



Control Number: 43121



Item Number: 2

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.

Stacey Duncan

From: Lisa Fuentes
Sent: Monday, October 14, 2013 5:29 PM
To: Stacey Duncan
Subject: FW: RCH WSC Investigation Request
Attachments: letter to TCEQ re RCH WSC.docx

RECEIVED
2014 SEP 15 PM 3:32
PUBLIC UTILITY COMMISSION
FILING CLERK

Hi Stacey,
Please use this email and the attached letter to set up a WSC investigation in the tracking log and WUD. You can use 37673-I as an example.
Please assign to Heidi.
Thanks,
Lisa

From: Heidi Graham
Sent: Monday, October 14, 2013 3:15 PM
To: Lisa Fuentes
Subject: FW: RCH WSC Investigation Request

Lisa,
This is a request for a WSC investigation. See attachment and email below.

Heidi Graham
Utilities Technical Review Team
Water Supply Division
Texas Commission on Environmental Quality
(512) 239-0844
heidi.graham@tceq.texas.gov

From: Randy Bullock [<mailto:randyebullock@earthlink.net>]
Sent: Monday, October 14, 2013 3:12 PM
To: Heidi Graham
Subject: RCH WSC Investigation Request

Heidi, attached is the request letter for an investigation. Would you please blind copy me on any documentation and keep me updated on what is going on. When we paid our monthly bill before the due date, Robin stated that our water was going to be cut off due to non payment and she is refusing to cash my checks. It has not been cut off at this time, but I will keep you informed if they cut the water off on the 15th. This is creating a issue releasing our building to a future tenant. Thank you for all your help.

Randy Bullock
214-850-4356

Ede & Randy Bullock
P. O. Box 2303
Rockwall, Texas 75087

October 11, 2013

TCEQ
Austin, Texas

Re: RCH Water Supply Corporation

Heidi Graham or Whom It May Concern:

Due to the continued denial of resolving the issue at hand, I am left to no other alternative to settle this matter with RCH WSC. As per the following rule references in the Texas Statutes of the Texas Water Code, I am requesting an investigation of RCH Water Supply Corporation, Rockwall, Texas.

Texas Statutes: Texas Water Code, Chapter 67. Non-Profit Water Supply or Sewer Service Corporations addresses the operation requirements of a water supply or sewer service corporation.

Texas Water Code, Chapter 13. Sec. 13.002. Definitions

(11) "Member" means a person who holds a membership in a water supply or sewer service corporation and is a record owner of a fee simple title to property in an area served by a water supply or sewer service corporation or a person who is granted a membership and who either currently receives or will be eligible to receive water or sewer utility service from the corporation. In determining member control of a water supply or sewer service corporation, a person is entitled to only one vote regardless of the number of memberships the person owns.

(24) "Water supply or sewer service corporation" means a nonprofit corporation organized and operating under Chapter 67 that provides potable water service or sewer service for compensation and that has adopted and is operating in accordance with by-laws or articles of incorporation which ensure that it is member-owned and member-controlled. The term does not include a corporation that provides retail water or sewer service to a person who is not a member, except that the corporation may provide retail water or sewer service to a person who is not a member if the person only builds on or develops property to sell to another and the service is provided on an interim basis before the property is sold.

Sec. 13.004. JURISDICTION OF COMMISSION OVER CERTAIN WATER SUPPLY OR SEWER SERVICE CORPORATIONS. (a) Notwithstanding any other law, the commission has the same jurisdiction over a water supply or sewer service corporation that the commission has under this chapter over a water and sewer utility if the commission finds that the water supply or sewer service corporation:

(1) is failing to conduct annual or special meetings in compliance with Section 67.007; or

(2) is operating in a manner that does not comply with the requirements for classifications as a nonprofit water supply or sewer service corporation prescribed by Sections 13.002(11) and (24).

(b) If the water supply or sewer service corporation voluntarily converts to a special utility district operating under Chapter 65, the commission's jurisdiction provided by this section ends.

Sincerely,

Ede & Randy Bullock