



Control Number: 42992



Item Number: 7

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*

November 13, 2013

### **BY CERTIFIED MAIL**

Mr. Skip Newson, Attorney  
Law Office of Skip Newsom  
P.O. Box 712  
Dripping Springs, Texas 78620

RECEIVED  
2014 SEP 11 AM 9:37  
PUBLIC UTILITY COMMISSION  
FILING CLERK

### **NOTICE OF DEFICIENCY**

Re: Application from Somervell County Water District, P1096, to Acquire Facilities, and to Transfer Certificate of Convenience and Necessity No. 12895 held by Cheyenne Hills/Glen Rose 618 Limited Partnership dba Cheyenne Hills Water Supply, in Somervell County; Application No. 37725-S

CN: pending; RN: pending (Somervell County Water District)  
CN: 600748453; RN: 101440865 (Cheyenne Hills/Glen Rose 618 Limited Partnership dba Cheyenne Hills Water Supply)

Dear Mr. Newson:

The above referenced application, received on September 13, 2013, has been assigned Application No. 37725-S, but has not been accepted for filing. Please refer to the application number in future correspondence.

In order for your application to be accepted for filing, you must submit four (4) copies of the following items:

1. The seller's most recent inspection report letter. For each system deficiency listed, if any, attach a brief explanation listing the actions taken or being taken to correct the listed deficiencies, including the proposed completion dates.
2. The neighboring utility list in your application is incomplete. Please note, on November 14, 2012 the Commission implemented a policy change that requires applicants for CCN related applications to provide a complete list of entities providing the same type of retail utility service (i.e., water and/or sewer) as requested in the application, within a specified area. The list should include all retail public utilities, counties, districts and groundwater conservation districts, and cities whose corporate limits and/or extra-

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Mr. Skip Newsom  
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territorial jurisdiction (ETJ) are within the same two mile area of the proposed CCN area. Please make sure your list is complete. Incomplete lists will result in the return of your application.

Below are TCEQ 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> for groundwater conservation districts.

In addition, Cheyenne Hills Water Supply owes Public Health Services fees for fiscal years 2012 and 2013 in the amount of \$142.10. Payment may be made through the following methods: cash, check, ACH (electronic check), money order, or credit card through TCEQ's electronic payment portal (e-pay). Additional information regarding payment options is available at:  
<http://www.tceq.texas.gov/response/drought/waterfees.html>.

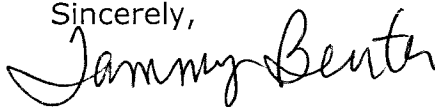
Upon payment, please send documentation reflecting payment of all delinquent fees and penalties.

**Please be advised: Failure to pay fees/penalties within 30 days will result in additional administrative actions affecting your fee accounts and your application with TCEQ.** With respect to fees and/or penalties, these actions may include enforcement and collections efforts to recover the debt owed to the state. Regarding your permit application, additional administrative actions may include return of your application (forfeiting the application fee), or a contested case hearing that may result in the denial of your application.

Processing for the above referenced application cannot proceed and notices cannot be mailed until we receive these items. These items must be completed and returned to our office by **December 13, 2013**. 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. 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/mmg

cc: Mr. Kevin Taylor