



Control Number: 42971



Item Number: 4

Addendum StartPage: 0

House Bill (HB) 1600 and Senate Bill (SB) 567 83<sup>rd</sup>  
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.

42971

# Transmittal Letter

November 8, 2013

## Corix Utilities (Texas) Inc.

6836 Bee Caves Road  
Suite 209  
Austin, Texas 78749  
P:512.306.4000 F:512.306.4009

RECEIVED

2014 SEP 15 AM 10:18

PUBLIC UTILITY COMMISSION  
FILING CLERK

2013 NOV 8 PM 8  
WATER SUPPLY DISTRICT  
RECEIVED  
TO EQ  
37597- S & 37598 - S  
Alleyton Water & Sewer

### To:

**Texas Commission on Environmental Quality**  
PO BOX 13087  
Mail Code 153  
Austin, Texas 78711-3087

Attention:

**Tammy Benter**

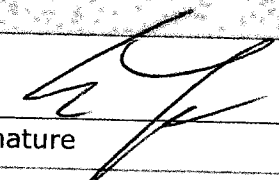
Re:

**Application Number:**

**REVISED: 37597- S & 37598 - S**  
**Alleyton Water & Sewer**

We are sending you			
<input checked="" type="checkbox"/> Attached	<input type="checkbox"/> Under Separate Cover via: [Type text here] the following:		
<input type="checkbox"/> Shop Drawings	<input type="checkbox"/> Prints	<input type="checkbox"/> Plans	<input checked="" type="checkbox"/> Other: Affidavits RE: Notice
<input type="checkbox"/> Copy of Letter	<input type="checkbox"/> Change Order	<input type="checkbox"/> Samples	
<input type="checkbox"/> Total Quantity	<input type="checkbox"/> Reproducible	<input type="checkbox"/> Specification	

Submittal	Quantity	Date	DWG. #	Description
Affidavit	1 Original 2 Copies	10/09/13 10/16/13		Publisher's Affidavit
Affidavit	1 Copies	11/01/12		Incumbency Certificate

These are transmitted as checked below		
<input type="checkbox"/> For Approval	<input type="checkbox"/> Approved as Submitted	<input type="checkbox"/> Resubmit copies for approval
<input type="checkbox"/> For Your Use	<input type="checkbox"/> Approved as Noted	<input type="checkbox"/> Submit [#] copies for distribution
<input checked="" type="checkbox"/> As Requested	<input type="checkbox"/> Returned for Corrections	<input type="checkbox"/> Return [#] corrected prints
<b>Comments:</b>		
Revised to include Publisher's Affidavit for published notice published once each week for two (2) consecutive weeks.		
<b>Copy to:</b>		
		 Signature

4

Texas Commission on Environmental Quality



PUBLISHER'S AFFIDAVIT  
APPLICATION NO. 37597-S & 37598-S

STATE OF TEXAS  
COUNTY OF Colorado

Alleyton Water : Sewer

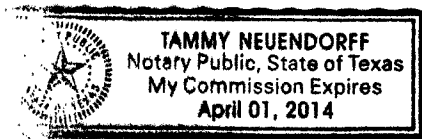
Before me, the undersigned authority, on this day personally appeared  
Shirley Freshour, who being by me  
duly sworn, deposes and says that (s)he is the Bookkeeper  
(TITLE)  
of the Colorado County Citizen;  
(NAME OF NEWSPAPER)  
that said newspaper is regularly published in Colorado  
(COUNTY/COUNTIES)  
and generally circulated in Colorado, Texas; and  
(COUNTY/COUNTIES)

that the attached notice was published in said newspaper on the following date(s), to wit:

Oct 9, 2013  
(DATES)

Shirley Freshour  
(SIGNATURE OF NEWSPAPER REPRESENTATIVE)

Subscribed and sworn to before me this 09 day of October 2013  
to certify which witness my hand and seal of office.



Tammy Neundorff  
Notary Public in and for the State of Texas

TAMMY NEUNDORFF  
Print or Type Name of Notary Public  
Commission Expires Apr 01-2014

27 3 PM 8 NOV 2013

RECEIVED  
TOGO  
WATER SUPPLY DIV.

**Notice for Publication**

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

Corix Utilities, Texas, Inc. has filed applications to obtain CCNs with the Texas Commission on Environmental Quality to provide water and sewer utility service in Colorado County, Texas.

The proposed area for certification is located approximately four miles east of downtown Columbus, Texas, and is generally bounded on the north by a quarter mile buffer off 1-10; on the east by FM 102; on the south by a half mile buffer off 1-10; and on the east by Commerce Lane.

The proposed area to be certificated includes the community of Alleyton and areas within zip codes 78934 and 78935. The total wastewater area proposed for certification includes approximately 630 acres and currently serves 49 water and 83 wastewater customers.

A copy of the proposed service area map and questions concerning the proposed service area can be directed to Corix Utilities at 6836 Bee Cave Road, Ste. 209, Austin TX 78746, phone number: 512/306-4000

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.

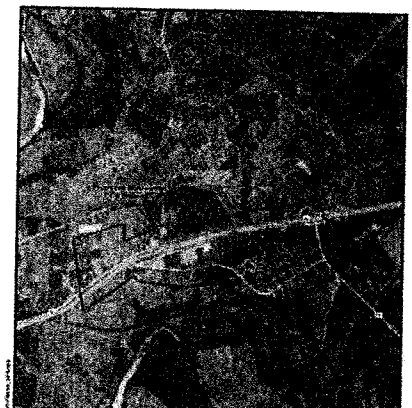
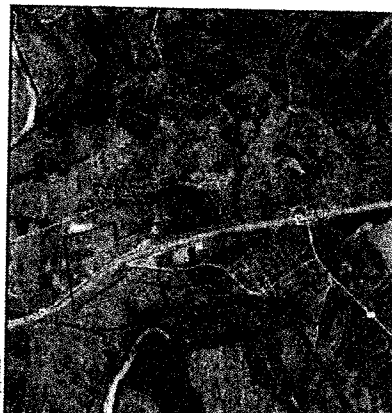
Persons who wish to intervene or comment should write the:

Texas Commission on Environmental Quality  
Water Supply Division  
Utilities and Districts Section, MC-153  
P. O. Box 13087  
Austin, TX 78711-308

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.

Se desea information en Espanol, puede llamar al 1-512-239-0200.



Texas Commission on Environmental Quality



PUBLISHER'S AFFIDAVIT  
APPLICATION NO. 37597-S & 37598-S

STATE OF TEXAS  
COUNTY OF Colorado

Alleyton Water & Sewer

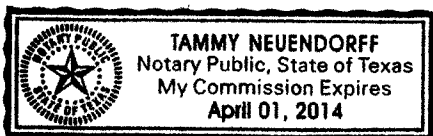
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to certify which witness my hand and seal of office.



Tammy Neuendorff  
Notary Public in and for the State of Texas  
TAMMY NEUENDORFF

Print or Type Name of Notary Public  
Commission Expires April 01-2014

2013 NOV 8 PM 3 28

WATER SUPPLY DIV.  
TCEQ  
RECEIVED

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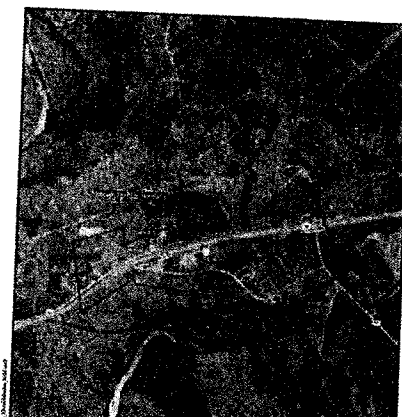
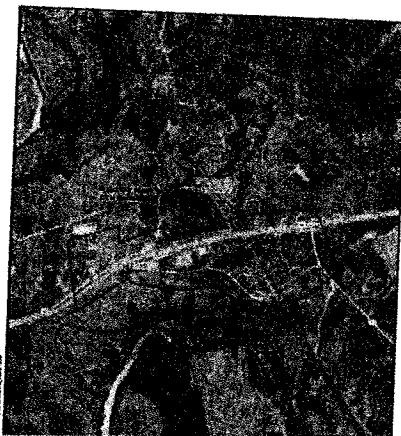
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Se desea información en Español, puede llamar al 1-512-239-0200.



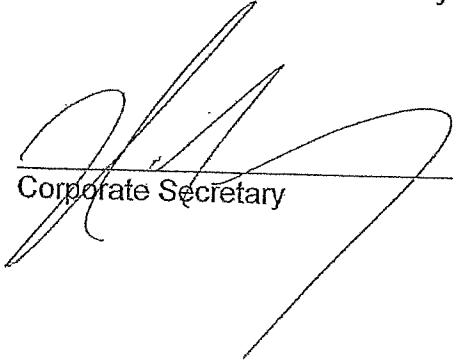
CORIX UTILITIES (TEXAS) INC.

INCUMBENCY CERTIFICATE

I, HAMISH CUMMING, HEREBY CERTIFY THAT:

1. I am the duly appointed Corporate Secretary of Corix Utilities (Texas) Inc. (the "Corporation"), a corporation organized under the laws of Delaware, and as such have access to its corporate records and am familiar with the matters herein certified.
2. Edward Yanoshita, General Manager of the Corporation, has authority to file the application on behalf of the Corporation with the Texas Commission on Environmental Quality and in connection therewith to swear the Oath of Purchaser for the Corporation.

IN WITNESS WHEREOF I have set my hand in the name and on behalf of the Corporation effective this 1<sup>st</sup> day of November, 2012.



Corporate Secretary

# Transmittal Letter

October 29, 2013

## Corix Utilities (Texas) Inc.

6836 Bee Caves Road  
Suite 209  
Austin, Texas 78749  
P:512.306.4000 F:512.306.4009

### To:

**Texas Commission on Environmental Quality**  
PO BOX 13087  
Mail Code 153  
Austin, Texas 78711-3087

Attention:

**Tammy Benter**

Re:

**Application Number:**

**REVISED: 37597- S & 37598 - S**  
**Alleyton Water & Sewer**

### We are sending you

<input checked="" type="checkbox"/> Attached	<input type="checkbox"/> Under Separate Cover via: [Type text here] the following:		
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<input type="checkbox"/> Total Quantity	<input type="checkbox"/> Reproducible	<input type="checkbox"/> Specification	

Submittal	Quantity	Date	DWG. #	Description
Affidavit	1 Original 2 Copies	10/29/13		Publisher's Affidavit
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### These are transmitted as checked below

- |                                                  |                                                   |                                                             |
|--------------------------------------------------|---------------------------------------------------|-------------------------------------------------------------|
| <input type="checkbox"/> For Approval            | <input type="checkbox"/> Approved as Submitted    | <input type="checkbox"/> Resubmit copies for approval       |
| <input type="checkbox"/> For Your Use            | <input type="checkbox"/> Approved as Noted        | <input type="checkbox"/> Submit [#] copies for distribution |
| <input checked="" type="checkbox"/> As Requested | <input type="checkbox"/> Returned for Corrections | <input type="checkbox"/> Return [#] corrected prints        |

### Comments:

Revised to include Publisher's Affidavit for published notice published once each week for two (2) consecutive weeks.

### Copy to:

Signature



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Alleyton - Proposed Water CCN Boundary



Alleyton - Proposed Wastewater CCN Boundary

Texas Commission on Environmental Quality



PUBLISHER'S AFFIDAVIT  
APPLICATION NO. 37597-5 & 37598-5

STATE OF TEXAS  
COUNTY OF Colorado

Alleyton Water & Sewer

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

Shirley Freshour, who being by me  
duly sworn, deposes and says that (s)he is the Bookkeeper  
(TITLE)

of the Colorado County Citizen;  
(NAME OF NEWSPAPER)

that said newspaper is regularly published in Colorado  
(COUNTY/COUNTIES)

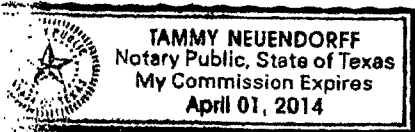
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Oct 9, 2013  
(DATES)

Shirley Freshour  
(SIGNATURE OF NEWSPAPER REPRESENTATIVE)

Subscribed and sworn to before me this 09 day of October 2013  
to certify which witness my hand and seal of office.



Tammy Neundorff  
Notary Public in and for the State of Texas

TAMMY NEUNDORFF  
Print or Type Name of Notary Public  
Commission Expires APR 01-2014

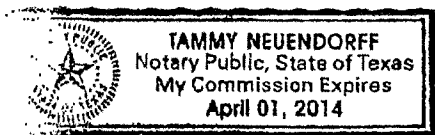
## Texas Commission on Environmental Quality

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APPLICATION NO. 37597-5 & 37598-5STATE OF TEXAS  
COUNTY OF ColoradoAlleyton Water & Sewer

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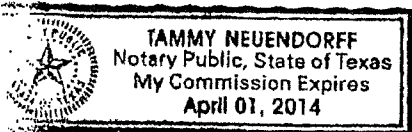
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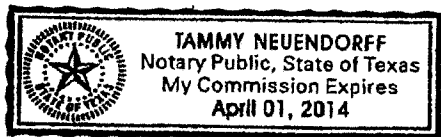
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Print or Type Name of Notary Public  
Commission Expires April 01-2014

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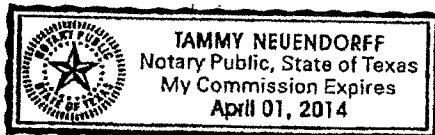
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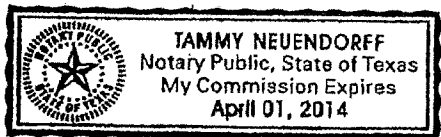
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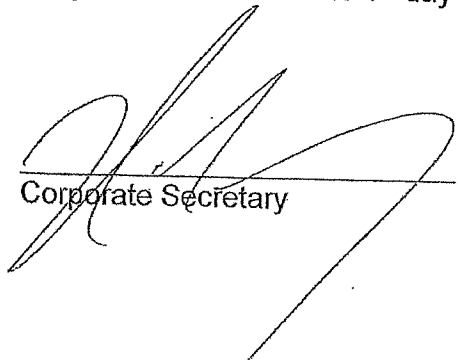
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