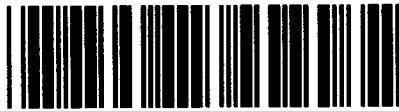




Control Number: 44052



Item Number: 5

Addendum StartPage: 0

House Bill (HB) 1600 and Senate Bill (SB) 567 83<sup>rd</sup>  
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



44052

**JAY ENGINEERING COMPANY, INC.**  
 P.O. Box 1000 (41) 259-3882  
 Leander, TX 78646 Fax 259-8016 0107 22 100  
 Texas Registered Engineering Firm F-4780  
 PUBLIC FILING CLERK

April 13, 2010

Ms. Faith Wright  
 Russell & Rodriguez, LLP  
 1633 Williams Dr  
 Building 2, Suite 200  
 Georgetown, Texas 78628

Re: City of Jarrell 13.255 Water Service Area Application

Dear Ms. Wright:

Jay Engineering Company, Inc. has prepared maps and descriptions of the City of Jarrell's proposed water service area to accompany the 13.255 application to the Texas Commission on Environmental Quality (TCEQ). The maps have been prepared using ESRI GIS software (ArcMap ver. 9.2). In accordance with TCEQ requirements, our office has depicted the City of Jarrell's proposed water service area and supplemental exhibits in relation to the TCEQ's official CCN Map ("CCN\_WATER" digital shape file dated 5/6/2009) and the Texas Department of Transportation's (TxDOT's) Williamson County Urban Map Files ("246urban.dwg" distributed by the Texas Natural Resources Information Systems, dated 2003). The City of Jarrell's proposed 13.255 water service area has been prepared in ESRI shape file format in units of feet and projected in the State Plane Coordinate System – Texas Central, FIPS 4203, NAD 1983 (feet).

The City of Jarrell's corporate limit is located in northern Williamson County along the east and west sides of a seven mile stretch of Interstate Highway 35 (IH 35). At the present time, the City of Jarrell has no designated water service area; the City does not operate any water production, storage, or distribution facilities; and the City provides no water service to any customers. Water service to existing customers within the City of Jarrell's corporate limit is currently provided by Jarrell-Schwertner Water Supply Corporation (WSC).

The City of Jarrell's corporate limit includes some area that is part of the official Jarrell-Schwertner WSC water service area. Jarrell-Schwertner WSC has a "Line CCN" which is 200 feet wide centered along designated water lines in its water system. The City of Jarrell's corporate limit overlaps the official Jarrell-Schwertner WSC CCN at the following locations:

1. South side of County Road (CR) 305 between CR 207 and Double Creek Dr
2. West side of CR 207 between CR 305 and Ave A
3. West side of IH 35 from CR 304 W to CR 237/CR 311
4. Across IH 35 at CR 305/CR 304
5. Across IH 35 at W FM 487/Ave L
6. Across IH 35 at CR 312
7. Across IH 35 at CR 310/CR 314
8. Across IH 35 at CR 237/CR 311
9. North side of W FM 487 from IH 35 to approx. 500 feet west of 1<sup>st</sup> St
10. North side of Ave L from IH 35 to E FM 487
11. North side of E FM 487 from Ave L to approx. 3,300 feet northeast of the E FM 487/Ave L intersection

**EXHIBIT**  
**ED-D**

12. East side of CR 306 from W FM 487 to IH 35
13. North side of CR 309 from CR 306 to approx. 1,900 feet southwest of CR 306
14. Approx. 225 feet along the east side of CR 312 between IH 35 and CR 313

Please note that Jarrell-Schwertner WSC owns and operates water facilities and serves numerous customers within the City of Jarrell's corporate limit that are outside the official Jarrell-Schwertner WSC CCN. It is the intent of the City of Jarrell to assume and provide service to all of the existing water customers within the corporate limit.

The proposed 13.255 water service area is depicted in Exhibit B. The locations of existing Jarrell-Schwertner WSC customer service connections throughout the City of Jarrell's corporate boundary have also been shown in Exhibit B. The general location of the proposed 13.255 water service area within Williamson County is shown in Exhibit C. A supplemental Exhibit D is provided that shows the position of the City of Jarrell's proposed water service area relative to nearby, existing water utility service areas.

There are two locations where the physical, existing water line to which Jarrell-Schwertner WSC customers are connected is located within the City of Jarrell's corporate limit, but the Jarrell-Schwertner WSC line facility has been represented outside the corporate limit in the TCEQ's official CCN map. These locations are described as follows:

1. 1<sup>st</sup> St right-of-way from approx. 400 feet northwest of Ave A to approx. 100 feet southeast of Ave E
2. W FM 487 right-of-way from approx. 500 feet southwest of 1<sup>st</sup> St to approx. 2,800 feet southwest of CR 206

These areas have been depicted in a supplemental Exhibit E. It is the intent of the City of Jarrell to assume the water lines represented by the Jarrell-Schwertner WSC CCN in these areas and provide service to all of the existing customers connected to these water lines.

Digital copies of the City of Jarrell's proposed 13.255 Water Service Area (shape file), corporate limit (shape file), county boundary (shape file) and TxDOT's Williamson County Urban Files (.DWG - file) have been included in the enclosed CD for submittal to the TCEQ. Please let us know if you have any questions or we can be of additional service.

Yours truly,



David Simons, P.E.

DFS/s

Attachments

Copy: Mel Yantis, City of Jarrell

PN: 170-005-29



A detailed map of Williamson County, Texas, showing its geographical layout, major cities, and transportation network. The county is bounded by a thick black line. Major cities are labeled in all caps: FLORENCE, JARRELL, BARTLETT, GRANGER, GEORGETOWN, WEAVER, LIBERTY HILL, LEANDER, CEDAR PARK, AUSTIN, ROUND ROCK, HUNTO, and REFUGIO. The map includes numerous highways and roads, each labeled with its type and number: SH 138, FM 2613, FM 487, FM 105, FM 972, FM 971, FM 970, FM 3405, SH 195, FM 971, FM 1331, SH 96, FM 1063, FM 112, FM 1486, FM 619, FM 1660, FM 973, FM 3348, US 79, SH 130, FM 1460, FM 1431, RM 2243, SH 29, SH 45, FM 704, RM 1869, and US 183. A network of smaller roads is also shown, with some labeled with numbers like 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100. The map also shows several bodies of water, including Lake George and Lake Travis. The county is divided into several smaller sections by these roads and highways.

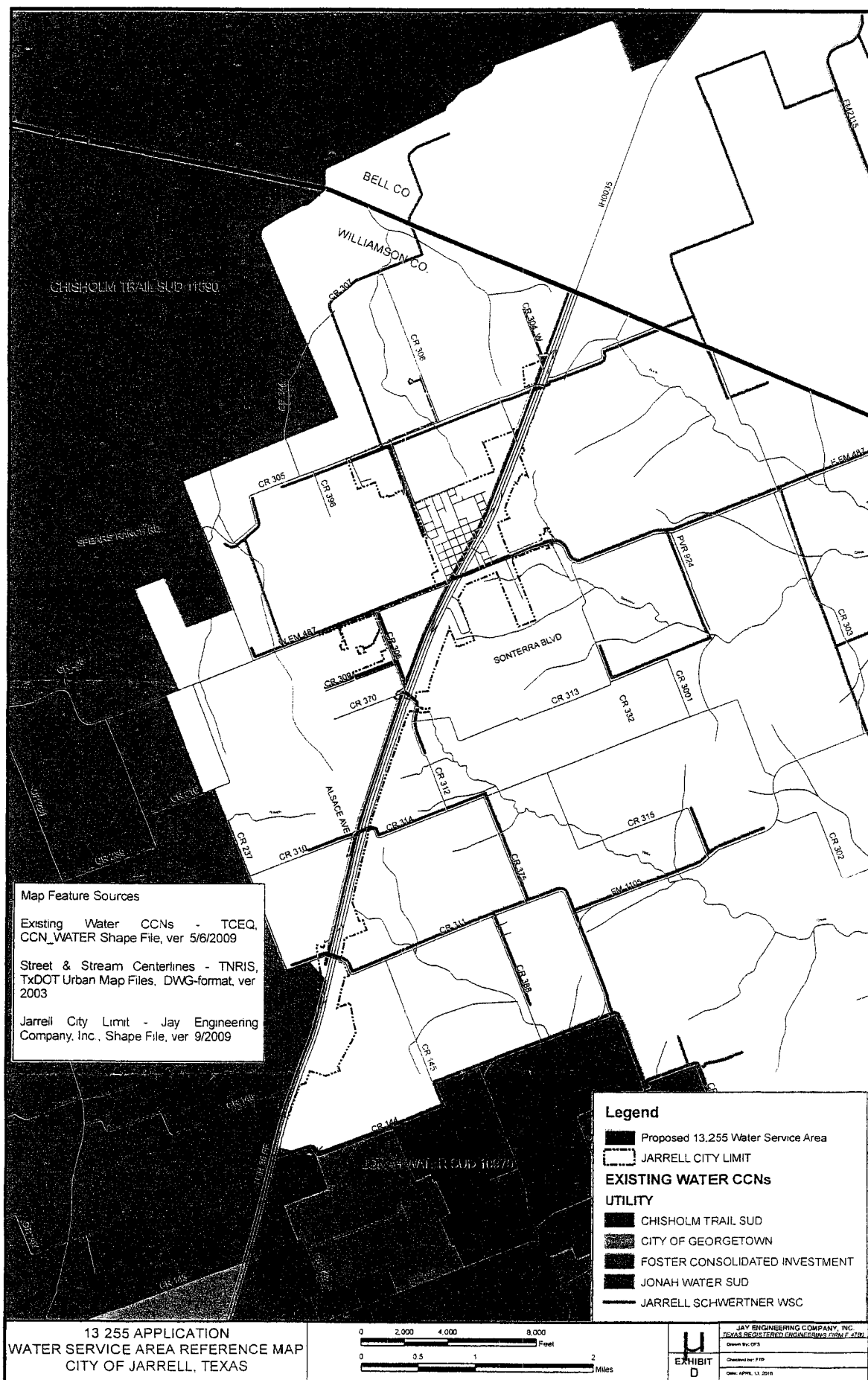
JAY ENGINEERING COMPANY INC.  
TEXAS REGISTERED ENGINEERING FIRM # 4780

Drawn By: DFB

Checked by: FTP

Date: APRIL 13, 2011

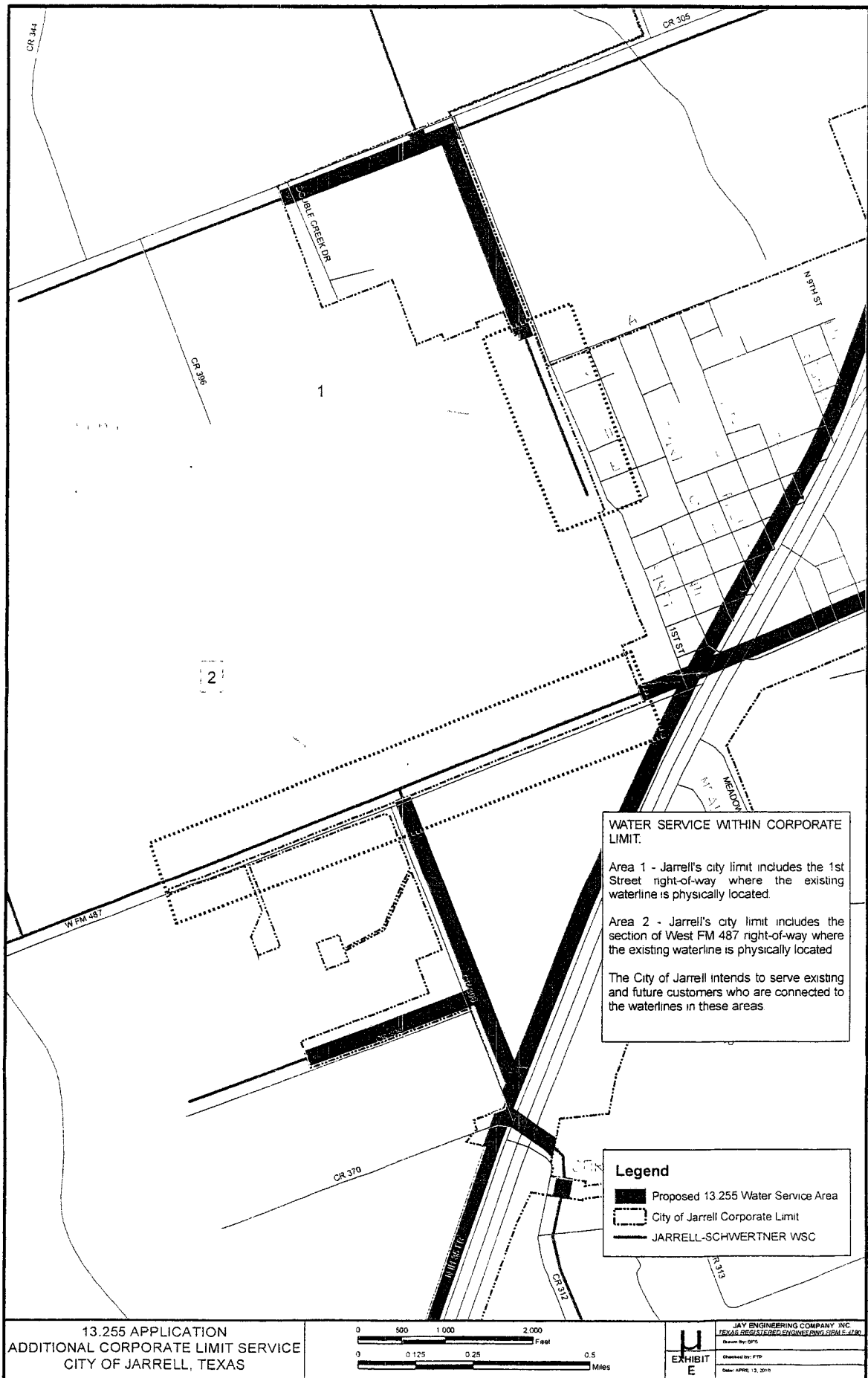






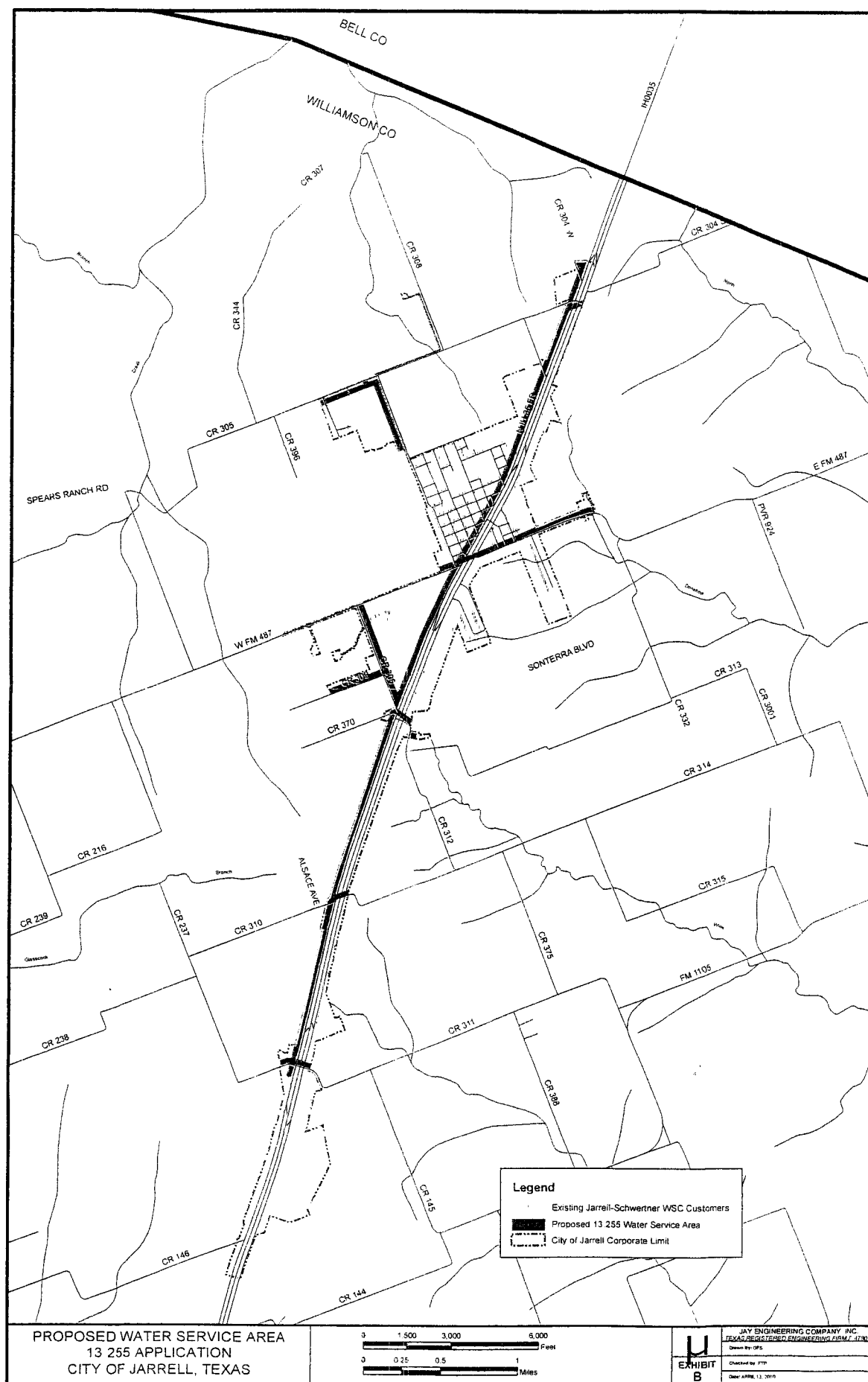
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13.255 APPLICATION  
ADDITIONAL CORPORATE LIMIT SERVICE  
CITY OF JARRELL, TEXAS







2010 OCT 14 AM 8:47

**TEXAS COMMISSION  
ON ENVIRONMENTAL QUALITY**  

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**TRANSMITTAL OF ADMINISTRATIVE RECORD**

**DATE:** October 13, 2010  
**TO:** SOAH Natural Resources Docket Clerk  
**FROM:** KA Katha Anderson, TCEQ Final Documents Team  
**RE:** City of Jarrell.; Application No. 36697-C  
SOAH Docket No. 582-11-0685; TCEQ Docket No. 2010-1540-UCR

Pursuant to 30 TAC § 80.6(b)(4) regarding referrals to SOAH, a copy of the Chief Clerk's case file is attached. Please find certified copies of the following documents:

- ☒ 1. the application;
- ☒ 2. public hearing notice and Chief Clerk's affidavit

If any of these documents are not included as enclosures with this memo, please notify Deanna Avalos, Final Documents Team Leader at (512) 239-3327.



**Texas Commission on Environmental Quality**

**INTEROFFICE MEMORANDUM**

THE STATE OF TEXAS  
COUNTY OF TRAVIS  
I hereby certify that this is a true and correct copy of a  
Texas Commission on Environmental Quality document,  
which is filed in the permanent records of the Commission.  
Given under my hand and the seal of office on

DATE: September 14, 2010  
OCT 13 2010

TO: LaDonna Castanuela, Chief Clerk

THRU: 9/16/10  
Tammy Benter, Manager  
Utilities & Districts Section  
Water Supply Division

9/16/10  
Lisa Fuentes, Team Leader  
Utilities Financial Review Team  
Water Supply Division

9/16/10  
Vera Poe, P.E., Team Leader  
Utilities Technical Review Team  
Water Supply Division

FROM: 8/31/10  
John Lock, PE  
Utilities Technical Review Team  
Water Supply Division

SUBJECT: Application under Water Code Section 13.255 from the City of Jarrell, A1925, to decertify a portion of Certificate of Convenience and Necessity (CCN) No. 10002 from Jarrell Schwertner Water Supply Corporation (WSC) in Williamson County, Application No. 36697-C

TCEQ Docket # 2010-1540-UCR

CN: 602777716  
CN: 600657803

RN: pending (City of Jarrell)  
RN: 101457513 (Jarrell Schwertner WSC)

The Texas Commission on Environmental Quality (TCEQ) received this application on May 13, 2010 and accepted it for filing on July 19, 2010. The application was filed by the City of Jarrell to take over its retail water service area located within the corporate limits of the City of Jarrell pursuant to Texas Water Code 13.255.

We hereby transfer the official file for the above application to the Chief Clerk's Office. Please refer this application to the State Office of Administrative Hearings and request that a hearing be scheduled. We estimate that approximately 10 people could attend the preliminary hearing in this matter. Enclosed is a mailing list.

The staffs assigned to this case are:

Technical- John Lock, P.E.

Legal -

If we may be of further service regarding this matter, please call.

Tammy Benter

Lisa Fuentes, Team Leader

TB/JL/lm

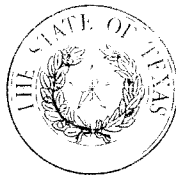
TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
CHIEF CLERKS OFFICE  
SEP 16 PM 2:56



1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100



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



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

September 14, 2010

Mr. Kerry E. Russell, Attorney  
Russell and Rodriguez, LLP  
1633 Williams Drive, Bldg 2, Ste 200  
Georgetown, Texas 78628

Re: Application under Water Code Section 13.255 from the City of Jarrell, A1925, to decertify a portion of Certificate of Convenience and Necessity (CCN) No. 10002 from Jarrell Schwertner Water Supply Corporation (WSC) in Williamson County, Application No. 36697-C

CN: 602777716; RN: pending (City of Jarrell)  
CN: 600657803; RN: 101457513 (Jarrell Schwertner WSC)

Dear Mr. Russell:

The Texas Commission on Environmental Quality (TCEQ) received this application on May 13, 2010 and accepted it for filing on July 19, 2010. This matter has been referred to the State Office of Administrative Hearings. A date for a preliminary hearing will be scheduled and you will receive notice of the time and place for this hearing.

If jurisdiction is established, you will have an opportunity to attempt to reach an agreed settlement. If settlement is not possible a schedule of dates for discovery, pre-filed testimony, and an evidentiary hearing will be set. We urge you to vigorously pursue local settlement of this matter. In addition, the TCEQ can provide a representative from the Alternative Dispute Resolution Division, available free of charge, to assist you with mediation.

If you have questions about this process or what material you should bring with you to the hearing, please contact Mr. John Lock, P.E. at (512) 239-4710.

Sincerely,

A handwritten signature in cursive script that reads "Tammy Benter".

Tammy Benter, Section Manager  
Utilities & Districts Section  
Water Supply Division

TB/ JL/lm

cc: Attached Mailing List

MAILING LIST FOR DOCKET NO  
(Application No. 36697-C)

Mr. Kerry E. Russell, Attorney  
Russell and Rodriguez, LLP  
1633 Williams Drive, Bldg 2, Ste 200  
Georgetown, Texas 78628

Representing: City of Jarrell

Ms. Sheila Cunningham, General Mgr.  
Jarrell Schwertner WSC  
P.O. Box 369  
Jarrell, Texas 76537

Representing: Jarrell Schwertner WSC