



Control Number: 45552



Item Number: 2

Addendum StartPage: 0

Bryan W. Shaw, Ph.D., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



45552

RECEIVED

2016 JAN 28 PM 1:25

PUBLIC UTILITY COMMISSION  
FILING CLERK

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

October 24, 2013

**BY FAX TO 281/367-4480 AND**  
**BY CERTIFIED MAIL**

Mr. James Leveston, President  
Old Tamina WSC  
19521 Simons Lane  
Conroe, Texas 77385

**NOTICE OF DEFICIENCY**

Re: Application from Old Tamina Water Supply Corporation (WSC) to Amend Certificate of Convenience and Necessity (CCN) No. 12289 and to Obtain Dual Certification with a portion of CCN No. 13146 held by the City of Shenandoah in Montgomery County; Application No. 37615-C

Application from Old Tamina WSC to Obtain a Sewer CCN in Montgomery County; Application No. 37616-C

CN: 602895005; RN: 102677473 (water)  
CN: pending; RN: pending (sewer)

Dear Mr. Leveston:

The above referenced application was accepted for filing on June 25, 2013, and is currently in the technical review phase.

In order for staff to continue processing the application, the following information is required:

1. Please provide four copies of the rate study used to determine the sewer rates. The rate study provided in attachment No. 6 was incomplete.
2. Please provide written documentation from the City of Shenandoah agreeing to the proposed dual certification. The agreement provided was for a previous application that was dismissed.
3. Please provide a copy of the signed wholesale wastewater contract with the City of Shenandoah.
4. Please provide the address for each septic system which has failed in the proposed wastewater CCN service area.

P.O. Box 13087 • Austin, Texas 78711-3087 • 512-239-1000 • [tceq.texas.gov](http://tceq.texas.gov)

How is our customer service? [tceq.texas.gov/customersurvey](http://tceq.texas.gov/customersurvey)  
printed on recycled paper

2

5. Please provide a complete copy of the preliminary engineering report referenced in the application.
6. Please explain how Old Tamina Water Supply Corporation came up with 860 proposed sewer connections. Old Tamina Water Supply Corporation can not require current land owners to abandoned existing septic systems.
7. Please provide four copies of the TCEQ approval letters for the water and wastewater system as required in question 4E of the application and 30 TAC 291.105(14)(A) and 291.105(15)(B).
8. Please provide four copies of requests seeking service from all sewer utilities within 2 miles and their written responses or documentation that they failed to respond as required in question 4A of the CCN application. If your request for service were not denied please provide a detailed analysis which justifies your reason for not accepting service. A separate analysis must be prepared and submitted for each utility that granted your request for service.
9. Please provide four copies of each notice and map sent to Town Center Improvement District, Montgomery County, Lone Star Ground Water Conservation District, East Plantation Utility District, Encanto Real Utility District, Lakeland Sec. Four Civic Club, and The Woodlands Mud 2 along with an original and three copies of the signed affidavit that notice has been given. Be sure to include any other Cities, Counties, or Ground Water Conservation Districts in which notice was not previously provided.
10. Conroe Independent School District has requested exclusion of 60 acres from the proposed CCN areas. The TCEQ has reviewed the requests and finds that they meet the criteria of Title 30 of the Texas Administrative Code §291.102(h). Please work with the requestors to obtain sufficient information to exclude their property from the proposed CCN areas. Please provide revised maps and digital data, excluding the land mentioned above.
11. The profit and loss statement provided for fiscal year 2011 showed a net operating loss of \$2,944.50. Please provide four (4) copies of the most recent audited financial statement.
12. Please provide four (4) copies of the capital improvement plan including a budget and estimated time line for construction **of all facilities** necessary to provide full service to the proposed service area identified in the application as area A. This information should be keyed to maps showing where such facilities will be located to provide service as required in 30 Texas Administrative Code (TAC) section 291.105(6).
13. Please provide written request for service received from landowners, prospective landowners, or tenants.

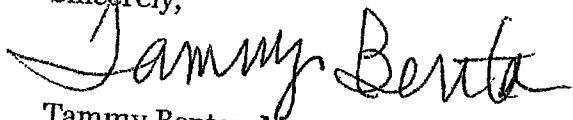
Mr. James Leveston, President  
Page 3  
October 24, 2013

14. Please provide any reports or market studies demonstrating existing or anticipated growth in the proposed service area.
15. Please provide a copy of the preliminary engineering feasibility report prepared by Jones and Carter, Inc. referenced in the CCN application.
16. Please provide a complete copy of the USDA loan certification approval documents. Only the signature page was provided with the application.
17. Please provide the current status of the USDA loan.

Processing of the above referenced application cannot proceed until we receive the requested items. These items must be provided to our office by **November 25, 2013**. If we do not receive the requested information by this date, your application will be returned for failure to prosecute.

If you have any questions, please contact Mr. Brian Dickey at 512/239-0963, or if by correspondence, include Mail Code 153 in the letterhead address.

Sincerely,



Tammy Benter, Manager  
Utilities & Districts Section  
Water Supply Division  
Texas Commission on Environmental Quality

TB/BDD/sd

cc: Richard Howard  
TCEQ Region 12 Office