

TNRCC Core Data Form

TNRCC Use Only

If you have questions on how to fill out this form or about our Central Registry, please contact us at 512-239-5175.

Individuals are entitled to request and review their personal information that the agency gathers on its forms. They may also have any errors in their information corrected. To review such information, contact us at 512-239-3282.

SECTION I: General Information

1. Reason for Submission <i>Example: new wastewater permit; IHW registration; change in customer information; etc.</i> Revising and existing CCN	
2. Attachments <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Describe Any Attachments: (ex: Title V Application, Waste Transporter Application, etc.) CCN application package
3. Customer Reference Number-if issued CN (9 digits)	4. Regulated Entity Reference Number-if issued RN (9 digits)

SECTION II: Customer Information

5. Customer Role (Proposed or Actual) -- As It Relates to the Regulated Entity Listed on This Form Please check <u>one</u> of the following: <input type="checkbox"/> Owner <input type="checkbox"/> Operator <input checked="" type="checkbox"/> Owner and Operator <input type="checkbox"/> Occupational Licensee <input type="checkbox"/> Volunteer Cleanup Applicant <input type="checkbox"/> Other: _____			
TNRCC Use Only <input type="checkbox"/> Superfund <input type="checkbox"/> PST <input type="checkbox"/> Respondent			
6. General Customer Information <input checked="" type="checkbox"/> New Customer <input type="checkbox"/> Change to Customer Information <input type="checkbox"/> Change in Regulated Entity Ownership <input type="checkbox"/> No Change* *If "No Change" and Section I is complete, skip to Section III - Regulated Entity Information.			
7. Type of Customer: <input type="checkbox"/> Individual <input type="checkbox"/> Sole Proprietorship - D.B.A. <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> Federal Government <input type="checkbox"/> State Government <input type="checkbox"/> County Government <input checked="" type="checkbox"/> City Government <input type="checkbox"/> Other Government _____ <input type="checkbox"/> Other _____			
8. Customer Name (If an individual, please print last name first) If new name, enter previous name: City of Lindale			
9. Mailing Address: P.O. BOX 130			
City Lindale		State TX	ZIP 75771
ZIP + 4 0130			
10. Country Mailing Information if outside USA N.A.		11. E-Mail Address if applicable N.A.	
12. Telephone Number (903)882-3422		13. Extension or Code	14. Fax Number if applicable (903)882-1054
15. Federal Tax ID (9 digits)	16. State Franchise Tax ID Number if applicable		17. DUNS Number if applicable (9 digits)
18. Number of Employees <input type="checkbox"/> 0-20 <input checked="" type="checkbox"/> 21-100 <input type="checkbox"/> 101-250 <input type="checkbox"/> 251-500 <input type="checkbox"/> 501 and higher			19. Independently Owned and Operated? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO

SECTION III: Regulated Entity Information

20. General Regulated Entity Information <input checked="" type="checkbox"/> New Regulated Entity <input type="checkbox"/> Change to Regulated Entity Information <input type="checkbox"/> No Change* *If "No Change" and Section I is complete, skip to Section IV - Preparation Information.	
21. Regulated Entity Name (If an individual, please print last name first) City of Lindale Water&Wastewater Distribution&Collection Systems	

RECEIVED

JAN 22 2003

Water Quality Applications Team

22. Street Address: <u>P.O. BOX 130</u>					
(No P.O. Boxes)					
City Lindale			State TX	ZIP 75771	ZIP + 4 0130
23. Mailing Address <u>201 N. Main</u>					
City Lindale			State TX	ZIP 75771	ZIP + 4 0130
24. E-Mail Address:					
25. Telephone Number (903)882-3422		26. Extension or Code		27. Fax Number if applicable (903)882-3422	
28. Primary SIC Code (4 digits) 4941	29. Secondary SIC Code (4 digits)	30. Primary NAICS Code (5 or 6 digits) 221310		31. Secondary NAICS Code (5 or 6 digits)	
32. What is the Primary Business of this entity? (Please do not repeat the SIC or NAICS description.) Potable Water Production and Distribution for public					
Questions 33 - 37 address geographic location. Please refer to the instructions for applicability.					
33. County: Smith					
34. Description of Physical Location					
35. Nearest City			State	Nearest ZIP	
36. Latitude (N)			37. Longitude (W)		
Degrees	Minutes	Seconds	Degrees	Minutes	Seconds
32	30	59	95	24	33
38. TNRCC Programs In Which This Regulated Entity Participates <i>Not all programs have been listed. Please add to this list as needed. If you don't know or are unsure, please mark "unknown."</i>					
<input type="checkbox"/> Animal Feeding Operation		<input type="checkbox"/> Petroleum Storage Tank		<input type="checkbox"/> Water Rights	
<input type="checkbox"/> Title V – Air		<input type="checkbox"/> Wastewater Permit		<input type="checkbox"/> RECEIVED	
<input type="checkbox"/> Industrial & Hazardous Waste		<input type="checkbox"/> Water Districts		<input type="checkbox"/>	
<input type="checkbox"/> Municipal Solid Waste		<input checked="" type="checkbox"/> Water Utilities		<input type="checkbox"/> Unknown JAN 22 2003	
<input type="checkbox"/> New Source Review - Air		<input type="checkbox"/> Licensing - TYPE(s) Water Quality Applications Team			

SECTION IV: Preparer Information

39. Name Philip Huseman		40. Title Engineer in Training	
41. Telephone Number (903)581-8141	42. Extension or Code 115	43. Fax Number if applicable (903)581-6853	
44. E-Mail Address: phuseman@ksaeng.com			

W ISENBAKER, F I X & A S S O C I A T E S

Consulting Engineers

821 ESE Loop 323, Suite 460
Tyler, Texas 75701
P. O. Box 6868
Tyler, Texas 75711
(903) 581-8141
FAX (903) 581-6853

January 17, 2003

Texas Commission on Environmental Quality
Registration, Review, & Reporting Division
Permits Administrative Review Section
Water Quality Applications Team
MC-156
P.O. Box 13087
Austin, Texas 78753-3087

100.00 Pd
RECEIVED

JAN 22 2003

Water Quality Applications Team

A-008-3

Re: City of Lindale CCN Amendment
CCN No. 12795

Dear Team Member,

Enclosed you will find the application to obtain or amend a water or sewer Certificate of Convenience and Necessity (CCN) for the City of Lindale, Texas. I have enclosed one (1) original and three (3) copies of the application as required. In addition, there is a check in the amount of \$100.00 for the application fee.

Please contact me, Philip Huseman, Engineer in Training at (903) 581-8141 if you need any other information on the above referenced permit.

Sincerely,



Philip Huseman
Engineer in Training

Pc. Mr. Owen Scott- City Manager
Lindale, TX

180.00422
RECEIVED

JAN 22 2003

APPLICATION TO OBTAIN OR AMEND A WATER/SEWER
CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) Water Quality Applications Team
A-008-3

*RN #

*CN #

*If known (See instructions)

PURPOSE OF THIS APPLICATION

OBTAIN • New Water CCN • New Sewer CCN

AMEND • Water CCN # 12795 • Sewer CCN # _____

1. APPLICANT INFORMATION

Utility Name: City of LindaleUtility Address (city/state/zip) P.O. Box 130Lindale, Texas 75771Utility Phone and Fax Number (903) 882-3422 Phone (903) 882-1054 Fax _____

Contact Person: Please provide information about the person to be contacted regarding this application. Indicate if this person is the owner, operator, engineer, attorney, accountant, or other title related to the applicant.

Name: Philip Huseman Title: Engineer in TrainingAddress: P. O. Box 6868 Telephone (903) 581-8141City Tyler St Texas Zip 75711 Fax (903) 581-6853County(ies) in which service is proposed Smith

A. Provide the following information about the utility's certified operators

Name	Classes	License Number
Charles Gillmore	B Groundwater B Sewer	450170663
Gary Zimmerman	C Groundwater C Sewer	456199423

- Attach additional sheet(s) if necessary -

B. Check the appropriate box and provide information regarding the legal status of the applicant:

<input type="checkbox"/>	Investor owned utility
<input type="checkbox"/>	Individual
<input type="checkbox"/>	Home or Property Owners Association
<input type="checkbox"/>	For-profit corporation
<input type="checkbox"/>	Non-profit, member-owned, member-controlled cooperative corporation (Water Code Chapter 67, Water Supply or Sewer Service Corporation)
<input checked="" type="checkbox"/>	Municipality Incorporated
<input type="checkbox"/>	District
<input type="checkbox"/>	Other Please explain:

--	--

- C. If the applicant is a For-Profit Corporation:
- Please provide a copy of the corporation's "Certification of Account Status" from the Texas State Comptroller of Public Accounts. (See Note below).
 - Please provide the corporation's charter number as recorded with the Office of the Texas Secretary of State. N/A.
- D. If the applicant is a Water Code Chapter 67 water supply or sewer service corporation or other non-profit corporation:
- Please provide a copy of the Articles of Incorporation and By-Laws.
 - Please provide the corporation's charter number as recorded with the Office of the Texas Secretary of State

2. **LOCATION INFORMATION**

- A. Are there people already living in the proposed area?
YES X NO _____
If YES, are any currently receiving utility service?
YES X NO _____, if YES, from Whom City of Lindale
- B. Have you received any requests for service in the requested service area?
YES X NO _____
If yes, please indicate the number of verbal and number of written requests and provide a clear explanation of the need for service in the requested area.
WRITTEN 2 VERBAL 2 (2 requests for 100 and 97 connections)
On a separate page, list the name, address, and phone number of persons requesting service. Include any letters of intent, service inquiries, and/or any other documentation demonstrating a need for service in the proposed area. Requests for service must be identified on the large scale map. See 2.E.i.a below.
If no, please justify the need for service in the proposed area.
- C. Is any portion of the proposed service area inside an incorporated city?
YES _____ NO X
If YES, within the city limits of: _____
Provide a copy of any franchise, permit, or consent granted by the city. If not available, please explain: N/A not in an incorporated city

- D. Is any portion of the proposed service area inside another utility's CCN area?
YES _____ NO X
If YES, has the current CCN holder agreed to decertify the proposed area.
YES _____ NO _____
If NO, are you seeking dual or single certification of the area? Explain why decertification of the area is in the public interest.
- E. Attach the following maps with each copy of the application: *(All maps should include applicant's name, address, telephone number, and date of drawing or revision. All maps should be folded to 8½ x 11 inches).*
- Subdivision plat or engineering plans or other large scale map showing the following:

- A. The exact proposed service area boundary showing locations of requests for service and locations of existing connections (if applicable).
- NOTE: Applicant may send their facility line map showing current connections (if available), OR estimate the number of connections along each side of the street on the large scale map.
- B. The existing service area (if applicable).
- C. Metes and bounds (if available).
- D. Proposed and existing service area boundaries should be plotted on the map in relation to verifiable natural and man-made landmarks such as roads, creeks, rivers, railroads, etc.
- E. *Service area boundaries should be shown with such exactness that they can be located on the ground.*
- NOTE: *Applicant may use a USGS 7.5"-minute series map if no other large scale map is available.*
- ii. Small scale location map delineating the proposed service area. The proposed service area boundary should be delineated on a copy of the TCEQ official CCN map. This map will assist TCEQ staff in locating the proposed service area in relation to neighboring utility service areas. *A copy of the TCEQ official CCN map may be obtained by contacting the Utilities & Districts Section at 512/239-4691 or by mailing a written request to the following address:*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
 Water Supply Division
 Utilities & Districts Section
 MC-153
 P.O. Box 13087
 Austin, TX 78711-3087

- NOTE: If the proposed service areas shown on the large scale map and small scale map do not delineate the same area, the more detailed large scale map will be used to delineate the official CCN service area.

- iii. **Hard copy maps should include the following items:**
 - A. Map scale should be prominently displayed.
 - B. Color coding should be used to differentiate the applicants existing service areas from the proposed service area.
 - C. Attach a written description of the proposed service area.
 - D. Proposed service area should be the same on all maps.
 - E. Include map information in digital format (if available), *see Section 3, GIS Information.*

- iv. Each utility shall make available to the public at each of its business offices and designated sales offices within Texas the map of the proposed service area currently on file with the Commission. The applicant employees shall lend assistance to persons requesting to see a map of the proposed area upon request.

3. GIS INFORMATION

We are currently developing a state wide Geographic Information Systems (GIS) coverage of all CCN service areas. The mylar maps are being retired. In order to assist us in this move, we are requesting that a digital file of the proposed CCN service area boundary be submitted with the 3 hard copy maps. **This is not a requirement.** It is understood that not all utilities employ the services of an engineering company or

use mapping software to produce a map of the proposed CCN service area boundary. However, by submitting the information digitally, the evaluation of your CCN will be faster and more accurate. Also, by receiving the information in digital form it is easier for us to update and maintain the CCN GIS coverage.

A. **Digital Map Requirements** In order that your digital data can be properly used, the following information is necessary:

- i. Submit digital data of the proposed CCN service area on a 3.25" diskette or CD. Only one diskette or CD is necessary. Most files of CCNs (minus the base map) should be small enough to zip up and put on a diskette or CD.
- ii. The digital data should include all items represented in the hard copy maps (see Section 2, items E.i and E.ii).
- iii. Please identify data file format, projection information, map units and base map used.

Acceptable Data File Formats:

ArcView shape file (preferred)

1. AutoCAD dwg file
2. Arc/Info E00 file
3. DXF file
4. Microstation dgn files

• NOTE: If you use a format that is not listed, contact the Cartographer at the number listed below to see if we can use the data.

- a. **Projection, Datum, and Units Information** The data should be submitted in the Texas State Mapping System (TSMS) Projection. However, if it cannot be submitted in TSMS, list the Projection (e.g. State Plane Central Zone, NAD27) or coordinate system being used and Units (e.g. meters, feet, etc.)

- b. **Base Map Information**

List the base map used (e.g. TxDOT county digital road maps, USGS maps, etc.) Base map information should be included only if it has been produced in-house and is not easily available at most data repositories.

• NOTE: TCEQ uses TxDOT county (urban) digital road maps as the official CCN base map. Copies of these files can be obtained from Texas Natural Resources Information Systems (TNRIS) at (512) 463-8337 or downloaded from the TNRIS website at <http://www.tnris.state.tx.us/DigitalData/TxDOT/txdot.htm>.

- c. **Read-me text file**

Data file format, base map used, projection and units information, and other necessary information can be specified in a read-me text file.

B. **Important Information** For those applicants that submit digital data:

- i. Please make sure the proposed service area boundary shown on the hard copy map is identical to the digital data. If the proposed service area shown on the digital data does not delineate the same area shown on the hard copy map, the hard copy map will be used to delineate the official CCN service area.
- ii. Modifications may be made to submitted digital data in order to match the proposed service area boundary to features represented on the TxDOT base map, as opposed to the same features used in the applicants base map.
- iii. If an applicant proposes to amend a portion of their existing CCN service area, the existing service area shown on the digital data must match the official CCN service area that was previously certificated to the utility. If it does not, then only the proposed portion of the digital data will be used.

If you have any questions about sending the data or our GIS CCN coverage, please contact the Cartographer of the Utilities & Districts Section, Water Supply Division at (512) 239-4691.

4. **NEWSYSTEMINFORMATIONORUTILITIESREQUESTINGACCNFOR THE FIRST TIME**

- A. Please provide the following information:
- A list of all public drinking water supply systems or sewer systems within a 2 mile radius of the proposed system.
 - Copies of written requests seeking to obtain service from each of the public drinking water supply systems or sewer systems listed in #4.a.i above or documentation that it is not economically feasible to obtain service from them.
 - Copies of written responses from each system or evidence that they did not reply.
- B. Were your requests for service denied?
- If yes, continue.
 - If no, please provide a detailed analysis which justifies your reasons for not accepting service. A separate analysis must be prepared and submitted for each system that granted your request for service.
- C. Please summarize how the proposed utility system will be constructed and describe each projected construction phase, if any: N.A. existing system
- D. Date of plat approval, if required: N.A. existing system
Approved by: _____
- E. Date Plans & Specifications submitted for approval _____ Log No. _____
Attach copy of approval letter if available. N.A. existing system
- F. Date construction is scheduled to commence N.A. existing system
- G. Date service is scheduled to commence N.A. existing system

5. **EXISTING SYSTEM INFORMATION**

- A. Please provide the following information for each water and/or sewer system:
- Water system's TCEQ Public Water System identification number:

2	1	2	0	0	0	2
---	---	---	---	---	---	---

 ;

--	--	--	--	--	--	--

 ;

--	--	--	--	--	--	--

--	--	--	--	--	--	--

 ;

--	--	--	--	--	--	--

 ;

--	--	--	--	--	--	--
 - Sewer system's TCEQ Discharge Permit number: (for each system)

W	Q	1	0	4	1	2	-	0	0	2
---	---	---	---	---	---	---	---	---	---	---

 ;

W	Q	1	0	4	1	2	-	0	0	1
---	---	---	---	---	---	---	---	---	---	---
 - Date of last inspection 07/17/2002
 - Attach a copy of the most recent inspection report letter.
 - For each system deficiency listed in the inspection report letter, attach a brief explanation listing the actions taken or being taken by the utility to correct the listed deficiencies, including the proposed completion dates. N.A. no deficiencies
- B. Using the current number of customers, is any facility component in systems named in #5A above operating at 85% or greater of minimum standard capacity?
Yes _____ No X
Attach an explanation listing the actions to be taken to make system improvements including proposed completion dates (See 291.93(3)(A) of TCEQ Rules).

- C. List in the table below, the number of existing and/or proposed metered and non-metered connections (by size). The proposed number should reflect the information presented in the business plan and reflect the number of service requests identified in Question 2.b above.

Water System			Sewer System		
Connection	Existing	Proposed	Connection	Existing	Proposed
5/8" or 3/4" meter	1732	197	Residential		1328
1" meter or larger	100		Commercial		232
Non-Metered			Industrial		0
Other:			Other:		
Total Water	1832	197	Total Sewer		1560

- D. If this application is for a water CCN only, please explain how sewer service is provided:

The sewer systems to be septic

- E. If this application is for a sewer CCN only, please explain how water service is provided:

N.A. water CCN only

- F. What is the effect of the granting or amending a certificate on a recipient of the certificate and on any retail public utility of the same kind already serving the proximate area:

N.A. none serving

- G. Do you currently purchase or plan to purchase water or sewer treatment capacity from another source?

i. No ☒ (skip the rest of this question and go to #6)

ii. Water

Yes

Purchased on a ()regular - ()seasonal - ()emergency basis?

Source	% of total supply
N/A	N/A

- iii. Sewer treatment capacity N/A
Yes _____
Purchased on a () regular - () seasonal - () emergency basis

Source	% of total treatment
N/A	N/A

- iv. Provide a **certified** copy of the most current water or sewer treatment capacity purchase agreement or contract.

6. FINANCIAL INFORMATION

- A. For new systems and for applicants with existing CCNs who are constructing a new stand alone system:
- the applicant must provide an analysis of all necessary costs for constructing, operating, and maintaining the system for which the CCN is requested for at least the first five years. In addition, if service has been offered by an existing water service provider as stated in #4.A., but the applicant has determined that the cost of service as finally offered renders the project not economically feasible, the applicant must provide a comparison analysis of all necessary costs for acquiring and continuing to receive service from the existing system for the same period.
 - Attach projected profit and loss statements, cash flow worksheets, and balance sheets (projected five year financial plan worksheet is attached) for each of the first five years of operation. Income from rates should correlate to the growth projections in #6.A above.
 - Attach a proposed rate schedule or tariff. Describe the procedure for determining the rates and fees and indicate date of last change, if applicable. Attach copies of any cost of service studies or rate analysis worksheets.
- B. For existing systems:
- Attach a profit and loss statement and current balance sheet for existing businesses (end of last fiscal year is acceptable). Describe sources and terms for borrowed capital such as loans, bonds, or notes (profit and loss and balance sheet worksheets are attached, if needed).
 - Attach a proposed rate schedule or tariff.
- NOTE: An existing system may be required to provide the information in 6.A.i. above during the technical review phase if necessary for staff to completely evaluate the application.
- C. Identify any funds you are required to accumulate and restrict by lenders or capital providers.
- D. In lieu of the information in #6.A. thru #6.C., you may provide information concerning loan approvals within the last three (3) years from lending institutions or agencies including the most recent financial audit of the applicant.

7. NOTICE REQUIREMENTS

- A. All proposed notice forms must be completed and submitted with the application. However, do not mail or publish them until you receive written approval from the Commission to do so.
- B. The Commission cannot grant a CCN until proper notice of the application has been given. Commission rules do not allow a waiver of these notice requirements.

- C. It is the applicant's responsibility to ensure that proper notice is given to all entities that are required to receive notice.
- D. Recommended notice forms for publication, neighboring cities and systems, and customers are included with this application to use in preparing your proposed notices. (These notice forms are also available in Spanish upon request.)
- E. After reviewing and, if necessary, modifying the proposed notice, the Commission will send the notice to the applicant after the application is accepted for filing along with instructions for publication and/or mailing. Please review the notice carefully and note any additional neighboring utilities which may be included in the acceptance letter.
- F. Notice For Publication:
The applicant shall publish the notice in a newspaper having general circulation in the county or counties where a certificate of convenience and necessity is being requested, once each week for two consecutive weeks beginning with the week after the notice is received from the Commission. Proof of publication in the form of a publisher's affidavit shall be submitted to the Commission within 30 days of the last publication date. The affidavit shall state with specificity each county in which the newspaper is of general circulation.
- G. Notice To Neighboring Utilities:
- i. List all neighboring retail public utilities and cities providing the same utility service within the following vicinities of the applicant's proposed certificate area; and
 - ii. any city whose extra-territorial jurisdiction (ETJ) overlaps the proposed service area.
 - iii. For applications for the issuance of a **NEW** certificate of public convenience and necessity, the applicant must mail the notice with a copy of the location map (CCN map) to all cities and neighboring retail public utilities providing the same utility service within **five (5) miles** of the requested service area, and any city with an ETJ which overlaps the proposed service area.
 - iv. For applications for the **AMENDMENT** of certificate of public convenience and necessity, the applicant must mail the notice with a copy of the location map (CCN map) to all cities and neighboring retail public utilities providing the same utility service within **two (2) miles** of the requested service area, and any city with an extra-territorial jurisdiction which overlaps the proposed service area.
- H. Notice to Customers
Investor Owned Utilities (IOUs) that are currently providing service without a certificate must provide individual mailed notice to all current customers. The notice must contain the current rates, the date those rates were instituted, and any other information required in the application.
- I. The Commission may require the applicant to deliver notice to other affected persons or agencies.

Do not publish or send copies of the proposed notices to anyone at the time you submit the application to the Commission. Wait until you receive written authorization to do so. This will occur after the Commission has reviewed the notices for completeness, and your application has been

OATH

State of Texas

I, OWEN SCOTT, being duly sworn, file this application as City Admin. Sec. (indicate relationship to Applicant, that is, owner, member of partnership, title as officer of corporation, or other authorized representative of Applicant); that, in such capacity, I am qualified and authorized to file and verify such application, am personally familiar with the maps filed with this application, and have complied with all the requirements contained in this application; and, that all such statements made and matters set forth therein are true and correct. I further state that the application is made in good faith and that this application does not duplicate any filing presently before the Texas Commission on Environmental Quality.

I further represent that the application form has not been changed, altered or amended from its original form available only from the Commission.

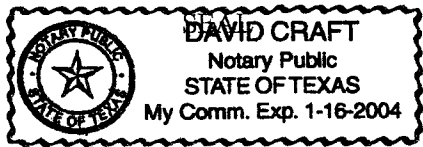
I further represent that the Applicant will provide continuous and adequate service to all customers and qualified applicants for service within its certificated service area.

Owen Scott

AFFIANT
(Applicant's Authorized Representative)

If the Affiant to this form is any person other than the sole owner, partner, officer of the Applicant, or its attorney, a properly verified Power of Attorney must be enclosed.

SUBSCRIBED AND SWORN TO BEFORE ME, a Notary Public in and for the State of Texas, this 16th
day of January, 2003.



David Craft
NOTARY PUBLIC

Notice for Publication

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE
AND NECESSITY (CCN) TO PROVIDE WATER/SEWER
UTILITY SERVICE IN SMITH COUNTY

The City of Lindale has filed an application for a CCN/ to amend CCN No. 12795 / with the Texas Commission on Environmental Quality to provide water utility service in Smith County.

The proposed utility service area is located approximately 2.6 miles east of downtown Lindale , Texas and is generally bounded on the north by the existing Duck Creek CCN boundary; on the east by the existing City of Lindale CCN boundary; on the south by the existing Lindale Rural Water Supply Corporation service area and the existing Crystal Water System CCN boundary (FM 16), and on the west by Hubbard Branch Creek.

The proposed utility service area is located approximately 1.3 miles north of downtown Lindale , Texas and is generally bounded on the north by the existing Duck Creek CCN boundary; on the east by the existing Lindale Rural Water Supply Corporation CCN boundary; on the south by the existing City of Lindale CCN boundary, and on the west by the existing City of Lindale CCN boundary.

The proposed utility service area is located approximately 2.5 miles southeast of downtown Lindale , Texas and is generally bounded on the north by the existing City of Lindale CCN boundary; on the east by the existing Lindale Rural Water Supply Corporation CCN boundary (Jim Hogg Road); on the south by the existing Lindale Rural Water Supply Corporation CCN boundary (CR 474), and on the west by the existing City of Lindale CCN boundary.

The proposed utility service area is located approximately 1.9 miles southwest of downtown Lindale , Texas and is generally bounded on the north by the existing City of Lindale CCN boundary; on the east by the existing City of Lindale CCN boundary; on the south by the existing Lindale Rural Water Supply Corporation CCN boundary (CR 475), and on the west by the existing Lindale Rural Water Supply Corporation CCN boundary (CR 433).

The total area being requested includes approximately 5,678 acres and 272 current customers.

A copy of the proposed service area map is available at: Lindale City Hall, 201 N. Main, Lindale, TX 75771 ph. (903) 882-3422

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 your 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.

Notice to Neighboring Systems and Cities

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND
NECESSITY (CCN) TO PROVIDE WATER/SEWER UTILITY SERVICE IN SMITH
COUNTY

To: _____
(Neighboring System or City)

Date Notice Mailed: _____, 2003

(Address)

(City

State

Zip)

The City of Lindale has filed an application for a CCN/ to amend CCN
No. 12795 / with the Texas Commission on Environmental Quality to provide water
utility service in Smith County.

The proposed utility service area is located approximately 2.6 miles east of downtown
Lindale, Texas and is generally bounded on the north by the existing Duck Creek
CCN boundary; on the east by the existing City of Lindale CCN boundary; on the south
by the existing Lindale Rural Water Supply Corporation service area and the existing
Crystal Water System CCN boundary (FM 16), and on the west by Hubbard Branch
Creek.

The proposed utility service area is located approximately 1.3 miles north of
downtown Lindale, Texas and is generally bounded on the north by the existing Duck
Creek CCN boundary; on the east by the existing Lindale Rural Water Supply
Corporation CCN boundary; on the south by the existing City of Lindale CCN boundary,
and on the west by the existing City of Lindale CCN boundary.

The proposed utility service area is located approximately 2.5 miles southeast of
downtown Lindale, Texas and is generally bounded on the north by the existing City
of Lindale CCN boundary; on the east by the existing Lindale Rural Water Supply
Corporation CCN boundary (Jim Hogg Road); on the south by the existing Lindale Rural
Water Supply Corporation CCN boundary (CR 474), and on the west by the existing City
of Lindale CCN boundary.

The proposed utility service area is located approximately 1.9 miles southwest of
downtown Lindale, Texas and is generally bounded on the north by the existing City
of Lindale CCN boundary; on the east by the existing City of Lindale CCN boundary; on
the south by the existing Lindale Rural Water Supply Corporation CCN boundary (CR
475), and on the west by the existing Lindale Rural Water Supply Corporation CCN
boundary (CR 433).

The total area being requested includes approximately 5,678 acres and 272 current customers.

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 your 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.

Notice to Neighboring Systems and Cities

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND
NECESSITY (CCN) TO PROVIDE WATER/SEWER UTILITY SERVICE IN SMITH
COUNTY

To: City of Tyler
(Neighboring System or City)

Date Notice Mailed: _____, 2003

P.O. Box 239
(Address)

Tyler TX 75710-2039
(City) State Zip)

The City of Lindale has filed an application for a CCN/ to amend CCN
No. 12795 / with the Texas Commission on Environmental Quality to provide water
utility service in Smith County.

The proposed utility service area is located approximately 2.6 miles east of downtown
Lindale, Texas and is generally bounded on the north by the existing Duck Creek
CCN boundary; on the east by the existing City of Lindale CCN boundary; on the south
by the existing Lindale Rural Water Supply Corporation service area and the existing
Crystal Water System CCN boundary (FM 16), and on the west by Hubbard Branch
Creek.

The proposed utility service area is located approximately 1.3 miles north of
downtown Lindale, Texas and is generally bounded on the north by the existing Duck
Creek CCN boundary; on the east by the existing Lindale Rural Water Supply
Corporation CCN boundary; on the south by the existing City of Lindale CCN boundary,
and on the west by the existing City of Lindale CCN boundary.

The proposed utility service area is located approximately 2.5 miles southeast of
downtown Lindale, Texas and is generally bounded on the north by the existing City
of Lindale CCN boundary; on the east by the existing Lindale Rural Water Supply
Corporation CCN boundary (Jim Hogg Road); on the south by the existing Lindale Rural
Water Supply Corporation CCN boundary (CR 474), and on the west by the existing City
of Lindale CCN boundary.

The proposed utility service area is located approximately 1.9 miles southwest of
downtown Lindale, Texas and is generally bounded on the north by the existing City
of Lindale CCN boundary; on the east by the existing City of Lindale CCN boundary; on
the south by the existing Lindale Rural Water Supply Corporation CCN boundary (CR
475), and on the west by the existing Lindale Rural Water Supply Corporation CCN
boundary (CR 433).

Notice to Neighboring Systems and Cities

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND
NECESSITY (CCN) TO PROVIDE WATER/SEWER UTILITY SERVICE IN SMITH
COUNTY

To: Lindale Rural Water Supply Corp.
(Neighboring System or City)

Date Notice Mailed: _____, 2003

P.O. Box 756
(Address)

Lindale TX 75771
(City) State Zip)

The City of Lindale has filed an application for a CCN/ to amend CCN
No. 12795 / with the Texas Commission on Environmental Quality to provide water
utility service in Smith County.

The proposed utility service area is located approximately 2.6 miles east of downtown
Lindale, Texas and is generally bounded on the north by the existing Duck Creek
CCN boundary; on the east by the existing City of Lindale CCN boundary; on the south
by the existing Lindale Rural Water Supply Corporation service area and the existing
Crystal Water System CCN boundary (FM 16), and on the west by Hubbard Branch
Creek.

The proposed utility service area is located approximately 1.3 miles north of
downtown Lindale, Texas and is generally bounded on the north by the existing Duck
Creek CCN boundary; on the east by the existing Lindale Rural Water Supply
Corporation CCN boundary; on the south by the existing City of Lindale CCN boundary,
and on the west by the existing City of Lindale CCN boundary.

The proposed utility service area is located approximately 2.5 miles southeast of
downtown Lindale, Texas and is generally bounded on the north by the existing City
of Lindale CCN boundary; on the east by the existing Lindale Rural Water Supply
Corporation CCN boundary (Jim Hogg Road); on the south by the existing Lindale Rural
Water Supply Corporation CCN boundary (CR 474), and on the west by the existing City
of Lindale CCN boundary.

The proposed utility service area is located approximately 1.9 miles southwest of
downtown Lindale, Texas and is generally bounded on the north by the existing City
of Lindale CCN boundary; on the east by the existing City of Lindale CCN boundary; on
the south by the existing Lindale Rural Water Supply Corporation CCN boundary (CR
475), and on the west by the existing Lindale Rural Water Supply Corporation CCN
boundary (CR 433).

Notice to Neighboring Systems and Cities

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND
NECESSITY (CCN) TO PROVIDE WATER/SEWER UTILITY SERVICE IN SMITH
COUNTY

To: Crystal Systems of Texas Inc.
(Neighboring System or City)

Date Notice Mailed: , 2003

P.O. Box 1084
(Address)

Tyler TX 75710
(City) State Zip)

The City of Lindale has filed an application for a CCN/ to amend CCN
No. 12795 / with the Texas Commission on Environmental Quality to provide water
utility service in Smith County.

The proposed utility service area is located approximately 2.6 miles east of downtown
Lindale, Texas and is generally bounded on the north by the existing Duck Creek
CCN boundary; on the east by the existing City of Lindale CCN boundary; on the south
by the existing Lindale Rural Water Supply Corporation service area and the existing
Crystal Water System CCN boundary (FM 16), and on the west by Hubbard Branch
Creek.

The proposed utility service area is located approximately 1.3 miles north of
downtown Lindale, Texas and is generally bounded on the north by the existing Duck
Creek CCN boundary; on the east by the existing Lindale Rural Water Supply
Corporation CCN boundary; on the south by the existing City of Lindale CCN boundary,
and on the west by the existing City of Lindale CCN boundary.

The proposed utility service area is located approximately 2.5 miles southeast of
downtown Lindale, Texas and is generally bounded on the north by the existing City
of Lindale CCN boundary; on the east by the existing Lindale Rural Water Supply
Corporation CCN boundary (Jim Hogg Road); on the south by the existing Lindale Rural
Water Supply Corporation CCN boundary (CR 474), and on the west by the existing City
of Lindale CCN boundary.

The proposed utility service area is located approximately 1.9 miles southwest of
downtown Lindale, Texas and is generally bounded on the north by the existing City
of Lindale CCN boundary; on the east by the existing City of Lindale CCN boundary; on
the south by the existing Lindale Rural Water Supply Corporation CCN boundary (CR
475), and on the west by the existing Lindale Rural Water Supply Corporation CCN
boundary (CR 433).

Notice to Customers of IOUs in Proposed Area

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)
TO PROVIDE WATER/SEWER UTILITY SERVICE IN COUNTY

Dear Customer:

Date Notice Mailed, 20

has filed an application for a CCN to/

Name of Applicant

amend CCN No. and to decertify a portion(s) of Name of Decertificated Utility with the Texas Commission on Environmental Quality to provide (specify 1) water or 2) sewer or 3)water & sewer) utility service in County(ies).

The proposed utility service area is located approximately miles [direction] of downtown, [City or Town] Texas

A copy of the proposed service area map is available at (Utility Address and Phone Number)

The current utility rates which were first effective on, 20 are:

• Monthly Flat Rate of \$ per connection

-OR-

• Monthly Base Rate including gallons per connection for:

5/8" meter \$
1" meter \$
1 1/2" meter \$
2" meter \$
Other \$

Gallorage charge of \$ per 1,000 gallons above minimum (same for all meter sizes)

Miscellaneous Fees

-Regulatory Assessment 1%
-Tap Fee (Average Actual Cost) \$
-Reconnection fee:
-Non Payment (\$25.00 max) \$
-Transfer \$
-Customer's request \$
-Late fee \$5.00 or 10%
-Returned Check charge \$
-Customer Deposit (\$50.00 max) \$
-Meter test fee (Actual Cost not exceed \$25.00) \$
-Other Fees \$

Your utility service rates and fees cannot be changed by this application. If you are currently paying rates, those rates must remain in effect unchanged. Rates may only be increased if the utility files and gives notice of a separate rate change application.

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 A HEARING IS HELD, it is important that you or your representative attend to present your concerns. Your request serves only to cause a hearing to be held and is not used during the hearing.

Historical Profit & Loss Statement					
	Current Year (a)	(a) - 1 year	(a) - 2 years	(a) - 3 years	(a) - 4 years
Number of connections					
Income:					
Gross Revenue					
Fees					
Other					
Gross Income					
Expenses: General & Administrative:					
Salary Expense					
Office Expense					
Computer Expense					
Auto Expense					
Insurance Expense					
Telephone Expense					
Utilities Expense					
Property Tax Expense					
Professional Fees					
Other					
Total General & Administrative					
Expenses: Operational					
Salary Expense					
Auto Expense					
Utilities Expense					
Supply Expense					
Maintenance & Repair Expense					
Other Expense					
Total Operational					
Total Expenses					
Net Income					

Historical Balance Sheets - ASSETS					
	Current Year (a)	(a) - 1 year	(a) - 2 years	(a) - 3 years	(a) - 4 years
CURRENT ASSETS					
Cash					
Cost Accounts Receivable					
Inventories					
Income Tax Receivables					
Other					
TOTAL CURRENT ASSETS					
FIXED ASSETS					
Land					
Collection/Distribution System					
Buildings					
Equipment					
Other					
TOTAL FIXED ASSETS					
Less:					
Accum Depreciation/Reserve					
NET FIXED ASSETS					
TOTAL ASSETS					

Historical Balance Sheets - LIABILITIES					
	Current Year (a)	(a) - 1 year	(a) - 2 years	(a) - 3 years	(a) - 4 years
CURRENT LIABILITIES					
Accounts Payable					
Notes Payable, Due < 1 Year					
Accrued Expenses					
Customer Deposits					
Other					
TOTAL CURRENT LIABILITIES					
LONG TERM LIABILITIES					
Notes Payable, Due > 1 Year					
Other					
TOTAL LONG TERM LIABILITIES					
OWNER'S EQUITY					
Paid-in Capital					
Retained Equity					
Other					
Current Period Profit or Loss					
TOTAL OWNER'S EQUITY					
TOTAL LIABILITIES &					

Projected Profit & Loss Statement					
	Year 1	Year 2	Year 3	Year 4	Year 5
Number of connections					
Income:					
Gross Revenue					
Fees					
Other					
Gross Income					
Expenses: General & Administrative:					
Salary Expense					
Office Expense					
Computer Expense					
Auto Expense					
Insurance Expense					
Telephone Expense					
Utilities Expense					
Property Tax Expense					
Professional Fees					
Other					
Total General & Administrative					
Expenses: Operational					
Salary Expense					
Auto Expense					
Utilities Expense					
Supply Expense					
Maintenance & Repair Expense					
Other Expense					
Total Operational					
Total Expenses					
Net Income					

Projected Balance Sheets - ASSETS					
	Year 1	Year 2	Year 3	Year 4	Year 5
CURRENT ASSETS					
Cash					
Cost Accounts Receivable					
Inventories					
Income Tax Receivables					
Other					
TOTAL CURRENT ASSETS					
FIXED ASSETS					
Land					
Collection/Distribution System					
Buildings					
Equipment					
Other					
TOTAL FIXED ASSETS					
Less:					
Accum Depreciation/Reserve					
NET FIXED ASSETS					
TOTAL ASSETS					

Projected Balance Sheets - LIABILITIES						
	Year 1	Year 2	Year 3	Year 4	Year 5	
CURRENT LIABILITIES						
Accounts Payable						
Notes Payable, Due < 1 Year						
Accrued Expenses						
Customer Deposits						
Other						
TOTAL CURRENT LIABILITIES						
LONG TERM LIABILITIES						
Notes Payable, Due > 1 Year						
Other						
TOTAL LONG TERM LIABILITIES						
OWNER'S EQUITY						
Paid-in Capital						
Retained Equity						
Other						
Current Period Profit or Loss						
TOTAL OWNER'S EQUITY						
TOTAL LIABILITIES &						

Projected Statements of Sources & Uses of Cash					
	Year 1	Year 2	Year 3	Year 4	Year 5
SOURCES OF CASH					
Net Profit					
Depreciation (if funded)					
Loan Proceeds					
Other					
TOTAL SOURCES					
USES OF CASH					
Net Loss					
Principal portion of payments					
Fixed Asset Purchases					
Reserve					
Other					
TOTAL USES					
NET CASH FLOW					
AVAILABLE DEBT SERVICE COVERAGE (ADSC)					
Cash Available for Debt Service					
Net Profit/Loss					
Depreciation or Reserve					
Interest					
TOTAL ADSC					
REQUIRED DEBT SERVICE COVERAGE (RDSC)					
Principal + Interest					
DEBT SERVICE COVERAGE RATIO (ADSC/RDSC)					

Attachment “A”

City of Lindale Application to amend a water/sewer CCN

Question 1.A pg. #5

List of utilities certified operators:

Name	Classes	License Number
Henry Rinlee	C Ground Water	456279644
	C Sewer	
Dian Phinny	C Surface Water	457256620
	A Sewer	
Sammy Morgan	C Sewer	455431385

Attachment "B"

City of Lindale Application to amend a water/sewer CCN

Section 2- Location Information Item B pg. #6

Reasons for water service:

Water service is requested in these areas because the houses in the developments will be residential homes on lots less than 1 acre. The subdivisions will have a total of 100 and 97 lots respectively. In addition, the City of Lindale currently serves the surrounding area. The requests for service are located on the large scale map.

ATTACHMENT "B"

Pg. 1

Attachment "B"

City of Lindale Application to amend a water/sewer CCN

Section 2- Location Information Item B pg. #6

Name lists:

Elam Swann of Westwood Properties
P.O. Box 132006
Tyler, TX 75713
Phone No. (903) 592-6526

Scott Brown of Corrigan Trails
15625 CR 463
Lindale, TX 75771
Phone No. (903) 882-4308

ATTACHMENT "B"

Pg. 2

Attachment "B" pg. 3
City of Lindale Application to
Amend water/sewer CCN
Service Inquiry Letter
Page 6, Item 2. B.

REQUEST FOR SERVICE

December 18, 2002

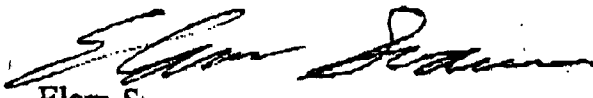
City of Lindale
201 N. Main
Lindale, Texas 75771
Atte: Mr. Charles Gilmore

Westwood Properties
P. O. Box 132006
Tyler, Texas 75713

Dear Charles,

I would like to request water service to the remainder of the lot at Westwood Estates Subdivision.

Thankyou,


Elam Swann

Attachment "B" pg. 4
City of Lindale Application to
Amend water/sewer CCN
Service Inquiry Letter
Page 6, Item 2. B.



January 7, 2003

Mr. Owen Scott
City Manager
City of Lindale, Texas

Dear Owen:

Please provide all city utilities to the Corrigan Trails subdivision located within the city limits on Woodsprings Rd.

Thank you for your assistance in this matter.

Sincerely,

Scott Brown
President

www.corrigantrails.com
15625 CR 463 • Lindale, Texas • 75771
903-882-4308 • 903-881-8790 Fax

City of Lindale Application to amend a water/sewer CCN

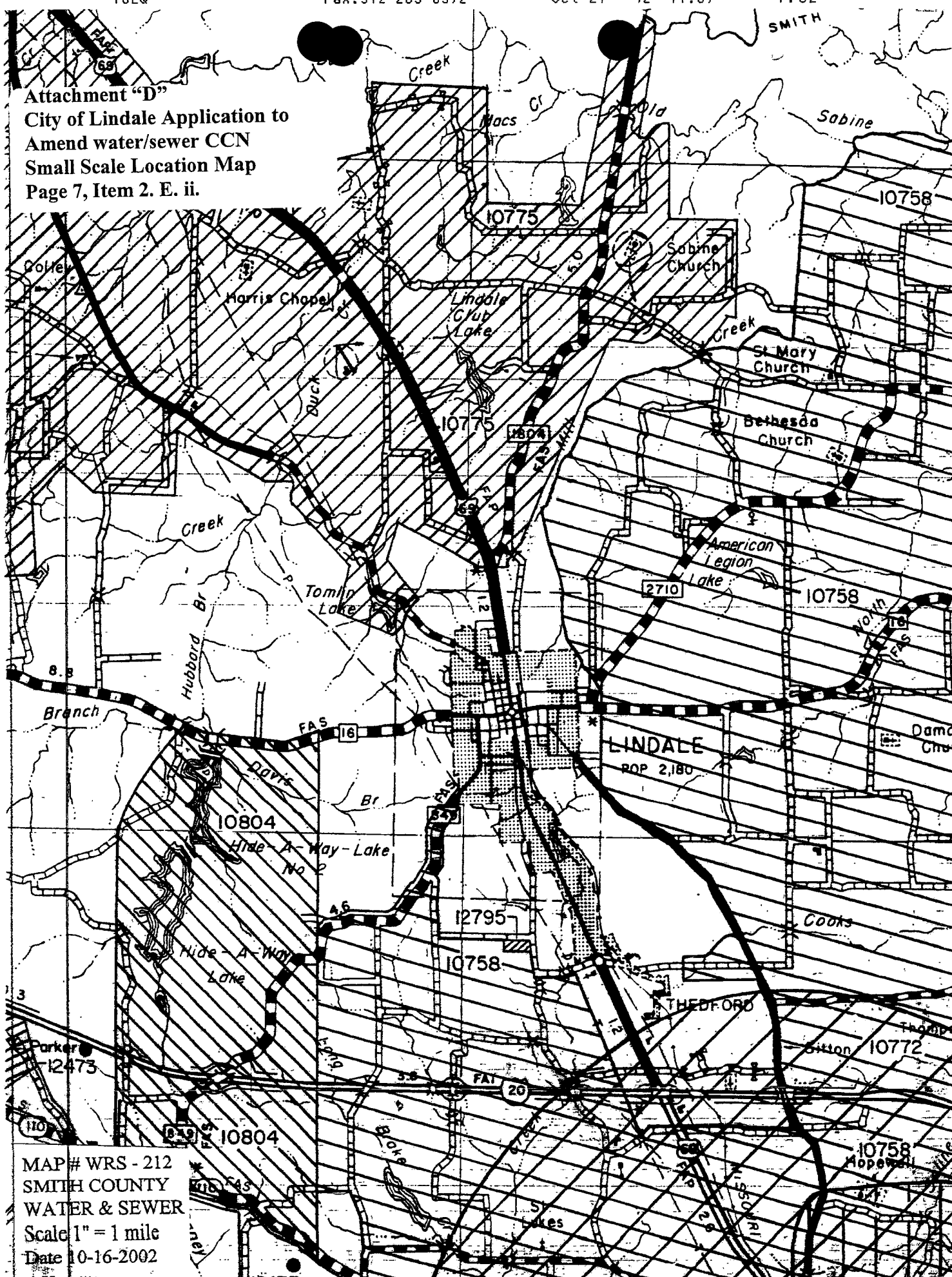
Section 2- Location Information Item E. iii. C. pg. #7

Written description of the proposed service area:

The area shall extend north along US Hwy 69 until it abuts the existing Duck Creek Water Supply Corporation CCN boundary. The proposed City of Lindale CCN will extend approximately 3280 feet northeast along the existing Duck Creek CCN boundary on a tributary of Mill Creek at which point it will go east approximately 340 feet and abut the existing Lindale Rural Water System CCN boundary at the confluence of Mill Creek. The proposed CCN boundary will then extend southeast and border the existing Lindale Rural Water CCN boundary to Hwy 16. South of the City of Lindale, the proposed CCN will extend southeast along the border of the existing Lindale Rural Water CCN, which is also CR 431 (Jim Hogg Road). The proposed CCN boundary will border Lindale Rural's CCN boundary west around Cooks Creek and CR 474 and then continue to follow and abut the existing boundary along Jim Hogg Road. This area shall extend southeast all the way to CR 461 at which point the proposed City of Lindale CCN boundary will travel west along CR 461. The area will abut the existing Lindale Rural Water's CCN west along CR 461 until it joins the existing City of Lindale's current CCN boundary.

On the west side of town, the proposed City of Lindale's CCN boundary will follow and abut Lindale Rural's CCN boundary west along CR 475 until CR 433. The proposed area will then extend north along CR 433 and FM 849 and abut Lindale Rural's boundary. The proposed CCN area will then extend approximately 500 feet north of Simmons Lane where it will extend 2940 feet to the west. At which point the proposed area will continue southwest until FM 849. The proposed area will then abut Lindale Rural's CCN boundary along FM 849 to the west until the CCN boundary of Crystal Water System is reached. Thence it will head north and abut Crystal's CCN boundary all the way to FM 16. The proposed City of Lindale's CCN boundary will extend west along FM 16 and abut Crystal's CCN limit to CR 476. The proposed limit will extend around the residential houses on CR 476 and rejoin the Crystal's CCN boundary on FM 16. Thence the proposed CCN boundary will extend west and abut Crystal's CCN limit along FM 16 until the Davis Branch creek. Thence the proposed City of Lindale's boundary shall extend northwest along the creek to the confluence of Hubbard Creek. The proposed CCN boundary shall extend north along Hubbard Creek until the creek meets the existing Duck Creek Water Supply's CCN boundary. The proposed City of Lindale's CCN shall then abut and follow Duck Creeks limit around Tomlin Lake and back to US Hwy 69.

Attachment "D"
City of Lindale Application to
Amend water/sewer CEN
Small Scale Location Map
Page 7, Item 2. E. ii.



Robert J. Huston, *Chairman*
R. B. "Ralph" Marquez, *Commissioner*
Kathleen Hartnett White, *Commissioner*
Jeffrey A. Saitas, *Executive Director*



City of Lindale Application to
Amend water/sewer CCN
Inspection Report
Page 9, Item 5. A. iv.

TEXAS NATURAL RESOURCE CONSERVATION COMMISSION

Protecting Texas by Reducing and Preventing Pollution

July 31, 2002

Honorable Bobby McClenny, Mayor
City of Lindale
PO Box 130
Lindale, TX 75771

Re: Comprehensive Compliance Investigation at:
City of Lindale, (Smith County), Texas
PWS ID No.: 2120002

Dear Mayor McClenny:

On July 17, 2002, Mr. Steven Crank of the Texas Natural Resource Conservation Commission (TNRCC) Tyler Region Office conducted an investigation of the above-referenced system to evaluate compliance with applicable requirements for public water supply. No violations were documented during the investigation.

At this time, your public water supply continues to merit recognition as a "Superior" system.

The TNRCC appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Steven Crank in the Tyler Region Office at (903) 535-5166.

Sincerely,

A handwritten signature in cursive script, reading "William D. Gibson".

William D. Gibson, Team Leader
Tyler Region Office

WDG/shc

(Rev. 2/25/01)

REPLY TO: REGION 5 • 2916 TEAGUE DRIVE • TYLER, TEXAS 75701-3756 • 903/535-5100 • FAX 903/595-1562

P.O. Box 13087 • Austin, Texas 78711-3087 • 512/239-1000 • Internet address: www.tnrcc.state.tx.us

PWS ID:	2120002		
PWS Name:	CITY OF LINDALE		
add physical description - city hall is located north of I-10 in Lindale			
Organization/Mailing Name			
CITY OF LINDALE			
Address	City	St	Zip
PO BOX 130	LINDALE	TX	75771

Responsible Official	Job Title	Phone / E-Mail / Pager
RANDALL THORTON	MAYOR	(903) 882-3422 BUSPHONE
Bobby McClelleny		

Owner Type	Options: COUNTY, DISTRICT/AUTHORITY, EXEMPT, FEDERAL, INVESTOR, MUNICIPALITY, NATIVE AMERICAN, PRIVATE, STATE, WATER SUPPLY CORPORATION, MISC/UNKNOWN
MUNICIPALITY	

Plant Type	Options: COMMUNITY, TRANSIENT/NON-COMMUNITY, NON-PUBLIC, NON-TRANSIENT/NON-COMMUNITY
COMMUNITY	

Customer Class	Customer Category	Population Served	# of Connect	# of Meters	# I/C w/other PWS
RESIDENTIAL	RESIDENTIAL AREA	4,803	4,624	1,624	2
		3577	1813	1813	

Total Product(MGD)	Average Daily Consump.	Total Storage (MG)	Elev. Storage (MG)	Booster Pump Cap. (MGD)	Aux.Prod.Cap. Max.Pur.Cap.(MGD)	Pressure Tank Cap.(MG)
3.350 3.42	0.836	1.400	0.150	7.776	0.000	0.00000
	0.682	1.65	0.40			

Deactivation Date	Reason	Activity Indicator	Options: ACTIVE, CCN CANCELLED, DELETED/DISSOLVED, INACTIVE, MERGED/ANNEXED, PROPOSED, TRACKING, UNKNOWN, UTILITY WATER SYS XFER
		ACTIVE	

Operator Grade	Number
WATER GRADE B GROUND	4

Last Survey Date	Surveyor	Survey Type	Code	Region	County	Def.Score
02/20/2001	WILLIAM STOWE	SURVEY		5	SMITH	7

07/17/02 Steven Crank

0

(Entry Point)					
Entry Point Codes: (G) GROUND WATER, (S) SURFACE WATER, (U) GROUND WATER UNDER THE INFLUENCE					
Entry Point	EP Name	Plant Name	Code	Wells	Seller
001	WELL4 HWY 69 SO	CHLORINATOR	G	1	

Attachment "E"
City of Lindale Application to
Amend water/sewer CCN
Inspection Report
Page 9, Item 5. A. iv.

Investigation Report

CITY OF LINDALE

CITY OF LINDALE

RN101219251

Attachment "E"

City of Lindale Application to

Amend water/sewer CCN

Inspection Report

Page 9, Item 5. A. iv.

Investigation # 5919

Investigator: STEVEN CRANK

Conducted: 07/17/2002

Program(s): PUBLIC WATER SYSTEM/SUPPLY

Incident #

No Industry Code Assigned

Site Classification: GW >1K-10K
CONNECTION

Investigation Type : Compliance Investigation

Location : City Hall is located on US 69, just
north of FM 16 in Lindale.

Additional ID(s): 2120002

Address: PO BOX 130; LINDALE, TX 75771

Activity Type : PWS GW CCI/CCMI- Complia

Principal(s) :

Role	Name
RESPONDENT	CITY OF LINDALE

INFORMATION COPY

Contact(s) :

Role	Name
Participated in Investigation	MR CHARLES GILMORE
Notified	MR CHARLES GILMORE

Other Staff Member(s) :

Role	Name
SUPERVISOR	WILLIAM GIBSON
QA REVIEWER	WILLIAM GIBSON

Associated Check ListChecklist Name

PWS SYSTEM CAPACITIES
PWS SYSTEM FACILITIES-STORAGE RESERVOIRS
PWS SYSTEM FACILITIES-STORAGE RESERVOIRS
PWS GROUND WATER SOURCE-CONSTRUCTION
PWS MICRO AND CHEMICAL INFORMATION
PWS STORAGE TANKS
PWS SYSTEM FACILITIES-WELLS
PWS STORAGE FACILITIES-SERVICE PUMPS
PWS STORAGE FACILITIES-SERVICE PUMPS
PWS STORAGE FACILITIES-SERVICE PUMPS
PWS SYSTEM FACILITIES-STORAGE RESERVOIRS
PWS SYSTEM FACILITIES-STORAGE RESERVOIRS
PWS SYSTEM FACILITIES-WELLS
PWS SYSTEM FACILITIES-WELLS
PWS DISTRIBUTION

Unit Name

City of Lindale
City of Lindale - GS - 4
City of Lindale - GS - 5
City of Lindale
City of Lindale
City of Lindale
City of Lindale - # 7
City of Lindale/#4/pump2
City of Lindale/#5/pump3
City of Lindale/#7/pump7
City of Lindale - ES - 1
City of Lindale - ES - 2
City of Lindale - # 5
City of Lindale - # 4
City of Lindale

PWS GENERAL INFORMATION
PWS GROUND WATER SOURCE- SANITARY
PWS OPERATION AND MAINTENANCE
PWS SYSTEM FACILITIES-STORAGE RESERVOIRS
PWS STORAGE FACILITIES-SERVICE PUMPS
PWS STORAGE FACILITIES-SERVICE PUMPS
PWS INVESTIGATION TYPES
PWS SYSTEM FACILITIES-WELLS
PWS DISINFECTION
PWS SYSTEM FACILITIES-STORAGE RESERVOIRS
PWS STORAGE FACILITIES-SERVICE PUMPS
PWS STORAGE FACILITIES-SERVICE PUMPS
PWS STORAGE FACILITIES-SERVICE PUMPS
QUALITY REVIEW - PWS
PWS SYSTEM FACILITIES-STORAGE RESERVOIRS

City of Lindale
City of Lindale
City of Lindale
City of Lindale - GS - 7
City of Lindale/#4/pump1
City of Lindale/#7/pump8
Bean
City of Lindale - # 6
City of Lindale
City of Lindale - GS - 6
City of Lindale/#5/pump4
City of Lindale/#6/pump5
City of Lindale/#6/pump6
City of Lindale QA
City of Lindale - ES - 3

Investigation Comments :

INTRODUCTION

Investigation of City of Lindale water system.

Participants: Steven Crank - Investigator and Charles Gilmore - Utilities Director

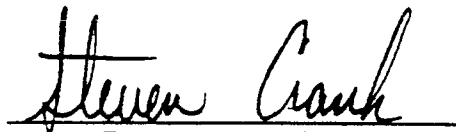
Announced investigation was conducted on July 17, 2002. Exit interview with Mr. Gilmore completed the investigation.

Location of the Investigation - City of Lindale
PO Box 130, Hwy 69, Lindale, TX 75771

GENERAL FACILITY AND PROCESS INFORMATION

The system consists of four plants. Each plant includes a well, vertical turbine pump, meter, gas chlorinator, ground storage tank, service pumps, housing, fencing and distribution. There are three elevated storage tanks that float on the system.

Signed


Environmental Investigator

Date

7-31-02

Train: (Unname

(Treatments)				
Disinfection Zone	Treatment Sequence	Objective	Process	Treatment
	1	D	403	GASEOUS CHLORINATION(PRE)
	2	Z	380	FLUORIDATION

(Active Sources)					
Status Codes: (A) ABANDONED , (C) CAPPED , (D) DEMAND , (E) EMERGENCY , (F) FORMER PWS WELL , (N) NON-DRINKING WATER , (O) OPERATING , (P) PLUGGED , (T) TEST					
Source Number	Name	Status	Depth	Tested GPM	Rated GPM
G2120002A	4 W SIDE OF US 69	O	1195	8550	500 U
GPS Latitude (decimal)	GPS Longitude (decimal)	GPS Elevation	GPS Date	GPS Cert. No.	
32.49306	95.40166	482			

(Entry Point)					
Entry Point Codes: (G) GROUND WATER , (S) SURFACE WATER , (U) GROUND WATER UNDER THE INFLUENCE					
Entry Point	EP Name	Plant Name	Code	Wells	Seller
002	WELL5 HWY 69 NE	CHLORINATOR	G	1	

Train: (Unnamed)

(Treatments)				
Disinfection Zone	Treatment Sequence	Objective	Process	Treatment
	1	F	680	SEQUESTRATION
	2	D	403	GASEOUS CHLORINATION(PRE)
	3	Z	380	FLUORIDATION

(Active Sources)					
Status Codes: (A) ABANDONED , (C) CAPPED , (D) DEMAND , (E) EMERGENCY , (F) FORMER PWS WELL , (N) NON-DRINKING WATER , (O) OPERATING , (P) PLUGGED , (T) TEST					
Source Number	Name	Status	Depth	Tested GPM	Rated GPM
G2120002B	5 E SIDE OF US 69	O	990	8450	450 U
GPS Latitude (decimal)	GPS Longitude (decimal)	GPS Elevation	GPS Date	GPS Cert. No.	
32.47333	95.38889	490			

Signed

William Gibson

Supervisor

Date

7-31-02

Attachments: (in order of final report submittal)

☐ Enforcement Action Request (EAR)

☒ Letter to Facility (specify type): Gen Comp

☐ Investigation Report

☐ Sample Analysis Results

☐ Manifests

☐ NOR

☒ Maps, Plans, Sketches

☐ Photographs

☐ Correspondence from the facility

☒ Other (specify):

Data Sheet

Attachment "E"

City of Lindale Application to

Amend water/sewer CCN

Inspection Report

Page 9, Item 5. A. iv.

CITY OF LINDALE, TEXAS
 COMBINED BALANCE SHEET
 ALL FUND TYPES AND ACCOUNT GROUPS
 SEPTEMBER 30, 2001

City of Lindale Application to
 Amend water/sewer CCN
 Financial Information
 Page 11, Item 6. B.

(WITH COMPARATIVE TOTALS FOR SEPTEMBER 30, 2000)

	GOVERNMENTAL FUND TYPES			PROPRIETARY FUND TYPES
	GENERAL FUND	SPECIAL REVENUE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
LIABILITIES				
Current Liabilities				
Accounts Payable	-	\$99,552	-	\$44,960
Accrued Liabilities	562	-	-	-
Customer Deposits	-	-	-	52,089
Due to Other Governments	8,317	-	-	-
Due to Other Funds	17,279	-	-	30,669
Current Portion of Bonded Debt	-	-	-	-
Current Portion of Note Payable	-	-	-	-
Deferred Revenues	13,319	-	22,348	-
Total Current Liabilities	39,477	99,552	22,348	127,718
Long-Term Liabilities				
Compensated Absences after One Year	-	-	-	21,073
Bonded Debt Payable after One Year	-	-	-	-
Notes Payable after One Year	-	-	-	-
Total Long-Term Liabilities	-	-	-	21,073
Total Liabilities	39,477	99,552	22,348	148,791
FUND EQUITY				
Investment in General Fixed Assets	-	-	-	-
Contributed Capital	-	-	-	5,949,756
Retained Earnings	-	-	-	-
Unreserved	-	-	-	5,973,382
Fund Balance				
Reserved				
Reserved for Debt Retirement	-	-	554,628	-
Reserved for Authorized Construction	200,000	58,398	-	-
Reserved for TIF	150,000	-	-	-
Reserved for Cemetery	-	136,169	-	-
Reserved for Hotel Tax Fund	-	415,363	-	-
Reserved for I.B. Rice Building	-	-	-	-
Reserved for Police Education	-	-	-	-
Reserved for Court Technology	4,830	-	-	-
Unreserved	1,515,088	-	-	-
Total Fund Equity	1,869,918	609,930	554,628	11,923,138
Total Liabilities and Fund Equity	\$1,909,395	\$709,482	\$576,976	\$12,071,929

The accompanying notes are an integral part of this statement.

FIDUCIARY			TOTALS	
FUND TYPES	ACCOUNT GROUPS		(MEMORANDUM ONLY)	
TRUST	GENERAL			
AND AGENCY	GENERAL	LONG TERM	SEPTEMBER 30,	SEPTEMBER 30,
FUNDS	FIXED ASSETS	DEBT	2001	2000
-	-	-	\$144,512	\$23,550
-	-	-	562	-
-	-	-	52,089	50,964
-	-	-	8,317	1,180
-	-	-	47,948	47,137
-	-	235,000	235,000	220,000
-	-	15,402	15,402	14,531
-	-	-	35,667	37,872
-	-	250,402	539,497	395,234
-	-	37,194	58,267	43,208
-	-	8,930,000	8,930,000	9,165,000
-	-	26,490	26,490	41,855
-	-	8,993,684	9,014,757	9,250,063
-	-	9,244,086	9,554,254	9,645,297
-	3,437,701	-	3,437,701	2,712,028
-	-	-	5,949,756	5,949,756
-	-	-	5,973,382	5,150,143
-	-	-	554,628	572,745
-	-	-	258,398	1,447,975
1,043	-	-	151,043	-
-	-	-	136,169	122,487
-	-	-	415,363	323,918
23,755	-	-	23,755	24,852
3,906	-	-	3,906	4,790
-	-	-	4,830	-
-	-	-	1,515,088	1,379,578
28,704	3,437,701	-	18,424,019	17,688,272
\$28,704	\$3,437,701	\$9,244,086	\$27,978,273	\$27,333,569

CITY OF LINDALE, TEXAS
COMBINING BALANCE SHEET
ALL PROPRIETARY FUND TYPES
SEPTEMBER 30, 2001

EXHIBIT B-3

	WATER AND SEWER FUND	HOME FUND	TOTALS SEPTEMBER 30, 2001
ASSETS			
Current Assets			
Cash	\$146,922	\$11,234	\$158,156
Temporary Investments	937,571	40,000	977,571
Receivables:			
Accounts	90,680	3,623	94,303
Due from Other Governments	27,384	-	27,384
Due from Other Funds	38,995	-	38,995
Other Current Assets	1,710	-	1,710
Total Current Assets	1,243,262	54,857	1,298,119
Property, Plant and Equipment			
Land	147,926	25,000	172,926
Plant and Equipment	12,644,495	40,091	12,684,586
Bond Issuance Expense	15,186	-	15,186
Construction-in-Progress	470,552	-	470,552
Total	13,278,159	65,091	13,343,250
Less: Accumulated Depreciation	(2,557,252)	(12,188)	(2,569,440)
Net Property, Plant and Equipment	10,720,907	52,903	10,773,810
Total Assets	\$11,964,169	\$107,760	\$12,071,929
LIABILITIES			
Current Liabilities			
Accounts Payable	\$44,960	-	\$44,960
Customer Deposits	52,089	-	52,089
Due to Other Funds	28,828	1,841	30,669
Total Current Liabilities	125,877	1,841	127,718
Long-Term Liabilities			
Compensated Absences after One Year	21,073	-	21,073
Total Long-Term Liabilities	21,073	-	21,073
Total Liabilities	146,950	1,841	148,791
FUND EQUITY			
Contributed Capital	5,949,756	-	5,949,756
Retained Earnings			
Unreserved	5,867,463	105,919	5,973,382
Total Fund Equity	11,817,219	105,919	11,923,138
Total Liabilities and Fund Equity	\$11,964,169	\$107,760	\$12,071,929

CITY OF LINDALE, TEXAS

EXHIBIT B-1

FINANCIAL BALANCE SHEET

GENERAL FUND

SEPTEMBER 30, 2001

(WITH COMPARATIVE TOTALS FOR SEPTEMBER 30, 2000)

Attachment "F"

City of Lindale Application to

Amend water/sewer CCN

Financial Information

Page 11, Item 6. B.

	GENERAL FUND	WATER & SEWER DEPT.	TOTALS	
	2001	2000	2001	2000
ASSETS				
Current Assets				
Cash	\$74,210	\$94,219	\$168,429	\$244,856
Temporary Investments	1,010,000	550,000	1,560,000	1,434,403
Receivables:				
Property Taxes	13,319	-	13,319	15,511
Accounts Receivable	17,092	-	17,092	15,631
Due from Other Governments	-	-	-	27,143
Other Current Assets	-	555	555	555
Total Current Assets	1,114,621	644,774	1,759,395	1,738,099
Restricted Assets				
Cash, including temporary investments				
Reserve Funds	-	150,000	150,000	150,000
Total Restricted Assets	-	150,000	150,000	150,000
Total Assets	\$1,114,621	\$794,774	\$1,909,395	\$1,888,099
LIABILITIES AND FUND EQUITY				
Current Liabilities				
Accrued Liabilities	562	-	562	-
Due to Other Governments	8,317	-	8,317	1,180
Due to Other Funds	17,279	-	17,279	17,279
Deferred Revenues	13,319	-	13,319	15,511
Total Current Liabilities	39,477	-	39,477	33,970
Total Liabilities	39,477	-	39,477	33,970
Fund Balance				
Reserved	4,830	350,000	354,830	474,551
Unreserved	1,070,314	444,774	1,515,088	1,379,578
Total Fund Equity	1,075,144	794,774	1,869,918	1,854,129
Total Liabilities and Fund Equity	\$1,114,621	\$794,774	\$1,909,395	\$1,888,099

ORDINANCE NO. 96-06

**AN ORDINANCE AMENDING THE WATER AND SEWER RATE
 ORDINANCE OF THE CITY OF LINDALE, AND
REPEALING ALL ORDINANCES CONFLICTING**

WHEREAS, it has become necessary and desirable to revise the rates for water and sewer service supplied by the City of Lindale to customers in order to both provide reasonable compensation to the City of Lindale therefore and to provide water and sewer service at reasonable rates to customers of the City of Lindale; and

WHEREAS, the rates hereinafter set out have, after investigations by the City Council of the City of Lindale, been found to be fair and reasonable,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LINDALE, LINDALE, TEXAS:

I.

That the Water and Sewer Ordinance of the City of Lindale as amended December 18, 1995, be amended to read as follows:

WATER RATES

a. Within City Limits

The following rates per month shall be the rates charged for water services furnished to customers within the corporate limits of the City of Lindale, until revised by the City Council of the City of Lindale by subsequent ordinance, to-wit:

Residential

First	2,000 Gallons (Minimum)	\$10.00
All Over	2,000 Gallons (per 1,000 gallons)	2.20

Commercial and Industrial

First	2,000 Gallons (Minimum)	\$10.00
All Over	2,000 Gallons (per 1,000 gallons)	3.50

b. Outside City Limits

The following rates per month shall be the rates charged for water furnished to customers outside the corporate limits of the City of Lindale, until revised by the City Council of the City of Lindale by subsequent ordinance, to-wit:

Residential

First	2,000 Gallons (Minimum)	\$15.00
All Over	2,000 Gallons (per 1,000 gallons)	3.30

Commercial and Industrial

First	2,000 Gallons (Minimum)	\$15.00
All Over	2,000 Gallons (per 1,000 gallons)	5.25

SEWER RATESa. Within City Limits

The following rates per month shall be the rates charged for sewer services furnished to customers within the corporate limits of the City of Lindale until revised by the City Council of the City of Lindale by subsequent ordinance, all such charges for sewer services to be based upon water usage, as follows:

Residential

First	10,000 Gallons (Minimum)	\$15.00
	10,001 to 20,000 Gallons	20.00
All Over	20,000 Gallons	25.00

Commercial and Industrial

First	2,000 Gallons (Minimum)	\$15.00
All Over	2,000 Gallons (per 1,000 gallons)	2.50

b. Outside City Limits

The following rates per month shall be the rates charged for sewer services furnished to customers outside the corporate limits of the City of Lindale until revised by the City Council of the City of Lindale by subsequent ordinance, all such charges for sewer services to be based upon water usage, as follows:

AGREEMENT BETWEEN CITY OF LINDALE AND LINDALE
RURAL WATER SUPPLY CORPORATION REGARDING
RETAIL WATER SERVICE

WHEREAS, the City of Lindale, Texas ("City") has either annexed the property more fully described in Exhibit "A" or the property is within the City's extraterritorial jurisdiction;

WHEREAS, Lindale Rural Water Supply Corporation ("Rural Water") is a nonprofit water supply corporation;

WHEREAS, the property more fully described in Exhibit "A" is within the area that Rural Water has the right to render retail water service pursuant to its certificate of convenience and necessity;

WHEREAS, Rural Water owns personal property within the area more fully described as Exhibit "A";

WHEREAS, the City and Rural Water desire single certification of the area more fully described in Exhibit "A" for the City pursuant to Section 13.255 of the Texas Water Code;

THEREFORE, in consideration of the mutual covenants and promises set forth herein, the City and Rural Water agree as follows:

1. Rural Water's certificate of convenience and necessity shall be modified to remove the property more fully described in Exhibit "A".
2. The property more fully described on Exhibit "A" shall be added to the City's certificate of convenience and necessity;
3. City shall provide retail water service to the property more fully described in Exhibit "A" pursuant to single certification of the area as authorized by Section 13.255 of the Texas Water Code.

4. Rural Water hereby grants, sells and conveys to City all of its interest in the personal property located within the area more fully described in Exhibit "A".

5. City shall pay the sum of \$29,500.00 to Rural Water as consideration for the personal property transferred to City and the other covenants contained herein. Rural Water acknowledges that the compensation paid by City is just and adequate for the personal property, including the Rural Water's business in the area acquired by City.

6. The recitals to this Agreement are incorporated herein and shall be deemed representations and warranties by the parties.

7. This Agreement shall bind and benefit each of the parties and their legal successors and assigns. This agreement is solely for the benefit of the parties and their successors and assigns and is not intended to and shall not be construed to create any rights in favor of third parties.

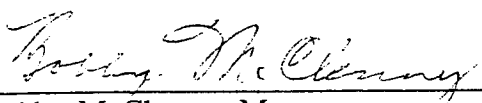
8. This Agreement shall be construed in accordance with the laws of the State of Texas.


9. No alteration or amendment of this Agreement shall be effective unless given in writing and executed by all parties after approval by their respective governing body.

10. The parties hereby acknowledge that this Agreement was approved by their respective governing bodies at a joint meeting on Thursday, April 24, 1997 and the execution of this Agreement has been authorized by the governing bodies of the City and Rural Water.

In witness whereof this Agreement is executed this ____ day of August, 1997.

The City of Lindale, Texas


Bobby McClenny, Mayor


Owen Scott, City Administrator