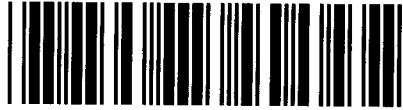




Control Number: 43245



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.

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



#43245

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

January 13, 2012

Mr. Mark H. Zeppa
Law Offices of Mark H. Zeppa, P.C.
4833 Spicewood Springs Road, Suite 202
Austin, Texas 78759

FAX NO. : (512) 346-6847

RECEIVED
2014 SEP 19 PM 4:00
PUBLIC UTILITY COMMISSION
FILING CLERK

NOTICE OF DEFICIENCY

Re: Water Rate/Tariff Change and Capital Asset Surcharge Application of Chuck Bell dba Chuck Bell Water Systems, Certificate of Convenience and Necessity (CCN) No. 12190 in Johnson and Tarrant Counties; Application No. 37241-R

CN: 600627780; RN: 101252708

Dear Mr. Zeppa:

Your rate application received on December 30, 2011, has been assigned Application No. 37241-R, but has not been accepted for filing. Please refer to this number in future correspondence.

Based on an administrative review of your application, it appears the notice to customers contains deficiencies. To continue processing the application, you must complete and revise the following portion of the notice:

1. The TCEQ approved tariff shows that your **"Late Charge Fee" is 10%, not \$5.00.** Please indicate the correct amount under the current rates column of your revised notice to customers;
2. The TCEQ approved tariff shows a purchased water fees for Johnson County Special Utility District of \$2.51 per 1,000 gallons for Bell Manor Subdivision customers and \$0.24 per 1,000 gallons water production fee for Prairielands Groundwater Conservation District for all subdivisions except Bear Creek Estates. The pass through fees should be reflected on both current and proposed rates column of the notice to customers;
3. The notice to customers show that you are currently collecting a **Capital Asset Surcharge of \$4.00 per month for 24 months.** Please provide documentation that TCEQ authorized or approved such surcharge. If you do not have an authorization from TCEQ to collect this amount, you are required to refund the amounts collected and delete this entry from your revised notice to customers.

Mr. Mark H. Zeppa
Law Offices of Mark H. Zeppa, P.C.
4833 Spicewood Springs Road, Suite 202
Austin, Texas 78759

FAX NO. : (512) 346-6847

NOTICE OF DEFICIENCY

Re: Water Rate/Tariff Change and Capital Asset Surcharge Application of Chuck Bell dba Chuck Bell Water Systems, Certificate of Convenience and Necessity (CCN) No. 12190 in Johnson and Tarrant Counties; Application No. 37241-R

CN: 600627780; RN: 101252708

Dear Mr. Zeppa:

Your rate application received on December 30, 2011, has been assigned Application No. 37241-R, but has not been accepted for filing. Please refer to this number in future correspondence.

Based on an administrative review of your application, it appears the notice to customers contains deficiencies. To continue processing the application, you must complete and revise the following portion of the notice:

1. The TCEQ approved tariff shows that your **"Late Charge Fee" is 10%, not \$5.00.** Please indicate the correct amount under the current rates column of your revised notice to customers;
2. The TCEQ approved tariff shows a purchased water fees for Johnson County Special Utility District of \$2.51 per 1,000 gallons for Bell Manor Subdivision customers and \$0.24 per 1,000 gallons water production fee for Prairielands Groundwater Conservation District for all subdivisions except Bear Creek Estates. The pass through fees should be reflected on both current and proposed rates column of the notice to customers;
3. The notice to customers show that you are currently collecting a **Capital Asset Surcharge of \$4.00 per month for 24 months.** Please provide documentation that TCEQ authorized or approved such surcharge. If you do not have an authorization from TCEQ to collect this amount, you are required to refund the amounts collected and delete this entry from your revised notice to customers.

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

printed on recycled paper using soy-based ink

915123466847	NORMAL	13,16:27	0'25"	2	# 0 K	
Fax/Phone Number	Mode	Start	Time	Page	Result	Note

Jan 13 2012 16:27

P.1

** Transmit Conf. Report **

TCEQ WATER SUPPLY DIV Fax: 512-239-6145

Checklist for Rate/Tariff Change Application

Review Number: R - 115 - 11 Effective date 3/5/12

Application # (s) 37241-R

Date Application Received: 2/15/12

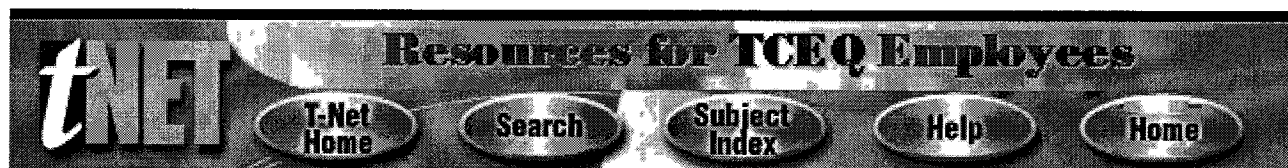
Date Application Sent to Program Area: 3/1/12

Utility Name: Chuck Bell Water Service

CCN Number(s): Water 5120 Sewer _____

County(s) Johnson, Tarrant

- ☒ Account Fees Due
- ☒ Regulatory Assessment Fees
- ☒ Original and Four Copies of Application Received (Page 20 of General Information)
- ☒ Applicant Name
- ☒ Utility Name and Address: **(a Texas address)**
- ☒ Contact Person and Address
- ☒ Attached a copy of the "Run the utility case report" from WUD
- ☒ Attached a copy of CN & RN's: from WUD
- ☐ Not on file with Central Registry. Core Data Form needed.

[IWUD Main](#)[Districts](#)[Utilities](#)[PWS](#)[Reports](#)[Documents](#)[Maps](#)

? Utility details for CHUCK BELL WATER SYSTEMS (12190)

 [Affiliations](#)
 [Documents](#)
 [Site Visits](#)
 [Schedules](#)

Properties

CR Regulated Entity Number: **RN101252708**CCEDS Status: **NO ACTIVE NOE EXISTS**Utility Type: **WATER UTILITY**Ownership Type: **INVESTOR**Primary County: **JOHNSON**County Code: **126**

Customers

Reference Number	Name	Role
CN600627780	BELL, CHUCK	RESPONSIBLE PARTY
CN602158842	BELL, CHUCK	RESPONSIBLE PARTY

Comments

Comment Date	Text	Staff Name
12/21/2006	12/21/2006 corrected name to Chuck Bell DBA Chuck Bell Water Systems to help	ELAYNE BARBER
06/14/2001	PORT TRANSF TO 10081;SEE 30735S	

Occurrences retrieved.

Official Address / Phone

Address: **PO BOX 731****CROWLEY, TEXAS 76036-0731**Telephone: **(817) 980-6394**

PWS for this Utility

PWS Name	PWS ID	Status	District(Number)
<u>BEAR CREEK ESTATES</u>	2200336	A	
<u>BELL MANOR SUBDIVISION</u>	1260080	A	
<u>BUFFALO CREEK</u>	1260084	A	
<u>CROWLEY II ACRE SUBDIVISION</u>	1260012	A	
<u>JOHN DAME</u>	1260090	A	
<u>MARTIN CREEK ESTATES</u>	1260122	A	

12/30/2011
10.52.26AM**Texas Commission on Environmental Quality**
Utility Cases List for CHUCK BELL WATER SYSTEMS (12190)

ERPT0014

Received Date	App No. Type	Comments	Con- tested?	Date Filed	To Legal	Informal Hearing	Hearing	Final Action Status
02/14/2008	- 35991 RATE	35991-R Sampling Surcharge	NO	02/14/2008				03/05/2008 Completed
07/09/1998	00000 OTHER	CHUCK BELL WATER SYSTEMS CCN 12190 FOR RATE/TARIFF CHANGE JOHNSON COUNTY CLOSED;NO RATE CHANGE	NO					03/11/1999 Completed
04/25/1986	07004 - G RATE	ON AGENDA 9/23/86	YES	04/25/1986			07/17/1986	09/25/1986 Completed
01/20/1987	07153 - C CCN	CBWS HAS PURCHASED STILL ANOTHER WATER SYSTEM, AWAITING ADDITIONAL APPLICATION AMENDMENT. STILL NEED NOTIFICATION AFFIDAVITS AND MAPS. REC'D PROTEST FROM CITY OF CLEBURN REC'D PROTEST FROM JOHNSON COUNTY RURAL WSC SENT TO HEARINGS PRELIM HRNG 9/14/87 - DIDN'T SETTLE HEARING DATE 12/01/87 SETTLED, WAITING FOR EXAMINER'S REPORT	YES	01/20/1987	07/07/1987	12/01/1987	12/01/1987	09/20/1988 Completed
08/26/1992	09665 - E OTHER	ENF CASE REFERRED TO AG OK	NO	08/26/1992				05/10/1994 Completed
08/30/1995	30939 - G RATE	APP FOR RATE/TARRIF CHANGE EFF 9/1 SENT TO OHE HEARING 11/30/95 30 DAY-BOIL WATER DELAY SETTLED,AWAITING PFD OFF BOIL WATER NOTICE	NO	09/08/1995		11/30/1995	11/30/1995	01/12/1996 Completed
09/04/1996	31378 - G RATE	CHUCK BELL WATER SYSTEMS CCN 12190 FOR RATE/TARIFF CHANGE JOHNSON COUNTY HRG REQUESTED 15% PROTESTS REC'D HRG 1/9/97 ORDER IN PROGRESS AGREEMENT REACHED AT HRG BY CUSTOMERS & UTILITY SENT FOR ED SIGN;REQ DATE 2/13/97	NO	10/07/1996	10/25/1996		01/09/1997	02/21/1997 Completed
09/16/1987	31499 - G RATE	EFFECTIVE DATE 10/5/87	NO					03/11/1988 Withdrawn
04/22/1998	32109 - G RATE	CHUCK BELL WATER SYSTEMS CCN 12190 REQ FOR SAMPLING SURCHARGE ASSEMENT FEES DUE 7/13 SURCHARGE APP'D;READY TO PROCESS OUT APP'D FOR 12 MONTH PERIOD 8/8/98 PROCESSED/GRANTED	NO	05/08/1998				07/14/1998 Completed
05/29/1998	32187 - S CCN-SALE	CHUCK BELL WATER SYSTEM 12190 TO B/T/C FROM BOYNTON WATER COUNTY 12591 HOOD CO REFERRED TO HRG DOC #98-1000-UCR DOC #98-1295-UCR SENT FOR ED SIGN;REQ DATE 2/10/99 W/D 2/4/99 2/4/99 WITHDRAWN	NO	07/10/1998	10/20/1998		02/04/1999	02/19/1999 Dismissed
06/17/1998	32232 - S CCN-SALE	CHUCK BELL WATER SYSTEMS CCN 12190 TO ACQ FACIL FROM METRO LAND INVESTMENTS DBA MARTIN CREEK ESTATES WILL REFER TO HRG REFERRED TO HRG 10/6/98 DOC #98-1000-UCR 2/4/99 WITHDRAWN SENT FOR ED SIGN;REQ DATE 2/10/99 W/D 2/4/99	NO	08/05/1998	10/15/1998	02/04/1999		02/19/1999 Dismissed
10/21/1999	32788 - G RATE	CHUCK BELL WATER SYSTEMS CCN 12190 FOR RATE/TARIFF CHANGE JOHNSON COUNTY DOC #1999-1540-UCR SENT TO SOAH 12/21/99 HEARING ON 3-21-00; SETTLED SETTLED 3/21/00 NEW TARIFF COMPLETED SENT FOR ED SIGN;REQ DATE 6/19/00	YES	11/02/1999	12/21/1999	03/21/2000		06/26/2000 Completed

	RATE	Pass through			Completed
01/27/2011	36954 - R RATE	36954-R Chuck Bell Water Systems, 12190 request surcharge sampling fee	NO	02/03/2011	02/14/2011 Completed
06/23/2011	37071 - R RATE		NO	06/28/2011	Pending
11/10/2011	37199 - R RATE	37199-R Chuck Bell Water Systems, LLC request surcharge sampling fee	NO	11/15/2011	Pending

- End of Report -

At the time of your query this data was the most current information available from our database, which is in real time. Every effort was made to retrieve it according to your query. Thank-you for using WUD.