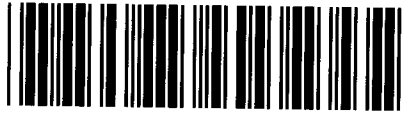




Control Number: 43105



Item Number: 11

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., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*

RECEIVED

2014 SEP 19 AM 11:00

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91 7108 2133 3935 2003 7667

**TEXAS COMMISSION ON ENVIRONMENTAL QUALITY**

*Protecting Texas by Reducing and Preventing Pollution*

June 18, 2014

**BY FAX TO 512/990-4364 AND  
BY CERTIFIED MAIL**

Mr. Brandon Wade, City Manager  
P.O. Box 589  
Pflugerville, Texas 78691

**NOTICE OF DEFICIENCY**

Re: Application from the City of Pflugerville, to Amend Certificate of Convenience and Necessity (CCN) No. 20678 in Travis and Williamson counties; Application No. 37835-C

CN: 600412985; RN: 101419299

Dear Mr. Wade:

The notices received and due on June 5, 2014, for the City of Pflugerville Application No. 37835-C are missing documentation from the following service providers agreeing to the area of overlaps: Cottonwood Creek WCID 3, Kelly Lane WCID 1 of Travis County, Kelly Lane WCID 2 of Travis County, Lakeside MUD 3, Lakeside MUD 5, Lakeside MUD 6, Lakeside WCID 1, Lakeside WCID 2-A, Lakeside WCID 2-B, Lakeside WCID 2-C, Lakeside WCID 2-D, New Sweden MUD 1, New Sweden MUD 2, New Sweden MUD 3, Northeast Growth Corridor WCID District 1, Northeast WCID District 2, Northeast Travis County Utility District, Travis County MUD 15 and Travis County MUD 17.

Along with the documentation the following utilities were not included in response to have received a copy of the public notice: City of Elgin CCN 20120, Round Rock Ranch PUD CCN 20805, Manor Village WWTP CCN 20873, Cottonwood Creek MUD 1, New Sweden Mud 3, Northtown MUD, Travis County MUD 2, Wells Branch MUD, Wilbarger Creek MUD 1, Wilbarger Creek MUD 2, Travis County, and Williamson County.

Processing of the above referenced application cannot proceed until we receive the requested items. These items must be completed and returned to our office by **July 18, 2014**. If we do not receive the requested information by this date your application will be returned for failure to prosecute.

P.O. Box 13087 • Austin, Texas 78711-3087 • 512-239-1000 • [tceq.texas.gov](http://tceq.texas.gov)

How is our customer service? [tceq.texas.gov/customersurvey](http://tceq.texas.gov/customersurvey)

Printed on recycled paper using vegetable-based ink

Mr. Brandon Wade, City Manager

Page 2

June 18, 2014

If you have any questions, please contact Ms. Debbie Reyes Tamayo by phone at 512/239-4683, by fax at 512/239-6972, by email at Debbie.Reyes-Tamayo@tceq.texas.gov. If you contact our office by correspondence, please include MC-153 in the letterhead address.

Sincerely,

A handwritten signature in black ink, appearing to read "Cari-Michel La Caille". The signature is fluid and cursive, with the first name "Cari" and last name "La Caille" being the most prominent parts.

Cari-Michel La Caille, Assistant Director  
Water Supply Division  
Texas Commission on Environmental Quality

CM/LF/DRT/mmg

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

P.1

Jun 20 2014 14:42

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How is our customer service? [www.tceq.texas.gov/goto/customerurvey](http://www.tceq.texas.gov/goto/customerurvey)

Fax: 512-990-4364  
From: Debbie Reyes Tamayo  
Division : Water Supply Division  
Texas Commission on Environmental Quality  
Phone: 512-239-4683  
Fax: 512-239-6972



Randy Rollo  
New Sweden MUD 3  
102 N Railroad Ave  
Pflugerville, TX 78660

Manor Village WWTP  
CCN 20873  
6934 E Ben White Blvd  
Austin, TX 78741

Wilmer Roberts  
Travis County MUD 2  
13804 Terrel  
Manor, TX 78653

Jim Baker  
Wilbarger Creek MUD 2  
6508 Santolina Cv  
Austin, TX 78731

Doug Prinz  
City of Elgin - CCN 20120  
310 N Main St  
Elgin, TX 78621

Amy Frederick  
Cottonwood Creek MUD 1  
1011 N Lamar Blvd  
Austin, TX 78703

Donna Howe  
Wells Branch MUD  
14979 Doria Dr  
Austin, TX 78728

County Judge Samuel T. Biscoe  
Travis County  
PO Box 1748  
Austin, TX 78767

Timothy Timmerman  
Round Rock Ranch PUD CCN  
20805  
PO Box 163061  
Austin, TX 78716

Robin Campbell  
Northtown MUD  
104 Pecos Dr  
Hutto, TX 78634

Bill Kochwelp  
Wilbarger Creek MUD 1  
1004 Mopac Cir, Ste 200  
Austin, TX 78746

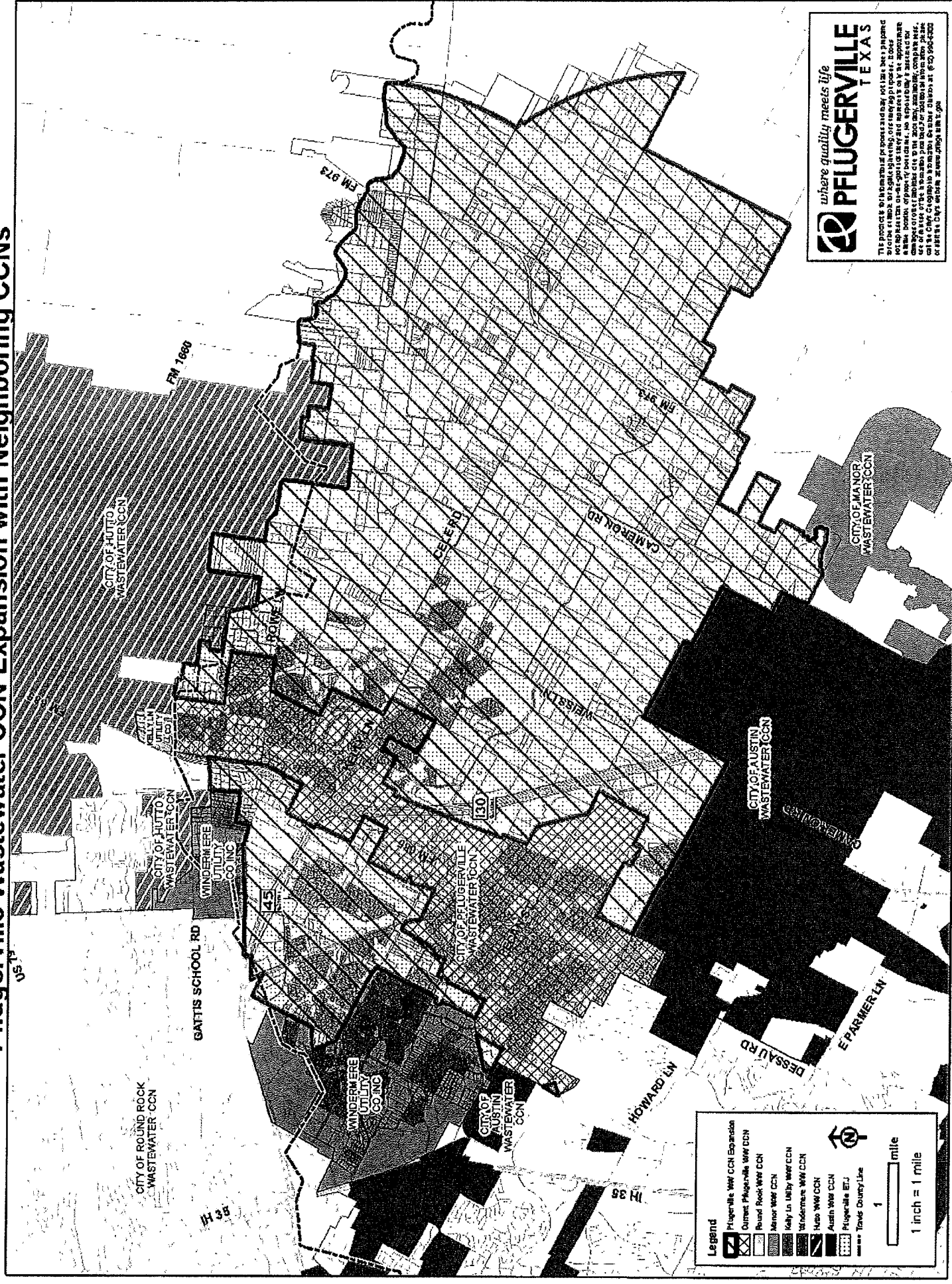
County Judge Dan Gattis  
Williamson County  
710 Main St  
Georgetown, TX 78626

\* sent to utilities  
6/23





# Pflugerville Wastewater CCN Expansion with Neighboring CCNs





**Notice to Neighboring Systems, Landowners and Cities**

**NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS**

To: Randy Rollo – New Sweden MUD 3  
(Neighboring System, Landowner or City)  
102 N Railroad Ave  
(Address)  
Pflugerville TX 78660  
(City State Zip)

Date Notice Mailed: June 23rd, 2014

The City of Pflugerville has filed an application to amend CCN No. 20678 with the Texas Commission on Environmental Quality to provide sewer utility service in Travis and Williamson counties.

The proposed utility service area is located approximately 12 miles east of downtown Pflugerville, Texas, and is **generally** bounded on the north by CR 138; on the east by Wells Lane; on the south by Gregg Lane; and on the west by IH35.

The total area being requested includes approximately 38,102 acres and 47,230 current customers. The proposed application affects customers and/or areas located in the following zip codes: 78660, 78653, 78621, 76514, 78634.

**See enclosed map of the proposed service area.**

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 exclude the tract 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.

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Austin, TX 78711-3087

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

**Notice to Neighboring Systems, Landowners and Cities**

**NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS**

To: Doug Prinz – City of Elgin CCN 20120      Date Notice Mailed: June 23rd, 2014  
(Neighboring System, Landowner or City)  
310 N Main St  
(Address)  
Elgin                      TX                      78621  
(City)                      State                      Zip)

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**Notice to Neighboring Systems, Landowners and Cities**

**NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS**

To: Timothy Timmerman – RR Ranch PUD Date Notice Mailed: June 23rd, 2014  
(Neighboring System, Landowner or City)  
PO Box 163061  
(Address)  
Austin TX 78716  
(City State Zip)

The City of Pflugerville has filed an application to amend CCN No. 20678 with the Texas Commission on Environmental Quality to provide sewer utility service in Travis and Williamson counties.

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Austin, TX 78711-3087

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**Notice to Neighboring Systems, Landowners and Cities**

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS

To: Manor Village WWTP Date Notice Mailed: June 23rd, 2014  
(Neighboring System, Landowner or City)  
6934 E Ben White Blvd  
(Address)  
Austin TX 78741  
(City State Zip)

The City of Pflugerville has filed an application to amend CCN No. 20678 with the Texas Commission on Environmental Quality to provide sewer utility service in Travis and Williamson counties.

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**Notice to Neighboring Systems, Landowners and Cities**

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS

To: Amy Frederick – Cottonwood Creek MUD 1      Date Notice Mailed: June 23rd, 2014  
(Neighboring System, Landowner or City)  
1011 N Lamar Blvd  
(Address)  
Austin                      TX                      78703  
(City                      State                      Zip)

The City of Pflugerville has filed an application to amend CCN No. 20678 with the Texas Commission on Environmental Quality to provide sewer utility service in Travis and Williamson counties.

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**Notice to Neighboring Systems, Landowners and Cities**

**NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS**

To: Robin Campbell – Northtown MUD Date Notice Mailed: June 23rd, 2014  
(Neighboring System, Landowner or City)  
104 Pecos Dr  
(Address)  
Hutto TX 78634  
(City State Zip)

The City of Pflugerville has filed an application to amend CCN No. 20678 with the Texas Commission on Environmental Quality to provide sewer utility service in Travis and Williamson counties.

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**Notice to Neighboring Systems, Landowners and Cities**

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS

To: Wilmer Roberts – Travis County MUD 2      Date Notice Mailed: June 23rd, 2014  
(Neighboring System, Landowner or City)  
13804 Trecel  
(Address)  
Manor                      TX                      78653  
(City)                      State                      Zip)

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**Notice to Neighboring Systems, Landowners and Cities**

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS

To: Donna Howe – Wells Branch MUD      Date Notice Mailed: June 23rd, 2014  
(Neighboring System, Landowner or City)  
14979 Doria Dr  
(Address)  
Austin                      TX                      78728  
(City                      State                      Zip)

The City of Pflugerville has filed an application to amend CCN No. 20678 with the Texas Commission on Environmental Quality to provide sewer utility service in Travis and Williamson counties.

The proposed utility service area is located approximately 12 miles east of downtown Pflugerville, Texas, and is **generally** bounded on the north by CR 138; on the east by Wells Lane; on the south by Gregg Lane; and on the west by IH35.

The total area being requested includes approximately 38,102 acres and 47,230 current customers. The proposed application affects customers and/or areas located in the following zip codes: 78660, 78653, 78621, 76514, 78634.

**See enclosed map of the proposed service area.**

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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Utilities and Districts Section, MC-153  
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Austin, TX 78711-3087

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

**Notice to Neighboring Systems, Landowners and Cities**

**NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS**

To: Bill Kochwelp – Wilbarger Creek MUD 1      Date Notice Mailed: June 23rd, 2014  
(Neighboring System, Landowner or City)  
1004 Mopac Cir, Ste 200  
(Address)  
Austin                      TX                      78746  
(City                      State                      Zip)

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**Notice to Neighboring Systems, Landowners and Cities**

**NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS**

To: Jim Baker – Wilbarger Creek MUD 2 Date Notice Mailed: June 23rd, 2014  
(Neighboring System, Landowner or City)  
6508 Santolina Cv  
(Address)  
Austin TX 78731  
(City State Zip)

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**NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS**

To: Judge Samuel T. Biscoe – Travis County      Date Notice Mailed: June 23rd, 2014  
(Neighboring System, Landowner or City)  
PO Box 1748  
(Address)  
Austin      TX      78767  
(City      State      Zip)

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**NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY  
(CCN) TO PROVIDE SEWER UTILITY SERVICE IN TRAVIS AND WILLIAMSON  
COUNTIES, TEXAS**

To: Judge Dan Gattis – Williamson County      Date Notice Mailed: June 23rd, 2014  
(Neighboring System, Landowner or City)  
710 Main St  
(Address)  
Georgetown      TX      78626  
(City)      State      Zip)

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To: Administrative Reviewer

APRIL 22  
Date Complete: February 12, 2014

From: Cartographer-Utilities & Districts Section

Subject: Overlap & Notice Check for Administrative Review No. A-010-14/37835-C  
City of Pflugerville (20678) to amend sewer CCN in Travis and Williamson counties.

1. No new overlap of service areas exists.
- X 2. An overlap: district boundaries of Cottonwood Creek WCID 3, Kelly Lane WCID 1 of Travis County, Kelly Lane WCID 2 of Travis County, Lakeside MUD 3, Lakeside MUD 5, Lakeside MUD 6, Lakeside WCID 1, Lakeside WCID 2-A, Lakeside WCID 2-B, Lakeside WCID 2-C, Lakeside WCID 2-D, New Sweden MUD 1, New Sweden MUD 2, New Sweden MUD 3, Northeast Growth Corridor WSI&D District 1, Northeast WSI&D District 2, Northeast Travis County Utility District, Travis County MUD 15, Travis County MUD 17
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:

- City of Elgin (20120)
- ✓ City of Hutto (20122)
- ✓ City of Manor (20378)
- ✓ City of Round Rock (20421)
- ✓ Windermere Utility Co. (20542)
- ✓ City of Austin (20636)
- ✓ Kelly Lane Utility (20720)
- Round Rock Ranch PUD (20805)
- Manor Village WWTP (20873)
- Cottonwood Creek MUD 1
- ✓ Lakeside MUD 3
- ✓ Lakeside MUD 5

- ✓ Lakeside MUD 6
- ✓ New Sweden MUD 1
- ✓ New Sweden MUD 2
- New Sweden MUD 3
- ✓ Northeast Growth Corridor WSI&D District 1
- ✓ Northeast Growth Corridor WSI&D District 2
- ✓ Northeast Travis County Utility District
- Northtown MUD
- Travis County MUD 2
- ✓ Travis County MUD 15
- ✓ Travis County MUD 17
- Wells Branch MUD
- Wilbarger Creek MUD 1
- Wilbarger Creek MUD 2
- Travis county
- Williamson county
- All cities and etj's within 2 miles of proposed area
- Any other Utility, District or entity that would be required to receive notice

- X 11. Notice: Approximately 12 miles east of downtown Pflugerville  
Travis and Williamson counties  
On the north by CR138  
On the east by Wells Ln  
On the south by Gregg Ln.  
On the west by IH35

12. **Other comments:**

Kent Steelman

**Debbie Reyes Tamayo**

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**From:** Debbie Reyes Tamayo  
**Sent:** Monday, June 09, 2014 1:59 PM  
**To:** 'jessicac@pflugervilletx.gov'  
**Subject:** City of Pflugerville Application 37835-C 20678  
**Attachments:** irgw55@tceq.state.tx.us\_20140609\_130541.pdf

**Importance:** High

**Categories:** Action Item - Response Needed

Please let me know about the ones not checked. Thank you, Debbie

**Debbie Reyes Tamayo**  
Texas Commission on Environmental Quality  
Utilities Financial Review Team  
Water Supply Division, Bldg.F, Mail Code 153  
Phone: (512) 239-4683, Fax: (512) 239-6972  
Email: [Debbie.Reyes-Tamayo@tceq.texas.gov](mailto:Debbie.Reyes-Tamayo@tceq.texas.gov)



## **Debbie Reyes Tamayo**

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**From:** Debbie Reyes Tamayo  
**Sent:** Monday, June 09, 2014 3:00 PM  
**To:** 'jessicac@pflugervilletx.gov'  
**Subject:** RE: City of Pflugerville Application 37835-C 20678

**Importance:** High

**Categories:** Action Item - Response Needed

Please let me know the status for the documentation from the service providers agreeing to the area of overlaps for the following: Cottonwood Creek WCID 3, Kelly Lane WCID 1 of Travis County, Kelly Lane WCID 2 of Travis County, Lakeside MUD 3, Lakeside MUD 5, Lakeside MUD 6, Lakeside WCID 1, Lakeside WCID 2-A, Lakeside WCID 2-B, Lakeside WCID 2-C, Lakeside WCID 2-D, New Sweden MUD 1, New Sweden MUD 2, New Sweden MUD 3, Northeast Growth Corridor WCID District 1, Northeast WCID District 2, Northeast Travis County Utility District, Travis County MUD 15 and Travis County MUD 17.

Please let me know you have received my 2 emails. Thank you, Debbie

**Debbie Reyes Tamayo**  
Texas Commission on Environmental Quality  
Utilities Financial Review Team  
Water Supply Division, Bldg.F, Mail Code 153  
Phone: (512) 239-4683, Fax: (512) 239-6972  
Email: [Debbie.Reyes-Tamayo@tceq.texas.gov](mailto:Debbie.Reyes-Tamayo@tceq.texas.gov)

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**Subject:** City of Pflugerville Application 37835-C 20678  
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