



Control Number: 46181



Item Number: 14

Addendum StartPage: 0

DOCKET NO. 46181

RECEIVED

APPLICATION OF AQUA TEXAS, INC. DBA AQUA TEXAS TO AMEND CERTIFICATES OF CONVENIENCE AND NECESSITY IN CHAMBERS COUNTY	§ § § § §	PUBLIC UTILITY COMMISSION 2016 DEC 27 AM 11:06 OF TEXAS PUBLIC UTILITY COMMISSION FILING CLERK
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COMMISSION STAFF'S FINAL RECOMMENDATION

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Final Recommendation, and would show the following:

I. BACKGROUND

On July 18, 2016, Aqua Texas, Inc. d/b/a Aqua Texas filed with the Public Utility Commission of Texas (Commission) an application to amend its water certificate of convenience and necessity (CCN) No. 13203 and sewer CCN No. 21065 in Chambers County to include 93.49 acres and no current customers to its service area. Aqua Texas proposes the amendment for provision of services to the proposed Joseph's Cove development.

On October 4, 2016, the administrative law judge issued Order No. 3, which set December 27, 2016 as the deadline for Staff to file its final recommendation on the application. Therefore, this pleading is timely filed.

II. FINAL RECOMMENDATION

Staff has reviewed the application and recommends that it be approved, as supported by the attached memorandum from Andrew Novak, Sean Scaff, and Kristy Nguyen of the Commission's Water Utilities Division. As stated in the attached memorandum, Aqua Texas has demonstrated that it meets the financial, managerial, and technical capability required in order for its CCN amendment to be approved. Aqua Texas also meets all of the statutory requirements of Texas Water Code Chapter 13 and the Commission's Chapter 24 rules and regulations, and is capable of providing continuous and adequate service. Approving Aqua Texas' application to amend CCN No. 12052 is necessary for the service, accommodation, convenience, and safety of the public. Therefore, Staff recommends approval of the application, and further recommends that

Aqua Texas file certified copies of the CCN maps along with a written description of the CCN service area in the county clerk's office pursuant to TWC §§ 13.257 (r)-(s).

III. CONCLUSION

For the above stated reasons, Staff respectfully recommends that the application be approved.

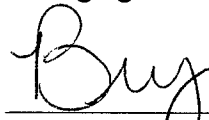
Filed: December 27, 2016

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Stephen Mack
Managing Attorney

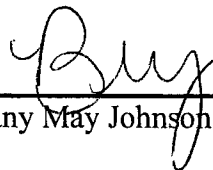


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DOCKET NO. 46181

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on December 27, 2016, in accordance with 16 TAC § 22.74.



Brittany May Johnson

PUC Interoffice Memorandum

To: Brittany Johnson, Attorney
Legal Division

Thru: Heidi Graham, Director
Lisa Fuentes, Manager
Water Utilities Division

From: Andrew Novak, Financial Analyst
Sean Scaff, Engineering Specialist
Kristy Nguyen, GIS Specialist
Water Utilities Division

Date: December 27, 2016

Subject: **Docket No. 46181**, *Application of Aqua Texas, Inc. dba Aqua Texas to Amend a Water Certificate of Convenience and Necessity in Chambers County*

On July 18, 2016, the Aqua Texas, Inc. (Aqua Texas) filed with the Public Utility Commission of Texas (Commission) an application to amend its water Certificate of Convenience and Necessity (CCN) No. 13203 and Sewer CCN No. 21065 in Chambers County, Texas. The amendment will expand Aqua Texas' service area to allow for the provision of services to the proposed Joseph's Cove development. The Application was reviewed pursuant to Texas Water Code (TWC), §§ 13.241-250 and the 16 Tex. Admin Code (TAC) §§ 24.101-.107.

Proper public notice was provided on August 26, 2016, and September 2, 2016, in the Baytown Sun. According to the affidavits of notice received on September 23, 2016, notice was provided to current customers, neighboring systems, cities, other affected parties and landowners in Chambers County, Texas on September 6, 2016. The comment period ended October 6, 2016, and the Commission did not receive any protests or requests for hearing.

TWC § 13.246(c) requires the Commission to consider nine criteria when granting or amending a CCN. The following criteria were considered:

- **TWC §13.246(c)(1)** requires the Commission to consider the adequacy of service currently provided to the requested area. Currently, the area is not being served. The applicant operates Public Water System (PWS) #0360005 and a TCEQ approved wastewater system, WQ 0011449001. The system does not have current drinking water violations.
- **TWC §13.246(c)(2)** requires the Commission to consider the need for additional service in the requested area, including whether any landowners, prospective landowners, tenants, or residents have requested service. Aqua Texas has received requests for service and will serve the new Joseph's Cove development.
- **TWC §13.246(c)(3)** requires the Commission to consider the effect of granting an

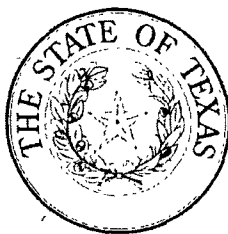
amendment on the recipient, on the landowners in the area, and on any other retail water utility servicing the proximate area. Only the Applicant's CCN Nos. 11309 and 21065 will be affected by revising the boundaries to reflect the additional area.

- **TWC §13.246(c)(4)** requires the Commission to consider the ability of the applicant to provide adequate service. The Applicant currently provides service to 1,065 water connections and 957 Sewer Connections. The applicant also employs 26 "Class C" Operator.
- **TWC §13.246(c)(5)** requires the Commission to consider the feasibility of obtaining service from an adjacent retail public utility. There are currently no other adjacent retail public utilities.
- **TWC §13.246(c)(6)** requires the Commission to consider the financial ability of the applicant to pay for facilities necessary to provide continuous and adequate service. Aqua Texas has demonstrated adequate financial ability to pay for any facilities necessary and to provide continuous and adequate service.
- **TWC §§13.246(7) and (9)** requires the Commission to consider the environmental integrity and the effect on the land to be included in the CCN. The CCN amendment will not have a material impact on the environmental integrity of the land in the proposed areas.
- **TWC § 13.246(8)** requires the Commission to consider the probable improvement in service or lowering of cost to consumers. Due to there being no consumers currently, this criteria is not applicable.

In Staff's opinion, Aqua Texas has demonstrated adequate financial and managerial capability to provide continuous and adequate service to the area subject to this application. These conclusions are based on information provided by Aqua Texas prior to this date and may not reflect any changes in Aqua Texas status subsequent to this review.

Aqua Texas consented to the maps, CCN certificates and tariffs on December 20, 2016.

Therefore, based on review of the application, Staff recommends approval of the application. Staff further recommends that Aqua Texas file certified copies of the CCN maps along with a written description of the CCN service area in the county clerk's office pursuant to TWC §§ 13.257 (r)-(s).



Public Utility Commission of Texas

By These Presents Be It Known To All That

Aqua Texas, Inc.

having obtained 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, Aqua Texas, Inc., is entitled to this

Certificate of Convenience and Necessity No. 13203

to provide continuous and adequate water utility service to that service area or those service areas in Brazoria, Chambers, Fort Bend, Grimes, Harris, Jefferson, Liberty, Montgomery, Polk, San Jacinto Trinity, and Wharton Counties as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 46181 are on file at the Commission offices in Austin, Texas; and are a matter of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty Aqua Texas, Inc. 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, the _____ day of _____ 2016.



**WATER UTILITY TARIFF FOR
Southeast Region – Gray
Docket Number 46181**

Aqua Texas, Inc. and Aqua Utilities, Inc.
dba Aqua Texas
(Utility Name)

1106 Clayton Lane, Suite 400W
(Business Address)

Austin, Texas 78723
(City, State, Zip Code)

(512) 990-4400
(Area Code/Telephone)

This tariff is effective for utility operations under the following Certificate of Convenience and Necessity:
11157 and 13203

This tariff is effective in the following counties:
Chambers, Liberty and Jefferson

The following is a list of cities where Aqua Texas – Southeast Region Gray water systems provide service:

City of Old-River Winfree, and City of Beach City

The rates set or approved by the city for the systems entirely within its corporate boundary are not presented in this tariff. Those rates are not under the original jurisdiction of the Public Utility Commission of Texas and will have to be obtained from the city or utility. This tariff applies to outside city customers of systems that provide service inside and outside of a city's corporate boundary.

This tariff is effective in the following subdivisions/service areas and for the following public water systems:

See attached Table for Southeast Region – Gray

TABLE OF CONTENTS

The above utility lists the following sections of its tariff (if additional pages are needed for a section, all pages should be numbered consecutively):

SECTION 1.0	--	RATE SCHEDULE.....	2-6
SECTION 2.0	--	SERVICE RULES AND POLICIES.....	9
SECTION 2.2	--	SPECIFIC UTILITY SERVICE RULES AND REGULATIONS	14
SECTION 3.0	--	EXTENSION POLICY	19
SECTION 3.20--		SPECIFIC UTILITY SERVICE EXTENSION POLICY	19
SECTION 4.0	--	DROUGHT CONTINGENCY PLAN	26
APPENDIX A	--	APPLICATION FOR STANDARD RESIDENTIAL SERVICE/SERVICE AGREEMENT	

This tariff is effective for the following systems, subdivisions, and areas:

PWS #	TCEQ System Name	SUBDIVISION/ AREA SERVED	COUNTY	RATE REGION
0360005	Gray Utility Service	Cove at Cotton Creek Creeside at Cotton Creek Cotton Creek Lanai Maley Woods The Veranda Gas Station Strip Center Commercial Development Travel Park Joseph's Cove	Chambers	SE/Gray
0360081	Leaning Oaks Water Association	Leaning Oaks Water Association	Chambers, Liberty	SE/Gray
0360084	Trinity Cove Subdivision	Trinity Cove	Chambers	SE/Gray
0360093	Carriage Trail Subdivision	Carriage Trail	Chambers	SE/Gray
0360100	Hackberry Creek Subdivision	Hackberry Creek	Chambers	SE/Gray
***0360122	Barrow Ranch	Barrow Ranch Barrow Ranch Estates Legends Bay Southwind	Chambers	SE/Gray
1230083	Sunchase Subdivision	South Fork Sunchase Estates	Jefferson	SE/Gray
1460096	Oak Meadows II Subdivision	Oak Meadows II	Liberty	SE/Gray
1460100	Oak Meadows III Subdivision	Oak Meadows III	Liberty	SE/Gray
1460137	Webb Way Subdivision	Webb Way	Liberty	SE/Gray
1460145	Towering Oaks I	Towering Oaks I Towering Oaks II Cedar Lane	Liberty	SE/Gray

*****Note:** All the customers served by the Barrow Ranch water system (PWS ID 0360122) are currently located entirely within the corporate limits of the City of Beach City. Therefore, these rates are not applicable to these current customers within the city limits. If Aqua Texas has any Barrow Ranch water system customer connections in the future that are located outside the city limits of the City of Beach City, the rates shown in this tariff will apply to those connections.

SECTION 1.0 -- RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size</u>	<u>Monthly Minimum Charge</u>
5/8" x 3/4"	\$31.00 (Includes 0 gallons)
3/4"	\$46.50
1"	\$87.50
1 1/2"	\$175.00
2"	\$280.00
3"	\$560.00
4"	\$875.00
6"	\$1,750.00
8"	\$2,800.00
10"	\$4,025.00
12"	\$8,750.00

Monthly minimum charge for any water meter size larger than 12" meter will be calculated using American Water Works Association approved meter equivalency factors.

Charges per 1,000 gallons used:

Gallonge Charge: \$3.70

Regional Pass through Gallonge Charge: \$0.00

The calculation for the regional pass through gallonge charge must comply with the formula set out in Section 1.02 of this tariff.

REGULATORY ASSESSMENT1.0%
TCEQ RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY BILL.

FORM OF PAYMENT: The utility will accept the following forms of payment:

Cash X (If in person at designated locations), Check X , Money Order X , Credit Card X,
Other (specify) Electronic Billing & Payment (See Section 2.06 – Billing)

THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH PAYMENTS.

UNAFFILIATED THIRD PARTIES WHO ACCEPT AND PROCESS CASH, CREDIT CARD, OR ELECTRONIC PAYMENTS FOR UTILITY BILLS MAY REQUIRE PAYMENT OF AN ADDITIONAL CONVENIENCE CHARGE FOR THIS SERVICE.

SECTION 1.0 -- RATE SCHEDULE (Continued)

Section 1.02 - Miscellaneous Fees

TAP FEE \$750.00

THE TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD RESIDENTIAL 5/8" x 3/4" METER. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS PERMITTED IF LISTED ON THIS TARIFF.

TAP FEE (Unique costs)..... Actual Cost

FOR EXAMPLE, A ROAD BORE FOR CUSTOMERS OUTSIDE A SUBDIVISION IS A UNIQUE COST. UNIQUE COSTS WILL BE DETERMINED ON A CASE-BY-CASE BASIS.

TAP FEE (Large meter)..... Actual Cost

THIS TAP FEE IS BASED ON THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR METERS LARGER THAN STANDARD 5/8" x 3/4" METERS. UNIQUE COSTS, SUCH AS ROAD BORES, WILL BE CHARGED IN ADDITION TO THIS TAP FEE AT THEIR ACTUAL COST OF INSTALLATION.

RECONNECTION FEE

THE RECONNECT FEE MUST BE PAID BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS (OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF):

a) Non-payment of bill (Maximum \$25.00)..... \$25.00

b) Customer's request that service be disconnected \$75.00

TRANSFER FEE \$50.00

THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED.

LATE CHARGE 10% of bill

PUC RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

RETURNED CHECK CHARGE..... \$25.00

RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY'S DOCUMENTABLE COST.

CUSTOMER DEPOSIT - RESIDENTIAL \$50.00

CUSTOMER DEPOSIT – COMMERCIAL AND NON-RESIDENTIAL 1/6th of estimated annual bill

METER TEST FEE \$25.00

THIS FEE, WHICH SHOULD REFLECT THE UTILITY'S COST, MAY BE CHARGED IF A CUSTOMER REQUESTS A SECOND METER TEST WITHIN A TWO-YEAR PERIOD AND THE TEST INDICATES THAT THE METER IS RECORDING ACCURATELY. THE FEE MAY NOT EXCEED \$25.

SECTION 1.0 -- RATE SCHEDULE (Continued)

METER/SERVICE RELOCATION FEE (Customer's Request) Actual Cost

THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS THAT AN EXISTING METER BE RELOCATED.

STANDARD METER INSTALLATION FEE..... \$150.00

TO BE CHARGED WHEN UNMETERED SERVICE EXISTS ON THE SYSTEM THAT SHOULD BE METERED TO BE IN COMPLIANCE WITH THE UTILITY'S TARIFF BUT THE CONVERSION OF THE SERVICE WOULD NOT REQUIRE A FULL TAP AND ALL OF ITS COSTS. THIS FEE WILL BE A SHARING OF COSTS BETWEEN THE CUSTOMER AND THE UTILITY. THE CUSTOMER MAY HAVE THE OPTION OF PAYING THE FEE OVER NO MORE THAN THREE (3) MONTHS.

CUSTOMER SERVICE INSPECTION FEE – RESIDENTIAL \$100.00

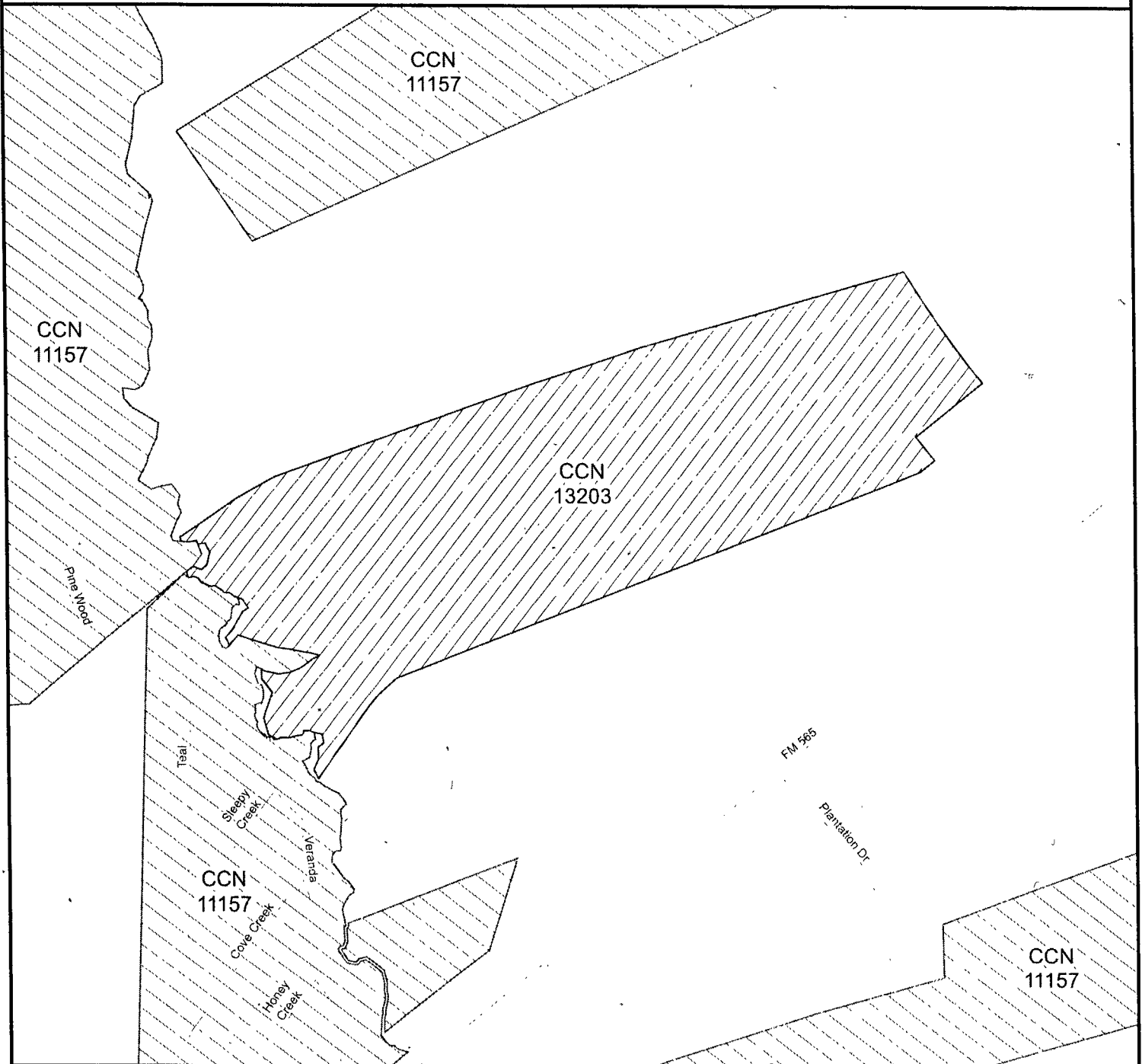
CUSTOMER SERVICE INSPECTION FEE – Actual cost not to exceed \$150.00
COMMERCIAL AND NON-RESIDENTIAL

SERVICE APPLICANTS MAY CHOOSE TO HAVE CUSTOMER SERVICE INSPECTIONS REQUIRED BY TCEQ RULE 290.46(J) PERFORMED BY ANY STATE-LICENSED INSPECTOR OF THEIR CHOICE. UNLESS THE SERVICE APPLICANT CHOOSES TO ARRANGE FOR AND PAY FOR THE INSPECTION INDEPENDENTLY, THE UTILITY MAY CHARGE SERVICE APPLICANTS THE CUSTOMER SERVICE INSPECTION FEE AT THE TIME THEY APPLY FOR SERVICE. IF A RE-INSPECTION IS REQUIRED TO BRING THE PLUMBING INTO COMPLIANCE WITH APPLICABLE REQUIREMENTS OR IF AN EXTRA INSPECTION APPOINTMENT IS REQUIRED BECAUSE A CUSTOMER DOES NOT PERMIT PERFORMANCE OF AN INSPECTION AT A PREVIOUSLY AGREED UPON APPOINTMENT TIME, THE CUSTOMER MAY CHOOSE TO HAVE ANY STATE-LICENSED INSPECTOR OF THEIR CHOICE PERFORM THE INSPECTION. IF THE CUSTOMER CHOOSES TO HAVE THE UTILITY PERFORM THE INSPECTION OR RE-INSPECTION, THE CUSTOMER WILL BE CHARGED \$100.00 FOR EACH REQUIRED INSPECTION, RE-INSPECTION OR AGREED UPON INSPECTION APPOINTMENT AND WILL PAY THE UTILITY THE TOTAL AMOUNT OWED AT THE TIME AN INSPECTION OR RE-INSPECTION IS PERFORMED. THE UTILITY MAY, AT ITS OPTION, INCLUDE THE ADDITIONAL CHARGE OR CHARGES ON THE NEXT MONTH'S UTILITY BILL RATHER THAN REQUIRING PAYMENT AT THE TIME OF THE INSPECTION OR RE-INSPECTION. THE UTILITY MAY USE UTILITY EMPLOYEES OR MAY HAVE THE INSPECTION PERFORMED BY A LICENSED THIRD PARTY CONTRACTOR.

ILLEGAL RECONNECTION, LOCK REMOVAL OR DAMAGE FEE \$85.00



IN ORDER TO REIMBURSE THE UTILITY WITHOUT BURDENING OTHER CUSTOMERS WITH HIGHER RATES FOR THE ADDITIONAL COST OF SERVICE TRIPS TO DISCONNECT A CUSTOMER/ACCOUNT HOLDER WHO HAS BEEN DISCONNECTED FOR NONPAYMENT AND TO PAY FOR THE COST OF BROKEN OR CUT LOCKS AND SERVICE TIME, THIS FEE SHALL BE ASSESSED TO THE ACCOUNT HOLDER OF ANY DELINQUENT ACCOUNT THAT HAS BEEN DISCONNECTED FOR NONPAYMENT BY VALVING OFF, LOCKING OR REMOVING THE METER WHEN SERVICE TO THE PREMISES IS SUBSEQUENTLY RECONNECTED BY NON-UTILITY PERSONNEL BY CUTTING OR REMOVING THE LOCK, REOPENING THE VALVE, OR REMOVING OR BYPASSING THE METER WITHOUT AUTHORIZATION BY THE UTILITY. THIS FEE MAY BE CHARGED EACH TIME AN EVENT OCCURS AND SERVICE WILL NOT BE RECONNECTED UNTIL THIS FEE IS PAID IN ADDITION TO ANY OTHER BALANCES AND RECONNECT FEES. THIS FEE SHALL NOT BE CHARGED IF A FEE FOR A DAMAGED METER IS CHARGED OR IF THE ACCOUNT HOLDER OR HIS/HER REPRESENTATIVE INFORMS THE UTILITY WITHIN 24 HOURS AFTER DISCOVERING THAT SERVICE HAS BEEN RESTORED WITHOUT AUTHORIZATION OF THE UTILITY: (1) THAT SERVICE WAS RECONNECTED WITHOUT THE ACCOUNT HOLDER'S PERMISSION; AND (2) THE ACCOUNT HOLDER AGREES TO PAY FOR ALL WATER USED.

Aqua Texas, Inc.
Portion of Water Service Area
CCN Nos. 13203 & 11157
PUC Docket No. 46181
Amended CCN No. 13203 in Chambers County



Public Utility Commission of Texas
1701 N. Congress Ave
Austin, TX 78701

Water CCN Service Areas

-  13203 - Aqua Texas Inc
-  11157 - Aqua Texas Inc



Map by: Kristy Nguyen
Date created: November 14, 2016
Project Path: n\Final Maps\46181 Water.mxd



SEWER UTILITY TARIFF

Docket Number: 46181

Southeast Region - Gray

Aqua Texas, Inc. and Aqua Utilities, Inc.

dba Aqua Texas

(Utility Name)

1106 Clayton Lane, Suite 400W

(Business Address)

Austin, Texas 78723

(City, State, Zip Code)

(512) 990-4400

(Area Code/Telephone)

This tariff is effective for utility operations under the following Certificate of Convenience and Necessity:

21065

This tariff is effective in the following counties:

Chambers

This tariff is effective in the following subdivisions/service areas and for the following water quality permit numbers/wastewater systems:

See attached page.

TABLE OF CONTENTS

The above utility lists the following sections of its tariff (if additional pages are needed for a section, all pages should be numbered consecutively):

SECTION 1.0 - RATE SCHEDULE.....	2
SECTION 2.0 - SERVICE RULES AND POLICIES	7
SECTION 2.20 - SPECIFIC UTILITY SERVICE RULES AND REGULATIONS	11
SECTION 3.0 - EXTENSION POLICY.....	16
SECTION 3.20 - SPECIFIC EXTENSION POLICY	17
APPENDIX A - APPLICATION FOR STANDARD RESIDENTIAL SERVICE/ SERVICE AGREEMENT	
APPENDIX B - CONDITIONS FOR NON-RESIDENTIAL SEWER SERVICE	

WQ Permit #	TCEQ System Name	SUBDIVISION/ AREA SERVED	COUNTY	RATE REGION
11449-001	Veranda Wastewater Treatment Facility System	Cotton Creek Cove at Cotton Creek Creeside at Cotton Creek Lanai Legends Bay The Veranda Strip Center Commercial Development Travel Park Joseph's Cove	Chambers	SE/Gray

SECTION 1.0 -- RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size</u>	<u>Monthly Flat Rate</u>
5/8" x 3/4"	<u>\$63.80</u>
3/4"	<u>\$95.70</u>
1"	<u>\$159.49</u>
1 1/2"	<u>\$318.99</u>
2"	<u>\$510.38</u>
3"	<u>\$1,020.76</u>
4"	<u>\$1,594.93</u>
6"	<u>\$3,189.87</u>
8"	<u>\$5,103.79</u>
10"	<u>\$7,337.00</u>
12"	<u>\$15,950.00</u>

Sewer Rates for Customers also Receiving Water Service from Aqua Texas:

Monthly flat rates will be charged to sewer customers who also receive water service based on their water meter size. Charges based on any water meter size larger than 12" will be calculated using American Water Works Association ("AWWA") approved meter equivalency factors.

Sewer Rates for Customers Not Receiving Water Service from Aqua Texas:

Single family residential dwelling customers who purchase sewer service only will be charged the 5/8" x 3/4" meter monthly flat rate. Other sewer-only customers will be charged a monthly flat rate that corresponds with the water meter size the utility would typically require for a customer with similar water demands.

REGULATORY ASSESSMENT 1.0%
PUC RULES REQUIRE THE UTILITY TO COLLECT AND REMIT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY BILL AND TO REMIT THE FEE TO THE TCEQ.

FORM OF PAYMENT: The utility will accept the following forms of payment:

Cash X (If in person at designated locations), Check X, Money Order X, Credit Card X,

Other (specify) Electronic Billing & Payment (See Section 2.06 – Billing)

THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH PAYMENTS.

UNAFFILIATED THIRD PARTIES WHO ACCEPT AND PROCESS CASH, CREDIT CARD, OR ELECTRONIC PAYMENTS FOR UTILITY BILLS MAY REQUIRE PAYMENT OF AN ADDITIONAL CONVENIENCE CHARGE FOR THIS SERVICE.

Section 1.02 - Miscellaneous Fees

TAP FEE (Residential) \$650.00

THE TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD RESIDENTIAL SEWER CONNECTION. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS PERMITTED IF LISTED ON THIS TARIFF.

SECTION 1.0 -- RATE SCHEDULE (CONT.)

TAP FEE (Unique costs)Actual Cost
FOR EXAMPLE, A ROAD BORE FOR CUSTOMERS OUTSIDE A SUBDIVISION IS A UNIQUE COST.
UNIQUE COSTS WILL BE DETERMINED ON A CASE-BY-CASE BASIS.

TAP FEE (Non-Residential).....Actual Cost
THIS TAP FEE IS BASED ON THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR NON-
RESIDENTIAL SEWER CONNECTIONS. UNIQUE COSTS, SUCH AS ROAD BORES, WILL BE CHARGED IN
ADDITION TO THIS TAP FEE AT THEIR ACTUAL COST OF INSTALLATION.

SERVICE RELOCATION FEE (Customer's Request)Actual Cost
THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS THAT AN EXISTING SERVICE CONNECTION
BE RELOCATED.

RECONNECTION FEE

THE RECONNECT FEE MUST BE PAID BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO
HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS (OR OTHER REASONS LISTED UNDER
SECTION 2.0 OF THIS TARIFF):

- a) Non-payment of bill (Maximum \$25.00)\$25.00
- b) Customer's request that service be disconnected\$45.00
- c) Non-residential customer failure to correct improper wastewater discharges
(see Section 2.20 of this Tariff).....\$150.00

IF A NON-RESIDENTIAL CUSTOMER FAILS TO CORRECT IMPROPER GREASE TRAP CONDITIONS OR TO
BRING SEWER DISCHARGES FROM ANY GREASE TRAP OR OTHER PRETREATMENT UNIT INTO
COMPLIANCE WITH THE "CONDITIONS FOR NON-RESIDENTIAL SEWER SERVICE" INCLUDED IN
APPENDIX B WITHIN 10 DAYS AFTER WRITTEN NOTICE IS PROVIDED, SERVICE WILL BE
DISCONNECTED UNTIL THE IMPROPER CONDITIONS ARE CORRECTED. RECONNECTION OF SERVICE
WILL REQUIRE PAYMENT OF THIS FEE AND AN ONSITE INSPECTION OF THE GREASE TRAP OR OTHER
PRETREATMENT UNIT BY UTILITY PERSONNEL OR A UTILITY CONTRACTOR BEFORE SERVICE IS
RESTORED. SEPARATE INSPECTION AND SAMPLING FEES MAY ALSO APPLY AS DESCRIBED
ELSEWHERE IN THIS TARIFF.

TRANSFER FEE\$45.00
THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE
LOCATION WHEN THE SERVICE IS NOT DISCONNECTED

LATE CHARGE 10% OF BILL
PUC RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE
CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A
PREVIOUS BILLING.

RETURNED CHECK CHARGE\$25.00
RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY'S DOCUMENTABLE COST.

CUSTOMER DEPOSIT - RESIDENTIAL\$50.00

CUSTOMER DEPOSIT – COMMERCIAL AND NON-RESIDENTIAL1/6th of estimated
annual bill

SECTION 1.0 -- RATE SCHEDULE (CONT.)

ILLEGAL RECONNECTION OR SHUT-OFF EQUIPMENT DAMAGE FEE\$250.00

IN ORDER TO REIMBURSE THE UTILITY WITHOUT BURDENING OTHER CUSTOMERS WITH HIGHER RATES FOR THE ADDITIONAL COST OF SERVICE TRIPS AND EQUIPMENT REQUIRED TO MORE FORCEFULLY DISCONNECT A CUSTOMER/ACCOUNT HOLDER PREVIOUSLY DISCONNECTED FOR NONPAYMENT, FAILURE TO CORRECT IMPROPER WASTEWATER DISCHARGES, OR OTHER LAWFUL REASONS WHO HAS ILLEGALLY RECONNECTED SERVICE OR BEGUN TO DISCHARGE WASTEWATER TO THE UTILITY'S SYSTEM AGAIN WITHOUT PAYING PAST DUE CHARGES, CORRECTING IMPROPER GREASE TRAP OPERATING CONDITIONS, OR OTHERWISE ACHIEVING COMPLIANCE WITH THE "CONDITIONS FOR NON-RESIDENTIAL SEWER SERVICE" INCLUDED IN APPENDIX B, AND TO PAY FOR THE COST OF DAMAGE TO EQUIPMENT NECESSARY TO KEEP A DELINQUENT CUSTOMER DISCONNECTED, THIS FEE SHALL BE ASSESSED TO THE ACCOUNT HOLDER OF ANY DELINQUENT ACCOUNT DISCONNECTED FOR NONPAYMENT BY ANY PHYSICAL MEANS, INCLUDING INSTALLING A PHYSICAL BLOCKING DEVICE IN THE SERVICE LINE, WHEN NON-UTILITY PERSONNEL RECONNECT SERVICE TO THE PREMISES BY CUTTING, DAMAGING OR REMOVING THE PHYSICAL BLOCKING DEVICE OR WHEN WASTEWATER IS OTHERWISE DISCHARGED THROUGH THE SERVICE CONNECTION WITHOUT AUTHORIZATION BY THE UTILITY. THIS FEE MAY BE CHARGED EACH TIME AN EVENT OCCURS AND SERVICE WILL NOT BE RECONNECTED UNTIL THIS FEE IS PAID IN ADDITION TO ANY OTHER BALANCES AND RECONNECT FEES. THIS FEE SHALL NOT BE CHARGED IF THE ACCOUNT HOLDER OR HIS/HER REPRESENTATIVE INFORMS THE UTILITY WITHIN 24 HOURS AFTER DISCOVERING THAT SERVICE HAS BEEN RESTORED WITHOUT AUTHORIZATION OF THE UTILITY: (1) THAT SERVICE WAS RECONNECTED WITHOUT THE ACCOUNT HOLDER'S PERMISSION; AND (2) THE ACCOUNT HOLDER AGREES TO PAY FOR ALL WASTEWATER SERVICE PROVIDED.

DAMAGED SEWER CONNECTION FEE Actual cost

THIS FEE SHALL BE ASSESSED TO THE ACCOUNT HOLDER OF ANY DELINQUENT ACCOUNT THAT HAS BEEN DISCONNECTED FOR NON-PAYMENT, OR OF AN ACCOUNT DISCONNECTED FOR FAILURE TO CORRECT IMPROPER WASTEWATER DISCHARGES OR OTHER LAWFUL REASONS, BY VALVING OFF OR LOCKING THE SEWER CONNECTION WHEN THE SEWER CONNECTION AND/OR SEWER CONNECTION APPURTENANCES ARE DAMAGED IN ORDER TO RESTORE SEWER SERVICE TO THE ACCOUNT HOLDER'S ORIGINAL PLACE OF SERVICE REQUIRING THE UTILITY TO REPAIR OR REPLACE THEM. THE ACCOUNT HOLDER SHALL BE CHARGED THE FULL COST OF REPAIRING AND/OR REPLACING ALL DAMAGED PARTS AS THE UTILITY DEEMS NECESSARY, INCLUDING LABOR AND VEHICLE COSTS.

GREASE TRAP, PRETREATMENT UNIT, SAMPLING WELL INSPECTION, REINSPECTION AND TESTING:

IN ORDER TO ENSURE THAT DISCHARGES FROM NON-RESIDENTIAL WASTEWATER CUSTOMERS UTILIZING GREASE TRAP OR PRETREATMENT UNIT FACILITIES/EQUIPMENT CAN BE PROPERLY TREATED AND DISCHARGED ACCORDING TO PUC PERMIT REQUIREMENTS, INSPECTIONS OF SUCH FACILITIES/EQUIPMENT AND DISCHARGE TESTING ARE REQUIRED. THE FOLLOWING FEES WILL BE CHARGED RELATED TO THESE ACTIVITIES:

BEFORE INITIAL SERVICE

(INITIAL INSPECTION AND, IF NEEDED, RE-INSPECTION).....\$75.00

TO ENSURE PROPOSED DISCHARGES CAN MEET THE "CONDITIONS FOR NON-RESIDENTIAL SEWER SERVICE" INCLUDED IN APPENDIX B, AN ONSITE INSPECTION OF ALL GREASE TRAPS, PRETREATMENT UNITS AND SAMPLING WELLS FOR THOSE CUSTOMERS REQUIRED TO HAVE ONE WILL BE CONDUCTED BY UTILITY PERSONNEL OR A UTILITY CONTRACTOR BEFORE SERVICE IS INITIATED. IF THE INSPECTION IDENTIFIES DEFICIENCIES THAT NEED TO BE CORRECTED, THE SAME FEE WILL BE CHARGED FOR EACH RE-INSPECTION BEFORE SERVICE BEGINS. THE INITIAL INSPECTION FEE WILL BE CHARGED WHEN THE TAP FEE IS ASSESSED AND IS TO BE PAID SIMULTANEOUSLY. ALL REINSPECTION FEES, IF REQUIRED, MUST BE PAID BEFORE SERVICE IS INITIATED.

SECTION 1.0 -- RATE SCHEDULE (CONT.)

PERIODIC GREASE TRAP INSPECTION FEE -

AFTER SERVICE COMMENCES\$75.00

TO ENSURE EFFECTIVENESS AND PROPER MAINTENANCE OF GREASE TRAPS, PERIODIC INSPECTIONS OF ALL GREASE TRAPS WILL BE CONDUCTED BY UTILITY PERSONNEL OR A UTILITY CONTRACTOR AFTER SERVICE COMMENCES AND THIS FEE WILL BE ASSESSED EACH TIME SUCH AN INSPECTION OCCURS. INSPECTIONS WILL TYPICALLY BE CONDUCTED QUARTERLY, BUT IF AN INSPECTION IDENTIFIES PERFORMANCE ISSUES, REVEALS IMPROPER MAINTENANCE, OR FINDS EXCESSIVE OIL/GREASE IN A MANHOLE(S) DOWNSTREAM FROM A CUSTOMER INDICATING GREASE TRAP PROBLEMS EXIST, INSPECTIONS MAY BE CONDUCTED MONTHLY FOR THE NEXT QUARTER. IF AN INSPECTION IDENTIFIES PERFORMANCE ISSUES, DEFICIENCIES, OR IMPROPER MAINTENANCE, A WRITTEN NOTICE OF SUCH DEFICIENCIES WILL BE PROVIDED TO THE CUSTOMER. A RE-INSPECTION WILL BE REQUIRED AFTER THE CUSTOMER INFORMS THE UTILITY THAT ISSUES IDENTIFIED IN THE NOTICE ARE CORRECTED. IF A RE-INSPECTION REVEALS CORRECTIONS ARE NOT SATISFACTORY, ANOTHER RE-INSPECTION WILL BE REQUIRED. RE-INSPECTIONS SHALL BE REQUIRED UNTIL ALL IDENTIFIED DEFICIENCIES ARE ADDRESSED TO THE UTILITY'S SATISFACTION. THIS FEE WILL BE ASSESSED EACH TIME A RE-INSPECTION IS PERFORMED.

PERIODIC SAMPLING OF GREASE TRAPS OR PRETREATMENT UNITS\$50.00

SAMPLES FOR OIL, GREASE OR OTHER CONSTITUENTS DETERMINED TO BE A COMPONENT OF A NON-RESIDENTIAL CUSTOMER'S DISCHARGE FROM EITHER THE CUSTOMER'S INITIAL APPLICATION FOR SERVICE OR BY LATER INVESTIGATION MAY BE COLLECTED BY UTILITY PERSONNEL OR A UTILITY CONTRACTOR DURING INSPECTIONS IF IT APPEARS A GREASE TRAP OR PRETREATMENT UNIT IS NOT FUNCTIONING PROPERLY. THIS FEE WILL BE ASSESSED IF SUCH SAMPLES ARE TAKEN. SAMPLES WILL BE ANALYZED TO DETERMINE IF THE DISCHARGE MEETS LIMITS SET FORTH IN THE "CONDITIONS FOR NON-RESIDENTIAL SEWER SERVICE" INCLUDED IN APPENDIX B. IF IT DOES NOT, THE GREASE TRAP OR PRETREATMENT UNIT MUST BE CLEANED, SERVICED, OR REPAIRED AS NEEDED WITHIN 7 DAYS. UTILITY PERSONNEL OR A UTILITY CONTRACTOR WILL COLLECT SAMPLES AFTER CORRECTIONS ARE MADE TO ENSURE PROPER FUNCTIONALITY. THIS FEE WILL BE ASSESSED EACH TIME SAMPLES ARE COLLECTED AND ANALYZED.

GOVERNMENTAL TESTING, INSPECTION, AND COSTS SURCHARGE:

WHEN AUTHORIZED IN WRITING BY PUC AND AFTER NOTICE TO CUSTOMERS, THE UTILITY MAY INCREASE RATES TO RECOVER INCREASED COSTS FOR INSPECTION FEES AND TESTING.

[16 TAC 24.21(k)(2)]

LINE EXTENSION AND CONSTRUCTION CHARGES:

REFER TO SECTION 3.0--EXTENSION POLICY FOR TERMS, CONDITIONS, AND CHARGES WHEN NEW CONSTRUCTION IS NECESSARY TO PROVIDE SERVICE.

REGIONAL WASTEWATER PASS-THROUGH PROVISION:

INCREASES OR DECREASES IN WASTEWATER COSTS, FEES, RATES AND CHARGES IMPOSED BY ANY NON-AFFILIATED THIRD PARTY WASTEWATER TREATMENT SERVICE PROVIDER OR GOVERNMENTAL ENTITY SHALL BE PASSED THROUGH TO SEWER CUSTOMERS ON A REGIONAL BASIS BY CALCULATING AN ADJUSTED MONTHLY FLAT RATE FOR EACH METER SIZE USING THE FOLLOWING FORMULA:

SECTION 1.0 -- RATE SCHEDULE (CONT.)

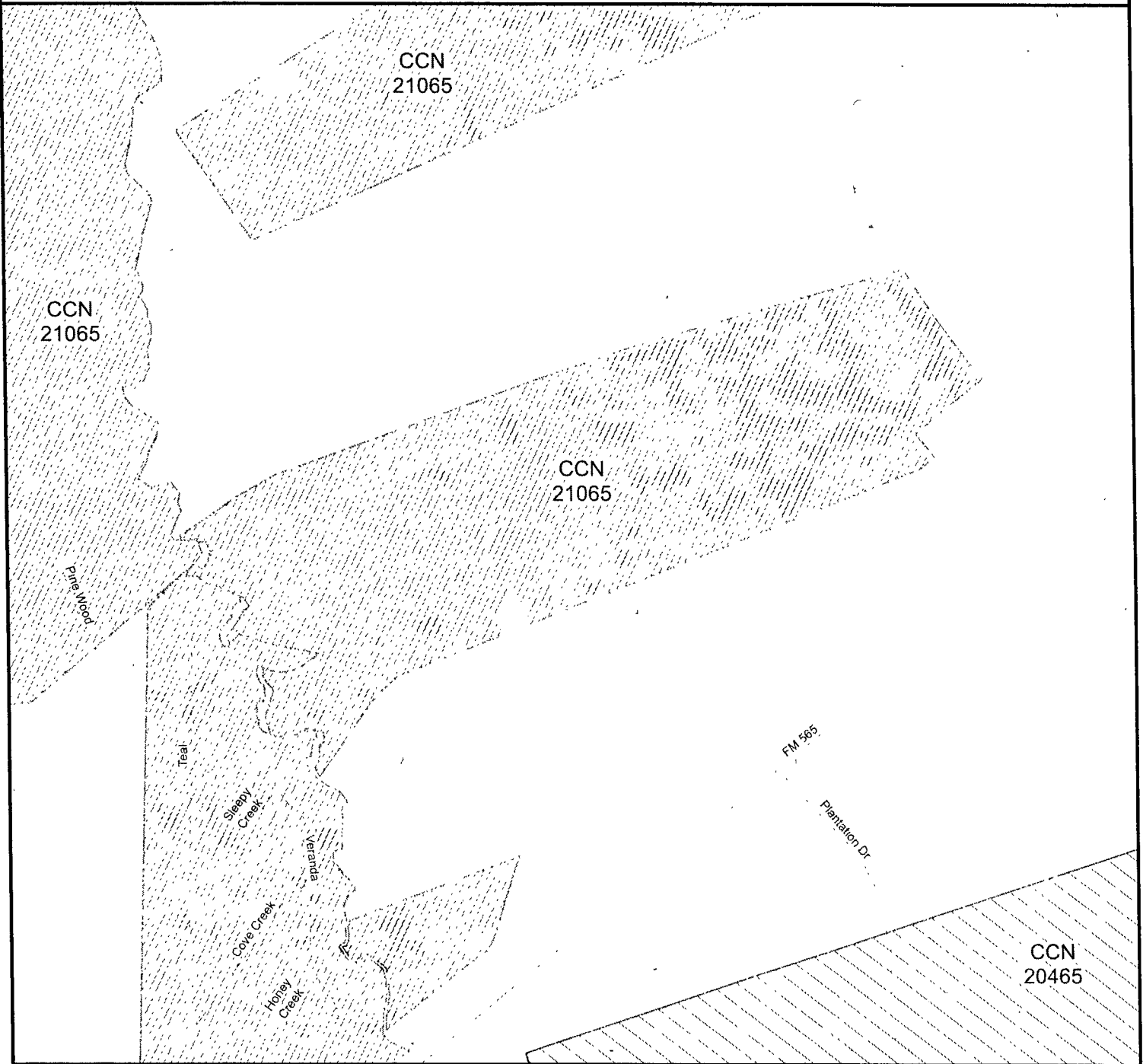
AMR	=	$MR + (((CAC-PAC)/(TSCE * 12))) * SCE$ for customer), where:
AMR	=	Adjusted Monthly Rate – The adjusted monthly flat rate rounded to the nearest one cent;
MR	=	Monthly Rate – The approved monthly flat rate with or without prior pass-through adjustment;
CAPTC	=	Current Annual Pass-Through Costs – Total regional pass-through costs, fees, rates, and charges to Aqua Texas over a 12 month period;
PAPTC	=	Previous Annual Pass-Through Costs – Total regional pass-through costs, fees, rates, and charges to Aqua Texas over 12 month period last used to set MR;
SCE	=	Sewer Customer Equivalent – The AWWA meter equivalency factor that corresponds to the meter size rate being calculated for AMR (for a standard residential 5/8" x 3/4" meter this number is 1; for sewer only customers without a meter, the meter equivalency factor used will be based on meter size needed to meet estimated customer demand); and
TSCE	=	Total Sewer Customer Equivalents – Total number of sewer connections multiplied by corresponding SCEs for region at end of 12 month period used for CAC.

To implement a new Adjusted Monthly Flat Rate, Aqua Texas shall take the following actions:

1. Prior to the beginning of the billing period in which the revision takes place, submit written notice to the PUC Executive Director with documentation supporting the adjustment; and
2. Mail notice to affected customers separately at the beginning of the billing period or include written notice to affected customers with the billing sent out at the beginning of the billing period in which the new Adjusted Monthly Flat Rate becomes effective. The notice must contain: (a) the effective date of the change, (b) the then-present calculation of pass-through costs included in the Monthly Flat Rate, (c) the calculation of the new Adjusted Monthly Flat Rate, and (d) the change in costs, fees, rates or charges to Aqua Texas prompting the adjustment to the Monthly Flat Rate.
3. The notice will include the following language:
“This tariff change is being implemented in accordance with Aqua Texas’ approved Regional Wastewater Pass-Through Provision to recognize (increases)(decreases) in the wastewater (costs), (fees), (rates) and (charges) imposed by (non-affiliated third-party wastewater treatment service providers) (selling wastewater treatment services) to Aqua Texas or by (governmental entities). The cost of these charges to customers will not exceed the (increased) (decreased) cost of the (costs), (fees), (rates) and (charges) to Aqua Texas.”

The process of implementing the Regional Wastewater Pass-Through Provision and the Commission’s review of a proposed Adjusted Monthly Flat Rate is an informal proceeding and not a contested case hearing. Only the Commission or Aqua Texas may request a hearing on the proposed revision. It shall not be considered a rate case under the Texas Water Code or PUC rules, and Texas Water Code § 13.187 shall not apply.

Aqua Texas, Inc.
Portion of Sewer Service Area
CCN No. 21065
PUC Docket No. 46181
Amended CCN No. 21065 in Chambers County



Sewer CCN Service Areas



21065 - Aqua Texas Inc



20465 - Gulf Coast Waste Disposal Authority



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Feet