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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

44211

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



2015 JAN 12 AM 7:49

PUBLIC UTILITY COMMISSION  
FILING CLERK

**IN THE MATTER OF  
AN ENFORCEMENT ACTION  
CONCERNING MICHAEL LANTZ  
O'NEILL D/B/A FRONTIER PARK  
RESORT AND MARINA;  
RN101278034**

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**BEFORE THE  
  
TEXAS COMMISSION ON  
  
ENVIRONMENTAL QUALITY**

**ORDER AFFIRMING EMERGENCY ORDER  
DOCKET NO. 2013-1405-UCR-E**

On February 26, 2014, the Texas Commission on Environmental Quality ("TCEQ" or "Commission") considered whether to affirm, modify, or set aside an Emergency Order in the matter regarding Michael Lantz O'Neill d/b/a Frontier Park Resort and Marina ("Mr. O'Neill"). The Emergency Order was issued by the Executive Director without a hearing on January 27, 2014. The Emergency Order and the notice of the February 26, 2014, agenda hearing to affirm, modify, or set aside the Emergency Order were sent by certified mail return receipt requested, and sent by first class mail, postage prepaid to the last known address of Mr. O'Neill on January 27, 2014. The Emergency Order was also hand delivered to Mr. O'Neill on January 30, 2014. The Commission finds that the Executive Director appropriately issued the Emergency Order and that the requirements for an emergency order found in Chapters 5 and 13 of the Texas Water Code have been satisfied.

**THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
ORDERS THAT:**

The January 27, 2014, Emergency Order, attached hereto as Exhibit A and incorporated into this Order by reference, is affirmed.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Bryan W. Shaw*  
For the Commission