



Control Number: 43901



Item Number: 26

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

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

January 27, 2004

43901
RECEIVED
2014 DEC -9 PM 2:54
PUBLIC UTILITY COMMISSION
FILING CLERK

Ms. Connie Standridge, Interim City Manager
City of Corsicana
200 North 12 Street
Corsicana, Texas 75110

Re: Application from City of Corsicana, Certificate of Convenience and Necessity (CCN) No. 10776, to Obtain Dual Certification with Portions of CCN No. 11317 from B & B Water Supply Corporation and CCN No. 11086 from Chatfield Water Supply Corporation and to Amend CCN No. 10776 in Navarro County; Application No. 34418-C

CN: 600334494; RN: 101384493

Dear Ms. Standridge:

As you know, Angus Water Supply Corporation, MEN Water Supply Corporation and Community Water Company have requested a hearing on the City of Corsicana's application to amend their water CCN. I have enclosed copies of their letters for your review.

I have received the City of Corsicana's revised map excluding all overlaps with the above mentioned entities. However, until written withdrawals of the hearing requests are filed with the agency, their requests remain active. If written withdrawals are not received by **February 20, 2004**, Corsicana's application will be forwarded to the State Office of Administrative Hearings for scheduling.

Thank you for your attention to this matter. If you have any questions, please call me at 512/239-6932.

Sincerely,

A handwritten signature in cursive script that reads "Lisa Mejia".

Lisa Mejia
Utilities & Districts Section
Water Supply Division

LVM/sr

Enclosures

cc: Mailing List

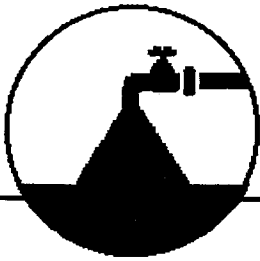
26.

MAILING LIST FOR APPLICATION NO. 34418-C

Mr. Steve G. Stroube, President
Community Water Company
1720 Highway 287 South
Corsicana, Texas 75151-0730

Mr. Paul Mitchell, President
MEN Water Supply Corporation
P. O. Box 3019
Corsicana, Texas 75151-3019

Mr. J. A. Mertz, President
Angus Water Supply Corporation
6010 S IH45 W
Corsicana, Texas 75109



MEJIA

Community Water Company

1720 Highway 287 South

P.O. Box 730

Corsicana, TX 75151-0730

903-874-8244 800-694-8244

RECEIVED

DEC 12 2003

December 5, 2003

RE: Application to Amend CCN for the City of Corsicana

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
CONSERVATION COMMISSION
UTILITIES AND DISTRICTS

Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC -153
P.O. Box 13087
Austin, TX 78711-3087

Dear Sir:

I am Steve G. Stroube, President of Community Water Company, P.O. Box 730, Corsicana, Texas 75151-0730, 903 -874-8244. I request a public hearing concerning the application for Certificate of Convenience and Necessity for the City of Corsicana of which notice was mailed to me on November 20, 2003.

I represent Community Water Company a Texas Corporation that holds a CCN that would be adversely affected if this application was approved. The corporation's assets would be adversely affected and our ability to serve our population and operate within our CCN would be compromised.

The only adjustment to the proposed application that would be satisfactory would be leaving out the three CCN areas operated or owned by Community Water Company.

Sincerely,

Steve G. Stroube
President
Community Water Company

P.O. BOX 730
CORSICANA, TX 75151-0730

MEN WATER SUPPLY CORPORATION

P. O. BOX 3019
CORSICANA, TEXAS 75151-3019
903 874-4331
December 9, 2003

903/874-1869
RECEIVED

DEC 15 2003

TECHNICAL
CONSERVATION
UTILITIES
Fax 512-239-6972

Texas Commission on Environmental Quality
Water Permits and Resource Management Division
Utilities and Districts Section MC-153
P. O. Box 13087
Austin, Texas 78711-3087

Certified Mail # 703 1010 0003 7102 5233

Gentlemen:

MEN Water Supply Corporation's (CCN 10748) Board of Directors having reviewed the City of Corsicana's application to amend its CCN No. 10776 as described in a notice mailed 11/20/03, hereby request a public hearing

The integrity of MEN's service area is very important to us, in that any loss of area or dual certification would affect our ability to generate revenue to repay USDA Rural Development and other loans obtained for making capital improvements in or near the areas where dual certification is being requested. It would most probably result in higher cost of providing water service to members located in our entire service area. Finally, any TCEQ order granting dual certification in the absence of consent on the part of both retail public utilities appears contrary to the Texas Legislature's express purpose in regulating water and sewer utility services, as set forth in Section 13.001 of the Texas Water Code; the Commission appears to have no legal authority to grant the City of Corsicana's application if it is protested by any retail water utility certificated to the area requested.

In order to avoid a public hearing we need to have the City of Corsicana's proposed written description and CCN map as was enclosed, eliminate any requested dual certification or release of area or encroachment involving MEN WSC's CCN.

MEN WSC would also like to remain a party to any public hearing that may be requested by the other parties notified by the city involving areas around the City of Corsicana. The impact on other CCN's could affect the cost and quality of services provided to MEN WSC by the City of Corsicana and might impact MEN's ability as provided by law to extend service into areas outside its CCN not presently served or covered by another entity's CCN.

We would welcome additional time that would allow MEN WSC representatives to meet with the City of Corsicana to review modifications to their requests.

If additional information is needed you may contact our manager, Dennis Donoho, at the above address and telephone number.

Yours truly,



Paul Mitchell
President MEN WSC

pm:dd

Enclosure: Notice of 11/20/03

Cc: Ms. Connie Standridge, Interim City Manager

City of Corsicana, 200 N. 12th St., Corsicana, TX 75110

LISA

ANGUS WATER SUPPLY CORPORATION

6010 S IH45 W
Corsicana, Texas 75109
(903) 874-6773

J. A. Mertz, President
Robert Crespo, Vice President
Vic Howell, Sec. Treasurer

Carole Braudrick Director
Larry Gatewood, Director
Margie Hays, Director

December 12, 2003

Texas Commission On Environmental Quality
Water Permits and Resource Management Division
Utilities and Districts Section MC-153
P.O. Box 13087
Austin, Tx 78711-3087

RECEIVED
DEC 16 2003

Gentlemen:

Angus Water Supply Corporation's (CCN 11171) Board of Directors having reviewed the City of Corsicana's application to amend its CCN No. 10776 as described in a notice mailed November 20, 2003, hereby request a public hearing.

The integrity of Angus WSC service area is very important and any loss of area or dual certification would affect our ability to generate revenue to repay loans obtained for making capital improvements in or near the areas where dual certification is being requested. It would most likely result in higher cost of providing water service in members located in our entire service area.

Angus WSC would also like to remain a party to any public hearing that may be requested by other parties notified in this request by the city involving areas around the City of Corsicana. The impact on other CCN'S could affect the cost and quality of services provided to Angus WSC by the City of Corsicana and might impact Angus WSC'S ability as provided by law to extend service into areas outside its CCN not presently served or covered by another entities CCN.

We would welcome additional time to allow Angus WSC representatives to meet with the City of Corsicana to review modification's to their requests.

If you need further information, please feel free to contact us.

Sincerely,



J.A. Mertz
President

JAM:jw

cc: City of Corsicana
Louis Reininger