



Control Number: 43547



Item Number: 8

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

43547

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Texas Commission on Environmental Quality

To: Glenn Shankle, Executive Director
Texas Commission on Environmental Quality

Thru: *mu* Earl Lott, Manager
Utilities & Districts Section
Water Supply Division

for Michelle Abrams, Team Leader
Utilities & Districts Section
Water Supply Division

From: Lisa V. Mejia
Utilities Financial Review Team
Water Supply Division

Subject: Executive Summary and Staff Recommendation for Executive Director Approval
of Application No. 34656-C

CN: 600674121 RN: 101235505

Manville Water Supply Corporation has applied to decertify a portion of Certificate of Convenience and Necessity (CCN) No. 11144 in Travis County, Texas.

The applicant meets all of the statutory requirements of Texas Water Code Chapter 13 and the Commission's Chapter 291 rules and regulations. Approving this application and amending CCN No. 11144 is necessary for the service, accommodation, convenience and safety of the public.

The applicant is capable of providing continuous and adequate service.

Staff recommends approval of the order.

MA/LVM/ac

8



Texas Commission On Environmental Quality

By These Presents Be It Known To All That

Manville Water Supply Corporation

having duly applied for certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this commission that the public convenience and necessity would in fact be advanced by the provision of such service by this Applicant, is entitled to and is hereby granted this

Certificate of Convenience and Necessity No. 11144

to provide continuous and adequate water utility service to that service area or those service areas in Travis and Williamson Counties as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Application No. 34656-C are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of Manville Water Supply Corporation to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.

Issued at Austin, Texas, this _____

For the Commission

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



APPLICATION NO. 34656-C

IN THE MATTER OF THE	§	BEFORE THE
APPLICATION OF MANVILLE WATER	§	
SUPPLY CORPORATION TO	§	TEXAS COMMISSION ON
DECERTIFY A PORTION OF	§	
CERTIFICATE OF CONVENIENCE	§	ENVIRONMENTAL QUALITY
AND NECESSITY NO. 11144 IN	§	
TRAVIS COUNTY, TEXAS	§	

On _____, the Executive Director of the Texas Commission on Environmental Quality pursuant to Chapters 5 and 13 of the Texas Water Code considered the application of Manville Water Supply Corporation to decertify a portion of Certificate of Convenience and Necessity No. 11144 in Travis County, Texas.

No person has requested a public hearing on the application;

Notice of the application was given to all affected and interested parties;

The criteria set forth in *Texas Water Code* Sections 13.246(c) and 13.254 has been considered; and

The certificate amendment requested in this application is necessary for the service, accommodation, convenience, and safety of the public.

Now, therefore, be it ordered by the Texas Commission on Environmental Quality that the application is granted and Certificate of Convenience and Necessity No. 11144 be amended in accordance with the terms and conditions set forth herein and in the certificate.

IT IS FURTHER ORDERED that Manville Water Supply Corporation shall serve every customer and applicant for service within the area certified under Certificate of Convenience and Necessity No. 11144 and that such service shall be continuous and adequate.

Texas Commission on Environmental Quality

Issued date:

For the Commission

Kathleen Hartnett White, *Chairman*
R. B. "Ralph" Marquez, *Commissioner*
Larry R. Soward, *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

January 4, 2005

CERTIFIED MAIL

Mr. John J. Carlton
Armburst & Brown, L.L.P.
Attorneys and Counselors
100 Congress Avenue, Suite 1300
Austin, Texas 787-01-2744

Re: Application No. 34656-C, Application of Manville Water Supply Corporation to decertify a portion of Certificate of Convenience and Necessity (CCN) No. 11144 in Travis County, Texas

CN: 600674121 RN: 101235505

Dear Mr. Carlton:

We have reviewed the above referenced application.

ENCLOSED ARE:

- ▶ CONSENT FORM
- ▶ The proposed map, certificate, and staff recommendation.

YOU SHOULD DO THE FOLLOWING:

- ▶ Review the map, certificate, and recommendation. If these documents are **accurate and you agree** with all of the provisions of the order, you must sign the **CONSENT FORM** and mark the line that says you concur and return the signed statement. You should keep a copy of the letter you signed along with the documents for your records. Failure to return the signed statement could result in your application being returned.
- ▶ Notify us (**in writing**) within **14 days** of the date of this letter, if these documents are **inaccurate or you disagree** with any of the provision of the order. You may do this by marking the line on the **CONSENT FORM** that says you do not concur, signing the form and mailing it to the address on the form.
- ▶ **NOTE:** This letter does not relieve Manville WSC of its obligation to provide utility service in the proposed area. You must wait until the Commission has approved the application and amended the CCN.

WE WILL DO THE FOLLOWING:

- ▶ Submit the order for this application to the Executive Director for signature. However, before the Executive Director can sign the order, we **must** receive your written consent to the staff's recommendation.

Mr. John J. Carlton

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January 4, 2005

- ▶ **After your signed CONSENT FORM is received**, submit your application and the staff recommendation to the Executive Director for approval on behalf of the Commission.
- ▶ Mail you a signed copy of the order and CCN after it has been approved.

After you receive the signed order and CCN, Manville WSC is no longer required to provide utility service in the proposed area..

If you have any questions, please contact Ms. Lisa V. Mejia by phone at 512/239-6117, by fax at 512/239-6972, by email at lmejia@tceq.state.tx.us, or if by correspondence, include MC-153 in the letterhead address.

Sincerely,



Michelle Abrams, Team Leader
Utilities & Districts Section
Water Supply Division

MA/LVM/ac

Enclosures

CONSENT FORM

Applicant's Name: Manville Water Supply Corporation
Application No.: 34656-C

- ☐ I concur with the recommendation contained in the staff memorandum transmitted by letter dated January 4, 2005
- ☐ I do not concur with and intend to respond to the recommendation contained in the staff memorandum transmitted by letter dated January 4, 2005
I understand that I have 14 days from the date of this letter to provide my response.

I am authorized by the Manville Water Supply Corporation to sign this form.

Signature: _____

Printed Name: _____

Relationship to Applicant: _____

Date signed: _____

Mail to:
Lisa V. Mejia
Utilities & Districts Section, MC 153
Water Supply Division
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087

Kathleen Hartnett White, *Chairman*
R. B. "Ralph" Marquez, *Commissioner*
Larry R. Soward, *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

Mr. John J. Carlton
Armburst & Brown, L.L.P.
Attorneys and Counselors
100 Congress Avenue, Suite 1300
Austin, Texas 787-01-2744

Re: Application No. 34656-C, Application of Manville Water Supply Corporation to decertify
a portion of Certificate of Convenience and Necessity (CCN) No. 11144 in Travis County,
Texas
Order, CCN Amendment

CN: 600674121 RN: 101235505

Dear Mr. Carlton:

Enclosed is a certified copy of an order and a copy of the Certificate of Convenience and Necessity issued by the Commission in the above referenced application.

Manville WSC is no longer required to provide water utility service in the proposed area.

If you have any questions, please contact Ms. Lisa V. Mejia by phone at 512/239-6117, by fax at 512/239-6972, by email at lmejia@tceq.state.tx.us, or if by correspondence, include MC 153 in the letterhead address.

Sincerely,

A handwritten signature in dark ink, appearing to read "Earl Lott".

Earl Lott, Section Manager
Utilities & Districts Section
Water Supply Division

EL/LVM/ac

Enclosures

cc: mailing list

MAILING LIST FOR APPLICATION NO. 34656-C

Mr. John J. Carlton
Armburst & Brown, L.L.P.
Attorneys and Counselors
100 Congress Avenue, Suite 1300
Austin, Texas 78701-2744

Representing: Manville Water Supply Corporation

TCEQ:

Region 11 Office

Luci Sainvilus and Teri Cisneros, Data Entry Team, MC 155,
Utilities & District Section, Water Supply Division, MC 153

Please send a copy of the signed order to Central Records to be included in the following
Certificate of Convenience and Necessity (CCN) permanent files:

Manville Water Supply Corporation, CCN No. 11144