



Control Number: 44162



Item Number: 1

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

Texas Commission on Environmental Quality

2015 JAN -7 PM 3: 25

Date: August 11, 2015  
PUBLIC UTILITY COMMISSION  
FILING CLERK

To: Todd Chenoweth, Director  
Water Supply Division  
Texas Commission on Environmental Quality

Thru: 8/12/09  
for Doug Holcomb, P.E., Section Manager  
Utilities & Districts Section  
Water Supply Division

8/19/09  
for Tammy Benter, Team Leader  
Utilities & Districts Section  
Water Supply Division

From: 8/19/09  
for Sheresia Perryman  
Utilities Financial Review Team or Technical Review Team  
Water Supply Division

Subject: Executive Summary and Staff Recommendation for Executive Director Approval  
of Application Nos. 36178-S and 36179-S

CN: 603110768; RN: 105630040 (water) and 105630057 (sewer) (buyer/BCWK,  
LP)

CN: 600801047; RN: 104244280 (water) and 104247606 (sewer) (seller/BC  
Utilities, Inc.)

BCWK, LP, A1866 and A1867, has applied to purchase facilities and to transfer and cancel Certificate of Convenience and Necessity (CCN) Nos. 13068 and 20966 from BC Utilities, Inc., and to obtain water and sewer CCNs in Harris County, Texas.

The applicant meets all of the statutory requirements of Texas Water Code Chapter 13 and the Commission's Chapter 291 rules and regulations. Approving these applications and issuing CCN Nos. 13174 and 21037 to BCWK, LP is necessary for the service, accommodation, convenience and safety of the public.

The applicant is capable of providing continuous and adequate service. This action is taken under authority delegated by the Executive Director of the Texas Commission on Environmental Quality. Staff recommends approval of the order.

TB/SP/ln

44162



# **Texas Commission On Environmental Quality**

**By These Presents Be It Known To All That**

**BCWK, LP**

having duly applied for certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this commission that the public convenience and necessity would in fact be advanced by the provision of such service by this Applicant, is entitled to and is hereby granted this

## **Certificate of Convenience and Necessity No. 13174**

to provide continuous and adequate water utility service to that service area or those service areas in Harris County as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Application No. 36178-S is on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of BCWK, LP, to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.

Issued at Austin, Texas, this \_\_\_\_\_

\_\_\_\_\_  
For the Commission



# **Texas Commission On Environmental Quality**

**By These Presents Be It Known To All That**

**BCWK, LP**

having duly applied for certification to provide sewer utility service for the convenience and necessity of the public, and it having been determined by this commission that the public convenience and necessity would in fact be advanced by the provision of such service by this Applicant, is entitled to and is hereby granted this

## **Certificate of Convenience and Necessity No. 21037**

to provide continuous and adequate sewer utility service to that service area or those service areas in Harris County as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Application No. 36179-S are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of BCWK, LP, to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.

Issued at Austin, Texas, this \_\_\_\_\_

\_\_\_\_\_  
For the Commission



**CANCELLATION OF  
CERTIFICATE OF CONVENIENCE AND NECESSITY**

To Provide Water Service Under V.T.C.A., Water Code  
and Texas Commission on Environmental Quality Substantive Rules

**Certificate No. 13068**

Certificate No. 13068 was canceled by Order of the Commission in  
Docket No. 36178-S. BC Utilities Inc.'s facilities and lines were  
transferred to BCWL, LP, (CCN No. 13174) in Harris County.

Please reference Certificate No. 13174 for the location of maps and other information  
related to the service area transferred.

Certificate of Convenience and Necessity No. 13068 is hereby CANCELED by order of  
the Texas Commission on Environmental Quality.

Issued Date: \_\_\_\_\_

\_\_\_\_\_  
For the Commission



**CANCELLATION OF  
CERTIFICATE OF CONVENIENCE AND NECESSITY**

To Provide Sewer Service Under V.T.C.A., Water Code  
and Texas Commission on Environmental Quality Substantive Rules

**Certificate No. 20966**

Certificate No. 20966 was canceled by Order of the Commission in  
Docket No. 36179-S. BC Utilities, Inc.'s facilities and lines were  
transferred to BCWK, LP (CCN No. 21037) in Harris County.

Please reference Certificate No. 21037 for the location of maps and other information  
related to the service area transferred.

Certificate of Convenience and Necessity No. 20966 is hereby CANCELED by order of  
• the Texas Commission on Environmental Quality.

Issued Date: \_\_\_\_\_

\_\_\_\_\_  
For the Commission

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



44162

APPLICATION NOS. 36178-S AND 36179-S

IN THE MATTER OF THE	§	
APPLICATIONS OF BCWK, LP TO	§	BEFORE THE
PURCHASE FACILITIES AND	§	
CANCEL CERTIFICATES OF	§	TEXAS COMMISSION ON
CONVENIENCE AND NECESSITY	§	
NOS. 13068 AND 20966 FROM BC	§	ENVIRONMENTAL QUALITY
UTILITIES, INC. AND TO OBTAIN	§	
WATER AND SEWER CERTIFICATES	§	
OF CONVENIENCE AND NECESSITY	§	
IN HARRIS COUNTY, TEXAS	§	

On \_\_\_\_\_, the Executive Director of the Texas Commission on Environmental Quality pursuant to Chapters 5 and 13 of the Texas Water Code considered the applications of BCWK, LP, to purchase facilities and cancel Certificates of Convenience and Necessity Nos. 13068 and 20966 from BC Utilities, Inc., and to obtain water and sewer Certificates of Convenience and Necessity, in Harris County, Texas.

No person has requested a public hearing on these applications;

Notice of the applications was given to all affected and interested parties;

The criteria set forth in *Texas Water Code* Sections 13.246(c), 13.254, and 13.301 has been considered; and

The certificate cancellations and issuances requested in this application are necessary for the service, accommodation, convenience, and safety of the public.

Now, therefore, be it ordered by the Texas Commission on Environmental Quality that the application is granted and Certificates of Convenience and Necessity Nos. 13174 and 21037 be issued and Certificates of Convenience and Necessity Nos. 13068 and 20966 be cancelled in accordance with the terms and conditions set forth herein and in the certificate.

IT IS FURTHER ORDERED that BCWK, LP shall serve every customer and applicant for service within the area certified under Certificates of Convenience and Necessity Nos. 13174 and 21037 and that such service shall be continuous and adequate.

Texas Commission on Environmental Quality

Issued date:

---

For the Commission



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



44162

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

Ms. Victoria Harkins, Ph.D., P.E., Consultant  
Harkins Engineering, Inc.  
3300 Lost Oasis Hollow  
Austin, Texas 78739-7603

Re: Application No. 36178-S; Application of BCWK, LP, A1866, to Purchase Facilities and to Transfer and Cancel Certificate of Convenience and Necessity (CCN) No. 13068 from BC Utilities, Inc. and to Obtain a water CCN in Harris County, Texas

Application No. 36179-S; Application of BCWK, LP, A1867, to Purchase Facilities and to Transfer and Cancel Certificate of Convenience and Necessity (CCN) No. 21037 from BC Utilities, Inc. and to Obtain a sewer CCN in Harris County, Texas

CN: 603110768; RN: 105630040 (water) and 105630057 (sewer) (buyer/BCWK, LP)  
CN: 600801047; RN: 104244280 (water) and 104247606 (sewer) (seller/BC Utilities Inc.)

Dear Ms. Harkins:

Enclosed are the following documents issued by the Commission in the above referenced applications:

- certified copy of the order
- certified copies of the map
- copy of the CCNs

This action is taken under authority delegated by the Executive Director of the Texas Commission on Environmental Quality.

You are now authorized to provide utility service in accordance with your approved tariff and the rules and regulations of the Commission. Your last step is to file a certified copy of the CCN map along with a written description of the CCN service area in the county clerk's office pursuant to Texas Water Code, Chapter 13.257 (r) and (s).

If you have any questions, please contact Ms. Sheresia Perryman by phone at 512/239-3654, by fax at 512/239-6972, by email at [sperryma@tceq.state.tx.us](mailto:sperryma@tceq.state.tx.us), or if by correspondence, include MC 153 in the letterhead address.

Sincerely,

Todd Chenoweth, Director  
Water Supply Division

TC/SP/ln

Enclosures

cc: mailing list

P.O. Box 13087 • Austin, Texas 78711-3087 • 512-239-1000 • Internet address: [www.tceq.state.tx.us](http://www.tceq.state.tx.us)

printed on recycled paper using soy-based ink

MAILING LIST FOR APPLICATION NOS. 36178-S AND 36179-S

Ms. Victoria Harkins, Ph.D., P.E., Consultant  
Harkins Engineering, Inc.  
3300 Lost Oasis Hollow  
Austin, Texas 78739-7603

Representing: BCWK, LP

TCEQ:

Region 12 Office

Irma Santana, Utilities & District Section, Water Supply Division, MC 153  
PDW Inventory Subgroup. MC 155

Please send a copy of the signed order to Central Records to be included in the following  
Certificate of Convenience and Necessity (CCN) permanent files:

BCWK, LP, CCN Nos. 13174 and 21037  
BC Utilities, Inc., CCN Nos. 13068 and 20966

CCN/20966/CO

44162

**CROSS REFERENCE SHEET**

FILE NAME/NUMBER: BC Utilities, Inc.; CCN No. 20966

DATE: September 18, 2009

RECEIVED  
SEP 22 2009

TCEO  
CENTRAL FILE ROOM

REGARDING:

LETTERS, MEMOS, CERTIFICATES OF CONVENIENCE AND  
NECESSITY, MAP, & ORDER ISSUED/SIGNED BY EXECUTIVE  
DIRECTOR ON SEPTEMBER 14, 2009

**SEE:**

FILE NAME / NUMBER: BCWK, LP; CCN No. 13174

LOCATION: CCN/13174/CO



[TCEQ Home](#)  
[BACK TO: TCEQ Agendas](#)

**SITE SEARCH:**  
 please enter search phrase

**SUBJECT INDEX**  
[Air](#) [Water](#) [Waste](#)  
[Search TCEQ Data](#)  
[Agency Organization Map](#)

[Questions or Comments:](#)  
[opa@tceq.state.tx.us](mailto:opa@tceq.state.tx.us)

## Search - Results Executive Director's Marked Agenda (Approved Items)

### Water Utilities Authorizations

September 2009

[Return to search form.](#)

[See a Glossary of Terms used. \(In PDF. Help with PDF.\)](#)

[1 - 15](#) | [16 - 30](#) | [31 - 45](#) | [46 - 60](#) | [61 - 75](#) | [76 - 79](#) |

### Records 16 - 30

Applicant Name	Item Type	Permit Number	County	Date Signed
BC UTILITIES INC	CCN - CANCEL	36178-S	HARRIS	09/14/2009
	CCN - PURCHASE	36178-S	HARRIS	09/14/2009
	CCN - TRANSFER	36178-S	HARRIS	09/14/2009
	CCN - CANCEL	36179-S	HARRIS	09/14/2009
	CCN - PURCHASE	36179-S	HARRIS	09/14/2009
	CCN - TRANSFER	36179-S	HARRIS	09/14/2009
	CCN - CANCEL	13174	HARRIS	09/14/2009
	CCN - PURCHASE	13174	HARRIS	09/14/2009
	CCN - TRANSFER	13174	HARRIS	09/14/2009
	CCN - CANCEL	21037	HARRIS	09/14/2009
	CCN - PURCHASE	21037	HARRIS	09/14/2009
	CCN - TRANSFER	21037	HARRIS	09/14/2009
	CCN - CANCEL	13068	HARRIS	09/14/2009
	CCN - PURCHASE	13068	HARRIS	09/14/2009
	CCN - TRANSFER	13068	HARRIS	09/14/2009
	CCN - CANCEL	20966	HARRIS	09/14/2009
	CCN - PURCHASE	20966	HARRIS	09/14/2009
	CCN - TRANSFER	20966	HARRIS	09/14/2009
	CCN - CANCEL	36178-S	HARRIS	09/14/2009
	CCN - PURCHASE	36178-S	HARRIS	09/14/2009
	CCN - TRANSFER	36178-S	HARRIS	09/14/2009
	CCN - CANCEL	36179-S	HARRIS	09/14/2009
	CCN - PURCHASE	36179-S	HARRIS	09/14/2009
	CCN - TRANSFER	36179-S	HARRIS	09/14/2009
	CCN - CANCEL	13174	HARRIS	09/14/2009
	CCN - PURCHASE	13174	HARRIS	09/14/2009
	CCN - TRANSFER	13174	HARRIS	09/14/2009
	CCN - CANCEL	21037	HARRIS	09/14/2009
	CCN - PURCHASE	21037	HARRIS	09/14/2009
	CCN - TRANSFER	21037	HARRIS	09/14/2009
	CCN - CANCEL	13068	HARRIS	09/14/2009

**RELATED LINKS:**  
[Central Registry](#)

[Commission Agendas](#)

[Public Meetings and Hearings on Permit Cases Calendar](#)

[State Office of Administrative Hearings](#)

[Comment Online on Pending Permit Applications](#)

RECEIVED  
 OCT 8 2 2009  
 CENTRAL FILE

CCN/20966/CO

## CROSS REFERENCE SHEET

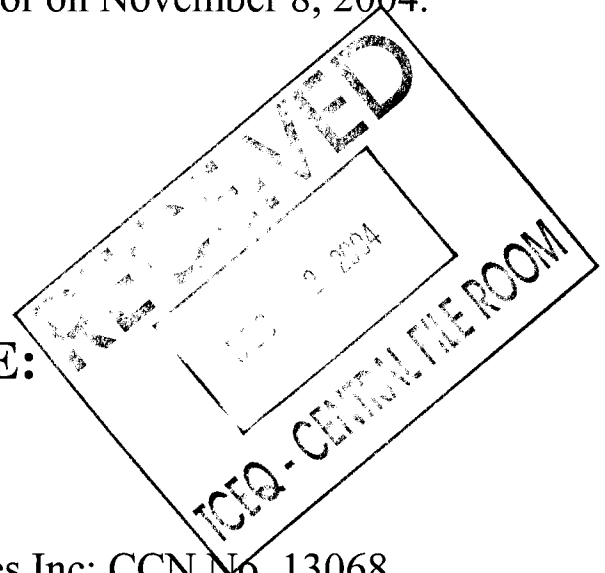
FILE NAME/NUMBER: BC Utilities Inc; CCN No. 20966

DATE: November 8, 2004

REGARDING:

A CCN issued by the executive director on November 8, 2004.

SEE:



FILE NAME / NUMBER: BC Utilities Inc; CCN No. 13068

LOCATION: CCN/13068/CO

CCN 20966 C0

## Texas Commission on Environmental Quality

### INTEROFFICE MEMORANDUM

TO : Tariff Coordinator  
Utility Certification & Rate Analysis

October 20, 2004

THRU : Earl Lott, Section Manager  
Utilities & Districts Section

10/27/04 - stamped &  
Approved tariff  
SP

FROM: Brian Dickey, Water Supply Division

SUBJECT: Request for Tariff Approval Stamp

Utility Name: BC Utilities, Inc.

CCN Number: 20966

Application/Docket Number: 34572-B C

RECEIVED  
APR 10 2007  
TCEQ  
CENTRAL FILE ROOM

Attached, please find:

- ☐ A. A tariff for a utility reflecting the results of a rate case approved by the Commission.
- ☐ B. A tariff for a utility reflecting rates effective by Operation of Law i.e. no protests received nor hearing requested.
- ☐ C. A tariff for a utility with minor tariff changes allowed under TCEQ Rule 291.21(b)(2).
- ☒ D. A utility tariff submitted in a CCN application.
- ☐ E. A tariff for a utility submitted in a report of sale and/or transfer of CCN application.
- ☐ F. Other \_\_\_\_\_
- ☒ G. Comments regarding any of the above or any related tariff on file. Received Letter from utility requesting to use the approved tecon tariff.

I have reviewed the above tariff and I recommend it be stamped APPROVED. Date of tariff approval: October 21, 2004

Brian Dickey  
(Signature)

TEXAS COMM. ON ENVIRONMENTAL QUALITY

J:\RATES\TARIFFS\34572-C bc utilities sewer.wpd

34572 C CCN 20966 OCT 20 '04

APPROVED TARIFF BY SP/BD