

Texas Commission on Environmental Quality
Water Supply Division
Utilities & Districts Section, MC153
P.O. Box 13087
Austin Texas, 78711-3087

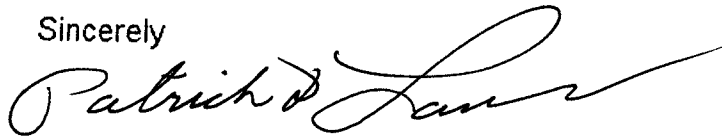
RECEIVED
FEB 20 2013
UTILITIES & DISTRICTS
SECTION

Dear Sir:

This letter is being sent in protest of the surcharge proposed by the **Community Utility Company CCN 10350**. The surcharge will increase the average water bill to over **\$100 per month**, which could go up based on the cost of meeting **TCEQ** requirements. Community Utility Company provides no other service to the Forest Manor Residents.

Based on the letter Community Utility Company CCN 10350 has no incentive to manage these proposed improvements to hold down costs and provide its customers with an affordable water supply.

Sincerely



Forest Manor Resident

23326
wildflower DV
Huffman, TX 77336

Texas Commission on Environmental Quality
Water Supply Division
Utilities & Districts Section, MC153
P.O. Box 13087
Austin Texas, 78711-3087

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UTILITIES & DISTRICTS
SECTION

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Sincerely



Forest Manor Resident

2111 Pine Manor
Huffman, TX 77336
281-840 9815

Texas Commission on Environmental Quality
Water Supply Division
Utilities & Districts Section, MC153
P.O. Box 13087
Austin Texas, 78711-3087

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In the four years since the last rate increase, there have been no improvements to the system.

Based on the letter Community Utility Company CCN 10350 has no incentive to manage these proposed improvements to hold down costs and provide its customers with an affordable water supply.

RECEIVED
FEB 20 2013

UTILITIES & DISTRICTS
SECTION

Sincerely

Robert and Jean Sedwick

Forest Manor Resident

23311 New Circle

Huffman, TX 77334

Texas Commission on Environmental Quality
Water Supply Division
Utilities & Districts Section, MC153
P.O. Box 13087
Austin Texas, 78711-3087

RECEIVED
FEB 20 2013

Dear Sir:

UTILITIES & DISTRICTS
SECTION

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Based on the letter Community Utility Company CCN 10350 has no incentive to manage these proposed improvements to hold down costs and provide its customers with an affordable water supply.

Sincerely



Forest Manor Resident

37526-R

EF/CH

(10)

2.14.2013

Dear Texas Commission on Environmental Quality,

I am here by writing in protest to the raise of the Community Water Company. Our water quality is so horrible that we have to purchase a \$35.00 filter every two weeks just to keep our water clear. If the Water Company ever decides to put a new tank in then, I could justify the increase of the bill. Also, we have had our water turned off for no reason many times on any notice. Then we are required to boil our water until further notice. Our tank is old and rusty and that is why the water is so brown and nasty. So, in conclusion I, Brian Miller protest the new water increase. Thank you.

Sincerely,

Brian D. Miller
23503 Rainforest Dr
Huffman TX 77336

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FEB 22 2013

UTILITIES & DISTRICTS
SECTION

37526-R EF/GH
2/19/13 TT (2)

Texas Commission on Environmental Quality
Water Supply Division
Utilities & Districts Section, MC153
P.O. Box 13087
Austin Texas, 78711-3087

Dear Sir:

This letter is being sent in protest of the surcharge proposed by the **Community Utility Company CCN 10350**. The surcharge will increase the average water bill to over **\$100 per month**, which could go up based on the cost of meeting TCEQ requirements. Community Utility Company provides no other service to the Forest Manor Residents.

In the four years since the last rate increase, there have been no improvements to the system.

Based on the letter Community Utility Company CCN 10350 has no incentive to manage these proposed improvements to hold down costs and provide its customers with an affordable water supply.

Sincerely

Robert and Helen Godinech
Forest Manor Resident/property owner
2227 Beckman Dr
Huffman, Tx. 77334

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FEB 15 2013

UTILITIES & DISTRICTS
SECTION

Appendix

**TEXAS COMPTROLLER OF PUBLIC ACCOUNTS**

SUSAN COMBS • COMPTROLLER • AUSTIN, TEXAS 78774

October 19, 2012

CERTIFICATE OF ACCOUNT STATUSTHE STATE OF TEXAS
COUNTY OF TRAVIS

I, Susan Combs, Comptroller of Public Accounts of the State of Texas, DO HEREBY CERTIFY that according to the records of this office

COMMUNITY UTILITY COMPANY

is, as of this date, in good standing with this office having no franchise tax reports or payments due at this time. This certificate is valid through the date that the next franchise tax report will be due May 15, 2013.

This certificate does not make a representation as to the status of the entity's registration, if any, with the Texas Secretary of State.

This certificate is valid for the purpose of conversion when the converted entity is subject to franchise tax as required by law. This certificate is not valid for any other filing with the Texas Secretary of State.

GIVEN UNDER MY HAND AND
SEAL OF OFFICE in the City of
Austin, this 19th day of
October 2012 A.D.

A handwritten signature in cursive script that reads "Susan Combs".

Susan Combs
Texas Comptroller

Taxpayer number: 32020333137
File number: 0800689273

Form 05-304 (Rev. 12-07/17)

ATTACHMENT B

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

PWS11011264100

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

September 25, 2008

CERTIFIED MAIL #7002 2030 0003 4747 9301
RETURN RECEIPT REQUESTED

Mr. Mitchell Martin, President
Community Utility Company
P.O. Box 58
Spring, Texas 77383-0058

Re: Notice of Violation for the Comprehensive Compliance Investigation at:
Forest Manor Subdivision, 1615 Beckman Drive, Harris County, Texas
RN101198554, Investigation No. 681126, TCEQ Additional ID. 1010264

RECEIVED
JUN 23 2009
TCEQ
CENTRAL FILE ROOM

Dear Mr. Martin:

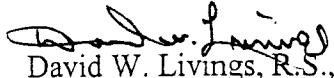
On July 22, 2008, Ms. Leticia De Leon of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for public water supply. Enclosed is a summary which lists the investigation findings. During the investigation, the investigator resolved some apparent instances of noncompliance noted during previous investigations. Information has been provided which appears to indicate that these problems have been corrected. In addition, certain outstanding alleged violations were identified for which compliance documentation is required. Please submit to this office by March 25, 2009 a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for each of the outstanding alleged violations.

The TCEQ appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. We anticipate that you will resolve the alleged violations as required in order to protect the State's environment. If you have additional information that we are unaware of, you have the opportunity to contest the violations documented in this notice. Should you choose to do so, you must notify the Houston Region Office within 10 days from the date of this letter. At that time, David W. Livings, Team Leader, will schedule a violation review meeting to be conducted *within 21 days from the date of this letter*. However, please be advised that if you decide to participate in the violation review process, the TCEQ may still require you to adhere to the compliance schedule included in the attached Summary of Investigation Findings until an official decision is made regarding the status of any or all of the contested violations.

Mr. Mitchell Martin, President
September 25, 2008
Page 2

If you or members of your staff have any questions, please feel free to contact Ms. Leticia De Leon in the Houston Region Office at 713/767-3650

Sincerely,


David W. Livings, R.S., Sr.
PWS Team Leader
Houston Region Office

DWL/LD/ra

cc: Harris Co. Public Health and Environmental Services

Enclosures: Summary of Investigation Findings

Summary of Investigation Findings

FOREST MANOR SUBDIVISION

Investigation # 681126

Investigation Date: 07/22/2008

, HARRIS COUNTY,

Additional ID(s): 1010264

OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 344934 Compliance Due Date: 03/09/2009

30 TAC Chapter 290.45(b)(1)(C)(ii)

Alleged Violation:

Investigation: 681126

Comment Date: 08/28/2008

Capacity Requirements

Failure to meet this Agency's "Minimum Water System Capacity Requirement." This requirement includes a total storage capacity of 200 gallons per connection. Your water system must be modified to meet this requirement to assure an adequate supply of water at all times.

The facility is required to provide a minimum of 17,000 gallons of ground storage tank capacity. This is calculated in the following manner:

200Gal./Conn X 85 Conn. = 17,000 Gallons

At the time of this inspection the facility did not have a ground storage tank installed, the facility was forced to disconnect the existing ground storage tank due to poor structural integrity.

Please be advised that public water systems shall notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, or distribution facilities. Public water systems shall submit plans and specifications for the proposed changes upon request.

The water system may request an exception to this requirement by writing to TCEQ, Water Supply Division, Public Drinking Water Section, Technical Review & Oversight, MC 155, P.O. Box 13087, Austin, TX 78711-3087; phone: (512) 239-4798.

Recommended Corrective Action: Submit a compliance plan, engineering report or certification OR a copy of a letter requesting an exception in addition to a compliance plan for final compliance, OR a copy of a letter granting an exception to verify compliance.

Track No: 344965 Compliance Due Date: 03/09/2009

30 TAC Chapter 290.39(j)

Alleged Violation:

Investigation: 681126

Comment Date: 08/26/2008

Examination of Plans and Specifications

Failure to notify the executive director in writing of any changes in existing system or supplies. Public water systems shall notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, or distribution facilities. Public water systems shall submit plans and specifications for the proposed changes upon request.

At the time of the inspection the facility had installed an 80 gallon per minute service pump between the well and the pressure tank which was not approved. Furthermore, because the ground storage tank was in such poor condition it had to be removed and the service pumps for the ground storage tank have also been removed. This facility is required to have this

equipment onsite because the facility provides water for 85 connections.

The water system may request an exception to these requirements by writing to TCEQ, Water Supply Division, Public Drinking Water Section, Technical Review & Oversight, MC 155, P.O. Box 13087, Austin, TX 78711-3087; phone: (512) 239-4691.

Recommended Corrective Action: Submit a compliance plan, engineering report or certification OR a copy of a letter requesting an exception in addition to a compliance plan for final compliance, OR a copy of a letter granting an exception to verify compliance.

ALLEGED VIOLATION(S) NOTED AND RESOLVED ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 96250

30 TAC Chapter 290.46(m)

Alleged Violation:

Investigation: 147128

Comment Date: 07/28/2003

Failed to provide required maintenance.

Investigation: 614431

Comment Date: 01/12/2008

Failed to provide required maintenance.

Investigation: 681126

Comment Date: 08/20/2008

Failed to provide required maintenance.

Resolution: Facility is performing required maintenance as of the July 22, 2008 inspection.

Track No: 96251

30 TAC Chapter 290.46(m)(1)

Alleged Violation:

Investigation: 147128

Comment Date: 07/28/2003

Failed to inspect ground storage and/or pressure tanks annually and maintain records.

Investigation: 614431

Comment Date: 01/12/2008

Failed to inspect ground storage and/or pressure tanks annually and maintain records.

Investigation: 681126

Comment Date: 08/20/2008

Failed to inspect ground storage and/or pressure tanks annually and maintain records.

Resolution: Facility provided an inspection report for both the pressure tank and ground storage tank at the July 22, 2008 inspection.

Track No: 96269

30 TAC Chapter 290.46(t)

Alleged Violation:

Investigation: 147128

Comment Date: 07/28/2003

Failed to provide legible signs.

Investigation: 614431

Comment Date: 01/12/2008

Failed to provide legible signs.

Investigation: 681126

Comment Date: 08/19/2008

Failed to provide legible signs.

Resolution: There was a legible sign posted at the facility as of the July 22, 2008 inspection.

Track No: 96271

30 TAC Chapter 290.44(d)(4)

Alleged Violation:

Investigation: 147128

Comment Date: 07/28/2003

Failed to provide accurate metering devices for the accumulation of water usage data.

Investigation: 614431

Comment Date: 01/12/2008

Failed to provide accurate metering devices for the accumulation of water usage data.

Investigation: 681126

Comment Date: 08/19/2008

Failed to provide accurate metering devices for the accumulation of water usage data.

Resolution: Facility is providing meters to all retail connections as of the July 22, 2008 inspection.

Track No: 142894

30 TAC Chapter 290.46(m)(4)

Alleged Violation:

Investigation: 152119

Comment Date: 09/04/2003

Water Leakage

Failure to maintain the ground storage tank in a watertight condition. In your system, the ground storage tank has large open rust holes and is very poor overall condition.

Investigation: 614431

Comment Date: 01/12/2008

Failure to maintain the GST.

Investigation: 681126

Comment Date: 08/26/2008

Water Leakage

Failure to maintain the ground storage tank in a watertight condition. In your system, the ground storage tank has large open rust holes and is in very poor overall condition.

Recommended Corrective Action: Submit letter to verify compliance.**Resolution:** At the July 22, 2008 inspection this tank was disconnected and had been completely removed from service, therefore, it is no longer leaking. This tank cannot be placed back into service because a large portion of the top is gone. This violation is now resolved.

Track No: 142897

30 TAC Chapter 290.46(m)(1)(B)

Alleged Violation:

Investigation: 152119

Comment Date: 09/04/2003

Design and Construction of Pressure Tanks

Failure to inspect the pressure tank annually, to determine that the pressure release device and pressure gauge are working properly, the air-water ratio is being maintained at the proper level, the exterior coating systems are continuing to provide adequate protection to all metal surfaces, and that the tank remains in a watertight condition. Pressure tanks provided with an inspection port must have the interior surface inspected every five years.

The results of these inspections must be recorded and maintained for at least five years, per §290.46(f)(3)(D)(ii). The records must be available for review by Commission staff during annual sanitary surveys of the system.

Investigation: 614431

Comment Date: 01/12/2008

Failure to inspect the pressure tank internally.

Investigation: 681126

Comment Date: 08/19/2008

Failure to inspect the pressure tank internally, at least every five years.

Recommended Corrective Action: Submit tank inspection form to verify compliance.

Resolution: Facility provided a copy of the interior pressure tank inspection report at the July 22, 2008 inspection.

Track No: 142898

30 TAC Chapter 290.45(b)(1)(C)(i)

Alleged Violation:

Investigation: 152119

Comment Date: 09/04/2003

Capacity Requirements

Failure to meet this Agency's "Minimum Water System Capacity Requirements." These requirements include a well capacity of 0.6 gallons per minute per connection. Specifically, with 90 connections, your system is required to provide at least 54 gallons per minute of well capacity. Currently, your system provides 50 gallons per minute of well capacity.

Your water system must be modified to meet this requirement to assure an adequate supply of water at all times.

Please be advised that public water systems shall notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, or distribution facilities. Public water systems shall submit plans and specifications for the proposed changes upon request.

The water system may request an exception to these requirements by writing to TCEQ, Water Supply Division, Public Drinking Water Section, Surveillance and Technical Assistance, MC 155, P.O. Box 13087, Austin, TX 78711-3087; phone: (512) 239-6020.
Investigation: 614431
Comment Date: 01/12/2008

Failure to provide adequate well capacity.

Investigation: 681126

Comment Date: 08/20/2008

Failure to provide adequate well capacity.

Recommended Corrective Action: Submit letter to verify compliance.

Resolution: Facility had 85 connections at the time of the July 22, 2008 inspection and is required to provide 0.6GPM/Conn. $0.6\text{Gal/Conn} \times 85 \text{ Conn} = 51\text{GPM}$

The facility well was timed at 61GPM which is adequate well capacity for 85 connections.

ADDITIONAL ISSUES**Description**

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

Additional Comments

Please be aware that the facility still has an outstanding violation for the following:

Track #142899

30 Tex. Admin. Code §290.45(b)(1)(C)(iii)

Capacity Requirement

Failure to meet this Agency's "Minimum Water System Capacity Requirement." This requirement includes a service pump capacity such that each pump station or pressure plane must have two or more pumps with a total capacity of 2.0 gallons per minute per connection.

At the time of this inspection this facility did not have any service pumps and is required to provide a minimum of 170 gallons per minute of service pump capacity. This is calculated in the following manner.

2.0GPM/ Conn X 85 Conn = 170GPM

This violation is part of your compliance agreement please continue working towards resolving this issue.

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

Please be aware that this facility still has an outstanding violation for the following:

Track #142895

30 Tex. Admin. Code §290.46(v) Operating Practices for Public Water Systems

Failure to install all water system electrical wiring in a securely mounted conduit in compliance with a local or national electrical code.

This violation is part of your compliance agreement please continue working towards resolving this issue.

Texas Commission on Environmental Quality
Investigation Report
COMMUNITY UTILITY COMPANY
CN600643779

HEATHERGATE ESTATES

RN101204303

Investigation # 866703

Incident #

Investigator: MARGARITA SALCEDO

Site Classification

Conducted: 10/07/2010 -- 10/07/2010

No Industry Code Assigned

Program(s): PUBLIC WATER
SYSTEM/SUPPLY

Investigation Type : Compliance Invest File Review

Location : End of Heathergate of FM2100;
Key Map 339E

Additional ID(s) : 1011302

Address: ; ,

Activity Type :

Principal(s) :

| Role | Name |
|------------|-------------------------------|
| RESPONDENT | COMMUNITY UTILITY COMPANY INC |
| RESPONDENT | COMMUNITY UTILITY COMPANY |

Contact(s) :

| Role | Title | Name | Phone |
|--------------------------|-----------|--------------------|-------|
| Regulated Entity Contact | CO-OWNER | MR MICHAEL MARTIN | |
| Regulated Entity Contact | PRESIDENT | MR MITCHELL MARTIN | |

Other Staff Member(s) :

| Role | Name |
|------------|------------|
| Supervisor | ERIC REESE |

Associated Check List

| <u>Checklist Name</u> | <u>Unit Name</u> |
|--|------------------|
| COMPLIANCE WITH RESOLUTION RECORD REVIEW | 1996-1015-PWS-E |

Investigation Comments :

Investigation to resolve duplicate violations.

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 119884

Resolution Status Date: 10/7/2010

Violation Start Date: Unknown Violation End Date: 10/7/2010

30 TAC Chapter 290.46(m)

Alleged Violation:

HEATHERGATE ESTATES -

10/7/2010 Inv. # - 866703

Page 2 of 3

Investigation: 152121

Comment Date: 08/28/2003

Operating Practices for Public Water Systems

Failure to properly maintain the regulated entities by not fixing the barbed wire along the right side of the plant.

Investigation: 614432

Comment Date: 01/12/2008

Failure to fix the barbed wire along the right side of the plant.

Investigation: 866703

Comment Date: 10/07/2010

Failure to fix the barbed wire along the right side of the plant.

Recommended Corrective Action: Submit letter, photo or work-order to verify compliance.

Resolution: This violation is a duplicate of violation track No. 401147; therefore, this violation is being resolved.

Track No: 119887

Resolution Status Date: 10/7/2010

Violation Start Date: Unknown

Violation End Date: 10/7/2010

30 TAC Chapter 290.46(v)

Alleged Violation:

Investigation: 152121

Comment Date: 08/28/2003

Operating Practices for Public Water Systems

Failure to install all water system electrical wiring in a securely mounted conduit in compliance with a local or national electrical code.

Investigation: 614432

Comment Date: 01/12/2008

Failed to provide all plant wiring in an approved electrical conduit.

Investigation: 866703

Comment Date: 10/07/2010

Failure to provide all plant wiring in an approved electrical conduit.

Recommended Corrective Action: Submit letter, photo or work-order to verify compliance.

Resolution: This violation is a duplicate of violation track No. 401148; therefore, this violation is being resolved.

Signed

Margaret S. Amato
Environmental Investigator

Date

10/7/10

Signed

in Rev

Supervisor

Date

10/7/10

Attachments: (in order of final report submittal)

___ Enforcement Action Request (EAR)

___ Letter to Facility (specify type) : _____

___ Investigation Report

___ Sample Analysis Results

___ Manifests

___ NOR

___ Maps, Plans, Sketches

___ Photographs

___ Correspondence from the facility

___ Other (specify) : _____

RECEIVED

2014 DEC 22 AM 7:27

PUBLIC UTILITY COMMISSION
FILING CLERK

ATTACHMENT C