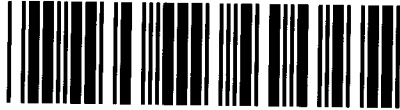


Control Number: 42987



Item Number: 2

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.

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

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## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

RECEIVED  
2014 SEP 22 PM 2:02  
PUBLIC UTILITY COMMISSION  
FILING CLERK

October 8, 2013

**BY FAX TO 512/473-4094 AND**  
**BY CERTIFIED MAIL**

Mr. Ed Yanoshita  
Corix Utilities (Texas) Inc.  
6836 Bee Caves Road, Suite 209  
Austin, Texas 78746

### **NOTICE OF DEFICIENCY**

Re: Applications from Corix Utilities (Texas) Inc. (Corix), A2082 and A2083, to Transfer a Portion of Certificate of Convenience and Necessity (CCN) No. 11670 held by the Lower Colorado River Authority (LCRA) and to amend and transfer an uncertificated wastewater system from the LCRA in Lampasas, Mills and San Saba Counties; Application Nos. 37704-S and 37705-S

CN: 600253637; RN: 101454155 (LCRA)  
CN: 604102301; RN: pending (Corix)

Dear Ms. Masters:

Your STM applications for Corix, received on August 26, 2013, have been assigned Application Nos. 37704-S and 37705-S, but have not been accepted for filing. Please refer to the application numbers in future correspondence.

Additional information is necessary for your applications to be accepted for filing:

Please provide four (4) copies of the following items:

- A. A general location map delineating the proposed service area with enough detail to accurately locate the proposed area within the county; and
- B. A map showing **only** the proposed area by:
  - i. Metes and bounds survey certified by a licensed state or registered professional land surveyor; or
  - ii. Projectable digital data with metadata (proposed areas should be in a single record and clearly labeled). Also a data disk labeled with the applicant's name must be provided; or
  - iii. Following verifiable natural and man-made landmarks; or
  - iv. A copy of recorded plat map with metes and bounds; and
- C. A written description of the proposed service area; and

Please note, on November 14, 2012, the Commission implemented a policy change to strictly enforce the requirement that CCN related applications include a complete list of entities providing the same type of retail utility service (i.e., water and/or sewer) within a specified area. See question 15 in the application. The list should include the following:

- All retail public utilities, districts, groundwater conservation districts, counties, and
- any cities whose corporate limits and/or extra-territorial jurisdiction (ETJ) are within the same two mile area of the proposed CCN area.

The list of entities provided in your application is incomplete. Please submit 4 copies of the complete list.

Below are links that will assist you in assembling the list:

<http://www.tceq.texas.gov/gis/iwudview.html>. Please note that the iWUD Viewer only provides information on entities with registered CCN numbers.

<http://www.tceq.texas.gov/groundwater/districts/html>. This link can be used for groundwater conservation districts.

Assistance in compiling your list of entities or in using the iWUD Viewer is available through the TCEQ's Financial Managerial and Technical (FMT) contract. To request assistance, please contact the Water Supply Division at [utildist@tceq.texas.gov](mailto:utildist@tceq.texas.gov) or 512/239-4691.

Processing of the above referenced applications cannot proceed and notices cannot be published or mailed until we receive the requested items. These items must be completed and returned to our office by **November 8, 2013**. If we do not receive the requested information by this date your applications will be returned for failure to prosecute.

If you have any questions, please contact Ms. Christine Mester at 512/239-2788, or if by correspondence, include Mail Code 153 in the letterhead address.

Sincerely,



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

TB/CM/sd

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

P.1

Oct 8 2013 15:07

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
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How is our customer service? [www.tceq.texas.gov/goto/customersurvey](http://www.tceq.texas.gov/goto/customersurvey)

Fax: 512-473-4094  
 From: Ms. Christine Wester  
 Division: Water Supply Division  
 Texas Commission on Environmental Quality  
 Phone: 512-239-2788  
 Fax: 512-239-6972

To: Administrative Reviewer

Date Complete: September 3, 2013

From: Cartographer-Utilities & Districts Section

Subject: Overlap & Notice Check for Administrative Review No. A-120-13/37704&5-S  
Corix Utilities to transfer a portion of LCRA (11670) and amend and to transfer an  
uncertificated wastewater system from LCRA in Lampasas, Mills and San Saba counties

1. No new overlap of service areas exists.
2. An overlap:
3. Dual certification:
4. An overlap exists with the city limits of:
5. If this is a Sale, Transfer, or Merger, is additional area being requested?
7. Map submitted is digital request digital data.
9. Utility notice was sufficient.
10. Utility notice was insufficient. In addition to those systems listed in the application, they will also need to notify:  
TWO MILES:

All cities and etj's within 2 miles of proposed area

Any other Utility, District or entity that would be required to receive notice

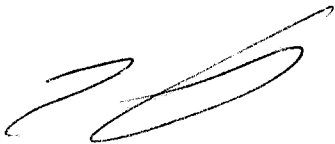
11. Notice: **DO NOT NOTICE**

- X 12. Other comments: **Maps do not meet requirements. Please submit the following. (disk only had pdf's, need digital data for all the areas that are not certificated. There is an area that LCRA is certificated to that is within the area to be added in the water application if this is to be transferred it needs to be put on the maps. LCRA does not have a sewer CCN in this area, maps for sewer should show the proposed CCN and no other areas.)**

- A. A general location map delineating the proposed service area with enough detail to accurately locate the proposed area within the county.
- B. A map showing only the proposed area by:
  - i. metes and bounds survey certified by a licensed state or

- ii. register professional land surveyor; or projectable digital data with metadata (proposed areas should be in a single record and clearly labeled). Also, a data disk labeled with the applicant's name must be provided; or
- iii. following verifiable natural and man-made landmarks; or
- iv. a copy of recorded plat map with metes and bounds.

C. A written description of the proposed service area.



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Kent Steelman