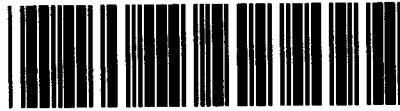




Control Number: 44066



Item Number: 19

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

44066

RECEIVED

2015 JAN -6 PM12:13

PUBLIC UTILITY COMMISSION
FILING CLERK



RECEIVED

MAR 17 2009

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

**APPLICATION TO OBTAIN OR AMEND A WATER OR SEWER
CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN)**



Espey Consultants Inc.
Environmental & Engineering Services

AS

2009 APR 25 10 08 AM

WATER SUPPLY DIVISION

April 27, 2009

Ms. Tammy Benter, Team Leader
Utilities & Districts Section
Water Supply Division
Texas Commission on Environmental Quality
PO Box 13087 Mail Code 153
Austin, TX 78711-3087

2009-0612 UCR

Re: Application from Harvest Hills Treatment, LTD., A1893, to Decertify a Portion of Certificate of Convenience and Necessity (CCN) No. 20973 from Green Valley Special Utility District (SUD) and to Obtain a Sewer CCN, in Guadalupe County; Application No. 36353-C

CN: pending; RN: pending (Harvest Hills Treatment, LTD)
CN: 600684294; RN: 104190244 (Green Valley SUD)

Dear Ms. Benter:

Per your letter dated March 25, 2009 we are submitting the following notice documentation.

Please find attached:

- a) An original and three copies of a publisher's affidavit of the newspaper publication with tear sheets of the published notice;
- b) Four copies of each individual notice and map sent to neighboring utilities and affected parties;
- c) Four copies of the customer notice sent to each customer;
- d) An original and three copies of the signed affidavits that individual notice to neighboring utilities, affected individuals, customers and each landowner has been given.

Should you have any questions concerning this information, please don't hesitate to contact me.

Sincerely,

Victoria R. Harkins

Victoria R. Harkins, Ph.D., P.E.
Project Manager

Enclosures

P:\Active\8039.00 Harvest Hills\correspondence\TCEQ ltr_4_27_09.doc

CHIEF CLERKS OFFICE

2009 APR 18 PM 3:47

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY



2009 APR 28

2009 AUG 18 PM 3:47

CHIEF CLERKS OFFICE

Texas Commission on Environmental Quality

APPLICATION NO. 36353C

PUBLISHER'S AFFIDAVIT

STATE OF TEXAS

COUNTY OF Guadalupe

Before me, the undersigned authority, on this day personally appeared

Neice Bell

who being by me duly sworn, deposes and says that (s)he is the

Publisher

of

the

TITLE

Seguin Gazette Enterprise

; that

said

NAME OF NEWSPAPER

newspaper is regularly published in Guadalupe

County(ies) and generally circulated in

Guadalupe

County (Counties), Texas; and that

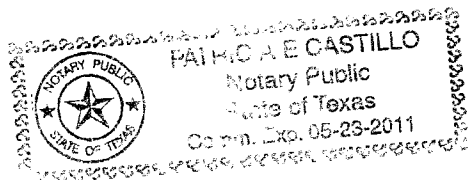
the attached notice was published in said newspaper on the following date(s), to wit: April 14, 2009

April 21, 2009

Neice Bell
Newspaper Representative's Signature

Subscribed and sworn to before me this 22 day of April, 2009, to certify which

witness my hand and seal of office.



Patricia E. Castillo
Notary Public in and for the State of Texas

Patricia E. Castillo
Print or Type Name of Notary Public

Commission Expires 5-23-2011

something for every-
one.

NEED TO KNOW DEADLINES

Before you place your
ad? Call us at 379-5441

110 Legal Notices

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) TO PROVIDE SEWER UTILITY SERVICE IN GUADALUPE COUNTY

Harvest Hills Treat-
ment, LTD. has filed an
application for a CCN
and to decertify a por-
tion of Green Valley
Special Utility District
with the Texas Com-
mission on Environ-
mental Quality to pro-
vide sewer utility ser-
vice in Guadalupe
County.

The proposed utility
service area is located
approximately 1.8 miles
northeast of downtown
Santa Clara, Texas,
and is generally
bounded on the north
by Well Road; on the
east by Marion Road;
on the south by Young-
ford Road; and on the
west by Wetz Road.
The total area being re-
quested includes ap-
proximately 311 acres
and 35 current custom-
ers. The proposed CCN
affects customers
and/or areas located in
the following zip
code(s): 78124

A copy of the proposed
service area map is
available at 8400
Blanco Road, Suite
204, San Antonio,
Texas 78216 or by call-
ing 210/696-2522.

A request for a public
hearing must be in writ-
ing. You must state (1)
your name, mailing ad-
dress, and daytime
telephone number; (2)
the applicant's name,
application number or
another recognizable

Austin, TX 78711-3087

within thirty (30) days
from the date of this
publication or notice. A
public hearing will be
held only if a legally
sufficient hearing re-
quest is received or if
the Commission on its
own motion requests a
hearing. Only those in-
dividuals who submit a
written request or a
written request to be
notified if a hearing is
set will receive notice
if a hearing is sched-
uled.

If a public hearing is re-
quested, the Executive
Director will not issue
the CCN and will for-
ward the application to
the State Office of Ad-
ministrative Hearings
(SOAH) for a hearing. If
no settlement is
reached and an evi-
dentiary hearing is held,
the SOAH will submit a re-
commendation to the
Commission for final
decision. If an evi-
dentiary hearing is held,
it will be a legal proceed-
ing similar to a civil trial
in state district court.

If you are a landowner
with a tract of land at
least 25 acres or more,
that is partially or wholly
located within the pro-
posed area, you may
request to exclude tract
from the proposed area
(or "opt out") by provid-
ing written notice to the
Commission within (30)
days from the date that
notice was provided by
the applicant. All re-
quests to opt out of the
requested service area
must include a scaled,
general location map
and a metes and
bounds description of
the tract of land

Persons who meet the
requirements to opt out,
and wish to request this
option should file the
required documents
with the

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

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APPLICATION Rio Nogales Power Environmental Quality (TCEQ) for renewal
of Air Quality Permit Number 40867, Critical Generation Station located at 711
Rio Nogales Drive, Seguin, Guadalupe County, Texas, beginning facilities are authorized to emit the
following air contaminants: nitrogen oxides including particulate matter less than
10 microns in diameter, organic compounds

This application was submitted to the TCEQ for viewing and copying at the TCEQ
central office, TCEQ San Antonio regional office, 707 East College Street, Seguin,
Guadalupe County, Texas, beginning compliance file, if any exists, is available
for public review in the San Antonio regional office.

The TCEQ executive director has determined that the applicant will conduct a technical review of the
application. In addition to the renewal of the permit, the following authorizations or changes to
authorized facilities related to this permit, changes or incorporations, to the extent
they are included in the renewed permit, the plant or enforceability of the permit.
For more information about this permit, contact the TCEQ Office of Public Assistance, Toll Free, at
1-800-687-4040. **The TCEQ may accept comment or providing an opportunity
for a contested case hearing if certain conditions are met.**

PUBLIC COMMENT You may submit a public comment to the TCEQ Office of the
Chief Clerk at the address below. The deadline for public comments, the
executive director will prepare a response to all relevant and material public comments. Issues such as property values,
noise, traffic safety, and zoning are out of the process.

After the technical review is completed, the applicant will prepare a response to all relevant and
material, or significant public comments, along with the executive director's
decision on the application, will then be made available to the public or who is on the mailing list for this
application, unless the application is withdrawn.

OPPORTUNITY FOR A CONTESTED CASE HEARING The applicant or the executive
director may also request that the applicant prepare a written request for a contested case
hearing is filed within 15 days from the date of the technical review of the application.
within this 15-day period, no further request for a contested case hearing is received
to the Texas Clean Air Act § 382.056(o) a contested case hearing may only be requested if the applicant can demonstrate that the
compliance history requirements and impact that are relevant and material to the
Commission's decision on the application on those issues raised during the public
comment period and not withdrawn.

**A person who may be affected by emissions from the facility must submit a written request to request a hearing. If requesting a
contested case hearing, you must submit the following information: (1) the name of the association, an official representative,
mailing address, daytime phone number and permit number; (2) the statement of the association, an official representative,
mailing address, daytime phone number and permit number; (3) the statement of the association, an official representative,
mailing address, daytime phone number and permit number; (4) the statement of the association, an official representative,
mailing address, daytime phone number and permit number; (5) the statement of the association, an official representative,
mailing address, daytime phone number and permit number; (6) a description of the location and distance of your property
relative to the facility; and (7) a description of the location and distance of your property relative to the facility. If the request is
made by a group or association, the request must also include the name of the group or association and the interests the group or
association seeks to protect must also be included in the request. The request must be submitted in writing within 15 days following
this notice to the Office of the Chief Clerk.**

If any requests for a contested case hearing are received, the applicant will prepare a response to all relevant and
material, or significant public comments, along with the executive director's decision on the application, will then be made available to the public or who is on the mailing list for this
application, unless the application is withdrawn. **If a hearing is granted, the subject of a hearing will be limited to the issues raised during the public comment period.** Issues such as property values, noise, traffic safety, and zoning are out of the Commission's jurisdiction to
address in this proceeding.

MAILING LIST In addition to submitting a request to the TCEQ Office of the Chief Clerk, the applicant will receive copies of future public
notices (if any) mailed by the Office of the Chief Clerk.

INFORMATION Written public comments for a contested case hearing should be submitted to the
Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087, or
electronically at www.tceq.state.tx.us/about this permit application or the permitting

325 Medical & Dental

NTEXX Healthcare Company
Bio-solutions for full-time and
part-time employees to perform duties
Call 830- including patient in

Candidate must be able to supervise up to 15 people. Responsibilities include staffing, inventory control and daily store operations. Must work a minimum of 46 hours a week. Salary + bonus. Apply in person at 1341 E. Court St. or mail resume to: Antrade-Buck, Inc. PO Box 1308, Seguin, TX 78156.

Notice to Neighboring Systems, Landowners and Cities

NOTICE OF APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY
(CCN)
TO PROVIDE SEWER UTILITY SERVICE IN GUADALUPE COUNTY

To:

CITY OF MARION
PO BOX 158
MARION, TX 78124

(City State Zip)

Date Notice Mailed: April 1, 2009

CHIEF CLERKS OFFICE

09 AUG 18 PM 3:47

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Harvest Hills Treatment, LTD. has filed an application for a CCN and to decertify a portion of Green Valley Special Utility District with the Texas Commission on Environmental Quality to provide sewer utility service in Guadalupe County.

The proposed utility service area is located approximately 1.8 miles northeast of downtown Santa Clara, Texas, and is generally bounded on the north by Well Road; on the east by Marion Road; on the south by Youngford Road; and on the west by Wetz Road. The total area being requested includes approximately 311 acres and 0 current customers. The proposed CCN affects customers and/or areas located in the following zip code(s): 78124. See enclosed map of the proposed service area.

A request for a public hearing must be in writing. You must state (1) your name, mailing address, and daytime telephone number; (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement, "I/we request a public hearing"; (4) a brief description of how you or the persons you represent, would be adversely affected by the granting of the application for a CCN; and (5) your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication or notice. A public hearing will be held only if a legally sufficient hearing request is received or if the Commission on its own motion requests a hearing. Only those individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

If a public hearing is requested, the Executive Director will not issue the CCN and will forward the

application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the Commission for final decision. If an evidentiary hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

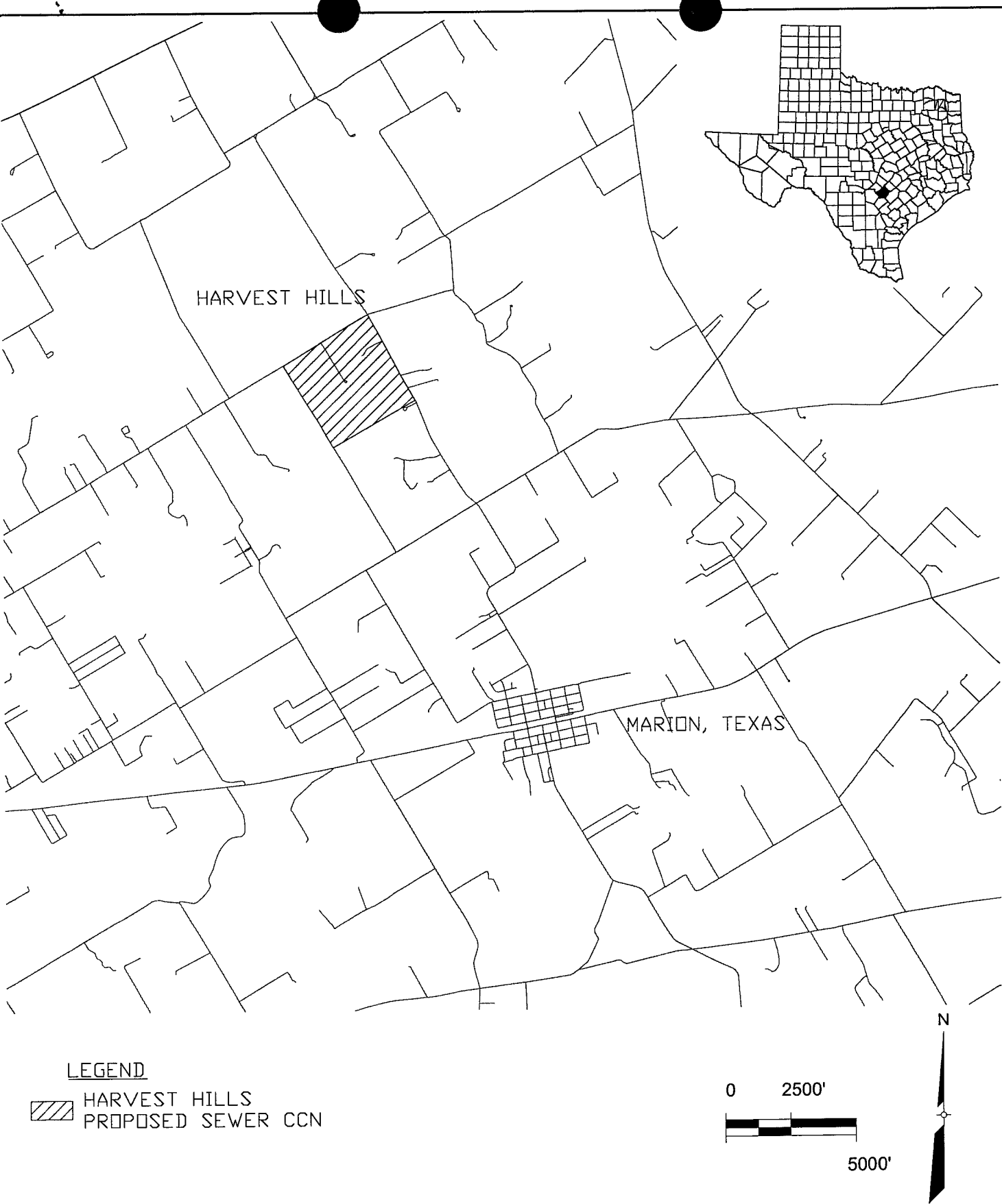
If you are a landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the proposed area, you may request to exclude the tract from the proposed area (or "opt out") by providing written notice to the Commission within (30) days from the date that notice was provided by the applicant. All requests to opt out of the requested service area must include a scaled, general location map and a metes and bounds description of the tract of land.

Persons who meet the requirements to opt out, and wish to request this option should file the required documents with the:

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

A copy of the request to opt out of the proposed area must also be sent to the applicant. Staff may request additional information regarding your request.

Si desea informacion en Espanol, puede llamar al 1-512-239-0200



Espey Consultants, Inc.
Environmental & Engineering Services

EXHIBIT A
SEWER CCN APPLICATION
HARVEST HILL SUBDIVISION, MARION TEXAS
PROPOSED SEWER CCN

MARCH 2009

8039