



Control Number: 43890



Item Number: 1

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



43890

TEXAS WATER SYSTEMS, Inc.*An Investor Owned Utility*

RECEIVED

2014 DEC -5 PM 1:32

PUBLIC UTILITY COMMISSION
FILING CLERK

6/26/2007

Mr. William D. Gibson
TCBQ Region 5
2916 Teague Dr.
Tyler, TX 75701-3734

RE: Compliance Requirements for Inspection of May 4, 2007 at Country Club Estates
I.D. # 2300021

Dear Mr. Gibson:

Our compliance plan by Track No. for involved issues is as follows:

- (a) Track # 274790; Tank level indicator:
complete; Photos enclosed
- (b) Track # 274918; GST cleaning:

Because this is a stand alone plant, it seems prudent to avoid bypassing the GST for internal cleaning until after the peak season subsides. Therefore, our requested compliance deadline is 11/30/2007

- (c) Additional issues. Storage capacity employment of 88%:

The system serves a small subdivision that is near full build-out and may never exceed the existing capacity levels. However, we have fenced lot space available, and should we reach 36 connections, we will use as a trigger to submit plans to add a second G S tank. It will be of comparable height, piped in parallel configuration with isolation valving, and be in the capacity range of seven to ten thousand gallons.

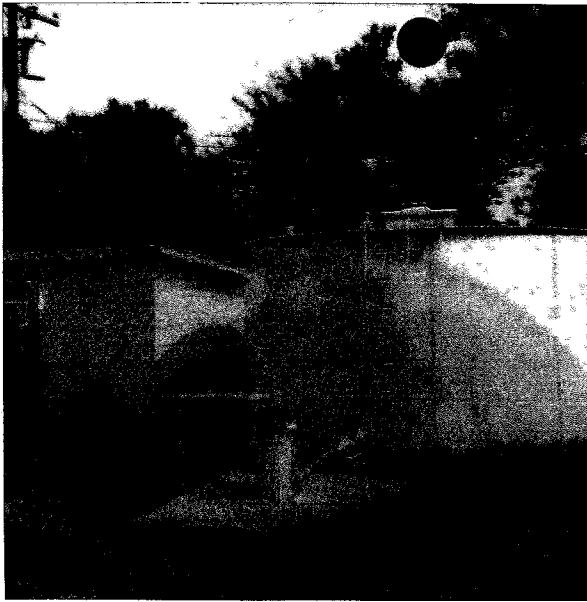
We hope this plan is satisfactory. Please contact us if more input is needed.

Sincerely,

Glenn Trimble
President

F I L E D

90:8 WA 9-330410Z



Summary of Investigation Findings

COUNTRY CLUB ESTATES

Investigation # 558293

Investigation Date: 05/04/2007

, UPSHUR COUNTY,

Additional ID(s): 2300021

OUTSTANDING ALLEGED VIOLATIONS

Track No: 274790

Compliance Due Date: No Date Entered

30 TAC Chapter 290.43(c)(4)

Alleged Violation:

Investigation: 558293

Comment Date: 05/16/2007

Failure to equip the ground storage tank with a water level indicator located at the tank site. The indicator may be a float with a moving target, an ultrasonic level indicator, or a pressure gauge calibrated in feet of water. Pressure gauges must be not less than 3 inches in diameter and calibrated at not more than 2 foot intervals.

It was observed during the investigation on May 4, 2007 that there were no level markers on the ground storage tank.

Recommended Corrective Action: Please submit a compliance plan by June 27, 2007. The plan should include the proposed actions to be taken to correct the alleged violation and a schedule for the completion of the corrections. If this violation has already been corrected, please submit compliance documentation, photographs, purchase orders, results of analyses, etc., demonstrating what actions were taken.

Track No: 274918

Compliance Due Date: No Date Entered

30 TAC Chapter 290.46(m)

Alleged Violation:

Investigation: 558293

Comment Date: 05/17/2007

Failure to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment. These practices should include cleaning the protective coating on the outside of the tank as well as the interior.

It was observed during the investigation on May 4, 2007 that the outside of the ground storage tank needed to be cleaned as well as the interior of the tank.

Recommended Corrective Action: Please submit a compliance plan by June 27, 2007. The plan should include the proposed actions to be taken to correct the alleged violation and a schedule for the completion of the corrections. If this violation has already been corrected, please submit compliance documentation, photographs, purchase orders, results of analyses, etc., demonstrating what actions were taken.

ADDITIONAL ISSUES

Description

Other violations noted during the investigation?
(If non-compliant then describe violation in the comment section.)

Additional Comments

Failure, by a retail public utility that possesses a certificate of public convenience and necessity that has reached 85% of its capacity as compared to the most restrictive criteria of the commission's minimum capacity requirements in Chapter 290 T.A.C., to submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certificated area.

It was documented during the investigation on May 4, 2007 that Country Club Estates had exceeded the 85% rule for total storage capacity. They are required to provide 6600 gallons of total storage capacity and they provide 7500 gallons. At the current number of 33 connections they have reached 88% of their total storage capacity.

Description: Yes. See above under §13.246(c)(1).		
§13.241(b)(2)	Does the applicant have access to an adequate supply of water.	Date verified: 11/08/11
Description: Yes. See above under §13.246(c)(1).		
§13.241(c)	Is the applicant capable of meeting commission's design criteria for sewer treatment plants.	Date verified: 11/08/11
Description: N/A. Application is for water only.		
§13.241(d)	If the applicant has proposed to construct a physically separate water or sewer system, the applicant has demonstrated that regionalization with another retail public utility is not economically feasible.	Date verified: 11/08/11
Description: See attached Feasibility Checklist.		
	If applicable, the staff person must send an email to Central Registry requesting them to link the appropriate CCN, CN and RN numbers. The email should be addressed to Karen Young with a copy to Bernadette Segala and say WUD Priority in the subject line. If these numbers are not linked appropriately, the Chief Clerk's Office will not be able to accept the application for posting and the file will be returned to our program area. This will cause a delay in the getting the final order and CCN(s) signed.	Date verified: 11/08/11
Description: N/A		

COMPLIANCE SUMMARY:

General: Water System Name: Texas Water Systems, Inc.
Plans & Specs Approval Letter Date: 11/18/11,
Log # P-06212011-095 signed by Heidi Graham and Vera Poe.
Public Water System Nos.: 1470037
New System: No inspection has been done.

SUBDIVISION	PWS ID	COUNTY
Cape Tranquility	1070176	Henderson
Country Club Estates	2300021	Upshur
Friendship Community	2300020	Upshur
Garden Acres Subdivision	0920031	Gregg
Garden Valley Water System	2120081	Smith
Mount Sylvan Community	2120034	Smith
Rosewood Community	2300026	Upshur
Stallion Lake	2120104	Smith
Tall Forest	P-06212011-095	Limestone

Inspection Date: 08/31/10

Deficiencies: Yes, Texas Water Systems, Inc. has fulfilled the requirements. See Letter 01/19/11.

Signed: Robbie Reyes Arana Date: 12-13-11

Maps showing existing customers in the proposed area: None		Date received from the applicant: 07/26/11
Maps showing locations of requests for service from landowners in the proposed area: Yes		Date received from the applicant: 7/26/11
§13.244(c)	Has the applicant received the required consent, franchise, or permit of the proper municipality or other public authority. If a WSC is decertifying a portion of their CCN area, consent from USDA is required.	Date verified: 11/08/11
Description: N/A. Applicant is not within a municipality.		
§13.246(a)	Notice of the application has been provided to all affected parties.	Date verified: 11/08/11
Comment period end date: 10/29/11		
Date(s) of Individual and Landowner Notices: 09/20/11		
Name of Newspaper: Groesbeck Journal		
Date(s) of Publication: 09/22 & 09/29/11		County(ies) Published: Limestone
Date Notice Information (affidavits, copies of individual notices) was received: 09/30/11		
Were notices revised by the applicant? No.		
If yes, please explain: N/A		
§13.246(c)(1)	What is the adequacy of service currently being provided to the requested area?	Date verified: 11/08/11
Description: The applicant has been given an approval on the design of the proposed water system by TCEQ with letter dated 11/18/11.		
§13.246(c)(3)	What is the effect of granting a CCN to the recipient and on any other retail public utility of the same kind already serving the proximate area?	Date verified: 11/08/11
Description: Texas Water Systems, Inc's CCN will be amended to include the proposed area.		
§13.246(c)(4)	Will the applicant be able to provide adequate service to the proposed area?	Date verified: 11/08/11
Description: Yes. See above under §13.246(c)(1).		
§13.246(c)(5)	Is it feasible to obtain service from an adjacent retail public utility?	Date verified: 11/08/11
Description: No. Request from neighboring systems were denied.		
§13.246(c)(7)	Is there an effect on the environmental integrity of the proposed area?	Date verified: 11/08/11
Description: No.		
§13.246(c)(8)	Is there probable improvement of service or lowering of cost to consumers in the proposed area?	Date verified: 11/08/11
Description: Improvement of service since none is there.		
§13.246(c)(9)	What is the effect on the land in the proposed area?	Date verified: 11/08/11
Description: No negative effect.		
§13.246(e)	If applicable, has the applicant made efforts to extend service to any economically distressed areas?	Date verified: 11/08/11
Description: N/A. Proposed area is not an economically distressed area.		
§13.241(b)(1)	Is the applicant capable of providing drinking water that meets the requirements of Chapter 341, Health & Safety Code.	Date verified: 11/08/11