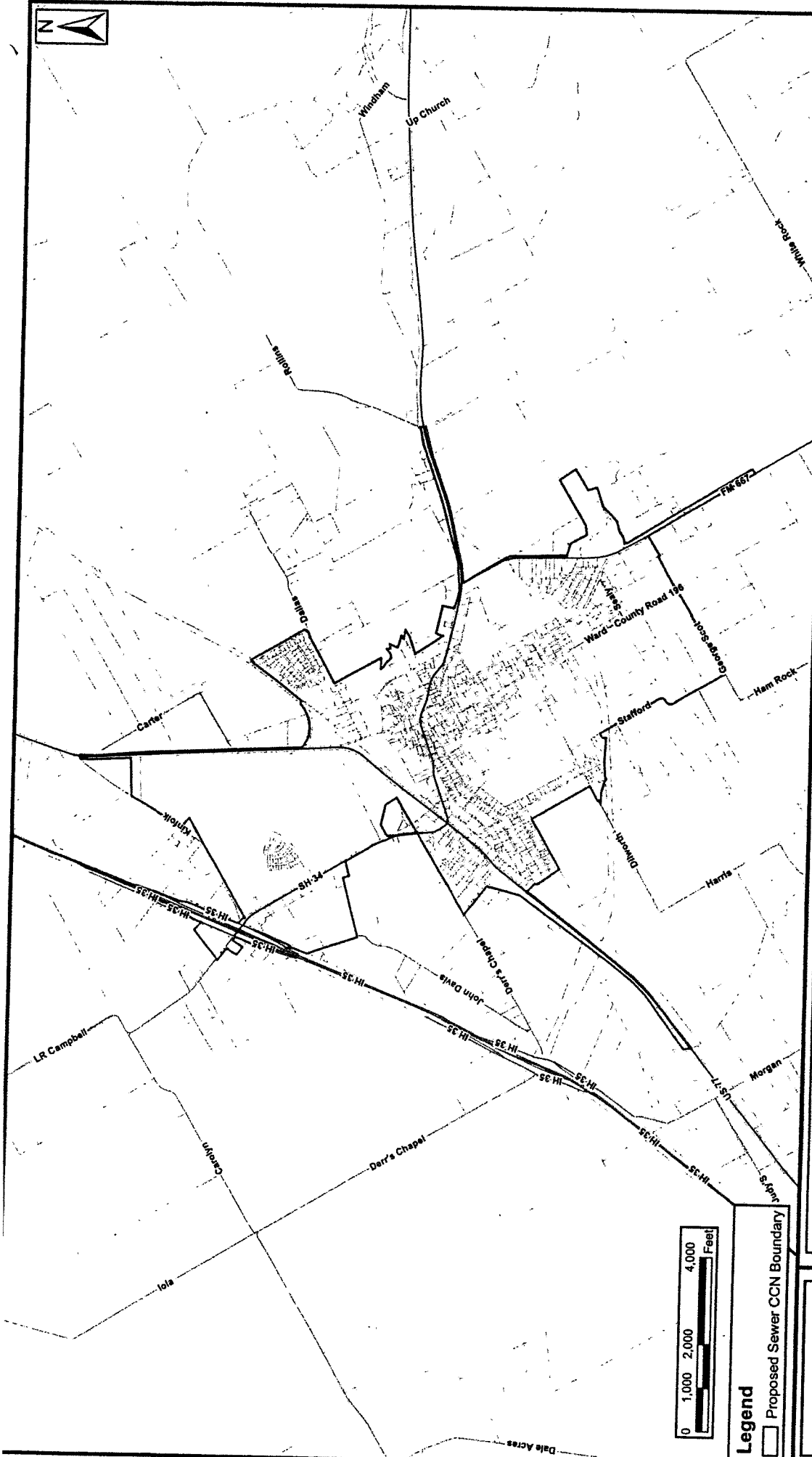
Legend
City of Italy Proposed Water CCN Boundary

KSA
ENGINEERS

8473 Syring Dr., Addicks, Texas 75001
714.752.5422 FAX 714.752.5426
www.ksa-engineers.com

Revised Date: December 17, 2013

P:\Projects\11-0000\Drawings\CCN Map



PROPOSED
SEWER
CCN BOUNDARY

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

Legend

Proposed Sewer CCN Boundary

KSA
ENGINEERS

4425 Irving Blvd., Suite 700
Dallas, Texas 75237
www.ksa-engineers.com

Revised Date: August 28, 2013

Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
AND SEWER UTILITY SERVICE IN ELLIS COUNTY, TEXAS**

To:

Honorable Carol Bush
Ellis County Judge
101 W. Main Street
Waxahachie, Texas 75165

Date Notice Mailed: January 9, 2014

The City of Italy has filed applications to amend CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service in Ellis County.

The proposed service area is located approximately 16 miles south southwest of downtown Waxahachie, Texas, and is generally bounded on the north by the intersection of Kinfolk Road and Mosley Street; on the east by Rollins Road; on the south by White Rock Road; and on the west by Morgan Road.

See enclosed map of the proposed service area.

The total area being requested includes approximately 1,240 acres and 900 current customers.

The proposed amendment affects customers and/or areas located in the following zip code: 76651.

A request for a public hearing must be in writing. You must state (1) your name, mailing address, and daytime telephone number; (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement, "I/we request a public hearing"; (4) a brief description of how you or the persons you represent, would be adversely affected by the granting of the application for a CCN; and (5) your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Persons who wish to intervene or comment should write the:

Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

within thirty (30) days from the date of this publication or notice. A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its own motion requests a hearing. Only those individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

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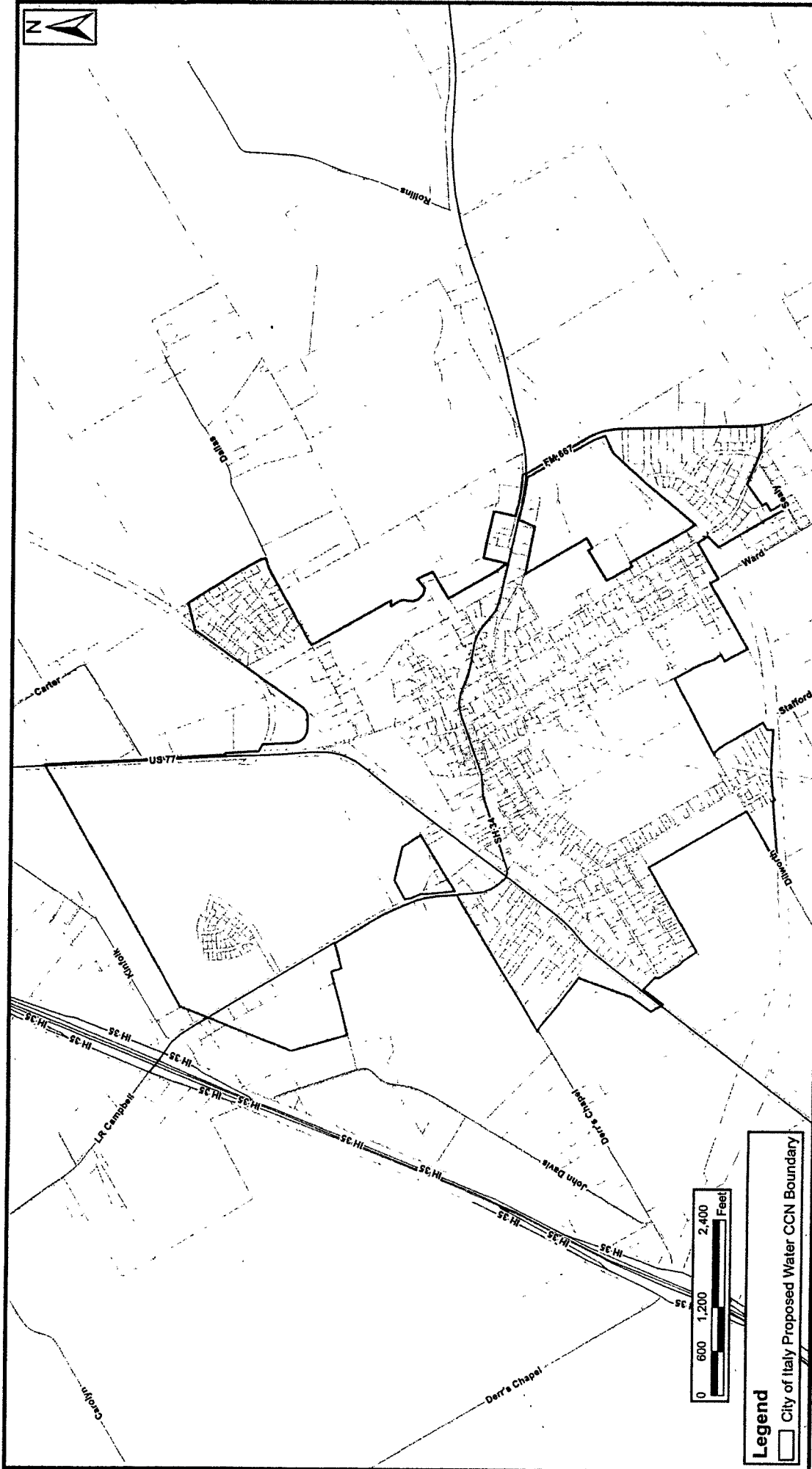
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Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

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PROPOSED
WATER
CCN BOUNDARY

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

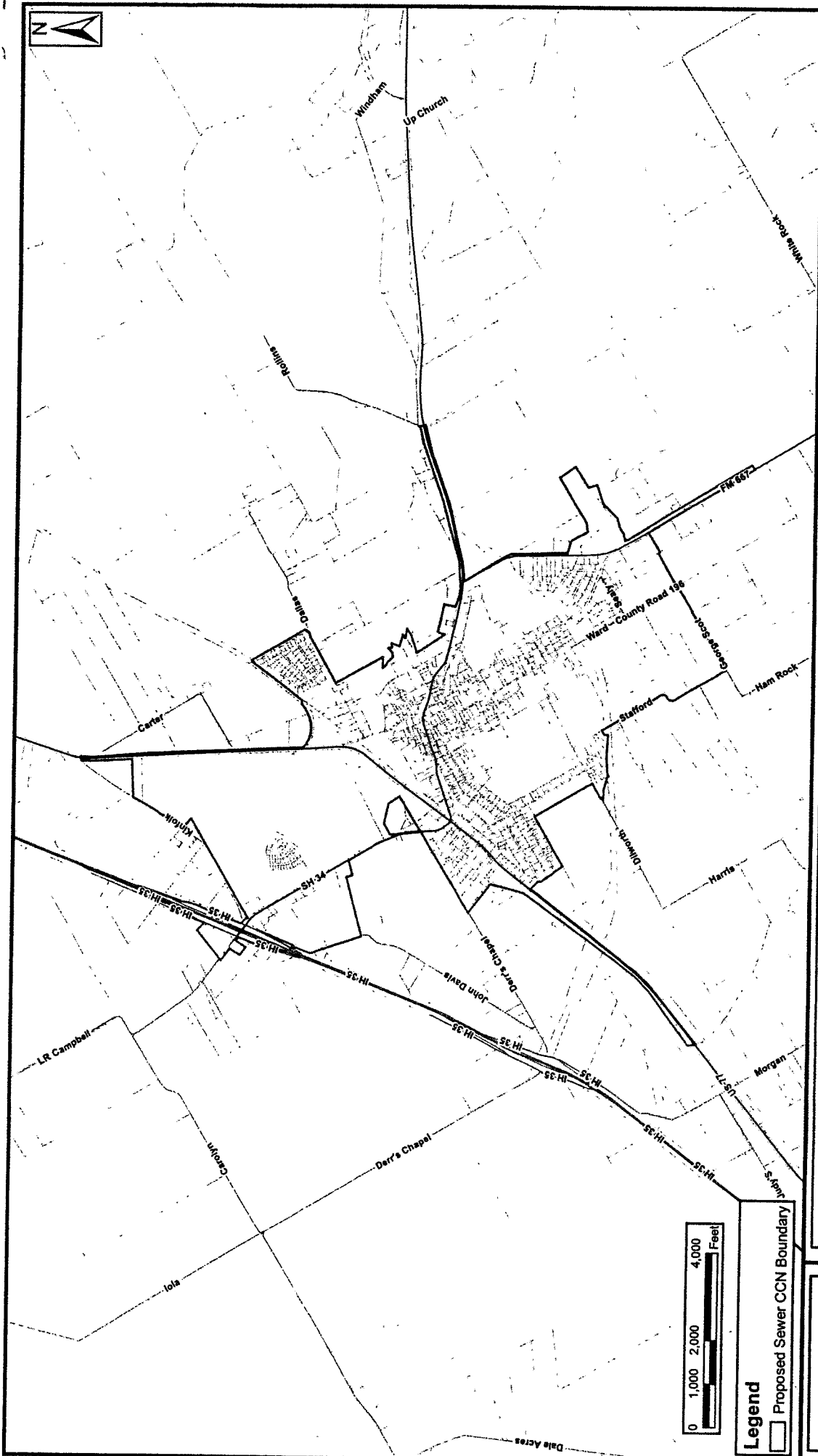
Legend
 City of Italy Proposed Water CCN Boundary

KSA
ENGINEERS

3425 S. Cooper, Ft. Worth, Texas 76106
T: 817-342-2998 F: 817-342-4276
www.ksaeng.com

Revised Date: December 17, 2013

P:\Projects\11080\Drawings\CCN Map



**PROPOSED
SEWER
CCN BOUNDARY**

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

Legend
 [Thick Black Line] Proposed Sewer CCN Boundary

KSA
ENGINEERS
 6415 Lyndon B. Johnson, Texas 76109
 817-251-1234
 www.ksa-engineers.com

Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
AND SEWER UTILITY SERVICE IN ELLIS COUNTY, TEXAS**

To: Prairielands Groundwater
Conservation District
P.O. Box 3128
Cleburne, Texas 76033

Date Notice Mailed: January 9, 2014

The City of Italy has filed applications to amend CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service in Ellis County.

The proposed service area is located approximately 16 miles south southwest of downtown Waxahachie, Texas, and is generally bounded on the north by the intersection of Kinfolk Road and Mosley Street; on the east by Rollins Road; on the south by White Rock Road; and on the west by Morgan Road.

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Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

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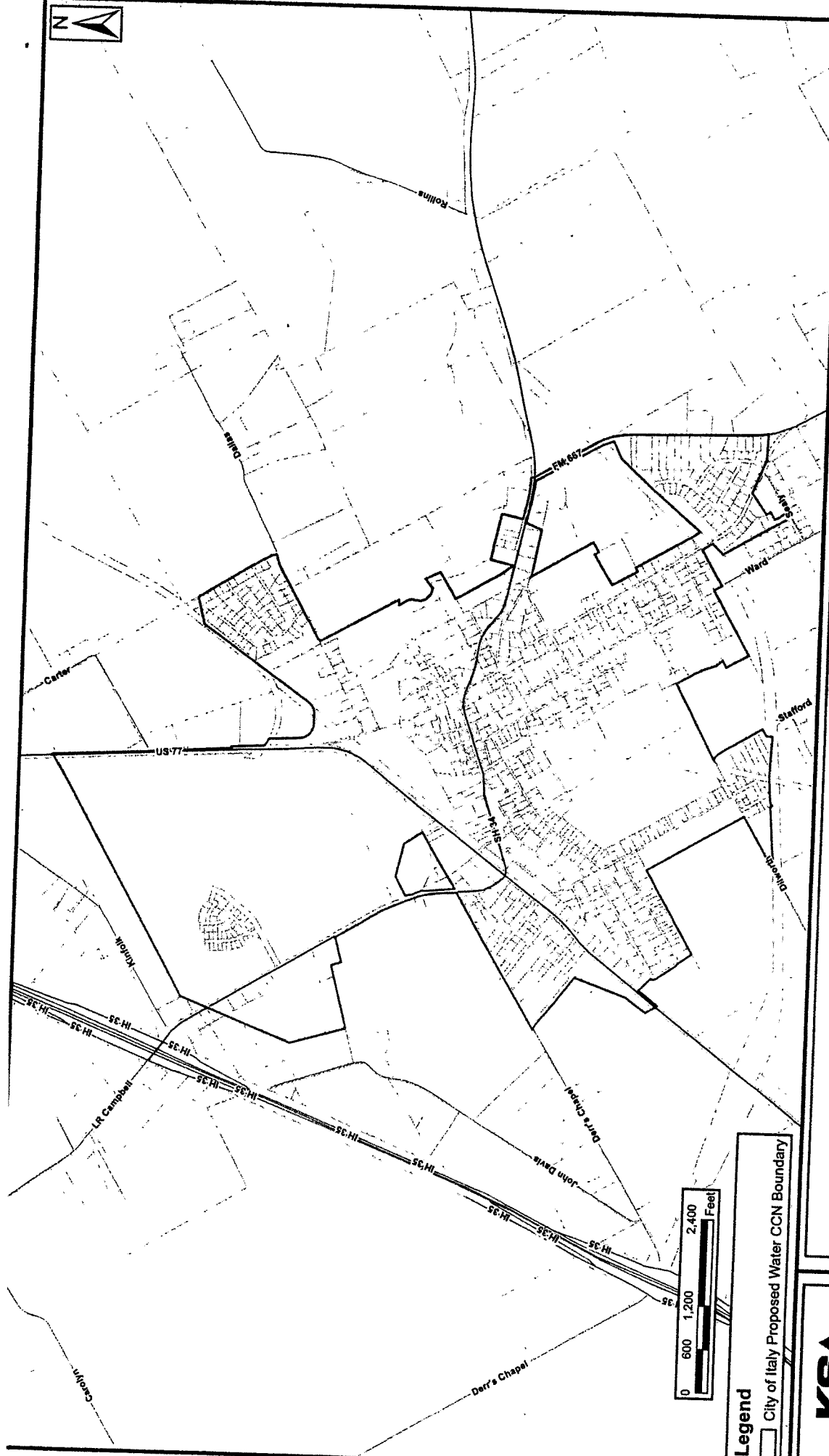
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Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

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Legend
City of Italy Proposed Water CCN Boundary

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

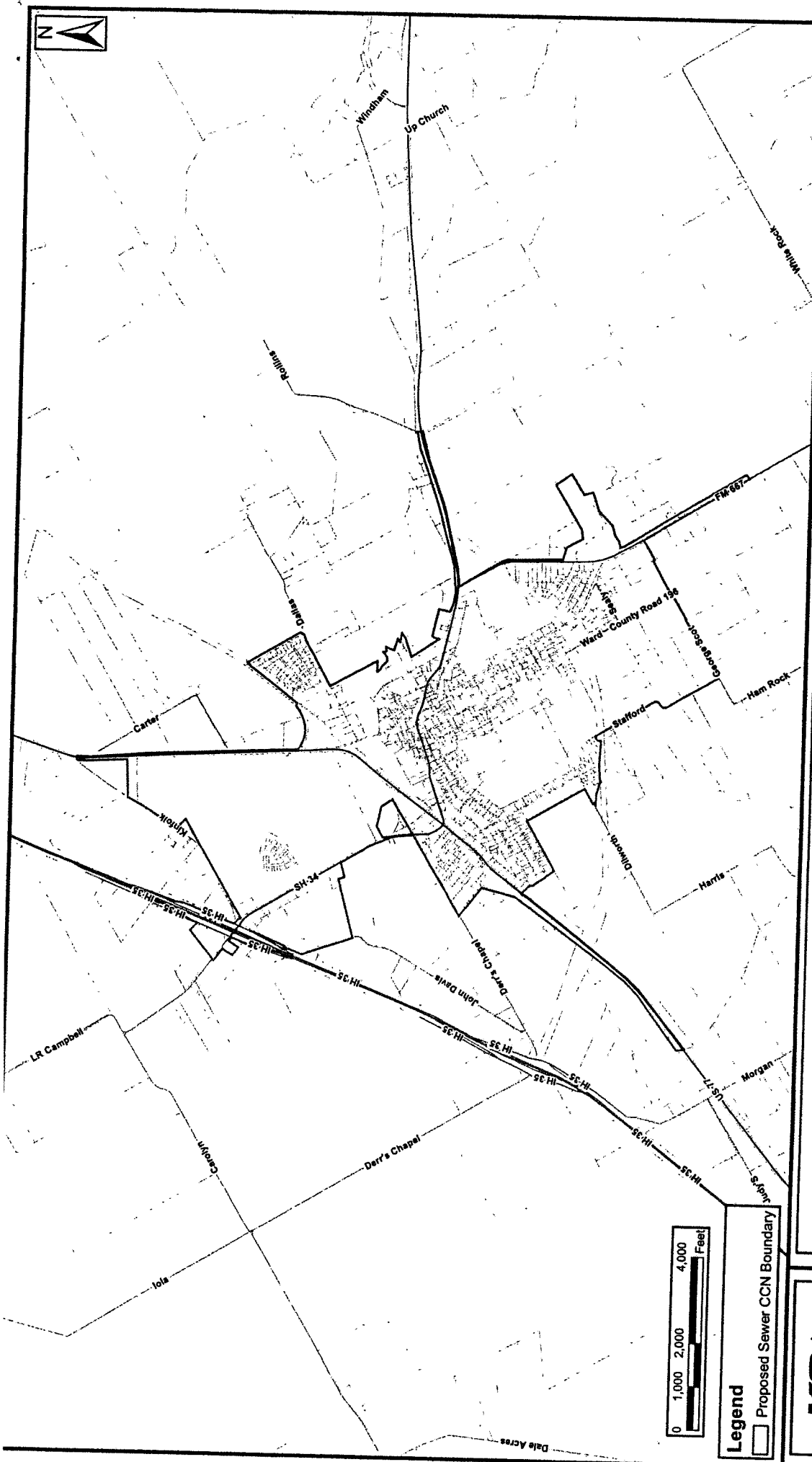
**PROPOSED
WATER
CCN BOUNDARY**

**KSA
ENGINEERS**

8475 Spring Dr., Addicks, Texas 75001
T. 972-542-5995 F. 972-542-4246
www.ksaengineers.com

Revised Date: December 11, 2012

P:\Projects\11000\Italy\CCN.mxd



**PROPOSED
SEWER
CCN BOUNDARY**

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329



Legend
 [Thick Black Line] Proposed Sewer CCN Boundary

**KSA
ENGINEERS**
 6075 Jansport Dr. Ardmore, Texas 73409
 T 972-342-2999 F 972-342-4799
 www.ksaeng.com
 Released Date: August 28, 2013

Prepared by: [illegible]

Texas Commission on Environmental Quality



AFFIDAVIT OF NOTICE TO LANDOWNERS
APPLICATION NO. 37666-C & 37667-C

STATE OF TEXAS

COUNTY OF ELLIS

City of Italy

(NAME OF UTILITY)

has provided individual notice to the following landowners:

Please see attached list.

DATE

January 9, 2014

OATH

I, Mike Willatt

attorney

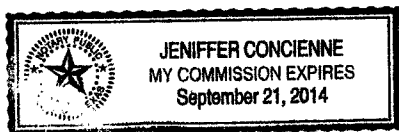
, being duly sworn, file this form as
(indicate relationship to applicant, that is,
owner, member of partnership, title of officer of corporation, or other authorized representative of
applicant); that in such capacity, I am qualified and authorized to file and verify such form, am
personally familiar with the notices given with this application, and have complied with all notice
requirements in the application and application acceptance letter; and that all such statements made
and matters set for therein are true and correct.

Mike Willatt

Applicant's Authorized Representative

If the applicant to this form is any person other than the sole owner, partner, officer of the applicant,
or its' attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 27th day of January, 2014 to
certify which witness my hand and seal of office.



Jeniffer Concienne

Notary Public in and for the State of Texas

Jeniffer Concienne

Print or Type Name of Notary Public
Commission Expires 9.21.2014

LANDOWNERS

Italy ISD
300 S. College
Italy, Texas 76651

Saldena Properties, LP
P.O. Box 2599
Waxahachie, Texas 75168-8599

Prehlad Vachher Family Trust
Mark S. Vachher, Trustee
42814 Oatyer court
Broadlands, VA 20148-5000

Henry Lynn Harris
721 Harris Road
Italy, Texas 76651-3577

Billy C. Kirby
139 Hunter Drive
Cedar Hill, Texas 75104-5103

Tina Haight
320 Dale Evans Drive
Italy, Texas 76651

JT Executive Properties LLC
P.O. Box 886
Italy, Texas 76651

Wally & Irma Perez
7478 Meadow Hill Drive
Frisco, Texas 75033-2085

Marshall L. Chambers
500 Pratt Road
Red Oak, Texas 75154-5200

Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
AND SEWER UTILITY SERVICE IN ELLIS COUNTY, TEXAS**

To: Italy ISD
300 S. College
Italy, Texas 76651

Date Notice Mailed: January 9, 2014

The City of Italy has filed applications to amend CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service in Ellis County.

The proposed service area is located approximately 16 miles south southwest of downtown Waxahachie, Texas, and is generally bounded on the north by the intersection of Kinfolk Road and Mosley Street; on the east by Rollins Road; on the south by White Rock Road; and on the west by Morgan Road.

See enclosed map of the proposed service area.

The total area being requested includes approximately 1,240 acres and 900 current customers.

The proposed amendment affects customers and/or areas located in the following zip code: 76651.

A request for a public hearing must be in writing. You must state (1) your name, mailing address, and daytime telephone number; (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement, "I/we request a public hearing"; (4) a brief description of how you or the persons you represent, would be adversely affected by the granting of the application for a CCN; and (5) your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Persons who wish to intervene or comment should write the:

Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

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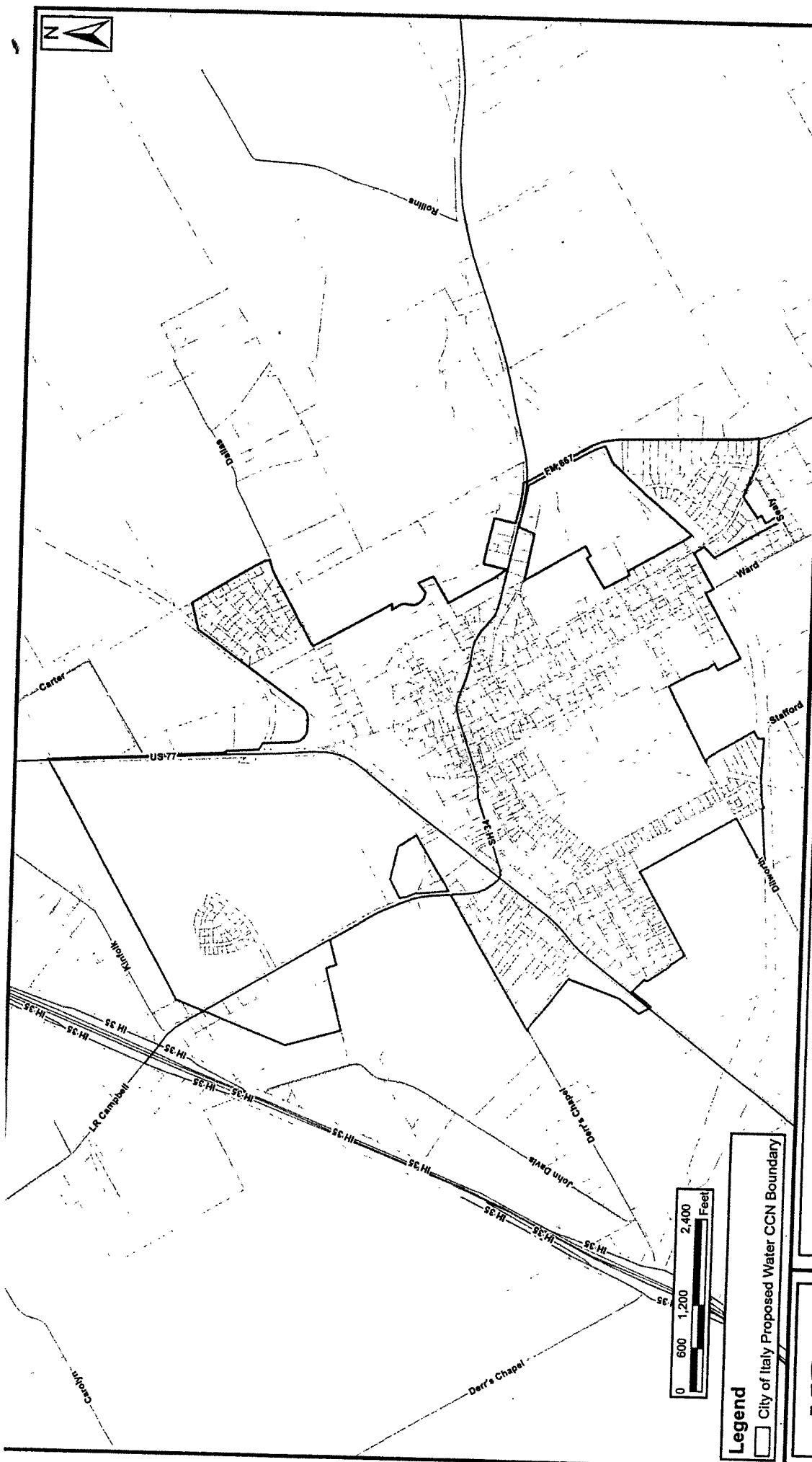
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Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

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Si desea informacion en Espanol, puede llamar al 1-512-239-0200.



Legend
[Shaded Box] City of Italy Proposed Water CCN Boundary

KSA ENGINEERS
8425 S. Highway 28, Suite 200
Dallas, Texas 75241
T: 972.961.2995 F: 972.961.2942
www.ksa-engineers.com

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

**PROPOSED
WATER
CCN BOUNDARY**

Project: 11-000000-CCN Map

Revision Date: December 17, 2013



Windham
Up Church

White Rock

Rollins

FM 667

Ward - County Road 198

Ham Rock

Stafford

Harris

Donorth

John Davis

Derr's Chapel

Morgan

Derr's Chapel

LR Campbell

Iola



Legend

Proposed Sewer CCN Boundary

PROPOSED
SEWER
CCN BOUNDARY

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

KSA
ENGINEERS

1470 J. J. Smith Dr., Suite 100, Dallas, Texas 75244
T 972-242-2795 F 972-242-2796
www.ksa-engineers.com

Revised: 08/20/2013

P:\Projects\11.08.09\Italy\CCN.dwg

Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
AND SEWER UTILITY SERVICE IN ELLIS COUNTY, TEXAS**

To:
Saldena Properties, LP
P.O. Box 2599
Waxahachie, Texas 75168-8599

Date Notice Mailed: January 9, 2014

The City of Italy has filed applications to amend CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service in Ellis County.

The proposed service area is located approximately 16 miles south southwest of downtown Waxahachie, Texas, and is generally bounded on the north by the intersection of Kinfolk Road and Mosley Street; on the east by Rollins Road; on the south by White Rock Road; and on the west by Morgan Road.

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Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

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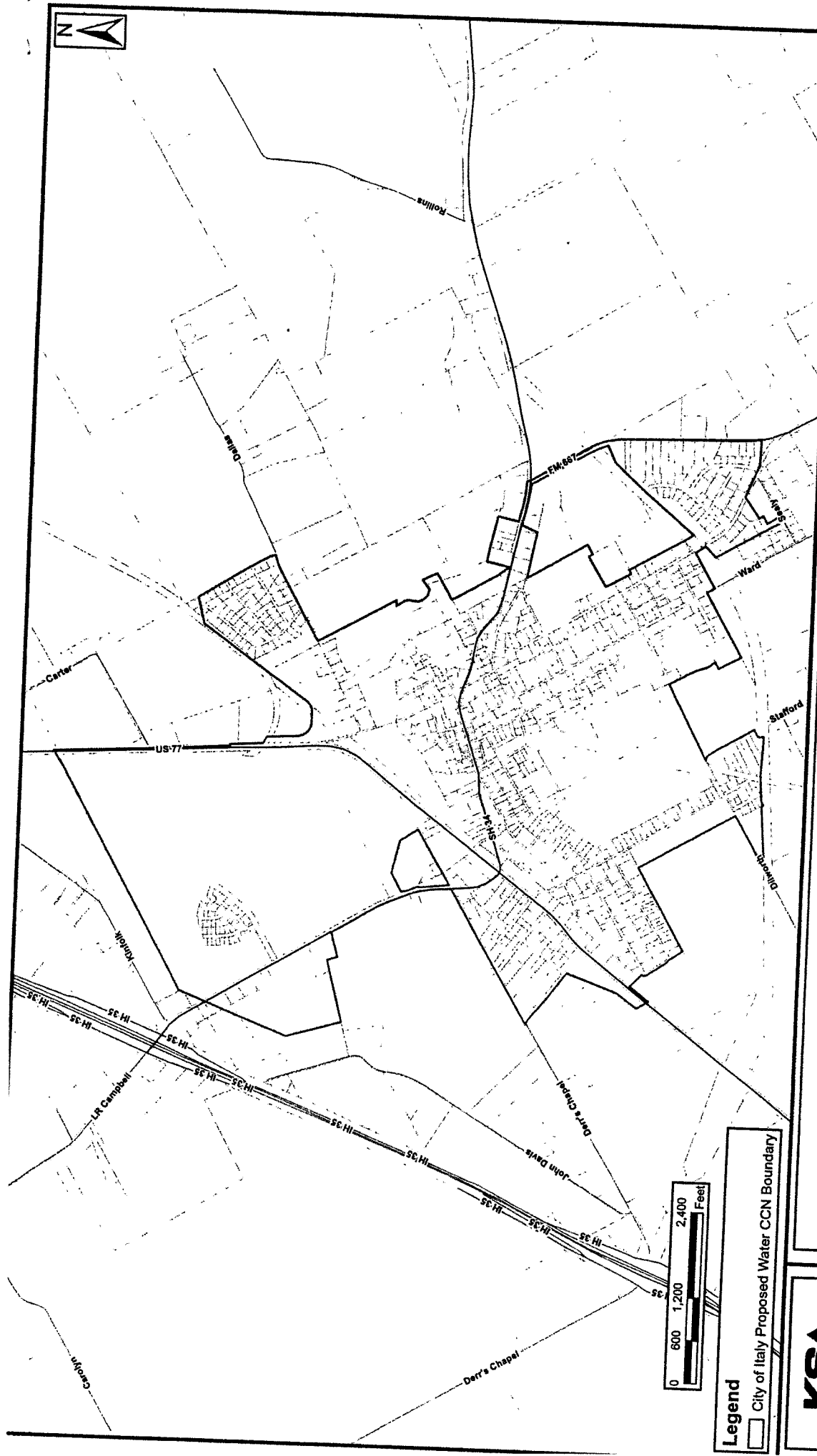
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Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

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**PROPOSED
WATER
CCN BOUNDARY**

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

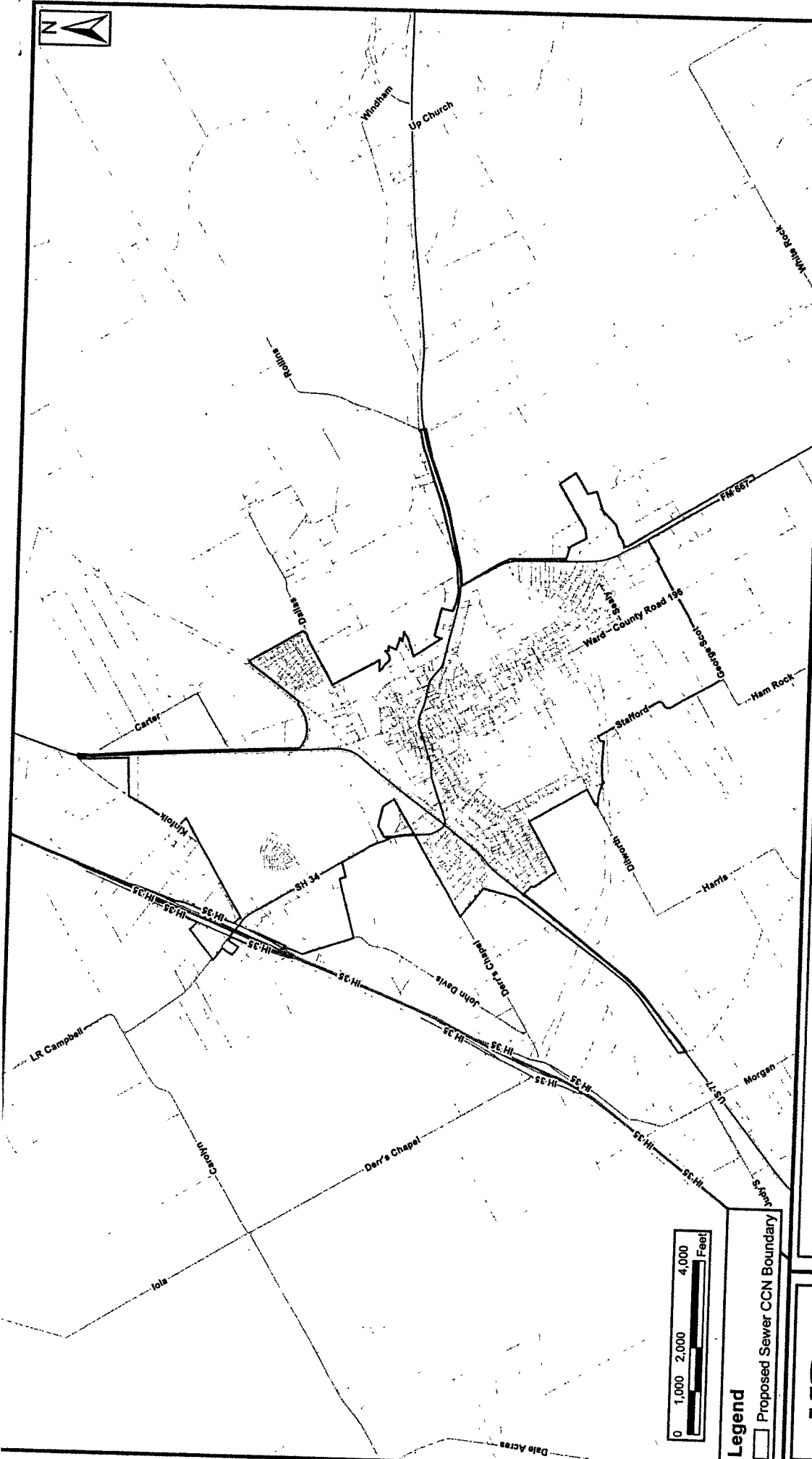
Legend
 [] City of Italy Proposed Water CCN Boundary

**KSA
ENGINEERS**

4525 Irving Dr., Suite 200, Dallas, Texas 75239
 T: 972-442-2999 F: 972-342-4790
 www.ksaengineers.com

Version Date: December 17, 2013

Path: \\server1\T\LD\Draw\CCN Map



Legend
[] Proposed Sewer CCN Boundary

KSA
ENGINEERS
KSA Engineers, Inc. 10000 E. 10th Street
Tulsa, Oklahoma 74116
T. 918.462.2000 F. 918.462.2000
www.ksa-engineers.com

CITY OF ITALY, TX
101 West Main Street - Italy, TX 76651
(972) 483-7329

**PROPOSED
SEWER
CCN BOUNDARY**

City of Italy - CCN Boundary

Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
AND SEWER UTILITY SERVICE IN ELLIS COUNTY, TEXAS**

To: Prehlad Vachher Family Trust
Mark S. Vachher, Trustee
42814 Oatyer court
Broadlands, VA 20148-5000

Date Notice Mailed: January 9, 2014

The City of Italy has filed applications to amend CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service in Ellis County.

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Water Supply Division
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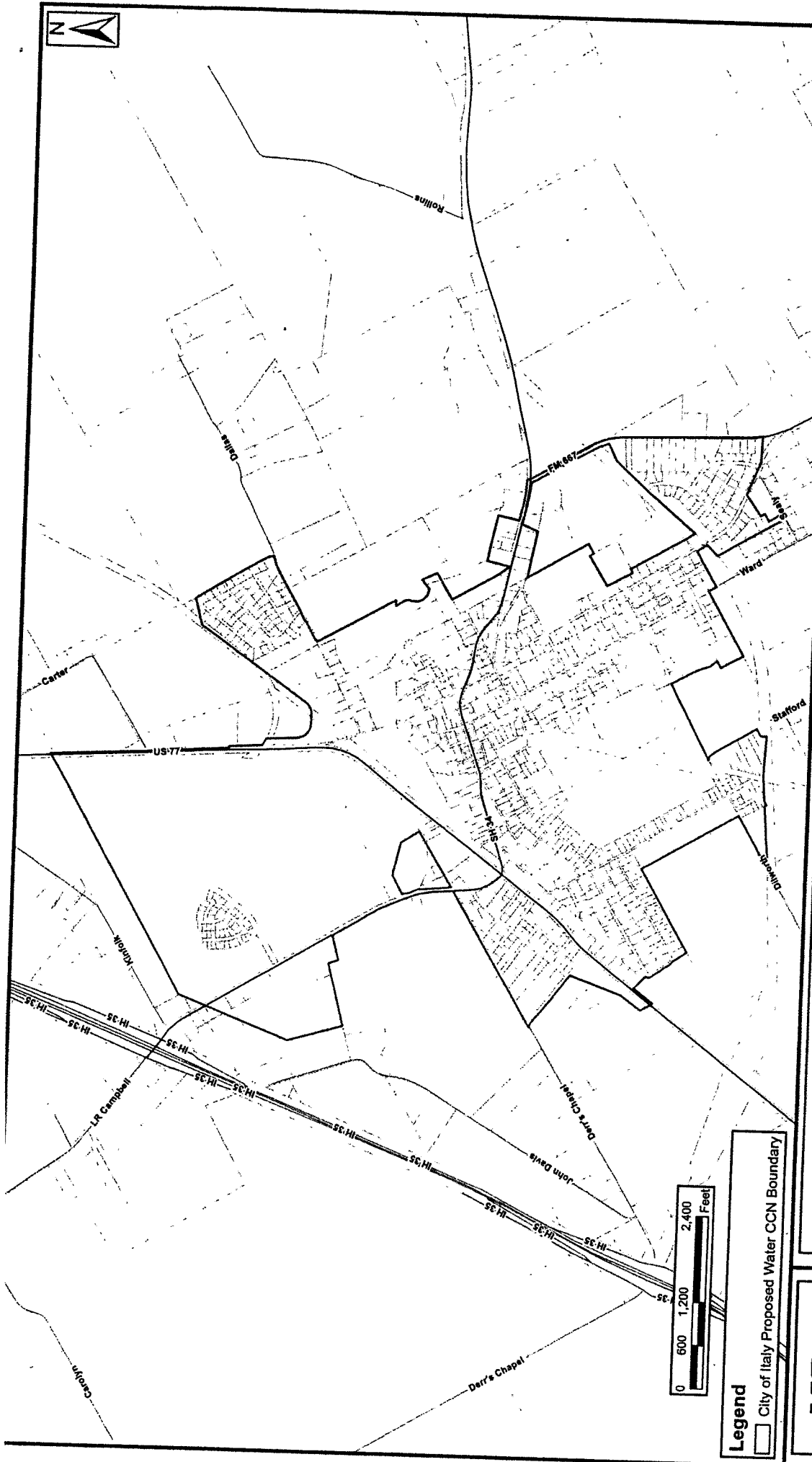
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Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

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CITY OF ITALY, TX
 101 West Main Street - Italy, TX 76651
 (972) 483-7329

**PROPOSED
 WATER
 CCN BOUNDARY**

Legend
 [Line] City of Italy Proposed Water CCN Boundary

KSA ENGINEERS
 3409 N. Loop West, Suite 200, Irving, TX 75039
 T. 972.261.2882 F. 972.452.0226
 www.ksa-engineers.com

Revised Date: December 17, 2013

P:\Projects\11.0002\Water\CCN Map

Notice to Neighboring Systems, Landowners and Cities

**NOTICE OF APPLICATION FOR CERTIFICATE OF
CONVENIENCE AND NECESSITY (CCN) TO PROVIDE WATER
AND SEWER UTILITY SERVICE IN ELLIS COUNTY, TEXAS**

To: Henry Lynn Harris
721 Harris Road
Italy, Texas 76651-3577

Date Notice Mailed: January 9, 2014

The City of Italy has filed applications to amend CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service in Ellis County.

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Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

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Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P. O. Box 13087
Austin, TX 78711-3087

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