

Control Number: 43114



Item Number: 13

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.

Bryan W. Shaw, Ph.D., *Chairman*
 Buddy Garcia, *Commissioner*
 Carlos Rubinstein, *Commissioner*
 Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

April 15, 2011

CERTIFIED MAIL

Mr. David A. Miller, Attorney
 Miller Mentzer, P.C.
 P.O. Box 130
 Palmer, Texas 75152

Re: Contract Service Agreement Pursuant to Texas Water Code, Section 13.248, from Mountain Peak Special Utility District (SUD), Certificate of Convenience and Necessity (CCN) No. 10908, to Transfer a Portion of CCN No. 11706 from the City of Midlothian and to Decertify a Portion of CCN No. 10908, in Ellis County; Application No. 36233-C

CN: 602721979; RN: 104424601 (Mountain Peak SUD)
 CN: 600488373; RN: 101403350 (City of Midlothian)

Dear Mr. Miller:

Enclosed is the **revised** map created for the above referenced application. Please review it carefully to determine if it correctly represents the intentions of Mountain Peak SUD and the City of Midlothian's pending matter.

If you agree that the **revised** map is accurate, please sign the **CONSENT FORM**, mark the line that says you concur and return the signed statement. We recommend keeping a copy of the letter you signed for your records.

If you believe that the **revised** map is inaccurate or you disagree that it correctly represents Mountain Peak SUD and the City of Midlothian's intentions of their pending matter, please mark the line on the **CONSENT FORM** that says you do not concur, sign the form and return it to the address or fax number on the form.

If you have any questions, please contact Ms. Sheresia Perryman by phone at 512/239-3654, by fax at 512/239-6972, or by email at Sheresia.Perryman@tceq.texas.gov. If contacting our office by correspondence, please include MC-153 in the letterhead address.

Sincerely,

Tammy Benter, Manager
 Utilities & Districts Section
 Water Supply Division

TB/SP/

Enclosures (map, certificate & consent form)

CONSENT FORM

Applicant's Name: Mountain Peak Special Utility District (SUD)
Application Nos.: 36233-C

- ☐ I concur with the recommendation contained in the staff memorandum transmitted by letter dated ____.
- ☐ I do not concur with and intend to respond to the recommendation contained in the staff memorandum transmitted by letter dated _____. I understand that I have 14 days from the date of this letter to provide my response.

I am authorized by the Mountain Peak Special Utility District (SUD) to sign this form.

Signature: _____

Printed Name: _____

Relationship to Applicant: _____

Date signed: _____

Mail or Fax to:
Sheresia Perryman
Utilities & Districts Section, MC 153
Water Supply Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087
Fax: (512) 239-6972

CONSENT FORM

Applicant's Name: Mountain Peak Special Utility District (SUD)
Application Nos.: 36233-C

- ☒ I concur with the recommendation contained in the staff memorandum transmitted by letter dated 7/15/11, provided that this concurrence does not ratify or affect any portion of the respective CENs which are not directly depicted on the portion of the map shown.
- ☐ I do not concur with and intend to respond to the recommendation contained in the staff memorandum transmitted by letter dated _____. I understand that I have 14 days from the date of this letter to provide my response.

I am authorized by the Mountain Peak Special Utility District (SUD) to sign this form.

Signature: 

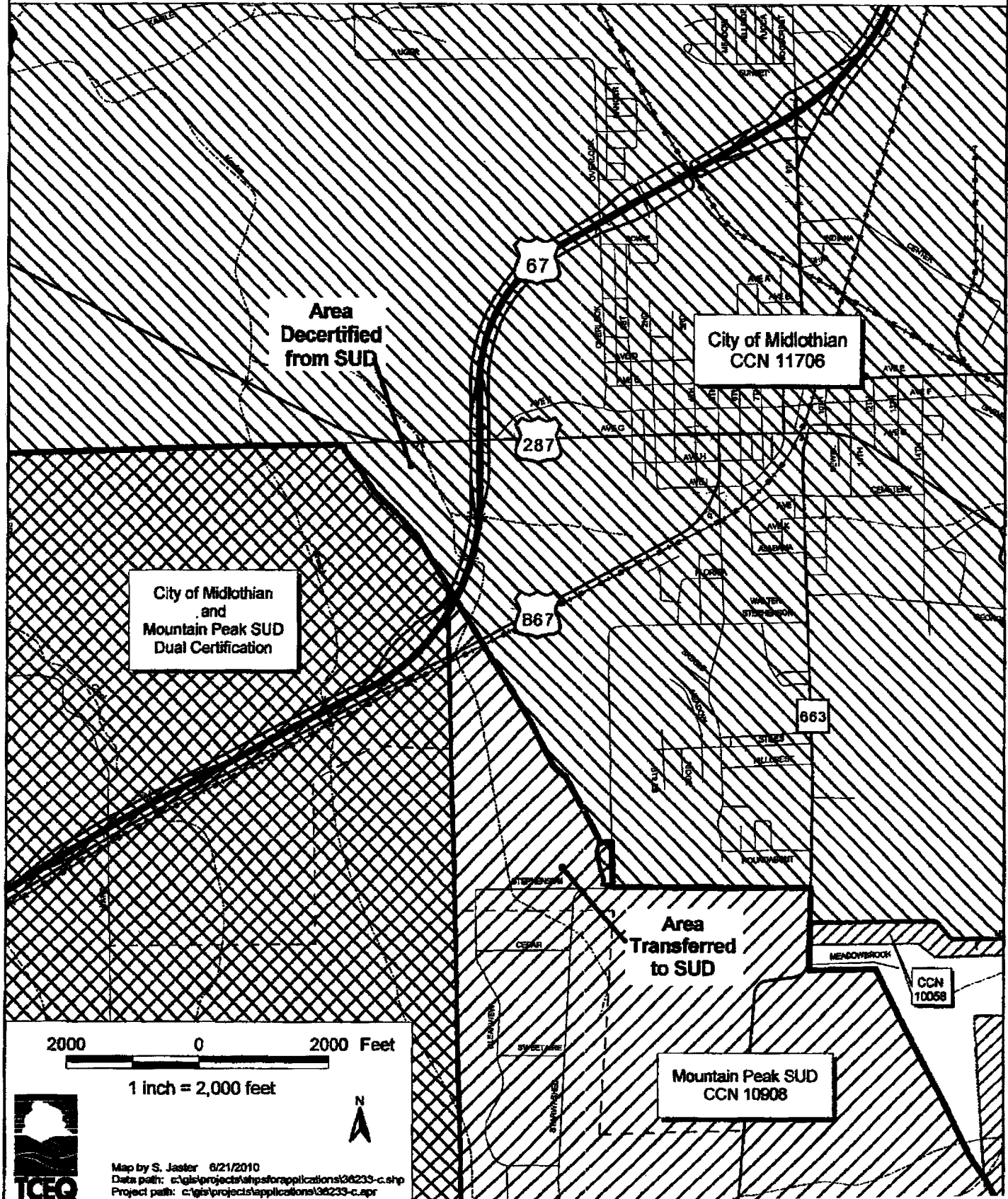
Printed Name: David A Miller

Relationship to Applicant: attorney

Date signed: 6/6/2011

Mail or Fax to:
Sheresia Perryman
Utilities & Districts Section, MC 153
Water Supply Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087
Fax: (512) 239-6972

**Mountain Peak Special Utility District
Portion of Water Service Area - CCN No. 10908
Application No. 36233-C (13.248 Contract Service Agreement
to Transfer a Portion of CCN No. 11706 from City of Midlothian
and to Decertify a Portion of CCN No. 10908 in Ellis County)**



CONSENT FORM

Applicant's Name: Mountain Peak Special Utility District (SUD)
Application Nos.: 36233-C

- ☒ I concur with the recommendation contained in the staff memorandum transmitted by letter dated April 19, 2011.
- ☐ I do not concur with and intend to respond to the recommendation contained in the staff memorandum transmitted by letter dated April 19, 2011.

I understand that I have 14 days from the date of this letter to provide my response.

I am authorized by the City of Midlothian to sign this form.

Signature: Mike Adams

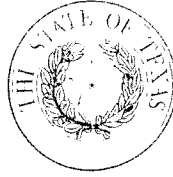
Printed Name: MIKE ADAMS

Relationship to Applicant: EXECUTIVE DIRECTOR OF ENGINEERING UTILITIES

Date signed: 4/22/11

Mail or Fax to:
Sheresia Perryman
Utilities & Districts Section, MC 153
Water Supply Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087
Fax: (512) 239-6972

Bryan W. Shaw, Ph.D., *Chairman*
 Buddy Garcia, *Commissioner*
 Carlos Rubinstein, *Commissioner*
 Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution
 April 19, 2011

CERTIFIED MAIL

Mr. Mike Adams, P.E., Executive Director
 Of Engineering & Utilities
 City of Midlothian
 104 West Avenue E
 Midlothian, Texas 76065

Re: Contract Service Agreement Pursuant to Texas Water Code, Section 13.248, from Mountain Peak Special Utility District (SUD), Certificate of Convenience and Necessity (CCN) No. 10908, to Transfer a Portion of CCN No. 11706 from the City of Midlothian and to Decertify a Portion of CCN No. 10908, in Ellis County; Application No. 36233-C

CN: 602721979; RN: 104424601 (Mountain Peak SUD)
 CN: 600488373; RN: 101403350 (City of Midlothian)

Dear Mr. Adams:

Enclosed is the **revised** map created for the above referenced application. Please review it carefully to determine if it correctly represents the intentions of Mountain Peak SUD and the City of Midlothian's pending matter.

If you agree that the **revised** map is accurate, please sign the **CONSENT FORM**, mark the line that says you concur and return the signed statement. We recommend keeping a copy of the letter you signed for your records.

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If you have any questions, please contact Ms. Sheresia Perryman by phone at 512/239-3654, by fax at 512/239-6972, or by email at Sheresia.Perryman@tceq.texas.gov. If contacting our office by correspondence, please include MC-153 in the letterhead address.

Sincerely,

Tammy Benter, Manager
 Utilities & Districts Section
 Water Supply Division

TB/SP/ln

Enclosures (map, certificate & consent form)

P.O. Box 13087 • Austin, Texas 78711-3087 • 512-239-1000 • www.tceq.texas.gov

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

CONSENT FORM

Applicant's Name: Mountain Peak Special Utility District (SUD)

Application Nos.: 36233-C

- ☐ I concur with the recommendation contained in the staff memorandum transmitted by letter dated April 19, 2011.
- ☐ I do not concur with and intend to respond to the recommendation contained in the staff memorandum transmitted by letter dated April 19, 2011.

I understand that I have 14 days from the date of this letter to provide my response.

I am authorized by the City of Midlothian to sign this form.

Signature: _____

Printed Name: _____

Relationship to Applicant: _____

Date signed: _____

Mail or Fax to:
Sheresia Perryman
Utilities & Districts Section, MC 153
Water Supply Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087
Fax: (512) 239-6972