



Control Number: 45552



Item Number: 43

Addendum StartPage: 0

**DOCKET NO. 45552**

**APPLICATION OF OLD TAMINA §  
WATER SUPPLY CORPORATION TO §  
AMEND ITS WATER CERTIFICATE §  
OF CONVENIENCE AND NECESSITY §  
FOR DUAL CERTIFICATION WITH §  
THE CITY OF SHENANDOAH IN §  
MONTGOMERY COUNTY (37615-C) §**

**PUBLIC UTILITY COMMISSION  
COMMISSION  
OF TEXAS**

RECEIVED  
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PUBLIC UTILITY COMMISSION  
FILING CLERK

**OLD TAMINA WATER SUPPLY CORPORATION'S RESPONSE TO ORDER NO. 8  
FINDING APPLICATION INCOMPLETE AND DEFICIENT, ESTABLISHING  
DEADLINES AND OPPORTUNITY TO CURE**

**NOW COMES** Old Tamina Water Supply Corporation ("OTWSC") and hereby files this Response to Docket No. 45552 Order No. 8.

**I. Background**

On May 15, 2013, OTWSC filed an application to amend its water CCN No. 12289 for a dual certification with the City of Shenandoah ("Shenandoah") and to obtain a new sewer CCN in Montgomery County ("Application") with the Texas Commission on Environmental Quality ("TCEQ").

On March 4, 2016, the Administrative Law Judge ("ALJ") issued Order No. 2 Finding Application Incomplete and Deficient, Establishing Deadlines and Opportunity to Cure, which required OTWSC to amend its application to cure the deficiencies noted by Commission Staff on or before March 30, 2016.

On April 5, 2016, the ALJ issued Order No. 3 granting OTWSC's request to extend the deadline to amend its application to cure the deficiencies noted by Commission Staff on or before April 13, 2016. OTWSC filed a timely response.

On May 20, 2016, the ALJ issued Order No. 4 Finding Application Incomplete and Deficient, Establishing Deadlines and Opportunity to Cure.

On May 27, 2016, the ALJ issued Order No. 5 granting OTWSC's motion to sever its application into separate water and sewer CCN applications.

On June 1, 2016, the ALJ issued Order No. 6 abating the processing of OTWSC's pending application to amend its existing water CCN until OTWSC's then pending litigation with Shenandoah was resolved.

On April 6, 2017, OTWSC filed a Status Report indicating that the litigation between OTWSC & Shenandoah had been resolved.

On April 19, 2017, OTWSC and Commission Staff filed a joint motion to lift the abatement of this docket.

On April 24, 2017, the ALJ issued Order No. 7 unabating the proceeding.

On May 24, 2017, the ALJ issued Order No. 8 Finding the Application Incomplete and Deficient and Establishing Deadlines and an Opportunity to Cure. Order No. 8 established a deadline of June 16, 2017, for OTWSC's to respond and amend its application to cure the deficiencies described by Commission Staff in the PUC Interoffice Memorandum dated May 19, 2017.

Accordingly, this response is timely filed.

## **II. OTWSC's Response to Order No. 8 Finding Application Incomplete and Deficient**

OTWSC responds to each of the Commission Staff's recommendations itemized in the PUC Interoffice Memorandum dated May 19, 2017 as follows:

Item 1: A revised detailed (large scale) map identifying the proposed water CCN service areas in reference to verifiable man-made and natural landmarks such as roads, rivers and railroads

Please see the map titled “PUC Docket 45552 – Proposed Water CCN Map” contained in the document prepared by Communities Unlimited (dated June 9, 2017) that is attached hereto as “Exhibit 1.”

Item 2: A revised general location (small scale) map identifying the proposed water CCN service areas in reference to the nearest county boundary, city or town.

Please see the map titled “Tamina Proposed Water CCN” attached hereto as “Exhibit 2.”

Item 3: Revised digital mapping data in a shapefile format for the proposed water CCN service areas, which accurately removes the requested CISD property.

The requested digital mapping data is contained on the enclosed CD.

Item 4: A large scale (detailed) map identifying the accurate location of the entire property subject to CISD’s opt out request shown in reference to the proposed water CCN service areas and surrounding verifiable man-made and/or natural landmarks such as roads, rivers, and railroads.

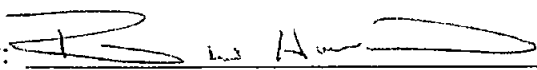
Please see the map titled “PUC Docket 45552 – Conroe ISD Property Map” contained in the document prepared by Communities Unlimited (dated June 9, 2017) that is attached hereto as “Exhibit 1.”

Item 5: State the revised total acreage for the proposed water CCN service areas after the removal of the CISD’s property.

The revised total acreage for the proposed water CCN service areas after the removal of CISD's property is 189 acres. Please see the cover page of the document prepared by Communities Unlimited (dated June 9, 2017) that is attached hereto as "Exhibit 1."

Respectfully submitted,

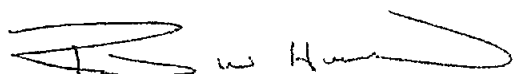
OLD TAMINA WATER SUPPLY CORPORATION

By:   
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Missouri City, TX 77489  
Tel. (281) 437-5900  
Fax. (281) 416-9517  
Attorney for  
Old Tamina Water Supply Corporation

**DOCKET NO. 45552**

**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on this June 15, 2017 in accordance with 16 TAC § 22.74.

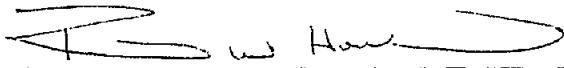
  
\_\_\_\_\_  
Ramond W. Howard

**VERIFICATION**

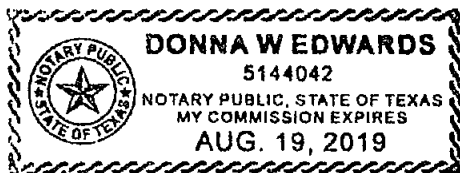
**STATE OF TEXAS**

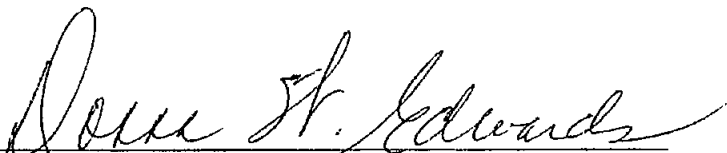
§  
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BEFORE ME, the undersigned authority, personally appeared Ramond W. Howard, who stated, upon oath, that the statements made in the foregoing instrument are within his personal knowledge and are true and correct.

  
\_\_\_\_\_  
Ramond W. Howard

**SUBSCRIBED AND SWORN TO BEFORE ME** on the 15<sup>th</sup> day of June, 2017, by  
Ramond W. Howard.



  
\_\_\_\_\_  
Notary Public, State of Texas

# COMMUNITIES Unlimited

June 9, 2017

Public Utility Commission of Texas  
Water Utility Division  
Attention: Mapping Staff  
P.O. Box 13326  
Austin, TX 78711-3326

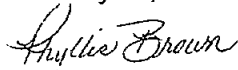
RE: Docket # 45552 Old Tamina WSC Water CCN Amendment

The enclosed CD contains the digital mapping data to resolve the issues on Docket No. 45552 Application of Old Tamina Water Supply Corporation to Amend Its Water Certificate of Convenience and Necessity for Dual Certification with the City of Shenandoah, Docket No. 45552.

The digital mapping data clearly delineates the outer boundaries of the proposed water CCN service areas including the areas of dual certification with a portion of the City of Shenandoah's water CCN No. 13146 and the area of single certification. The revised maps and digital mapping data does accurately remove the overlap with the Conroe Independent School District's (CISD) property, which is subject to the opt-out request from the proposed water CCN service area.

The amended acreage is 189 acres for Docket # 45552 Old Tamina WSC CCN Amendment.

Thank you,



Phyllis Brown  
Communities Unlimited  
Operations/Management Specialist/GIS Specialist  
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*Helping people build secure and sustainable futures*

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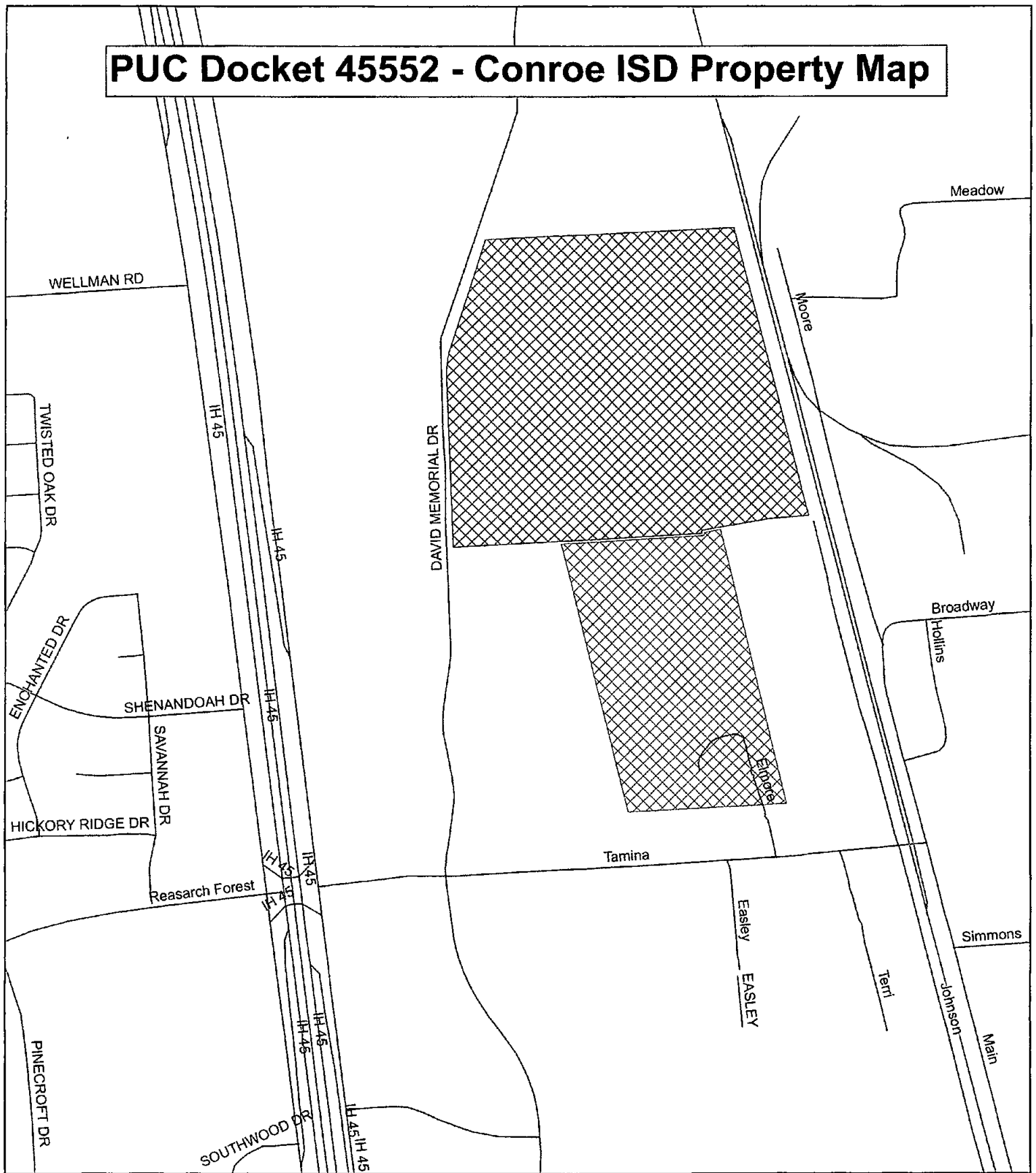
**PUC Docket 45552 - Proposed Water CCN Map**

Dual CCN-Old Tamina WSC & City of Shenandoah  
 Single CCN -Old Tamina WSC



Map by: Phyllis Brown  
Date created June 7, 2017

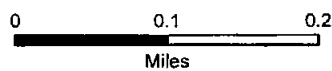


# PUC Docket 45552 - Conroe ISD Property Map



## PUC Docket 45552 - Conroe ISD Property Map

-  Dual CCN-Old Tamina WSC & City of Shenandoah
-  Conroe ISD 60 Opt Out Property



Map by: Phyllis Brown  
Date created June 7, 2017

