



Control Number: 43156



Item Number: 4

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

RECEIVED
91 7199 9991 7031 4240 6377
00H SEP 18 AM 8:36
PUBLIC UTILITY COMMISSION
FILING CLERK

March 4, 2014

BY FAX TO 254/675-4567 AND
BY CERTIFIED MAIL

Mr. Shaun Carpenter
815 West 5th Street
Clifton, Texas 76634

NOTICE OF DEFICIENCY

Re: Application from Tri County Special Utility District (SUD), to Amend Certificate of Convenience and Necessity (CCN) No. 10054 in Falls, Limestone, McLennan and Robertson counties; Application No. 37828-C

CN: 600674162; RN: 101400737

Dear Mr. Carpenter:

Your application for Tri County SUD, received on January 7, 2014, has been assigned Application No. 37828-C, but has not been accepted for filing. Please refer to the application number in future correspondence.

Additional information is necessary for your application 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;
- D. Provide separate and additional maps of the proposed area(s) to show the following:

Mr. Shaun Capenter

Page 2

March 4, 2014

- i. all facilities, illustrating separately facilities for production, transmission and distribution of the applicant's service(s); and
- ii. any facilities, customers or area currently being served outside the applicant's certificated area(s).

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. For applicants requesting a new CCN for the first time, the requirement is to provide a list of entities within a five mile area of the proposed area. For applicants requesting to amend an existing CCN, the requirement is to provide a list of entities within two miles of the proposed area. In addition to this information, the Commission also requires that applicants provide a list of cities whose corporate limits and/or extra-territorial jurisdiction (ETJ) are within the same two and/or five mile area of the proposed CCN area.

The list provided in your application is deficient. In order for your application to be accepted for filing, please provide a complete list of all retail public utilities, counties, cities and ETJs within two miles of your proposed CCN area. This includes districts and groundwater conservation districts.

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.

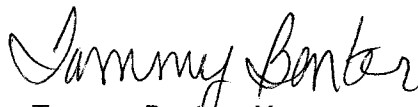
<http://www.tceq.texas.gov/groundwater/districts/html>, for groundwater conservation districts.

The TCEQ's Financial Managerial and Technical (FMT) contract is available for applicants in need of assistance in compiling their list of retail public utilities and for help using the iWUD Viewer. To request assistance, please contact the Water Supply Division at utildist@tceq.texas.gov or 512/239-4691.

Processing of the above referenced application 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 **April 4, 2014**. 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

PATRICIA COY & ASSOCIATES, LLC

815 WEST FIFTH STREET
CLIFTON, TEXAS 76634
TELEPHONE 254-675-8663
FACSIMILE 254-675-4567

PATRICIA FERGUSON COY
SHAUN D. CARPENTER

March 19, 2014

Texas Commission on Environmental Quality
Utilities and Districts Section, MC-153
Christine Mester
P.O. Box 13087
Austin, Texas 78711

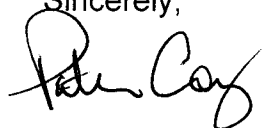
Re: **CCN No. 10054; Tri-County SUD; Application to Amend Water or Sewer
Certificate of Convenience and Necessity (CCN)**
File No. 7925-13-12pc

Dear Ms. Mester:

Thank you for your letter dated March 4, 2014. David Bettinger with Duff Engineers has forwarded the corrected map to cure the deficiency. I am also attaching a revised list to conform with your requirements.

Please contact me if you have any questions or problems.

Sincerely,



Patricia Coy

PC/jz
cc: client
enclosure

81 01 08 92 000 1102
WATER SUPPLY DIV.
0501
05/11/14

Prairie Hill WSC
5335 FM 73W
Prairie Hill, TX 76678

Whiterock WSC
841 LCR 463
Mexia, TX 76667

MS WSC
310 Memorial
Riesel, TX 76682

City of Riesel
P.O. Box 249
Riesel, TX 76682

City of Waco
Water Utilities
425 Franklin
Waco, TX 76701

Perry WSC
246 FM 1240
Marlin, TX 76701

City of Marlin
101 Fortune St.
Marlin, TX 76661

City of Bremond
P.O. Box E
Bremond, TX 76629

Robertson County WSC
1418 US 79
Franklin, TX 77856

Southern Trinity G.C.D.
P.O. Box 2205
Waco, TX 76703

Brazos Valley Groundwater
Conservation District
113 W. 3rd
Hearne, TX 77859

H&H WSC
172 Old Hallsburg Rd.
Riesel, TX 76682

West Brazos WSC
12124 S 3rd St.
Robinson, TX 76706