



Control Number: 46727



Item Number: 1

Addendum StartPage: 0



PURSUANT TO PUC CHAPTER 24, SUBSTANTIVE RULES APPLICABLE TO WATER AND SEWER SERVICE PROVIDERS, SUBCHAPTER G: CERTIFICATES OF CONVENIENCE AND NECESSITY

Application to Obtain or Amend a Water or Sewer Certificate of Convenience and Necessity (CCN)

Docket Number: **46727**

(this number will be assigned by the Public Utility Commission after your application is filed)

7 copies of the application, including the original, shall be filed with

Public Utility Commission of Texas
Attention: Filing Clerk
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

RECEIVED
2017 JAN -5 AM 9:28
PUBLIC UTILITY COMMISSION
FILING CLERK

If submitting digital map data, two copies of the portable electronic storage medium (such as CD or DVD) are required.

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Application to Obtain or Amend a Water or Sewer Certificate of Convenience and Necessity (CCN)

Purpose of Application

☐ Obtain ☐ New Water CCN ☐ New Sewer CCN

☒ Amend ☒ Water CCN# (s) 10342

☐ Amend ☐ Sewer CCN#(s) _____

1. Applicant Information

Applicant

Utility name: H-M-W Special Utility District

Certificate number: 10342

Street address (City/ST/ZIP/Code): P.O. Box 837

Mailing address(City/ST/ZIP/Code): Pinehurst, Texas 77362

Utility Phone Number and Fax: (281) 356-5060

Contact information

Please provide information about the person(s) to be contacted regarding this application. Indicate if this person is the owner, operator, engineer, attorney, accountant manager, or other title related to the applicant.

Name: Rachel Musgrove

Title: Project Engineer

Mailing address: 13430 Northwest Freeway, Suite 1100

Email: rmusgrove@cobbendley.com

Phone and Fax: (713) 462-3242

List all counties in which service is proposed:

Montgomery

A. Check the appropriate box and provide information regarding the legal status of the applicant:

- ☐ Investor Owned Utility ☐ Individual ☐ Partnership
☐ Home or Property Owners Association ☐ For-profit Corporation
☐ Non-profit, member-owned, member-controlled cooperative corporation
(Water Code Chapter 67, Water Supply or Sewer Service Corporation)
☐ Municipality ☒ District ☐ Other - Please explain:

H-M-W is operating under Water Code Chapter 65 governing Special Utility Districts and is in possession of CCN 10342.

B. If the applicant is a For-Profit business or corporation, please include the following information:

- i. A copy of the corporation's "Certification of Account Status" from the Texas State Comptroller of Public Accounts.
- ii. The corporation's charter number as recorded with the Office of the Texas Secretary of State: _____
- iii. A listing of all stockholders and their respective percentages of ownership.
- iv. A copy of the company's organizational chart, if available.
- v. A list of all directors and disclose the title of each individual.
- vi. A list of all affiliated organizations (if any) and explain the affiliate's business relationship with the applicant.

C. If the applicant is a Texas Water Code (TWC) Chapter 67 water supply or sewer service corporation please provide:

- i. A copy of the Articles of Incorporation and By-Laws.
- ii. The corporation's charter number as recorded with the Office of the Texas Secretary of State.
- iii. Identification of all board members including name, address, title, and telephone number.
- iv. A copy of the corporation's *Certificate of Account Status* from the Texas Comptroller of Public Accounts.

2. Location Information

- A. Are there people already living in the proposed area? ☒ Yes ☐ No
If YES, are any currently receiving utility service? ☒ Yes ☐ No
If YES, from WHOM? H-M-W SUD

B. Demonstrate the Need for Service by providing the following:

Have you received any requests for service in the requested service area?

☐ Yes ☒ No

Note: Existing facilities serve all identified lots in the proposed and

If YES, provide the following: existing service area

- i. Describe the service area and circumstances driving the need for service in the requested area. Indicate the name(s) and address(es) of landowner(s), prospective landowner(s), tenant(s), or resident(s) that have requested service; and/or
- ii. Describe the economic need(s) for service in the requested area (i.e. plat approvals, recent annexation(s) or annexation request(s), building permits, septic tank permits, hospitals, etc.); and/or
- iii. Discuss in detail the environmental need(s) for service in the requested area (i.e. failing septic tanks in the requested area, fueling wells, etc.); and/or
- iv. Provide copies of any written application(s) or request(s) for service in the requested area; and/or
- v. Provide copies of any reports and/or market studies demonstrating existing or anticipated growth in the requested area.
- vi. If none of these items exist or are available, please justify the need for service in the proposed area in writing.

Note: Failure to demonstrate a need for additional service in the proposed service area may result in the delay and /or possible denial of the application.

C. Is any portion of the proposed service area inside an incorporated city or district?

☐ Yes ☒ No

If YES, within the corporate limits of: _____

Provide a copy of any franchise, permit, or consent granted by the city or district. If not available please explain:

D. Is any portion of the proposed service area inside another utility's CCN area?

☒ Yes ☐ No See Attachment 1

If YES, has the current CCN holder agreed to decertify the proposed area?

A request has been sent to the overlapping CCN owners.

If NO, are you seeking dual or single certification of the area? Explain why decertification of the area is in the public interest:

H-M-W is seeking single certification. Decertification of the areas proposed will allow for equal voting opportunities for those being served and will allow those who currently have partial inclusion, but are not being served, to be released.

3. Map Requirements

Attach the following hard copy maps with each copy of the application:

- A. A location map delineating the proposed service area with enough detail to accurately locate the proposed area within the county. **See Attachment 2**
- B. A map showing only the proposed area by:
 - i. metes and bounds survey certified by a licensed state or register professional land surveyor; or
 - ii. projectable digital data with metadata (proposed areas should be in a single record and clearly labeled). Also, a data disk labeled with the applicant's name must be provided; or **See Attachment 3**
 - iii. following verifiable natural and man-made landmarks; or
 - iv. a copy of recorded plat map with metes and bounds.
- C. A written description of the proposed service area. **See Attachment 4**
- D. Provide separate and additional maps of the proposed area(s) to show the following:
 - i. all facilities, illustrating separately facilities for production, transmission, and distribution of the applicant's service(s); and **See Attachment 5**
 - ii. any facilities, customers or area currently being served outside the applicant's certificated area(s).

Note: Failure to provide adequate mapping information may result in the delay or possible denial of your application.

Digital data submitted in a format other than ArcView shape file or Arc/Info E00 file may result in the delay or inability to review applicant's mapping information.

For information on obtaining a CCN base map or questions about sending digital map data, please visit the Water Utilities section of the PUC website for assistance.

4. New System Information or Utilities Requesting a CCN for the First Time

Not Applicable

- A. Please provide the following information:
 - i. a list of public drinking water supply system(s) or sewer system(s) within a 2 mile radius of the proposed system;
 - ii. copies of written requests seeking to obtain service from each of the public drinking water systems or sewer systems listed in a. 1 above or documentation that it is not economically feasible to obtain service from each entity;
 - iii. copies of written responses from each system or evidence that they did not reply; and
 - iv. for sewer utilities, documentation showing that you have obtained or applied for a wastewater discharge permit.

Were your requests for service denied? ☐ Yes ☐ No

i. If yes, please provide documentation of the denial of service and go to c.

ii. If no, please provide a detailed analysis which justifies your reasons for not accepting service. A separate analysis must be prepared and submitted for each utility that granted your request for service.

C. Please summarize how the proposed utility system will be constructed and describe each projected construction phase, if any:

D. Date of plat approval, if required: _____
 Approved by: _____

E. Date Plans & Specifications submitted to the TCEQ for approval: _____
 Attach copy of approval letter, if available. If the letter is not available by the time your CCN application is submitted, please supplement your application with a copy of the letter once you receive it from the TCEQ.

F. Date construction is scheduled to commence: _____

G. Date service is scheduled to commence: _____

5. Existing System Information

A. Please provide the following information for each water and/or sewer system, attach additional sheets if necessary.

i. Water system(s): TCEQ Public Water System identification number(s): **See Attachment 6**

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ii. Sewer system(s): TCEQ Discharge Permit number(s)

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- iii. Date of last TCEQ water and/or sewer system inspection(s): See Attachment 6
- iv. Attach a copy of the most recent TCEQ water and/or sewer inspection report letter(s). See Attachment 6
- v. For each system deficiency listed in the TCEQ inspection report letter; attach a brief explanation listing the actions taken or being taken by the utility to correct the listed deficiencies, including the proposed completion dates.

B. Provide the following information about the utility's certified water and/or sewer operators

Name	Classes	License Number
Fortino Camacho	D	W00008153
Carl D Garrison	C	WG0010024
Mark W Crist	C	WG0012408
Peter J Garcia	CSI, C, D	C10009288, WG0012500, WW0038254
Michael Macias	D	W00037451
John P Pinheiro	CSI, C	C10010106, WG0015890
Jeffery W Scales	CSI, C	C10009261, WG0011529
George Yzaguirre	D	W00034200

- Attach additional sheet(s) if necessary -

- C. Using the current number of customers, is any facility component in systems named in #5A above operating at 85% or greater of minimum standard capacity?

☒ Yes Kipling Oaks 1 is the only system operating at higher than
☐ No 85% of the system's capacity.

Attach a copy of the 85% rule compliance document filed with the TCEQ if the system is operating at 85% or greater of the TCEQ's minimum standard capacity requirements. See Attachment 7

- D. In the table below, the number of existing and/or proposed metered and non-metered connections (by size). The proposed number should reflect the information presented in the business plan or financial **documentation** and reflect the number of service requests identified in Question 2.b in the application.

See attachment 6 for a list of connection counts

TCEQ Water System			TCEQ Sewer System		
Connection	Existing	Proposed	Connection	Existing	Proposed
5/8" or 3/4" meter			Residential		
1" meter or larger			Commercial		
Non-Metered			Industrial		

TCEQ Water System			TCEQ Sewer System		
Other:			Other:		
Total Water			Total Sewer		

E. If this application is for a water CCN only, please explain how sewer service is or will be provided:

Residents are served by on-site sewage facilities (OSSF) located on each residential lot.

F. If this application is for a sewer CCN only, please explain how water service is or will be provided:

N/A

G. Effect of Granting a Certificate Amendment. See Attachment 8

Explain in detail the effect of granting of a certificate or an amendment, including, but not limited to regionalization, compliance and economic effects on the following:

- i. the applicant,
- ii. any retail public utility of the same kind already serving the proximate area; and
- iii. any landowner(s) in the requested area.

H. Do you currently purchase or plan to purchase water or sewer treatment capacity from another source?

i. ☐ No, (skip the rest of this question and go to #6)

ii. ☒ Yes, Water

Purchased on a ☒ Regular ☐ Seasonal ☐ Emergency basis?

Water Source	% of Total Treatment
For Shady Acres - Aqua Texas CCN 13203	100.00%

Water Source	% of Total Treatment
	0.00%
	0.00%

iii. ☐ Yes, Sewer treatment capacity

Purchased on a ☐ Regular ☐ Seasonal ☐ Emergency basis?

Sewer Source	% of Total Treatment
	0.00%
	0.00%
	0.00%

iv. Provide a signed and dated copy of the most current water or sewer treatment capacity purchase agreement or contract. **See Attachment 9**

I. **Ability to Provide Adequate Service.**

Describe the ability of the applicant to provide adequate service, including meeting the standards of the commission, taking both of the following items into consideration:

- the current and projected density; and
- the land use of the requested area.

See Attachment 10

J. **Effect on the Land.** Explain the effect on the land to be included in the certificated area.

Resources are conserved due to regionalized water services being provided.

6. Financial Information

- A. For new water and/or sewer systems and for applicants with existing CCNs who are constructing a new stand-alone water and/or sewer system: **Not Applicable**
- the applicant must provide an analysis of all necessary costs for constructing, operating, and maintaining the system, and the source of that capital (such as a financial statement for the developing entity) for which the CCN is requested for at least the first five years. In addition, if service has been offered by an existing retail water service provider as stated in #4.A., but the applicant has determined that the cost of service as finally offered renders the project not economically feasible, the applicant must provide a comparison analysis of all necessary costs for acquiring and continuing to receive service from the existing system for the same period.
 - Attach projected profit and loss statements, cash flow worksheets, and balance sheets (projected five year financial plan worksheet is attached) for each of the first five years of operation. Income from rates

should correlate to the projected growth in connections, shown on the projected profit and loss statement.

- iii. Attach a proposed rate schedule or tariff. Describe the procedure for determining the rates and fees and indicate the date of last change, if applicable. Attach copies of any cost of service studies or rate analysis worksheets.

B. For existing water and/or sewer systems:

- i. Attach a profit and loss statement and current balance sheet for existing businesses (end of last fiscal year is acceptable). Describe sources and terms for borrowed capital such as loans, bonds, or notes (profit and loss and balance sheet worksheets are attached, if needed). See Attachment 11
- ii. Attach a proposed rate schedule or tariff. See Attachment 12

❖ **Note: An existing water and/or sewer system may be required to provide the information in 6.A.i. above during the technical review phase if necessary for staff to completely evaluate the application**

C. Identify any funds you are required to accumulate and restrict by lenders or capital providers. **None**

D. In lieu of the information in #6.A. thru #6.C., you may provide information concerning loan approvals within the last three (3) years from lending institutions or agencies including the most recent financial audit of the applicant. **Not Applicable**

❖ **Note: Failure to provide adequate financial information may result in the delay or possible denial of your application.**

7. Notice Requirements

A. All proposed notice forms must be completed and submitted with the application. Do not mail or publish the notices until you receive written approval from the commission to do so. **See Attachment 13**

B. The commission cannot grant a CCN until proper notice of the application has been given. Commission rules do not allow a waiver of notice requirements for CCN applicants.

C. It is the applicant's responsibility to ensure that proper notice is given to all entities that are required to receive notice.

D. Recommended notice forms for publication, neighboring cities and systems, landowners with 25 acres or more, and customers are included with this application for use in preparing proposed notices. (Notice forms are available in Spanish upon request.)

E. After reviewing and, if necessary, modifying the proposed notice, the commission will send the notice to the applicant after the application is accepted for filing along with instructions for publication and/or mailing. Please review the notice carefully before providing the notice.

F. Notice For Publication:

The applicant shall publish the notice in a newspaper with general circulation in the county(ies) where a CCN is being requested. The notice must be published once each week for two consecutive weeks beginning with the week after the notice is received from the commission. Proof of publication in the form of a publisher's affidavit shall be submitted to the commission within 30 days of the last publication date. The affidavit shall state with specificity each county in which the newspaper is of general circulation.

G. Notice To Neighboring Utilities:

- i. List all neighboring retail public utilities and cities providing the same utility service within the following vicinities of the applicant's proposed certificate area.
- ii. For applications for the issuance of a NEW CCN, the applicant must mail the notice with a copy of the proposed CCN map to all cities and neighboring retail public utilities providing the same utility service within five (5) miles of the requested service area.

iii. For applications for the AMENDMENT of a CCN, the applicant must mail the notice with a copy of the proposed CCN map to all cities and neighboring retail public utilities providing the same utility service within two (2) miles of the requested service area.

h. Notice to Customers:

Investor Owned Utilities (IOUs) that are currently providing service without a CCN must provide individual mailed notice to all current customers. The notice must contain the current rates, the date those rates were instituted and any other information required in the application.

i. The commission may require the applicant to deliver notice to other affected persons or agencies.

Do not publish or send copies of the proposed notices to anyone at the time you submit the application to the commission. Wait until you receive written authorization to do so. Authorization occurs after the commission has reviewed the notices for completeness, and your application has been accepted for filing. Once the application is accepted for filing, you will receive written authorization to provide notice. Please check the notices for accuracy before providing them to the public. It is the applicant's burden to ensure that correct and accurate notice is provided.

OATH

STATE OF Texas
COUNTY OF Montgomery

I, Douglas S. Miller, being duly sworn, file this application as President (indicate relationship to Applicant, that is, owner, member of partnership, title as officer of corporation, or other authorized representative of Applicant); that, in such capacity, I am qualified and authorized to file and verify such application, am personally familiar with the maps and financial information filed with this application, and have complied with all the requirements contained in this application; and, that all such statements made and matters set forth therein are true and correct. I further state that the application is made in good faith and that this application does not duplicate any filing presently before the Public Utility Commission of Texas.

I further represent that the application form has not been changed, altered or amended from its original form.

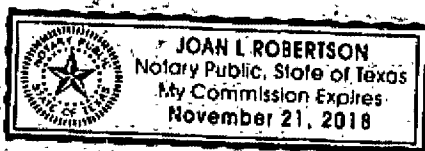
I further represent that the Applicant will provide continuous and adequate service to all customers and qualified applicants for service within its certificated service area.

Douglas S. Miller
AFFIANT
(Utility's Authorized Representative)

If the Affiant to this form is any person other than the sole owner, partner, officer of the Applicant, or its attorney, a properly verified Power of Attorney must be enclosed.

SUBSCRIBED AND SWORN TO BEFORE ME, a Notary Public in and for the State of Texas,
This day 21 of December 20 16

SEAL



Joan L. Robertson
NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

Joan L. Robertson
PRINT OR TYPE NAME OF NOTARY

MY COMMISSION EXPIRES 11-21-2018

Montgomery County Attachments

- 1 List of Overlapping CCN Boundaries
- 2 Location Map of all CCN Areas in Harris County
- 3 Proposed Maps - Digital Data also included
- 4 Boundary Description of the Areas
- 5 Facility Maps Showing Production, Transmission, and Distribution
- 6 Existing System Information
- 7 Kipling Oaks 1 - 85% Compliance letter
- 8 Effect of Granting a Certificate Amendment
- 9 Current Water Capacity Purchase Agreement
- 10 Ability to Provide Adequate Service
- 11 Profit and Loss Statements for Previous Fiscal Year
- 12 Rate and Tariff
- 13 Example Notice Forms and addresses

Map Number	PWS System	Overlapping CCN Number	CCN Owner
M1	Sendra Lake Estates	13203	Aqua Texas
M2	Sendra Lake Estates/OakCrest		
M3	Greenwood Country	12788	Johnston Water Utility LLC
M4	Greenwood Country	12788	Johnston Water Utility LLC
M5	Hunter's Retreat	12788	Johnston Water Utility LLC
M6	Kipling Oaks I & II		
M7	Coe Country/Cripple Creek		
M8	Rimwick Forest/ Rustic Oaks	13203	Aqua Texas
M9	Mink Branch	12788	Johnston Water Utility LLC
M10	Pleasant Forest	13203	Aqua Texas
M11	Armadillo Woods	13203	Aqua Texas
M12	Shady Acres	13203	Aqua Texas
M13	Allenwood	11768, 11157	Pinehurst Decker Prairie WSC, Aqua Texas
M14	Coe Country/Meadowood	11768	Pinehurst Decker Prairie WSC
M15	Deer Ridge		
M16	Towering Oaks		
M17	Towering Oaks		
M18	Woodloch		

OVERSIZED

17

DOCUMENTS - MAPS

TO VIEW OVERSIZED

MAPS – PLEASE

CONTACT CENTRAL

RECORDS AT

512-936-7180

TEXAS NATURAL RESOURCE CONSERVATION COMMISSION



THE STATE OF TEXAS
COUNTY OF TRAVIS
I hereby certify that this is a true and correct copy of a Texas Natural
Resource Conservation Commission document, which is filed in the
permanent records of the Commission.
Given under my hand and the seal of office on

Ladonna Castañuela OCT 26 1998
Ladonna Castañuela, Acting Chief Clerk
Texas Natural Resource
Conservation Commission

CERTIFICATE OF CONVENIENCE AND NECESSITY

To Provide Water Service Under V.T.C.A., Water Code
and Texas Natural Resource Conservation Commission Substantive Rules

Certificate No. 10342

I. Certificate Holder:

Name: H-M-W Special Utility District

Address: 26718 Decker Prairie-Rosehill Road
Pinehurst, Texas 77362

II. General Description and Location of Service Area:

The area covered by this certificate are located in Montgomery and Harris counties as follows:

MONTGOMERY COUNTY

Allenwood is located approximately 18¾ miles southwest of downtown Conroe, Texas and is generally bounded on the north by Leaf Street and on the south by Rose Hill Road.

Allenwood Section II is located approximately 18½ miles southwest of downtown Conroe, Texas and is generally bounded on the north by Leaf Street, on the east and south by Rose Hill Road, and on the west by Walnut Creek.

Armadillo Woods is located approximately 21¼ miles southwest of downtown Conroe, Texas on Walnut Springs Road and is generally bounded on the east by Walnut Springs Road, and on the north by Pinion Creek Subdivision.

Autumn Woods, Foxwood, and Leisurewood are located approximately 16½ miles southwest of downtown Conroe, Texas on Farm to Market Road 149. The area is generally bounded on the north by Morris Road, on the south by Spring Creek, and on the west by Farm to Market Road 149. Dual certification exists with a portion of Pinehurst - Decker Prairie Water Supply Corporation, CCN No. 11768.

Coe Country, Coe Acres, Redwood Place, Montgomery County Industrial Park, Decker Prairie Industrial Park, Decker Pines, and Meadowwood are located approximately 17 miles southwest of downtown Conroe, Texas on Farm to Market Road 149. The area is generally bounded on the north by Stagecoach Road, on the south by Spring Creek, and on the east by Farm to Market Road 149.

Country Wood is located approximately 21½ miles southwest of downtown Conroe, Texas and is generally bounded on the north by Butera Road, on the south and east by unnamed southern branches of Walnut Creek, and on the west by Magnolia Waller Road.

Cripple Creek Farms, Lazywood, Woodlake, and Log Towne are located approximately 16 miles southwest of downtown Conroe, Texas, on Cripple Creek Drive. The area is generally bounded on the west by Farm to Market Road 149 and on the south by Farm to Market Road 149 and Hardin Store Road.

Cripple Creek North is located approximately 17 miles southwest of downtown Conroe, Texas on Cripple Creek Drive and is generally bounded on the north by Little Thorn Lane, on the south by Farm to Market Road 1774, and on the east by Meadow Edge Drive.

Cripple Creek Farms West is located approximately 15 miles southwest of downtown Conroe, Texas on Farm to Market Road 249, and is generally bounded on the north by Farm to Market Road 249, and on the south by Coe Road.

Deer Ridge is located approximately 20¾ miles southwest of downtown Conroe, Texas on Elm Lane, and is generally bounded on the north by Turtle Creek Lane, on the east by Walnut Spring Road, on the west by an unnamed branch of Spring Creek, and on the south by Sanders Road. Dual certification exists with a portion of Blue Bell Manor Utility, CCN No. 10963.

Galleria Oaks I is located approximately 17½ miles southwest of downtown Conroe, Texas on Cripple Creek Drive, and is generally bounded on the east by Cripple Creek Drive, and on the south by Farm to Market Road 1774.

Galleria Oaks II is located approximately 18¼ miles southwest of downtown Conroe, Texas on Cripple Creek Drive, and is generally bounded on the southwest by Sulphur Branch Creek and on the west by Bvette Road.

Greenwood Country is located approximately 18 miles southwest of downtown Conroe, Texas on Tudor Road and is generally bounded on the north by Farm to Market Road 1774, on the east by Tudor Road, and on the southwest by Sulphur Branch Creek.

Hide-Away Estates is located approximately 21½ miles southwest of downtown Conroe, Texas and is generally bounded on the east and south by Terri Lane, and on the west by Walnut Spring Road.

Hunter's Retreat, including R. C. Rickett Property, is located approximately 17½ miles southwest of Conroe, Texas on Hunters Way and is generally bounded on the north by Farm to Market Road 1774 and on the west by Scotti Drive. Dual certification exists with a portion of Pinehurst - Decker Prairie Water Supply Corporation, CCN No. 11768.

Kipling Oaks I - VI are located approximately 15 miles southwest of downtown Conroe, Texas on Coe Road. The area is generally bounded on the north by Bernice Drive, on the south by Jason Street, and on the east by Mere Drive.

Magnolia Oaks is located approximately 21¼ miles southwest of downtown Conroe, Texas on Butera Road and is generally bounded on the north by Butera Road and on the south by Pinion Creek Subdivision.

Millwood is located approximately 17¾ miles southwest of downtown Conroe, Texas on Byette Road and is generally bounded on the north by Farm to Market Road 1774 and on the west by Byette Road.

Mink Branch Valley is located approximately 20 miles southwest of downtown Conroe, Texas on Mink Lake and is generally bounded on the north, south, east, and west by Mink Drive.

Oak Crest Subdivision is located approximately 16½ miles southwest of downtown Conroe, Texas on Harvey Drive and is generally bounded on the north by Farm to Market Road 149, on the south by Bernice Drive, and on the east by Coe Road. Dual certification exists with a portion of Pinehurst - Decker Prairie Water Supply Corporation, CCN No. 11768. (Facilities + 200 feet)

Oaks Hill Acres is located approximately 14½ miles southwest of downtown Conroe, Texas on Baltzell Street and is generally bounded on the north by Farm to Market Road 149 and on the south by Branch Street.

Pinehurst Village, including Randolph Hardee Property, is located approximately 14¾ miles southeast of downtown Conroe, Texas on Goodson Loop and is generally bounded on the north by Farm to Market Road 149 and on the west by Pine Hill Street.

Pinion Creek is located approximately 21¼ miles southwest of downtown Conroe, Texas on Butera Road. The service area is generally bounded on the north by Magnolia Oaks Subdivision and on the south by Armadillo Woods Subdivision.

Pleasant Forest is located approximately 21¼ miles southwest of downtown Conroe, Texas on Sunset Lane and is generally bounded on the south by Butera Road. Dual certification exists with portion a Blue Bell Manor Utility, CCN No. 10963.

Rimwick Forest and Rustic Oaks are located approximately 15¼ southwest of downtown Conroe, Texas on Hardin Store Road and is generally bounded on the south by Hardin Store Road and on the east by Anderson Road and the Missouri Pacific Railroad

Sendera Farms, Sendera Lake States, and Oakcrest Subdivisions are located approximately 16 miles east of downtown Magnolia, Texas and generally bounded on the north by Lake Conroe, on the south by Tomball, Texas, on the east by Interstate 45 and on the west by Magnolia, Texas.

Shady Acres is located approximately 20 miles southwest of downtown Conroe, Texas on Butera Road. It is generally bounded on the north by Butera Road.

Timbergreen Subdivision is located approximately 6 miles northwest of downtown Tomball, Texas and generally bounded on the north by Pinehurst, Texas, on the south by FM 2029, on the east by Nichols-Sawmill Road, and on the west by SH 249.

Towering Oaks I, II and III Subdivisions are located approximately 20½ miles southwest of downtown Conroe, Texas on Coe Loop and is generally bounded on the north by Coe Loop and on the south by Spring Creek.

Walnut Creek Forest Subdivision is located approximately 19½ miles southwest of downtown Conroe, Texas and is generally bounded on the north by the City of Stagecoach and on the west and south by Walnut Creek.

Walnut Grove, including Denna and Kennis Basking Property, is located approximately 19 miles southwest of downtown Conroe, Texas on Walnut Creek and is generally bounded on the north by Walnut Creek Drive and Decker Road. Dual certification exists with a portion of Southwest Utilities, CCN No. 11740.

Woodloch Forest is located approximately 19½ miles southwest of downtown Conroe, Texas on Rose Hill Road and is generally bounded on the west by Rose Hill Road, on the east by Walnut Creek, and on the south by Spring Creek.

Victoria Station is located approximately 19 miles southwest of downtown Conroe, Texas on Farm to Market Road 249 and is generally bounded on the north by Decker Prairie-Rosehill Road, on the east by Farm to Market Road 249, on the west by Coe Country Subdivision, and on the south by Spring Creek.

HARRIS COUNTY

2920 West is located approximately 31 miles northwest of downtown Houston, Texas on Farm to Market Road 2920 and is generally bounded on the north by Spring Creek and on the south by Farm to Market Road 2920.

Alice Acres is located approximately 23½ miles northwest of downtown Houston, Texas on Alice Road and is generally bounded on the north by Alice Road and on the east by Farm to Market Road 149.

Brandywine Oaks is located approximately 18½ miles west of downtown Houston, Texas on Carrot Street and is generally bounded on the north by Spring-Cypress Road, on the south by Loretta Road, and on the west by Klein Church Road.

Brandywine Pines is located approximately 15 miles northwest of downtown Houston on Carrot Street. It is generally bounded on the north by Spring-Cypress Road, on the south by Loretta Road, and on the west by Klein Church Road.

Matt Buckley Property is located approximately 30 miles northwest of downtown Houston, Texas on Farm to Market Road 2920 and is generally bounded on the north by Farm to Market Road 2920.

Castle Hills is located approximately 29 miles southwest of downtown Houston, Texas on Farm to Market Road 2920 and is generally bounded on the north by Spring Creek and on the south by Farm to Market Road 2920.

Coe Industrial Park is located approximately 23 miles northwest of downtown Houston, Texas on Farm to Market Road 2978 and is generally bounded on the south by Dement Road and on the west by Farm to Market Road 2978.

Cypress Crossing is located approximately 19¼ miles west of downtown Houston, Texas on Cypress-North Houston Road and is generally bounded on the south by Cypress-North Houston Road and on the east by Lusterleaf Street.

Cypress Pass is located approximately 22½ miles west of downtown Houston, Texas on Cypress Pass Loop and is generally bounded on the north by Jarvis Road and on the south by Cypress Creek.

Estates of Holly Lake and Holly Creek is located approximately 27 miles northwest of downtown Houston, Texas on Farm to Market Road 2920 and is generally bounded on the north by Spring Creek and on the south by Farm to Market Road 2920.

Grant Road Estates is located approximately 24 miles northwest of downtown Houston, Texas on Grant Road and is generally bounded on the east by Grant Road.

Kickapoo Farms is located approximately 36½ miles northwest of downtown Houston, Texas on Kickapoo Road and is generally bounded on the north by Burton Cemetery Road and on the east by Kickapoo Road.

Village of New Kentucky is located approximately 30½ miles northwest of downtown Houston, Texas on Farm to Market road 2920 and is generally bounded on the north by Spring Creek and on the south by Farm to Market Road 2920.

Red Oak Terrace and McKinney Place are located approximately 24½ miles northwest of downtown Houston, Texas on Rudolph Street and is generally bounded on the north by Zion Road, on the south by Huffsmitth Road, and on the west by Rudolph Road.

Rolling Meadows is located 23 ¼ miles northwest of downtown Houston, Texas on Rolling Meadows Drive and is generally bounded on the north by Kuykendahl-Huffsmith Road and on the west by Deep Meadows Drive.

Rosehill Pines is located approximately 28 miles northwest of downtown Houston, Texas on Farm to Market Road 220 and is generally bounded on the north by Spring Creek and on the south by Farm to Market Road 2920.

Rosewood Hills is located approximately 27½ miles northwest of downtown Houston, Texas on Rosewood Drive and is generally bounded on the north by Spring Creek and on the south by Farm to Market Road 2920.

Timberwilde is located approximately 21½ miles northwest of downtown Houston, Texas on Kuykendahl Road and is generally bounded on the south by Willow Creek and on the west by Kuykendahl Road.

Tomball Industrial Park is located approximately 21½ miles northwest of downtown Houston, Texas on Farm to Market Road 2920 and is generally bounded on the northeast by Farm to Market Road 2920 and on the northwest by Mahaffey Road.

Trailwood is located approximately 20 miles northwest of downtown Houston, Texas on Boudreaux Road and is generally bounded on the north by Dowdell Road and on the south by Boudreaux Road.

Treichel Woods Subdivision is located approximately 28½ miles northwest of downtown Houston, Texas on Waller Tomball Road and is generally bounded on the north by Treichel Road, and on the east, west, and south by Champagne Circle.

Willow Oaks is located approximately 21 miles northwest of downtown Houston, Texas on Kuykendahl-Huffsmith Road and is generally bounded on the north by Kuykendahl-Huffsmith Road, on the south by Willow Street, and on the east by Kuykendahl Road.

Boudreaux Estates is located approximately 23 miles northwest of downtown Houston, Texas on Fontaine Street and is generally bounded on the north by Willow Creek, on the south by Boudreaux Estates Street, and on the west by Fontaine Street.

An area located approximately 22 miles northwest of downtown Houston, Texas on Kuykendahl Road and is generally bounded on the south by Cannon Gulley, on the east by Hughes Gully, and on the west by Kuykendahl Road.

An area located approximately 24½ miles northwest of downtown Houston, Texas on Huffsmith Road and is generally bounded on the south by Cannon Gulley, on the east by Hughes Gulley, and on the west by Kuykendahl Road.

III. Certificate Maps:

The certificate holder is authorized to provide water service in the area identified on the Commission's official service area maps, WRS-102 and WRS-170, maintained in the offices of the Texas Natural Resource Conservation Commission, 12015 Park 35 Circle, Austin, Texas with all attendant privileges and obligations.

Issued Date:

OCT 09 1998


For the Commission

27 OVERSIZED MAP⁽⁹⁾

**TO VIEW OVERSIZED MAPs or
DOCUMENTS,
PLEASE CONTACT CENTRAL
RECORDS
at 512.936.7180**

HMW SPECIAL UTILITY DISTRICT
TCEQ Inspections

MAP ID	PLANT	PWS ID	Last Inspection	Notes	Status	Date of Letter**	Number of Connection 5/8"	Number of Connection 1" or Larger
M1	Sendra Lake Estates	1700565	3/29/2016	No violations		Not Available	134	11
M3 & M4 & M5	Hunters Retreat/Greenwood Country	1700149	6/30/2015	No violations		7/16/2015	400	24
M6	Kipling Oaks I/Pinehurst Village	1700228	6/27/2016	Pending letter		7/16/2015	398	6
M6	Kipling Oaks II/Timbergreen	1700153	7/16/2015	No violations		6/3/2009	364	13
M8	Rimwick Forest	1700156	11/17/2011	No violations		12/14/2011	54	2
M8	Rustic Oaks	1700410	6/15/2011	No violations		7/22/2011	14	4
M9	Mink Branch	1700150	2/2/2016	No violations		9/29/2014	42	2
M10	Pleasant Forest	1700245	12/29/2014	AV1216844 - Sample sites not being related	Resolved	Not Available	130	2
M11	Armadio Woods/Magnolia Oaks	1700447	6/25/2015	Adequacy of Water Utility Service	Submitted plan and approved	7/16/2015	205	5
M12	Shady Acres	1700083	6/25/2015	No violations		6/29/2012	17	2
M13	Allenwood	1700131	9/29/2014	Failure to cap or plug open pipes penetrating concrete sealing block surrounding the well	Resolved	Not Available	148	5
M14	Coe Country/Meadowood/Foxwood	1700318	12/4/2014	No violations		7/11/2011	482	27
M15	Deer Ridge	1700307	12/29/2014	AV1217222 - Sample sites not being related	Resolved	6/5/2012	51	2
M17 & H3 & M18	Towering Oaks/Rosewood I & II/Woodloch	1700317	11/19/2014	No violations		Not Available	483	21

**NOTE Most recent inspection report letters were not available for all plants, "Date of Letter" column shows the date of the most recent available letter through TCEQ Central Filing

PWS17 149 ICQ/2015-06-3d investigation Report
Bryan W. Shaw, Ph.D., P.E., Chairman
Toby Baker, Commissioner
Richard A. Hyde, P.E., Executive Director



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 16, 2015

RECEIVED

AUG 10 2015

ICQ
CENTRAL FILE ROOM

Mr. Mark Pinter, President
HMW Special Utility District
PO BOX 837
Pinehurst, Texas 77362-0837


Re: Comprehensive Compliance Investigation at:
Hunters Retreat, 37002 Arlene St., Magnolia, Montgomery County, Texas
Regulated Entity No.: 101282564, TCEQ ID No.: 1700149, Investigation No.: 1253145

Dear Mr. Pinter:

On June 30, 2015, Ms. Hanaa Fayyadh of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced facility to evaluate compliance with the applicable requirements for public water supply systems. No violations are being alleged as a result of the investigation; however, please see the attached Additional Issue. In addition, please be advised that a violation could be issued upon further review of your system's records or self-reported documentation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Ms. Fayyadh in the Houston Region Office at (713) 767-3650.

Sincerely,


Leticia De Leon, Team Leader
Public Water Supply
Houston Region Office

LD/HF/ra

cc: Montgomery County Environmental Health Services

Enclosure: Summary of Investigation Findings

Summary of Investigation Findings

HUNTERS RETREAT

Investigation #

1253145

Investigation Date: 06/30/2015

, MONTGOMERY COUNTY,

Additional ID(s): 1700149

No. of items associated to this investigation

ADDITIONAL ISSUES

Description

Item 1

Additional Comments

Service Agreement Update

Please be aware that as of January 4, 2014, the EPA has lowered the amount of lead allowed in water pipes to 0.25%. In the future, the Retail Service Agreement will need to reflect this change.

PWS_1700149_CO_20150630_Investigation Report
Texas Commission on Environmental Quality
Investigation Report

The TCEQ is committed to accessibility. If you need assistance in accessing this document, please contact oca@tceq.texas.gov

Customer: HMW Special Utility District
Customer Number: CN600623375

Regulated Entity Name: HUNTERS RETREAT

Regulated Entity Number: RN101282564

Investigation # 1253145

Investigator: HANAA FAYYADH

Conducted: 06/30/2015 -- 06/30/2015

Program(s): PUBLIC WATER SYSTEM/SUPPLY

Investigation Type: Compliance Investigation

Additional ID(s): 1700149

Incident Numbers

Site Classification GW 251-1K CONNECTION

No Industry Code Assigned

Location: 37002 ARLENE ST AT HUNTERS RD
KEY MAP 213W

Address:

Local Unit: REGION 12 - HOUSTON

Activity Type(s): PWSCCIGWCM - CCI GW PURCHASE
- COMMUNITY MANDATORY

Principal(s):

Role	Name
RESPONDENT	H-M-W SUD

Contact(s):

Role	Title	Name	Phone
Regulated Entity Mail Contact	PRESIDENT	MR MARK PINTER	Work (281) 356-5060
Participated in Investigation	OPERATOR	MR PETER GARCIA	(281) 356-5060
Notified	CONTROLLER	MS TAMMIE KROMAR	(281) 356-5060
Regulated Entity Contact	OPERATOR	MR PETER GARCIA	(281) 356-5060

Other Staff Member(s):

Role	Name
Investigator	RENEA ALLEN
Supervisor	KENNETH MILLER
Investigator	KAREN CARRION
QA Reviewer	DARLA BRANCH
QA Reviewer	LATRICHIA SPIKES
Supervisor	LETICIA DELEON
Supervisor	DARLA BRANCH

HUNTERS RETREAT -

6/30/2015 Inv. # - 1253145

Page 2 of 4

Associated Check List

Checklist Name

PWS INVESTIGATION - EQUIPMENT
MONITORING AND SAMPLING revised 06/2013
PWS STANDARD FIELD

Unit Name

em

sf.

Investigation Comments:

1) Introduction Summary/General Information

An announced Comprehensive Compliance Investigation of:

Name of System: Hunters Retreat PWS ID: 1700149

Notification Date: 6/8/2015

Investigation Date: 6/30/2015

CCN: 10342

REG#: N/A

TCEQ Investigator: Ms. Hanaa Fayyadh

Notified: Ms. Tammie Kromar, Controller

Surveyed with: Mr. Peter Garcia, Operator

Name of Operating Company: HMW SUD

Area Served: Retreat, Galleria Oaks, Sugar Oaks, Greenwood Country, Cripple Creek Farms North, Tudor Way, Beyette Road, and Log Towne Subdivisions.

Exit interview conducted with: None

Type of Letter Sent: GC

Nearest PWS: Hazy Hollow East Estates (1700013) ~ 0.15 Mile

Total # cert. Ops.: 1

Grade(s)/Type(s): C, GW

2) General Facility and Process Information:

Location of Plant 1: 37002 Arlene St.

System Description: Plant 1 has the following equipment:

2-Sub well = Well#1 (G1700149A) 90 GPM; well#2 (G1700149B) 75 GPM

4-GR = 1 @ 0.030 MG and 3 @ 0.018 MG Each

2-SP = 550 GPM Each

1-HD = 0.005 MG

Treatment: Gas Chlorination injected prior to Gr.

Location of Plant 2: 30214 Greenwood Lane

System Description: Plant 1 has the following equipment:

2-Sub well = well#3 (G1700149C) 70 GPM; well#4 (G1700149D) 70 GPM

1-GR = 0.022 MG

3-SP = 280 GPM Each

2-HD = 0.003 MG Each

Treatments: Caustic Soda and Gas Chlorination injected prior to GR.

Location of Plant 3: 38722 Sugar Oaks Court

System Description: The plant is out of service and well#5 (G1700149E) has been plugged.

The system meets the capacity requirements.

If the water system uses Chloramines for disinfection answer the following: N/A

Exceptions/Variations: No

HUNTERS RETREAT -

6/30/2015 Inv. # - 1253145

Page 3 of 4

Emergency Power: Yes
Type: Propane
What does it operate? Whole plants 1 & 2

Approved EPP: N/A

Interconnection(s) (I/C) and/or Multi-System Capacity: No

Chemical Analysis: The system is in compliance with all primary and secondary standards

Notification/Date: N/A

Field Tests:

Location: 30127 Eric

Tested PSI: 54

Tested free Cl₂: 1.05 mg/L

3) Background:

Are there Current Enforcement Actions: No

Is there an Agreed Order and Compliance Agreements: No

Are there Outstanding Violations from a previous CCI that have not been resolved?: No

4) Additional Information: N/A

Please see the Exit Interview Form (if applicable) and Field Checklist attached to the investigation report. The water system diagram and capacity calculations are electronically attached in the Documents section of the CCEDS Investigation Comment window. Photos, if applicable, are located in the Documents section of the CCEDS Violation Description window.

No Violations Associated to this Investigation

Additional Issues

Description Item 1

Additional Comments

Service Agreement Update

Please be aware that as of January 4, 2014, the EPA has lowered the amount of lead allowed in water pipes to 0.25%. In the future, the Retail Service Agreement will need to reflect this change.

Signed Nanessa Farjagh

Environmental Investigator

Date 7-10-2015

Signed

[Signature]
Supervisor

Date 7-15-15

Attachments: (in order of final report submittal)

☐ Enforcement Action Request (EAR)

☒ Letter to Facility (specify type) : Loi

☐ Investigation Report

☐ Sample Analysis Results

☐ Manifests

☐ Notice of Registration

☒ Maps, Plans, Sketches

☐ Photographs

☐ Correspondence from the facility

☐ Other (specify) :

Bryan W. Shaw, Ph.D., P.E., Chairman
Toby Baker, Commissioner
Richard A. Hyde, P.E., Executive Director



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 16, 2015

Mr. Mark Pinter, President
HMW Special Utility District
PO BOX 837
Pinehurst, Texas 77362-0837

RECEIVED
AUG 10 2015
TCEQ
CENTRAL FILE ROOM

Re: Comprehensive Compliance Investigation at:
Kipling Oaks and Timbergreen, 34501 Jimmy Ln., Pinehurst, Montgomery Co.,
TX
Regulated Entity No.: 101453660, TCEQ ID No.: 1700153, Investigation No.: 1253179

Dear Mr. Pinter:

On June 30, 2015, Ms. Hanaa Fayyadh of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced facility to evaluate compliance with the applicable requirements for public water supply systems. No violations are being alleged as a result of the investigation; however, please see the attached Additional Issue. In addition, please be advised that a violation could be issued upon further review of your system's records or self-reported documentation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Ms. Fayyadh in the Houston Region Office at (713) 767-3650.

Sincerely,

A handwritten signature in cursive script that reads "Leticia De Leon".
Leticia De Leon, Team Leader
Public Water Supply
Houston Region Office

LD/HF/ra

cc: Montgomery County Environmental Health Services

Enclosure: Summary of Investigation Finding

Summary of Investigation Findings

KIPLING OAKS AND TIMBERGREEN

Investigation #

1253179

Investigation Date: 06/30/2015

, MONTGOMERY COUNTY,

Additional ID(s): 1700153

ADDITIONAL ISSUES

Description

Item 1

Additional Comments

Service Agreement Update

Please be aware that as of January 4, 2014, the EPA has lowered the amount of lead allowed in water pipes to 0.25%. In the future, the Retail Service Agreement will need to reflect this change.

PWS_1700153_CO_2015-530_Investigation Report
Texas Commission on Environmental Quality
Investigation Report

The TCEQ is committed to accessibility. If you need assistance in accessing this document, please contact oce@tceq.texas.gov

Customer: HMW Special Utility District
Customer Number: CN600623375

Regulated Entity Name: KIPLING OAKS AND TIMBERGREEN

Regulated Entity Number: RN101453660

Investigation # 1253179

Investigator: HANAA FAYYADH

Conducted: 06/30/2015 -- 06/30/2015

Program(s): PUBLIC WATER SYSTEM/SUPPLY

Investigation Type: Compliance Investigation

Incident Numbers

Site Classification GW 251-1K CONNECTION

NAIC Code: 236115

Location: W1 W2 W3 W4 AT 34301 JIMMY LANE -
PLANT 1
W5 W6 AT 1927 TIMBER RANCH - PLANT 2
PINEHURST TX 77362
KEY MAP 247K

Additional ID(s): 1700153

Address: ,

Local Unit: REGION 12 - HOUSTON

Activity Type(s): PWSCCIGWCM - CCI GW PURCHASE
- COMMUNITY MANDATORY

Principal(s):

Role	Name
RESPONDENT	H-M-W SUD

Contact(s):

Role	Title	Name	Phone
Notified	CONTROLLER	MS TAMMIE KROMAR	(281) 356-5060
Participated in Investigation	OPERATOR	MR PETER GARCIA	(281) 356-5060
Regulated Entity Contact	CONTROLLER	MS TAMMIE KROMAR	(281) 356-5060
Regulated Entity Mail Contact	PRESIDENT	MR MARK PINTER	Work (281) 356-5060

Other Staff Member(s):

Role	Name
Investigator	KAREN CARRION
Supervisor	KENNETH MILLER
Investigator	RENEA ALLEN
QA Reviewer	DARLA BRANCH
Supervisor	LETICIA DELEON
QA Reviewer	LATRICHIA SPIKES
Supervisor	DARLA BRANCH

Associated Check List

<u>Checklist Name</u>	<u>Unit Name</u>
PWS INVESTIGATION - EQUIPMENT	em
MONITORING AND SAMPLING revised 06/2013	
PWS STANDARD FIELD	sf

Investigation Comments:

1) Introduction Summary/General Information
 An announced Comprehensive Compliance Investigation of:
 Name of System: Kipling Oaks and Timbergreen PWS ID: 1700153

Notification Date: 06/08/2015
 Investigation Date: 06/30/2015
 CCN: 10342
 REG#: N/A
 TCEQ Investigator(s): Hanaa Fayyadh

Notified: Ms. Tammie Kromar, Controller
 Surveyed with: Mr. Peter Garcia, Operator
 Name of Operating Company: HMW SUD

Area Served: Kipling Oaks and Timbergreen Subdivision
 Exit interview conducted with: None
 Type of Letter Sent: GC
 Nearest PWS: Kipling Oaks I (1700228) ~ 0.77 Mile
 Total # cert. Ops.: 1
 Grade(s)/Type(s): C, GW

2) General Facility and Process Information:

Location of Plant 1: 34501 Jimmy Lane, Pinehurst
 System Description:
 3-Sub well = well 2 (G1700153B) 95GPM; well 3 (G1700153C) 85GPM; well 4 (G1700153D) 75 GPM
 3-GR = 0.018 MG Each
 3-SP = 3 @ 450 GPM Each
 2-HD = 0.005 MG Each
 Treatments: Caustic Soda and Gas Chlorination injected prior to GR.

Location of Plant 2: 1927 Timber Ranch Dr.
 System Description:
 2-Sub well = well 5 (G1700153E) 95 GPM; well 6 (G1700153F) 85 GPM
 2-GR = 0.020 MG Each
 2-SP = 390 GPM Each
 1-HD = 0.005 MG

Treatments: Gas Chlorination injected prior to GR.

KIPLING OAKS AND TIMBERGREEN -

6/30/2015 Inv. # - 1253179

Page 3 of 4

The system meets the capacity requirements.

If the water system uses Chloramines for disinfection answer the following: N/A

Does the system have an up to date approval letter to disinfect with chloramines? N/A

Does the water system have the appropriate required monochloramine test kit? N/A

Is the Water System documenting the required testing as stated in the exception letter? N/A

Exceptions/Variations: Yes

Type: Granted continued use of pH adjustment.

Date: 01/20/2015

Emergency Power: Yes

Type: Propane generator at plant 1

What does it operate? whole plant

Approved EPP: N/A

Interconnection(s) (I/C) and/or Multi-System Capacity: No

Chemical Analysis: The system is in compliance with all primary and secondary standards.

Notification/Date: N/A

Field Tests:

Location: 1730 Coe Rd

Tested PSI: 60

Tested free Cl₂: 1.41 mg/L

3) Background:

Are there Current Enforcement Actions: No

Is there an Agreed Order and Compliance Agreements: No

Are there Outstanding Violations from a previous CCI that have not been resolved?: No

4) Additional Information: N/A

Please see the Exit Interview Form (if applicable) and Field Checklist attached to the investigation report. The water system diagram and capacity calculations are electronically attached in the Documents section of the CCEDS Investigation Comment window. Photos, if applicable, are located in the Documents section of the CCEDS Violation Description window.

No Violations Associated to this Investigation

Additional Notes

Description Item 1

Additional Comments

Service Agreement Update

Please be aware that as of January 4, 2014, the EPA has lowered the amount of lead allowed in water pipes to 0.25%. In the future, the Retail Service Agreement will need to reflect this change.

Signed

Kanessa Fayzakh

Environmental Investigator

Date 7-13-2015

Signed

Ken Miller

Supervisor

Date 7-15-15

Attachments: (in order of final report submittal)

☐ Enforcement Action Request (EAR)

☒ Letter to Facility (specify type) : LOI

☐ Investigation Report

☐ Sample Analysis Results

☐ Manifests

☐ Notice of Registration

☒ Maps, Plans, Sketches

☐ Photographs

☐ Correspondence from the facility

☐ Other (specify) :

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

PWS/1700153/ICO

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY RECEIVED

Protecting Texas by Reducing and Preventing Pollution

June 3, 2009

AUG 09 2010

TCEQ
CENTRAL FILE ROOM

Mr. Mark Pinter, President
HMW SUD
P.O. Box 837
Pinehurst, Texas, 77362-0837


Re: Compliance Evaluation Investigation at:
Kipling Oaks 2, 3, & 4, 34301 Jimmy Lane, Magnolia, Montgomery County, Texas
TCEQ ID No.: 1700153, Investigation. 742092

Dear Mr. Pinter:

On April 15, 2009, Mr. Miguel Galvan and Mr. Barry Price of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced facility to evaluate compliance with the applicable requirements for public water supply systems. No violations are being alleged as a result of the investigation; however, please see the attached Area of Concern.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Miguel Galvan in the Houston Region Office at 713-767-3521.

Sincerely,



Leticia De Leon, Team Leader
Public Water Supply
Houston Region Office

LD/MOG/pt

Enclosures: Summary of Investigation Findings

cc. Mr. Ray Harlow, Chief Operator, HMW Special Utility District, P.O. Box 887, Pinehurst, Texas 77362

Montgomery County Environmental Health Department

REPLY TO: REGION 12 • 5425 POLK ST., STE. H • HOUSTON, TEXAS 77023-1452 • 713-767-3500 • FAX 713-767-3520

P.O. Box 13087 • Austin, Texas 78711-3087 • 512-239-1000 • Internet address: www.tceq.state.tx.us

Summary of Investigation Findings

KIPLING OAKS 2 3 & 4

Investigation # 742092

Investigation Date: 04/15/2009

, MONTGOMERY COUNTY,

Additional ID(s): 1700153

AREA OF CONCERN

Track No: 363554

30 TAC Chapter 290.42(e)(3)(D)

Alleged Violation:

Investigation: 742092

Comment Date: 05/28/2009

Disinfection

Failure to provide operable scales for the chlorine cylinders, which must be repaired or replaced so the amount of disinfectant remaining for use can be easily determined at all times.

Recommended Corrective Action: Provide documentation demonstrating that the chlorine scale is now operational.

Resolution: The permittee submitted a letter dated April 22, 2009 providing a resolution for the violation documented during the investigation. The entity submitted photographs showing that the scales have been repaired.

ADDITIONAL ISSUES

Description

Other violations noted during the investigation? (If non-compliant then describe violation in the comment section.)

Additional Comments

Additionally, a provisional fence acting as a resistant intruder fence was documented as a potential violation. The permittee provided the required information in a letter dated April 22, 2009. Specifically, the resistance intruder fence, as stated in the investigation, is under construction and should be completed in the near future. Photos for verification purposes will be forwarded upon completion.

Texas Commission on Environmental Quality
Investigation Report
H-M-W SUD
CN600623375

KIPLING OAKS 2 3 & 4**RN101453660****Investigation #** 742092**Incident #****Investigator:** MIGUEL GALVAN**Site Classification**

GW 251-1K CONNECTION

Conducted: 04/15/2009 -- 04/15/2009**NAIC Code:** 236115**Program(s):** PUBLIC WATER
SYSTEM/SUPPLY**Investigation Type :** Compliance Investigation

Location : W1,2,3,4 - 34301 JIMMY -
 LANE-PLANT 1
 W5,6 - 1927 TIMBER RANCH- PLANT 2
 PINEHURST TX 77362
 KEY MAP 247K

Additional ID(s) : 1700153**Address: ; ,****Activity Type :**

REGION 12'- HOUSTON
 PWSCCIGWCM - PWSCCOGWCM PWS CCI
 Discretionary Groundwater, Purchase, Community

Principal(s) :**Role****Name**

RESPONDENT

H-M-W SUD

Contact(s) :**Role****Title****Name****Phone**

Participated in Investigation

CHIEF OPERATOR

MR RAY HARLOW

Work (281) 356-5060

Regulated Entity Contact

GENERAL MANAGER

MR WILLIAM COE

Work (281) 356-5060

Regulated Entity Mail Contact

PRESIDENT

MR MARK PINTER

Work (281) 356-5060

Other Staff Member(s) :**Role****Name**

QA Reviewer

SUNE NANTAH

QA Reviewer

ERESHA DESILVA

Supervisor

LETICIA DELEON

Investigator

BARRY PRICE

QA Reviewer

KENNETH MILLER

RECEIVED**JUN 19 2009****Associated Check List****Public Drinking water Section****Checklist Name****Unit Name**

PWS GENERIC VIOLATIONS

PWS GENERIC VIOLATIONS

PWS EMERGENCY POWER INITIATIVE

EMERGENCY POWER INITIATIVE

Investigation Comments :

1) Introduction Summary/General Information
 An announced investigation of:
 Name of System: Kipling Oaks 2, 3, and 4
 Investigation Date: 04/15/2009

PWS ID: 1700153

CCN: 10342

TCEQ Investigators: Miguel Galvan and Barry Price

Surveyed with: Ray Harlow

Area Served: Kipling Oaks and Timbergreen Subdivisions

Key Map: 247K

Exit interview conducted with: Ray Harlow

Type of Letter Sent: Compl

Nearest PWS: Kipling Oaks I

Total # cert. Ops.: 5

Grades/Types: 1B GW, 1C GW, and 3D

2) General Facility and Process Information

Exceptions/Variations: No.

Emergency Power: Yes, 1 portable generator kept at warehouse. At the time of the investigation, the chief operator presented a plan for the acquisition and installation of a permanent generator for the site.

System Description:

Plant 1: 3 Subm. Wells, 3 GSTs, 2 SPs, 1 PT, and distribution.

Plant 2: 2 Subm. Wells, 2 GSTs, 2 SPs, 1 PT, and distribution.

Treatments: Caustic Soda and Gas Chlorination injected prior to GST.

Microbiological/Chemical Monitoring: Yes

Acceptable Sample Siting Plan on file?: Yes

Acceptable Monitoring Plan on File?: Yes

Disinfection Level Quarterly Operating Report (DLQOR) on file?: Yes

Plant Operation Manual on file?: Yes

Interconnections: No

Interconnect Capacity Calculations Needed?: N/A

Chemical Analysis:

Type	Latest Date	Compliant	Exceedances
Min	06/01/06	Yes	No
Metals	02/05/04	Yes	No
NO2/NO3	03/25/08	Yes	No
Radio Chems	02/01/06	Yes	No
VOCs	03/29/04	Yes	No
SOC 5	03/29/04	Yes	No
THMs	06/26/07	Yes	No
HAAs	06/26/07	Yes	No

Notification/Date: N/A

3) Background:

Are there Current Enforcement Actions?: No

Is there an Agreed Order and Compliance Agreements?: No

Are there Complaints, and other Compliance Issues?: No

Are there Outstanding Violations from a previous CCI?: No

4) Additional Information: No

Please see attached T-NET documentation for system specifics. Attached for review are: Water System, Water Storage Tanks, Water Sources, Service Pumps, System Capacities, Treatment Plants.

AREA OF CONCERN

Track No: 363554

Resolution Date: 5/28/2009

Violation Start Date: 01/01/1800 Violation End Date: 04/22/2009

30 TAC Chapter 290.42(e)(3)(D)

Alleged Violation:

Investigation: 742092

Comment Date: 05/28/2009

Disinfection

Failure to provide operable scales for the chlorine cylinders, which must be repaired or replaced so the amount of disinfectant remaining for use can be easily determined at all times.

Recommended Corrective Action: Provide documentation demonstrating that the chlorine scale is now operational.

Resolution: The permittee submitted a letter dated April 22, 2009 providing a resolution for the violation documented during the investigation. The entity submitted photographs showing that the scales have been repaired.

Additional Issues

Description

Other violations noted during the investigation? (If non-compliant then describe violation in the comment section.)

Additional Comments

Additionally, a provisional fence acting as a resistant intruder fence was documented as a potential violation. The permittee provided the required information in a letter dated April 22, 2009. Specifically, the resistance intruder fence, as stated in the investigation, is under construction and should be completed in the near future. Photos for verification purposes will be forwarded upon completion.

Signed

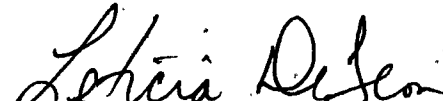


Environmental Investigator

Date

April 23, 2009

Signed



Supervisor

Date

5/28/09

Attachments: (in order of final report submittal)

☐ Enforcement Action Request (EAR)

☒ Letter to Facility (specify type) : Coup

☐ Investigation Report

☐ Sample Analysis Results

☐ Manifests

☐ NOR

☒ Maps, Plans, Sketches

☐ Photographs

☐ Correspondence from the facility

☐ Other (specify) :

PUBLIC WATER SYSTEM DATA

Name of System: KIPLING OAKS 2, 3, & 4			
CCN Number: 10342		PWS ID: 1700153	
Classification: Not Applicable		Type: Community	
Region Number: 12			
Interconnect with Other PWS: No Name of PWS I/C: N/A			
Type I/C: None			
Retail Service Connections: 358		Retail Meters: 358	
Retail Population: 1074			
Wholesale Master Meters: 0		Wholesale Service Connections: 0	
Wholesale Population: 0			
Total Well Capacity: 396 GPM 0.57 MGD			
Raw Capacity: 0 GPM 0 MGD			
Total Elevated Storage: 0 MG		Total Storage Capacity: 0.094 MG	
Pressure Tank Capacity: 0.015			
Maximum Daily Usage: 0.415 MGD		Date: 06/27/2008	
Average Daily Usage: 0.170 MGD		Time Period: 05/01/2007 to 06/30/2008	
Wholesale Contract: No		Maximum Purchase Rate : 0	
No. of Samples Required: 2/MO		No. of Samples Submitted: 2/MO	
No. of Raw Samples Required: 0		No. of Raw Samples Submitted: 0	
Non-Comm Dates of Operation: 09/09/9999 to 09/09/9999			

WATER STORAGE TANKS

Volume	Capacity	Material	Location
GST	0.020	W STEEL	1927 TIMBER RANCH
GST	0.020	W STEEL	1927 TIMBER RANCH
PT	0.010	W STEEL	34301 JIMMY LANE
GST	0.018	W STEEL	34301 JIMMY LANE

GST	0.018	W STEEL	34301 JIMMY LANE
GST	0.018	W STEEL	34301 JIMMY LANE
PT	0.005	W STEEL	1927 TIMBER RANCH

WATER SOURCES

Well ID	Well Name	Location	Depth	Flow Rate	Flow Unit	Flow Rate	Flow Unit	Flow Rate	Flow Unit
✓ 1	G1700153B 2	34301 JIMMY LANE	O	SUB	98	110	07/12/2006		
✓ 1	G1700153C 3	34301 JIMMY LANE	O	SUB	50	65	07/12/2006		
✓ 1	G1700153D 4	34301 JIMMY LANE	O	SUB	68	70	07/12/2006		
✓ 1	G1700153A 1	34301 JIMMY LANE	(P)	SUB	0	LINK	07/12/2006		
✓ 2	G1700153E 5	1927 TIMBER RANCH	O	SUB	90	65	07/12/2006		
✓ 2	G1700153F 6	1927 TIMBER RANCH	O	SUB	90	65	07/12/2006		

SERVICE PUMPS

Pump ID	Pump Name	Location
1	450	34301 JIMMY LANE
2	450	34301 JIMMY LANE
3	390	1927 TIMBER RANCH
4	390	1927 TIMBER RANCH

SYSTEM CAPACITIES

Pressure Plane Number: 1

Name: KIPLING OAKS II

Well Production	0.6	GPM Conn X 348	Conn = 209	GPM 398
-----------------	-----	----------------	------------	---------

Elevated Pressure Storage	20	Gal/Conn X 348	Conn = 0.00696	MG 0.015
Ground/Total Storage	200	Gal/Conn X 348	Conn = 0.0696	MG 0.094
Service Pump Capacity	2.0	GPM/Conn X 348	Conn = 696	GPM 1680
Service Pump Peaking Factor		MDD/1440 X	**	GPM N/A
Tested PSI: 58 Tested CL2: 1.11 Free Location: 1114 COE ROAD				

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



PWSI/1700156 ICO

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 14, 2011

Mr. Mark Pinter, President
H-M-W SUD
P.O. Box 837
Pinehurst, Texas 77362.0837

RECEIVED

DEC 22 2011

Public Water Supply Section

Re: Comprehensive Compliance Investigation at:

Rimwick Forest, 26000 Rimwick Forest Drive, Montgomery County, Texas
TCEQ ID No: 1700156, Investigation No. 968887.

RECEIVED

JUL 03 2012

Dear Mr. Pinter:

TCEQ
CENTRAL FILE ROOM

On November 17, 2011, Mr. Miguel Galvan of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced facility to evaluate compliance with the applicable requirements for public water supply systems. No violations are being alleged as a result of the investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Miguel Galvan in the Houston Region Office at 713-767-3650.

Sincerely,

A handwritten signature in cursive script, reading "Leticia De Leon".

Leticia De Leon, Team Leader
Public Water Supply
Houston Region Office

LD/MG/nl

cc: Montgomery County Environmental Health Services

Texas Commission on Environmental Quality

Investigation Report HMW Special Utility District CN600623375

RIMWICK FOREST

RN102687472

Investigation # 968887

Incident #

Investigator: MIGUEL GALVAN

Site Classification

GW 51-250 CONNECTION

Conducted: 11/17/2011 -- 11/17/2011

NAIC Code: 221310

Program(s): PUBLIC WATER
SYSTEM/SUPPLY

Investigation Type: Compliance Investigation

Location: W1 AND W2 - 2600RIMWICK
FORESTDRIVE
KEYMAP 248J

Additional ID(s): 1700156

Address: ; ,

Activity Type: REGION 12 - HOUSTON

PWSCCIGWCM - PWSCCOGWCM PWS CCI
Discretionary Groundwater, Purchase,
Community

Principal(s):

Role	Name
RESPONDENT	H-M-W SUD

Contact(s):

Role	Title	Name	Phone
Notified	OFFICE MANAGER	MS TAMMIE BARNES	Work (281) 356-5060
Participated in Investigation	OPERATOR	MR RAY HARLOW	Work (281) 356-5060
Regulated Entity Contact	GENERAL MANAGER	MR WILLIAM COE	Work (281) 356-5060
Regulated Entity Mail Contact	PRESIDENT	MR MARK PINTER	Work (281) 356-2124

Other Staff Member(s):

Role	Name
Supervisor	LETICIA DELEON
QA Reviewer	KENNETH MILLER
QA Reviewer	DAVID LIVINGS

Associated Check List

Checklist Name

PWS EMERGENCY POWER INITIATIVE

Unit Name

PWS EMERGENCY POWER
INITI

PWS INVESTIGATION - EQUIPMENT MONITORING
AND SAMPLING

PWS INVESTIGATION - EQUIP

PWS STANDARD FIELD

PWS STANDARD FIELD

Investigation Comments:

1) Introduction Summary/General Information

RIMWICK FOREST -

11/17/2011 Inv. # - 968887

Page 2 of 3

An announced Comprehensive Compliance Investigation of:

Name of System: Rimwick Forest PWS ID: 1700156

Investigation Date: 11/17/2011

CCN: 10342

TCEQ Investigator: Miguel Galvan

Surveyed with: Mr. Ray Harlow, Operator

Name of Operating Company: H-M-W SUD

Served: Rimwick Forest subdivision

Key Map 248J

Exit interview conducted with: None

Type of Letter Sent: GC

Nearest PWS: approx. approx. 0.5 mi. to Rustic Oaks

Total # cert. Ops.: 2

Grades/Types: 2 C-GW

2) General Facility and Process Information:

Exceptions/Variations: Yes. On February 11, 2011, TCEQ granted a sanitary control easement for Wells No. 1 and 2.

Emergency Power: Yes, one 40 KW.

Type: Propane

What does it operate? The whole plant

Approved EPP: N/A

Location of Plant: The Plant is located at 26000 Rimwick Forest Dr. The system has a remote well (Well No.3), located at 26087 Rimwick Forest.

System Description: The plant has the following equipment:

2 -Submersible turbine wells (SUB)

2 Service Pumps (SPs)

1 Storage Tank (GR)

1 Pressure Tank (HD)

Treatment.- pH adjustment (caustic soda) and hypochlorination ; injection points always prior to GR.

Microbiological/Chemical Monitoring: Yes

Acceptable Sample Siting Plan on file?: Yes

Acceptable Monitoring Plan on File?: Yes

Disinfection Level Quarterly Operating Report (DLQOR) on file?: Yes

Plant Operation Manual on file?: Yes

Interconnection(s): No.

Interconnect Capacity Calculations Needed?: No.

Chemical Analysis:

Type	Latest Date	Compliant	Exceedances
Min	03/15/2010	Yes	No
Metals	02/01/2006	Yes	No
NO2/NO3	03/12/2009	Yes	No
Radio Chems	02/01/2006	Yes	No
VOCs	03/15/2010	Yes	No
SOC 5	N/A	N/A	N/A
THMs	06/26/2007	Yes	No
HAAs	07/02/2007	Yes	No

Notification/Date: N/A

3) Background:

Are there Current Enforcement Actions?: No

Is there an Agreed Order and Compliance Agreements?: No

Are there Complaints, and other Compliance Issues?: No

Are there Outstanding Violations from a previous CCI that have not been resolved?: No

4) Additional Information: No.

Please see attached T-NET documentation for system specifics. Attached for review are: Water System, Water Storage Tanks, Water Sources, Service Pumps, System Capacities, Treatment Plants, Field Checklist, and Exit Interview.

~~No Violations Associated with this Investigation~~

Signed 
Environmental Investigator

Date 12-12-2011

Signed 
Supervisor

Date 12-14-11

Attachments: (in order of final report submittal)

☐ Enforcement Action Request (EAR)
☒ Letter to Facility (specify type) : GC
☐ Investigation Report
☐ Sample Analysis Results
☐ Manifests
☐ NOR

☒ Maps, Plans, Sketches
☐ Photographs
☐ Correspondence from the facility
☐ Other (specify) :
Pass-Dat
IWD-Dat

PUBLIC WATER SYSTEM DATA

Name of System: RIMWICK FOREST	
CCN Number: 10342	PWS ID: 1700156
Classification: Not Applicable	Type: Community
Region Number: 12	

Interconnect with Other PWS:	No	Name of PWS I/C:	N/A
Type I/C: None			

Retail Service Connections:	51	Retail Meters:	51
Retail Population: 153			

Wholesale Master Meters:	0	Wholesale Service Connections:	0
Wholesale Population: 0			

Total Well Capacity:	148 GPM 0.213 MGD
Raw Capacity:	0 GPM 0 MGD

Total Elevated Storage:	0 MG	Total Storage Capacity:	0.017 MG
Pressure Tank Capacity:	0.005		

Maximum Daily Usage:	0.026 MGD	Date:	05/10/2011
Average Daily Usage:	0.015 MGD	Time Period:	08/01/2010 to 07/30/2011
Wholesale Contract:	No	Maximum Purchase Rate :	0
No. of Samples Required:	1/MO	No. of Samples Submitted:	1/MO
No. of Raw Samples Required:	2	No. of Raw Samples Submitted:	2
Non-Comm Dates of Operation:	09/09/9999 to 09/09/9999		

WATER STORAGE TANKS

Type	Capacity	Material	Location
HD	0.005 MG	Welded Steel	26000 RIMWICK FOREST
GR	0.017 MG	Bolted Steel	26000 RIMWICK FOREST

WATER SOURCES

Well ID	Well Name	Location	Status	Depth	Flow	Pressure	Date
1	G1700156A 1	26000 RIMWICK FOREST	P		0		11/17/2011
1	G1700156B 2	26000 RIMWICK FOREST	O	SUB	83	60	11/17/2011
1	G1700156C 3	26087 RIMWICK FOREST	O	SUB	65	70	11/17/2011

SERVICE PUMPS.

Pump ID	Capacity	Location
1	220 GPM	26000 RIMWICK FOREST
2	220 GPM	26000 RIMWICK FOREST

SYSTEM CAPACITIES

Pressure Plane Number: 1 Name: RIMWICK FOREST

System Component	Value	Unit	Calculation	Result
Well Production	0.6	GPM	Conn X 51	Conn = 30.6 GPM 148
Elevated Pressure Storage	20	Gal/Conn	X 51	Conn = 0.00102 MG 0.005
Ground/Total Storage	200	Gal/Conn	X 51	Conn = 0.0102 MG 0.017
Service Pump Capacity	2.0	GPM/Conn	X 51	Conn = 102 GPM 440
Service Pump Peaking Factor		MDD/1440	X	** GPM
Tested PSI: 60 Tested CL2: 1.4 Free Location: 26310A RIMWICK FOREST				

PWS/1700156/CO
N/A

Texas Commission on Environmental Quality
Investigation Report
HMW Special Utility District
CN600623375

RIMWICK FOREST

RN102687472

Investigation # 935907

Incident #

Investigator: REBECCA BOYETT

Site Classification

Conducted: 06/29/2011 -- 06/29/2011

NAIC Code: .221310

Program(s): PUBLIC WATER
SYSTEM/SUPPLY

Investigation Type : Compliance Invest File Review

Location : W1 AND W2 - 2600RIMWICK
FORESTDRIVE
KEYMAP 248J

Additional ID(s) : 1700156

Address: ; ,

Activity Type :

RECEIVED

MAY 10 2012

**TCEQ
CENTRAL FILE ROOM**

Principal(s) :

Role

Name

RESPONDENT

H-M-W SUD

Contact(s) :

Role

Title

Name

Phone

Regulated Entity Mail Contact

PRESIDENT

MR MARK PINTER

Work (281) 356-2124

Other Staff Member(s) :

Role

Name

Supervisor

ERIC REESE

Associated Check List

Checklist Name

Unit Name

COMPLIANCE WITH RESOLUTION RECORD REVIEW 2006-0593-MLM-E

Investigation Comments :

Investigation to resolve violations associated to Commission Order Docket No. 2006-0593-MLM-E. Documentation and notarized certification has been submitted demonstrating compliance with the remaining Technical Requirement for the Rimwick Forest System (2.c.i.). The penalty has been paid and all Technical Requirements for other water systems associated to the Order have been completed as well. The enforcement file will be closed and a Notice of Compliance will be sent.

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 152583

Resolution Status Date: 6/29/2011

Violation Start Date: Unknown

Violation End Date: 2/11/2011

30 TAC Chapter 290.41(c)(1)(F)

Alleged Violation:

Investigation: 261534

Comment Date: 04/26/2004

Ground Water Sources and Development

Failure to make available sanitary control easements for both wells at the time of inspection. A sanitary easement covering all property within 150 feet of each well location must be secured from adjacent landowners and recorded at the county courthouse to ensure that hazards will not develop in each well area. Residential type wells within the easement must be constructed to public water well standards. A copy of the recorded document must be submitted for our records. For your convenience, we have enclosed a sample easement document.

With the approval of the executive director, political subdivisions which have adopted and enforce equivalent ordinances or land use restrictions may substitute these documents for sanitary control easements. The water system may request an exception to this requirement by contacting the Water Supply Division, Public Drinking Water Section, Surveillance and Technical Assistance at 512-239-6020. Please be reminded that all requests for exceptions must be in writing and supported with adequate documentation. [See attached guidance documents]

Investigation: 458727

Comment Date: 06/02/2006

Failure to provide a sanitary easement on well #2.

This facility was originally written up for not having a sanitary easement on both wells this now pertains only to well #2 because well #1 has been plugged.

At the time of the inspection, the facility had not acquired a sanitary easement on well #2. Please be sure to acquire an easement or an exception on your new well prior to placing it in service.

Investigation: 701315

Comment Date: 08/27/2008

Failed to provide a sanitary control easement or an approved exception to the easement requirement that covers the land within 150 feet of the two wells located at the Rimwick Forest facility.

Investigation: 935907

Comment Date: 06/29/2011

Failed to provide a sanitary control easement or an approved exception to the easement requirement that covers the land within 150 feet of the two wells located at the Rimwick Forest facility.

Recommended Corrective Action: Submit a compliance plan OR a photocopy of the recorded sanitary control easements OR a photocopy of the granted exception request from the Water Supply Division.

Resolution: HMW was granted an exception to the Sanitary Control Easement requirement for both wells by letter dated 2/11/11. Notarized certification of compliance was received 6/15/11.

Signed R. Rebecca Boryett
Environmental Investigator

Date 6/30/11

Signed Em Reen
Supervisor

Date 6/30/11

Attachments: (in order of final report submittal)

☐ Enforcement Action Request (EAR)

☒ Letter to Facility (specify type) : NOC

☐ Investigation Report

☐ Sample Analysis Results

☐ Manifests

☐ NOR

☐ Maps, Plans, Sketches

☐ Photographs

☐ Correspondence from the facility

☐ Other (specify) :

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

JUL 25 2011 11:18



1700410 100

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 22, 2011

RECEIVED

JUL 02 2012

TCEQ
CENTRAL FILE ROOM

Mr. Mark Pinter, President
HMW SUD
PO Box 837
Pinehurst, Texas, 77362

Re: Comprehensive Compliance Investigation at:
Rustic Oaks Subdivision, 26314 Pin Oak Dr., Magnolia, Montgomery County
TCEQ ID No. 1700410, Investigation No. 933441

Dear Mr. Pinter:

On June 15, 2011, Ms. Dawn Olivo of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced facility to evaluate compliance with the applicable requirements for public water supply systems. No violations are being alleged as a result of the investigation; however, during the investigation, the investigator resolved apparent instances of noncompliance noted during the previous investigation dated May 31, 2006. Information has been provided which appears to indicate that these outstanding violations have been corrected. No further response from you is necessary concerning this investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Ms. Dawn Olivo in the Houston Region Office at (713) 767-3650.

Sincerely,

A handwritten signature in cursive script that reads "Leticia De Leon".

Leticia De Leon, Team Leader
Public Water Supply
Houston Region Office

LD/DBO/ra

cc: Montgomery County Environmental Health Services

Enclosure: Summary of Investigation Findings

Summary of Investigation Findings

RUSTIC OAKS SUBDIVISION

Investigation # 933441

Investigation Date: 06/15/2011

, MONTGOMERY COUNTY,

Additional ID(s): 1700410

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 239349

30 TAC Chapter 290.46(n)(2)

Alleged Violation:

Investigation: 461817

Comment Date: 5/25/2006

Operating Practices for Public Water Systems

Failure to prepare and maintain a map of the distribution system so that valves and mains may be easily located during emergencies.

No distribution map was made available at the time of the investigation.

Investigation: 707417

Comment Date: 11/10/2008

Failure to prepare and maintain a map of the distribution system so that valves and mains may be easily located during emergencies.

Please be advised that you are responsible for correcting this remaining violation.

Investigation: 933441

Comment Date: 7/15/2011

Failure to prepare and maintain a map of the distribution system so that valves and mains may be easily located during emergencies.

Recommended Corrective Action: Submit a copy of an accurate and up to date distribution map to verify compliance.

Resolution: At the time of the investigation, June 15, 2011, a distribution map was available for review.

Track No: 239352

30 TAC Chapter 290.46(m)(1)(B)

Alleged Violation:

Investigation: 461817

Comment Date: 5/25/2006

Design and Construction of Pressure Tanks

Failure to inspect the pressure tank annually, to determine that the pressure release device and pressure gauge are working properly, the air-water ratio is being maintained at the proper level, the exterior coating systems are continuing to provide adequate protection to all metal surfaces, and that the tank remains in a watertight condition. Pressure tanks provided with an inspection port must have the interior surface inspected every five years.

The results of these inspections must be recorded and maintained for at least five years, per §290.46(f)(3)(D)(ii). The records must be available for review by Commission staff during annual

At the time of the investigation no pressure tank inspection reports were provided for the two pressure tanks.

Investigation: 707417

Comment Date: 11/6/2008

Failure to provide pressure tank inspection reports showing that two pressure tanks have been inspected internally and externally.

Please be advised that you are responsible for correcting this remaining violation.

Investigation: 933441

Comment Date: 7/15/2011

Failure to provide pressure tank inspection reports showing that two pressure tanks have been inspected internally and externally.

Recommended Corrective Action: Submit copies of the two pressure tank inspection reports showing that the two pressure tanks have been inspected internally and externally to verify compliance.

Please note that the pressure tank inspection form you submitted August 24, 2006, shows only an external pressure tank inspection has been conducted. This violation will remain open until the internal pressure tank inspection report has been provided.

Resolution: At the time of investigation, June 15, 2011, the facility had records of internal and external inspections of the pressure tank available for review.

Texas Commission on Environmental Quality
Investigation Report
HMW SUD
CN603547175

RUSTIC OAKS SUBDIVISION

RN101281483

Investigation # 933441

Incident #

Investigator: DAWN OLIVO

Site Classification

GW <=50 CONNECTION

Conducted: 06/15/2011 -- 06/15/2011

No Industry Code Assigned

Program(s): PUBLIC WATER
SYSTEM/SUPPLY

Investigation Type : Compliance Investigation

Location : W1 - PIN OAK RD
KEY MAP 248K

Additional ID(s) : 1700410

Address: ; ,

Activity Type : REGION 12 - HOUSTON
PWSCCIGWCM - PWSCCOGWCM PWS CCI
Discretionary Groundwater, Purchase, CommunityPrincipal(s) :

Role	Name
RESPONDENT	HMW SUD

Contact(s) :

Role	Title	Name	Phone
Notified	OFFICE MANAGER	MS TAMMIE BARNES	(281) 235-7667
			Work (281) 356-5060
Participated in Investigation	OPERATOR	MR RAY HARLOW	Work (281) 356-5060
			Cell (281) 889-0652
Regulated Entity Contact	OFFICE MANAGER	MS TAMMIE BARNES	
Regulated Entity Mail Contact	PRESIDENT	MR MARK PINTER	Work (281) 356-5060
			(281) 356-7667

Other Staff Member(s) :

Role	Name
QA Reviewer	BARRY PRICE
QA Reviewer	KENNETH MILLER
Supervisor	LETICIA DELEON

Associated Check List

<u>Checklist Name</u>	<u>Unit Name</u>
PWS EMERGENCY POWER INITIATIVE	EMERGENCY POWER CHECKLIST
PWS INVESTIGATION - EQUIPMENT MONITORING AND SAMPLING	EQUIPMENT CHECKLIST
PWS STANDARD FIELD	FIELD CHECKLIST

Investigation Comments :

RECEIVED

JUN 2 2011

RUSTIC OAKS SUBDIVISION -

6/15/2011 Inv. # - 933441

Page 2 of 5

1) Introduction Summary/General Information

An announced Comprehensive Compliance Investigation of:

Name of System: Rustic Oaks Subdivision

PWS ID: 1700410

Investigation Date: 06/15/2011

CCN: 10342

REG#: NA

TCEQ Investigator: Dawn Olivo

Surveyed with: Mr. Ray Harlow, Operator

Name of Operating Company: HMW SUD

Area Served: Rustic Oaks Subdivision

Key Map 248K.

Exit interview conducted with: None, no violations.

Type of Letter Sent: GC

Nearest PWS: ~2 mi. to Rimwick Forest

Total # cert. Ops.: 1

Grade/Type: C-GW

2) General Facility and Process Information:

Exceptions/Variations: Yes

Type: Exception Sanitary Easement

Date: 02/18/2010

Emergency Power: Yes

Type: Propane

What does it operate? well

Approved EPP: NA

Date: NA

Location of Plant: 26314 Pin Oak

System Description:

Submersible well - SUBM (2), Pressure Tank - HD (1) and Distribution.

Treatments: Caustic soda for pH then Hypochlorination injected prior to HD.

Microbiological/Chemical Monitoring:

Acceptable Sample Siting Plan on file?: Yes

Acceptable Monitoring Plan on File?: Yes

Disinfection Level Quarterly Operating Report (DLQOR) on file?: Yes

Plant Operation Manual on file?: Yes

Interconnection (I/C): No

Interconnect Capacity Calculations Needed?: No

Chemical Analysis:

Type	Latest Date	Compliant	Exceedances
Min	03/15/10	Yes	No
Metals	06/26/07	Yes	No
NO3	03/12/09	Yes	No
Radio Chems	06/26/07	Yes	No
VOCs	03/15/10	Yes	No
SOC 5	N/A	N/A	N/A
THMs	09/23/10	Yes	No

RUSTIC OAKS SUBDIVISION -

6/15/2011 Inv. # - 933441

Page 3 of 5

HAAs 06/26/07 Yes No

Notification/Date: N/A

3) Background:

Are there Current Enforcement Actions?: No

Is there an Agreed Order and Compliance Agreements?: No

Are there Complaints, and other Compliance Issues?: No

Are there Outstanding Violations from a previous CCI that have not been resolved?: No

4) Additional Information: No

Please see attached T-NET documentation for system specifics. Attached for review are: Water System, Water Storage Tanks, Water Sources, Service Pumps, System Capacities, Treatment Plants, Field Checklist, and Exit Interview.

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 239349

Resolution Status Date: 7/15/2011

Violation Start Date: Unknown Violation End Date: 6/15/2011

30 TAC Chapter 290.46(n)(2)

Alleged Violation:

Investigation: 461817

Comment Date: 05/25/2006

Operating Practices for Public Water Systems

Failure to prepare and maintain a map of the distribution system so that valves and mains may be easily located during emergencies.

No distribution map was made available at the time of the investigation.

Investigation: 707417

Comment Date: 11/10/2008

Failure to prepare and maintain a map of the distribution system so that valves and mains may be easily located during emergencies.

Please be advised that you are responsible for correcting this remaining violation.

Investigation: 933441

Comment Date: 07/15/2011

Failure to prepare and maintain a map of the distribution system so that valves and mains may be easily located during emergencies.

Recommended Corrective Action: Submit a copy of an accurate and up to date distribution map to verify compliance.

Resolution: At the time of the investigation, June 15, 2011, a distribution map was available for review.

Track No: 239352

Resolution Status Date: 7/15/2011

Violation Start Date: Unknown Violation End Date: 6/15/2011

30 TAC Chapter 290.46(m)(1)(B)

Alleged Violation:

Investigation: 461817

Comment Date: 05/25/2006

Design and Construction of Pressure Tanks.

Failure to inspect the pressure tank annually, to determine that the pressure release device and pressure gauge are working properly, the air-water ratio is being maintained at the proper level, the exterior coating systems are continuing to provide adequate protection to all metal surfaces, and that the tank remains in a watertight condition. Pressure tanks provided with an inspection port must have the interior surface inspected every five years.

The results of these inspections must be recorded and maintained for at least five years, per §290.46(f)(3)(D)(ii). The records must be available for review by Commission staff during annual sanitary surveys of the system.

At the time of the investigation no pressure tank inspection reports were provided for the two pressure tanks.

Investigation: 707417

Comment Date: 11/06/2008

Failure to provide pressure tank inspection reports showing that two pressure tanks have been inspected internally and externally.

Please be advised that you are responsible for correcting this remaining violation.

Investigation: 933441

Comment Date: 07/15/2011

Failure to provide pressure tank inspection reports showing that two pressure tanks have been inspected internally and externally.

Recommended Corrective Action: Submit copies of the two pressure tank inspection reports showing that the two pressure tanks have been inspected internally and externally to verify compliance.

Please note that the pressure tank inspection form you submitted August 24, 2006, shows only an external pressure tank inspection has been conducted. This violation will remain open until the internal pressure tank inspection report has been provided.

Resolution: At the time of investigation, June 15, 2011, the facility had records of internal and external inspections of the pressure tank available for review.

Signed



Environmental Investigator

Date

7/20/11

Signed



Supervisor

Date

7-20-11

RUSTIC OAKS SUBDIVISION -

6/15/2011 Inv. # - 933441

Page 5 of 5

Attachments: (in order of final report submittal)

☐ Enforcement Action Request (EAR)

☒ Letter to Facility (specify type) : LQZ

☐ Investigation Report

☐ Sample Analysis Results

☐ Manifests

☐ NOR

☒ Maps, Plans, Sketches

☐ Photographs

☐ Correspondence from the facility

☒ Other (specify) :

TNET, iWOOD, field notes

PUBLIC WATER SYSTEM DATA

Name of System: Rustic Oaks Subdivision	
CCN Number: 10342	PWS ID: 1700410
Classification: Not Applicable	Type: Community
Region Number: 12	

Interconnect with Other PWS:	No	Name of PWS I/C:	N/A
Type I/C:		N/A	

Retail Service Connections:	16	Retail Meters:	16
Retail Population: 48			

Wholesale Master Meters:	0	Wholesale Service Connections:	0
Wholesale Population: 0			

Total Well Capacity:	60 GPM 0.0864 MGD
Raw Capacity:	0 GPM 0 MGD

Total Elevated Storage:	0 MG	Total Storage Capacity:	0 MG
Pressure Tank Capacity:	0.003		

Maximum Daily Usage:	N/A MGD	Date:	09/09/9999
Average Daily Usage:	N/A MGD	Time Period:	09/09/9999 to 09/09/9999
Wholesale Contract:	No	Maximum Purchase Rate :	
No. of Samples Required:	1/Mo	No. of Samples Submitted:	1/Mo
No. of Raw Samples Required:	2/Mo	No. of Raw Samples Submitted:	2/Mo
Non-Comm Dates of Operation:	09/09/9999 to 09/09/9999		

WATER STORAGE TANKS

Type	Capacity	Material	Location
HD	0.003 MG	WS	Well Site

WATER SOURCES

SP	Station	Location	Status	Pump	St	ED	ED/CHK
No	CH	CH	CH	Type	APD	CHD	CHK
1	G1700410B 2	Pin Oak Rd.	O - Offline (Producing Red Water)	SUBM	0	80	06/15/2011
1	G1700410A 1	Pin Oak Rd.	O	SUBM	60	38	06/15/2011

SYSTEM CAPACITIES

Pressure Plane Number: 1

Name: Rustic Oaks Subdivision

System Capacities	Required	Available
Well Production	1.5 GPM Conn X 16	Conn = 24 GPM 60
Elevated Pressure Storage	50 Gal/Conn X 16	Conn = 0.0008 MG 0.003
Ground/Total Storage	N/A Gal/Conn X	Conn = MG
Service Pump Capacity	N/A GPM/Conn X	Conn = GPM
Service Pump Peaking Factor	N/A MDD/1440 X	** GPM
Tested PSI: 48 Tested CL2: 1.38 Free Location: 26522 Pin Oak		

PWISI 1700150 50 / SEP 25 2014 / Review Report
Bryan W. Shaw, Ph.D., P.E., Chairman
Toby Baker, Commissioner
Zak Covar, Commissioner
Richard A. Hyde, P.E., Executive Director



RECEIVED

DEC 08 2014

TCEQ
CENTRAL FILE ROOM

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

September 29, 2014

Protecting Texas by Reducing and Preventing Pollution

Mr. Mark Pinter, President
HMW SUD
PO Box 837
Pinehurst, Texas 77362-0837

RECEIVED

OCT 08 2014

TCEQ
PDW/TROT

Re: Notice of Compliance with Notice of Violation (NOV) dated March 13, 2013:
Mink Branch Valley, 18818 Lake Drive, Pinehurst, Montgomery County, Texas
Regulated Entity No.: 102686615, TCEQ ID No. 1700150, Investigation No. 1144386

Dear Mr. Pinter:

On September 25, 2014, the Texas Commission on Environmental Quality (TCEQ) Houston Region Office received adequate compliance documentation to resolve the alleged violations documented during the investigation of the above-referenced regulated entity conducted on January 24, 2013. Based on the information submitted, no further action is required concerning this investigation.

The Texas Commission on Environmental Quality appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions, please feel free to contact Ms. Maggie Wright in the Houston Region Office at (713) 767-3650.

Sincerely,

A handwritten signature in cursive script, appearing to read "Leticia De Leon".

Leticia De Leon, Team Leader
Public Water Supply
Houston Region Office

LD/MW/ra

Enclosure: *Summary of Investigation Findings*

cc: Montgomery County Environmental Health Services

Summary of Investigation Findings

MINK BRANCH VALLEY

, MONTGOMERY COUNTY,

Additional ID(s): 1700150

Investigation #

1144386

Investigation Date: 09/25/2014

ALLEGED VIOLATION DOCUMENTED - UNRESOLVED

Track No: 490037

30 TAC Chapter 290.39(j)

Alleged Violation:

Investigation: 1055204

Comment Date: 02/13/2013

Examination of Plans and Specifications

Failure to notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, pressure maintenance, or distribution facilities.

At the time of the inspection, the system was no longer using caustic soda.

Please be aware that all change requests must be in writing and submitted to Austin for approval to the:

Texas Commission on Environmental Quality, Technical Review and Oversight Team
MC-159), P.O. Box 13087, Austin, Texas 78711-3087, phone (512)239-4691.

Investigation: 1104351

Comment Date: 12/18/2013

Failure to notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, pressure maintenance, or distribution facilities.

As of this date, this violation remains unresolved.

Investigation: 1144386

Comment Date: 01/17/2014

Failure to notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, pressure maintenance, or distribution facilities.

Recommended Corrective Action: Submit notification to the agency of all changes (removal of the caustic soda) in writing and submitted to Austin for approval to verify compliance.

Resolution: A letter was submitted by email on 07/31/2013, detailing the reason the ph treatment process was being removed from the well site.

Track No: 490223

30 TAC Chapter 290.41(c)(3)(A)

Alleged Violation:

Investigation: 1055204

Comment Date: 03/12/2013

Ground Water Sources and Development

Failure to submit the well completion data on Well Number 2 and 3 for our review and approval before placing the well into service. This data must include copies of:

1. an executed sanitary control easement or other documentation demonstrating compliance with 30 TAC, §290.41(c)(1)(F) for all property located within 150 feet of the well head,
2. the well Driller's Log (geological log and material setting report)
3. the cementing certificate,
4. the results of a 36-hour pump test which shows the steady state capacity of the

well,

5. the results of chemical analysis performed by an accredited laboratory,
6. three consecutive daily coliform-free raw water bacteriological analyses conducted by a TCEQ accredited laboratory, and
7. an original or legible copy of a U.S. Geological Survey 7.5 minute topographical quadrangle map showing the accurate well location.

Well completion data needs to be submitted to:

Texas Commission on Environmental Quality, Utilities Review and Oversight Team (MC-159),
P.O. Box 13087, Austin, Texas 78711-3087; phone (512)239-4691.

Investigation: 1104351

Comment Date: 01/10/2014

Failure to submit the well completion data on Well Number 2 and 3 for our review and approval before placing the well into service.

A copy of the well completion data for the #2 well was submitted to the office on 7/31/2013. The well completion data for #3 well has not been submitted.

Investigation: 1144386

Comment Date: 01/17/2014

Failure to submit the well completion data on Well Number 2 and 3 for our review and approval before placing the well into service.

Recommended Corrective Action: Submit a copy of the letter from the TCEQ's Utilities Review and Oversight Team indicating that your wells have been approved for use to verify compliance.

Resolution: A copy of the well completion approval letter was submitted by email on 01/16/2014.

PWS/1700150/CO/09-25-2014/Review Report

**Texas Commission on Environmental Quality
Investigation Report**

The TCEQ is committed to accessibility. If you need assistance in accessing this document, please contact oce@tceq.texas.gov

**Customer: HMW Special Utility District
Customer Number: CN600623375**

**Regulated Entity Name: MINK BRANCH VALLEY
Regulated Entity Number: RN102686615**

Investigation # 1144386

Incident Numbers

Investigator: MAGGIE WRIGHT

Site Classification GW <=50 CONNECTION

Conducted: 09/25/2014 -- 09/25/2014

No Industry Code Assigned

Program(s): PUBLIC WATER SYSTEM/SUPPLY

Investigation Type: Compliance Invest File Review

Location: W1 & W2 - 18818 MINK LAKE DRIVE
KEY MAP 246E

Additional ID(s): 1700150

Address: ,

Local Unit: REGION 12 --HOUSTON

Activity Type(s): PWSFRR - PWS NOV Record Review

Principal(s):

Role	Name
RESPONDENT	H-M-W SUD

Contact(s):

Role	Title	Name	Phone
Regulated Entity Contact	GENERAL MANAGER	MR WILLIAM COE	Work (281) 356-5060
Regulated Entity Mail Contact	PRESIDENT	MR MARK PINTER	Work (281) 356-2124

Other Staff Member(s):

Role	Name
QA Reviewer	DARLA BRANCH
Supervisor	DARLA BRANCH
Supervisor	LETICIA DELEON

Associated Check List

<u>Checklist Name</u>	<u>Unit Name</u>
PWS GENERIC VIOLATIONS	INVEST

Investigation Comments:

A file record review was conducted on September 25, 2014, to close out two outstanding violations pertaining to the CCEDS investigation #1055204 of Mink Branch Valley ID# 1700150 conducted on January 24, 2013.

ALL 30 TAC VIOLATIONS NOTED AND RESOLVED

Track Number: 490037

Resolution Status Date: 1/17/2014

Violation Start Date: Unknown

Violation End Date: 7/31/2013

30 TAC Chapter 290.39(j)

Alleged Violation:

Investigation: 1055204

Comment Date: 02/13/2013

Examination of Plans and Specifications

Failure to notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, pressure maintenance, or distribution facilities.

At the time of the inspection, the system was no longer using caustic soda.

Please be aware that all change requests must be in writing and submitted to Austin for approval to the:

Texas Commission on Environmental Quality, Technical Review and Oversight Team MC-159), P.O. Box 13087, Austin, Texas 78711-3087, phone (512)239-4691.

Investigation: 1104351

Comment Date: 12/18/2013

Failure to notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, pressure maintenance, or distribution facilities.

As of this date, this violation remains unresolved.

Investigation: 1144386

Comment Date: 01/17/2014

Failure to notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, pressure maintenance, or distribution facilities.

Recommended Corrective Action: Submit notification to the agency of all changes (removal of the caustic soda) in writing and submitted to Austin for approval to verify compliance.

Resolution: A letter was submitted by email on 07/31/2013, detailing the reason the ph treatment process was being removed from the well site.

Track Number: 490223

Resolution Status Date: 1/17/2014

Violation Start Date: Unknown

Violation End Date: 1/16/2014

30 TAC Chapter 290.41(c)(3)(A)

Alleged Violation:

Investigation: 1055204

Comment Date: 03/12/2013

Ground Water Sources and Development

Failure to submit the well completion data on Well Number 2 and 3 for our review and approval before placing the well into service. This data must include copies of:

1. an executed sanitary control easement or other documentation demonstrating compliance with 30 TAC, §290.41(c)(1)(F) for all property located within 150 feet of the well head,

MINK BRANCH VALLEY -

9/25/2014 Inv. # - 1144386

Page 3 of 4

2. the well Driller's Log (geological log and material setting report)
3. the cementing certificate,
4. the results of a 36-hour pump test which shows the steady state capacity of the well,
5. the results of chemical analysis performed by an accredited laboratory,
6. three consecutive daily coliform-free raw water bacteriological analyses conducted by a TCEQ accredited laboratory, and
7. an original or legible copy of a U.S. Geological Survey 7.5 minute topographical quadrangle map showing the accurate well location.

Well completion data needs to be submitted to:

Texas Commission on Environmental Quality, Utilities Review and Oversight Team (MC-159), P.O. Box 13087, Austin, Texas 78711-3087; phone (512)239-4691.

Investigation: 1104351

Comment Date: 01/10/2014

Failure to submit the well completion data on Well Number 2 and 3 for our review and approval before placing the well into service.

A copy of the well completion data for the #2 well was submitted to the office on 7/31/2013. The well completion data for #3 well has not been submitted.

Investigation: 1144386

Comment Date: 01/17/2014

Failure to submit the well completion data on Well Number 2 and 3 for our review and approval before placing the well into service.

Recommended Corrective Action: Submit a copy of the letter from the TCEQ's Utilities Review and Oversight Team indicating that your wells have been approved for use to verify compliance.

Resolution: A copy of the well completion approval letter was submitted by email on 01/16/2014.

Signed

Maggie Wright
Environmental Investigator

Date

9-26-14

Signed

Dale J. Brace
Supervisor

Date

9-29-14

Attachments: (in order of final report submittal)

☒ Enforcement Action Request (EAR)

☒ Letter to Facility (specify type) : LOS

☐ Investigation Report

☐ Sample Analysis Results

☐ Manifests

☐ Notice of Registration

☐ Maps, Plans, Sketches

☐ Photographs

☐ Correspondence from the facility

☐ Other (specify) :

Maggie Wright

From: Mark Urback <murback@cobb fendley.com>
Sent: Thursday, January 16, 2014 3:15 PM
To: Leticia DeLeon; Maggie Wright
Cc: Tammie Kromar.
Subject: Mink Branch - PWS 1700150
Attachments: TCEQ - 07 26 2013 letter.pdf; Well #2 interim approval.pdf

Ms. Wright,

Please find attached the following information regarding the outstanding alleged violations for the PWS referenced above:

1. Copy of the July 26, 2013 letter to the TCEQ stating that the system no longer uses caustic.
2. Copy of the February 28, 1991 interim approval letter from the Texas Department of Health for Well No. 2. The well completion submittal submitted to the TCEQ in July 2013 and subsequent interim approval was for Well No. 3.

Please let me know if you need any further information to resolve these issues.

Mark L. Urback, P.E.
murback@cobb fendley.com

Cobb, Fendley & Associates, Inc.
TBPE Firm Registration No.274
13430 Northwest Fwy, Suite 1100 | Houston, TX 77040
Phone: (713) 462-3242 | Fax: (713) 462-3262
Direct: (713) 485-8183 | Cell: (713) 202-1579
www.cobb fendley.com



July 26, 2013

Ms. Vera Poe, P.E., Team Leader
Utilities Technical Review Team (MC 159)
Texas Commission on Environmental Quality
12100 Park 35 Circle
Austin, TX 78753

Re: Mink Branch Valley (PWS 1700150)
Change Treatment Process
Well Completion Data

Dear Ms. Poe,

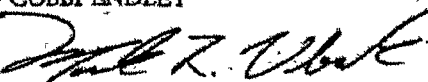
The proposed water well for the Mink Branch Valley PWS, approved for construction by TCEQ in a letter dated March 9, 2006, has been constructed. The following information related to the construction and test data for the constructed well is provided for your review and approval for use.

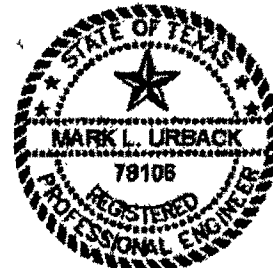
1. Plan Review Submittal Form
2. Public Well Completion Data Checklist for Interim Approval
3. State of Texas Well Report
4. Drillers Cementing Certificate
5. 36-hour Well Pumping Test Results - (50 gpm @ 275 ft TDH)
6. Bacteriological sampling results showing no coliform contamination
7. Chemical analysis results
8. Radionuclide analysis results
9. U.S. Geological Survey 7.5 minute map showing the well location
10. Sanitary Control Easement Exception Letter dated May 6, 2013.

~~The previous well required the easement and the plan review process was approved by TCEQ. The new well does not require the easement. See attached technical report. The plan review process has been removed from the treatment scheme.~~

If you have any questions, I can be contacted at 713-462-3242 or murback@cobbfendley.com.

Sincerely,
COBBFENDLEY


Mark L. Urback, P.E.
Engineer for the District



cc: Kip Coe - H-M-W Special Utility General Manager
Leticia DeLeon, TCEQ Region 12 Office - Houston



Texas Department of Health

Robert Bernstein, M.D., F.A.C.P.
Commissioner

1100 West 49th Street
Austin, Texas 78756
(512) 468-7111

Robert A. MacLean, M.D.
Deputy Commissioner

February 28, 1991

Mr. W.B. Burklin, Sr., P.E.
12527 Woodlake Drive
Pinehurst, Texas 77362

SUBJECT: Well No. 2 Completion Data
Mink Branch Valley - I.D. #1700150
TDH Log No. 102/77
Montgomery County, Texas

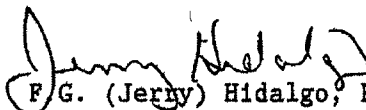
Dear Mr. Burklin:

We have completed review of Well No. 2 completion data which was submitted with Mr. A.R. Coe's letter of February 19, 1991. These data describe the construction of Well No. 2 which was drilled on December 4, 1989 without prior approval by the Texas Department of Health. This well, which is located at 18818 Mink Lake Drive, is 307 feet deep and it has, been cased with 6 inch PVC casing which was pressure cemented to depth of 292 feet. It also contains 10 feet of 4 inch PVC blank liner and 15 feet of 4 inch PVC screen. The pump test results indicate a sustained yield of 56 gpm.

Our review of these data indicated that this well was constructed in substantial compliance with AWWA Standards and this Department's Regulations. It is, therefore, approved for interim use pending the completion of a chemical analysis of a water sample which will be collected during our next regularly scheduled sanitary survey of this water system.

Please let us know if we can be of further assistance.

Sincerely,


F.G. (Jerry) Hidalgo, P.E., Chief
PWS Plan Review Branch
Division of Water Hygiene

FGH:bh

ccs: Mr. A.R. Coe, President
Coe Utility Company
Montgomery County Health Department
Public Health Region 4

PV 1700447 ICO/2015-06-15 Investigation Report
Bryan W. Shaw, Ph.D., P.E., Chairman
Toby Baker, Commissioner
Richard A. Hyde, P.E., Executive Director



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 16, 2015

RECEIVED

AUG 10 2015

ICEQ
CENTRAL FILE ROOM

Mr. Mark Pinter, President
HMW Special Utility District
PO Box 837
Pinehurst, Texas 77362-0837

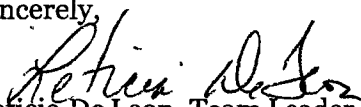
Re: Comprehensive Compliance Investigation at:
Armadillo Woods Subdivision, 32006 Buck Street, Pinehurst, Montgomery Co., TX
Regulated Entity No.: 101232528, TCEQ ID No.: 1700447, Investigation No.: 1253190

Dear Mr. Pinter:

On June 25, 2015, Ms. Hanaa Fayyadh of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced facility to evaluate compliance with the applicable requirements for public water supply systems. No violations are being alleged as a result of the investigation; however, please see the attached Additional Issues. In addition, please be advised that a violation could be issued upon further review of your system's records or self-reported documentation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Ms. Fayyadh in the Houston Region Office at (713) 767-3650.

Sincerely,


Leticia De Leon, Team Leader
Public Water Supply
Houston Region Office

LD/HF/ra.

cc: Montgomery County Environmental Health Services

Enclosure: Summary of Investigation Findings

ARMADILLO WOODS SUBDIVISION**32006 BUCK STREET****PINEHURST, MONTGOMERY COUNTY, TX 77362****Investigation #****1253190****Investigation Date: 06/25/2015****Additional ID(s): 1700447****Description**

Item 1

Additional Comments**Adequacy of Water Utility Service**

Place be aware that a retail public utility that possesses a certificate of public convenience and necessity that has reached 85% of its capacity as compared to the most restrictive criteria of the commission's minimum capacity requirements in Chapter 290 T.A.C., to submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certificated area. A report is not required if the source of supply available to the utility service provider is reduced to below the 85% level due to a court or agency conservation order unless that order is expected to extend for more than 18 months from the date it is entered in which case a report shall be required.

- (A) After any commission field inspection, a retail public utility must analyze the system's capacity to determine if it has reached 85% of its capacity. If the retail public utility has reached 85% of its capacity, it must file this report no later than 90 days after the date of a commission letter detailing the results of the inspection. Capacity is considered to be the overall rated capacity in number of residential connection equivalents based on the most restrictive criteria for production, treatment, storage, or pumping.

(B) The report should be submitted in writing and should contain the following:

- (i) a brief description of the overall utility system and service area;
- (ii) an analysis of the plant capacity as defined in subparagraph (A) of this paragraph;
- (iii) details on how the retail public utility will provide service to the remaining areas within the boundaries of its certificated area. This includes projections of cost and expected design and installation dates for additional facilities.

Item 2

Item #1 Continued

(C) The executive director may waive or limit the reporting requirements if the retail public utility demonstrates that the projected growth of the area will not require the retail public utility to exceed 100% of its current capacity for the next five years.

(D) Any retail public utility required to file reports under this section of the rules, including those requesting waivers, shall file updated reports within 90 days after the retail public utility receives a copy of each subsequent commission field inspection report until the system demand is below 85% capacity.

Specifically, it is noted on this investigation that your ground storage has reached 95 % of its capacity and your service pump has reached 92% of its capacity. This was based on 208 connections.

Compliance Documentation: Submit a planning report within 90 days to TCEQ, Water Supply Division, Public Drinking Water Section, Technical Review & Oversight, MC 159, P.O. Box 13087, Austin, TX 78711-3087; phone (512) 239-4691.

Service Agreement Update

Please be aware that as of January 4, 2014, the EPA has lowered the amount of lead allowed in water pipes to 0.25%. In the future, the Retail Service Agreement will need to reflect this change.

Item 3

PWS_17004471_CO_2015-06-25_Investigation Report
Texas Commission on Environmental Quality
Investigation Report

The TCEQ is committed to accessibility. If you need assistance in accessing this document, please contact oce@tceq.texas.gov

Customer: HMW Special Utility District
Customer Number: CN600623375

Regulated Entity Name: ARMADILLO WOODS SUBDIVISION

Regulated Entity Number: RN101232528

Investigation # 1253190

Incident Numbers

Investigator: HANAA FAYYADH

Site Classification GW 51-250 CONNECTION

Conducted: 06/25/2015 -- 06/25/2015

No Industry Code Assigned

Program(s): PUBLIC WATER SYSTEM/SUPPLY

Investigation Type: Compliance Investigation

Location: W1&W2-32006 BUCK STREET
W3&W4-MCINTOSH RD
KEY MAP 246T

Additional ID(s): 1700447

Address: 32006 BUCK STREET,
PINEHURST, TX , 77362

Local Unit: REGION 12 - HOUSTON

Activity Type(s): PWSCCIGWCM - CCI GW PURCHASE
- COMMUNITY MANDATORY

Principal(s):

Role	Name
RESPONDENT	H-M-W SUD

Contact(s):

Role	Title	Name	Phone
Regulated Entity Contact	CONTROLLER	MS TAMMIE KROMAR	(281) 356-5060
Regulated Entity Mail Contact	PRESIDENT	MR MARK PINTER	Work (281) 356-5060
Participated in Investigation	OPERATOR	MR PETER GARCIA	(281) 356-5060
Notified	CONTROLLER	MS TAMMIE KROMAR	(281) 356-5060

Other Staff Member(s):

Role	Name
Investigator	KAREN CARRION
Supervisor	LETICIA DELEON
Supervisor	KENNETH MILLER
Investigator	RENEA ALLEN
QA Reviewer	DARLA BRANCH
QA Reviewer	LATRICHIA SPIKES
Supervisor	DARLA BRANCH

Associated Check List

<u>Checklist Name</u>	<u>Unit Name</u>
PWS INVESTIGATION - EQUIPMENT.	EM
MONITORING AND SAMPLING revised 06/2013	
PWS STANDARD FIELD	SF

Investigation Comments:**1) Introduction Summary/General Information**

An announced Comprehensive Compliance Investigation of:

Name of System: Armadillo Woods Subdivision PWS ID: 1700447

Notification Date: 6/8/2015

Investigation Date: 6/25/2015

CCN#: 10342

REG#: N/A

TCEQ Investigator: Hanaa Fayyadh

Notified: Ms. Tammie Kromar, Controller

Surveyed with: Mr. Peter Garcia, Operator

Name of Operating Company: HMW SUD

Area Served: Armadillo Woods and Magnolia Oaks Subdivision

Exit interview conducted with: None

Type of Letter Sent: GC

Nearest PWS: Turtle Creek (1700287) ~ 1/2 mile

Total # cert. Ops.: 1

Grade(s)/Type(s): C, GW

2) General Facility and Process Information:

Location of Plant 1: 32006 Buck St.

System Description: Plant 1 has the following equipment:

2-Sub well = well# 1 (G1700447A) 55 GPM; well#2 (G1700447B) 70 GPM

2-GR = 0.022 MG Each

3-SP = 150 GPM Each

1-HD = 0.003 MG

Treatments: Caustic Soda and Gas Chlorination injected prior to GR.

Location of Plant 2: 26315 McIntosh

System Description: Plant 2 has the following equipment:

2-Sub well = well#3 (G1700447C) offline since June/2013 due to electrical issues ; well#4 (G1700447D) 60 GPM

1-HD = 0.003 MG

Treatments: Caustic Soda and Hypochlorination injected prior to HD.

The system meets the capacity requirements.

If the water system uses Chloramines for disinfection answer the following: N/A

Exceptions/Variations: No

Emergency Power: Yes

Type: Propane

What does it operate? Whole plant

Approved EPP: N/A

ARMADILLO WOODS SUBDIVISION - PINEHURST

6/25/2015 Inv. # - 1253190

Page 3 of 5

Interconnection(s) (I/C) and/or Multi-System Capacity: No

Chemical Analysis: The system is in compliance with all primary and secondary standards.

Notification/Date: N/A

Field Tests:

Location: 16210 Beaver

Tested PSI: 47

Tested free Cl₂: 1.33 mg/L

3) Background:

Are there Current Enforcement Actions: No

Is there an Agreed Order and Compliance Agreements: No

Are there Outstanding Violations from a previous CCI that have not been resolved?: No

4) Additional Information: N/A

Please see the Exit Interview Form (if applicable) and Field Checklist attached to the investigation report. The water system diagram and capacity calculations are electronically attached in the Documents section of the CCEDS Investigation Comment window. Photos, if applicable, are located in the Documents section of the CCEDS Violation Description window.

NO Violations Associated to this Investigation

Additional Notes

Description Item 1

Additional Comments

Adequacy of Water Utility Service

Please be aware that a retail public utility that possesses a certificate of public convenience and necessity that has reached 85% of its capacity as compared to the most restrictive criteria of the commission's minimum capacity requirements in Chapter 290 T.A.C., to submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certificated area. A report is not required if the source of supply available to the utility service provider is reduced to below the 85% level due to a court or agency conservation order unless that order is expected to extend for more than 18 months from the date it is entered in which case a report shall be required.

(A) After any commission field inspection, a retail public utility must analyze the system's capacity to determine if it has reached 85% of its capacity. If the retail public utility has reached 85% of its capacity, it must file this report no later than 90 days after the date of a commission letter detailing the results of the inspection. Capacity is considered to be the overall rated capacity in number of residential connection equivalents based on the most restrictive criteria for production, treatment, storage, or pumping.

(B) The report should be submitted in writing and should contain the following:

- (i) a brief description of the overall utility system and service area;
- (ii) an analysis of the plant capacity as defined in subparagraph (A) of this paragraph;
- (iii) details on how the retail public utility will provide service to the remaining areas within the boundaries of its certificated area. This includes projections of cost and expected design and installation dates for additional facilities.

Description Item 2

Additional Comments

Item #1 Continued

(C) The executive director may waive or limit the reporting requirements if the retail public utility demonstrates that the projected growth of the area will not require the retail public utility to exceed 100% of its current capacity for the next five years.

(D) Any retail public utility required to file reports under this section of the rules, including those requesting waivers, shall file updated reports within 90 days after the retail public utility receives a copy of each subsequent commission field inspection report until the system demand is below 85% capacity.

Specifically, it is noted on this investigation that your ground storage has reached 95 % of its capacity and your service pump has reached 92% of its capacity. This was based on 208 connections.

Compliance Documentation: Submit a planning report within 90 days to TCEQ, Water Supply Division, Public Drinking Water Section, Technical Review & Oversight, MC 159, P.O. Box 13087, Austin, TX 78711-3087; phone (512) 239-4691.

Description Item 3

Additional Comments

Service Agreement Update

Please be aware that as of January 4, 2014, the EPA has lowered the amount of lead allowed in water pipes to 0.25%. In the future, the Retail Service Agreement will need to reflect this change.

ARMADILLO WOODS SUBDIVISION - PINEHURST

6/25/2015 Inv. # - 1253190

Page 5 of 5

Signed Laurence Baygash
Environmental Investigator

Date 7-10-2015

Signed Ken Miller
Supervisor

Date 7-15-15

Attachments: (in order of final report submittal)

☐ Enforcement Action Request (EAR)

☒ Letter to Facility (specify type) : LOI

☐ Investigation Report

☐ Sample Analysis Results

☐ Manifests

☐ Notice of Registration

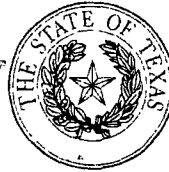
☒ Maps, Plans, Sketches

☐ Photographs

☐ Correspondence from the facility

☐ Other (specify) :

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



PWSI/770083/CO

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

June 29, 2012

Mr. Mark Pinter, President
HMW Special Utility District
PO BOX 837
Pinehurst, Texas 77362-0837

FILE COPY


Re: Comprehensive Compliance Investigation at:
Shady Acres, 32510 Shady Acres, Pinehurst, Montgomery County, Texas
Regulated Entity No.: RN101253276
TCEQ ID No.: 1700083, Investigation No.: 1014093

Dear Mr. Pinter:

On May 24, 2012, Mr. Cedric Flemming of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced facility to evaluate compliance with the applicable requirements for public water supply systems. No violations are being alleged as a result of the investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Cedric Flemming in the Houston Region Office at (713)767-3650.

Sincerely,


Leticia De Leon, Team Leader
Public Water Supply
Houston Region Office

LD/CBF/kc

cc: Montgomery County Environmental Health Services

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TCEQ
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Texas Commission on Environmental Quality
Investigation Report
HMW Special Utility District
CN600623375

SHADY ACRES

RN101253276

Investigation # 1014093 Investigator: CEDRIC FLEMMING Conducted: 05/24/2012 -- 05/24/2012 Program(s): PUBLIC WATER SYSTEM/SUPPLY	Incident # Site Classification P <=50 CONNECTION No Industry Code Assigned
--	--

Investigation Type : Compliance Investigation Additional ID(s) : 1700083	Location : KEY MAP 246TV
---	---------------------------------

Address: ; ,	Activity Type : REGION 12 - HOUSTON PWSCCIGWCM - PWSCCOGWCM PWS CCI Discretionary Groundwater, Purchase, Community
---------------------	--

Principal(s) :

Role	Name
RESPONDENT	H-M-W SUD

Contact(s) :

Role	Title	Name	Phone
Regulated Entity Contact	GENERAL MANAGER	MR WILLIAM COE	Other (281) 356-5060
Regulated Entity Mail Contact	PRESIDENT	MR MARK PINTER	Work (281) 356-5060
Participated in Investigation	OPERATOR	MR RAY HARLOW	Work (281) 889-0652

Other Staff Member(s) :

Role	Name
QA Reviewer	KENNETH MILLER
QA Reviewer	HUYEN LUU
Supervisor	LETICIA DELEON

Associated Check List

<u>Checklist Name</u>	<u>Unit Name</u>
PWS STANDARD FIELD	EQUIPMENT MONITORING AND
PWS INVESTIGATION - EQUIPMENT MONITORING AND SAMPLING	EQUIPMENT MONITORING AND

Investigation Comments :

1) Introduction Summary/General Information
An announced Comprehensive Compliance Investigation of:
Name of System: Shady Acres PWS ID: 1700083

Investigation Date: 05/24/2012
CCN/ REG#: 10342
TCEQ Investigator: Cedric Flemming

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Public Drinking Water Section

Surveyed with: Mr. Ray Harlow- Operator
 Name of Operating Company: HMW SUD
 Area Served: Shady Acres Estates Subdivision
 Key Map 246T & 246V
 Exit interview conducted with None
 Type of Letter Sent: GC
 Nearest PWS: Walnut Springs PWS ID# 1700128 with distance 0.3 mile
 Total # cert. Ops.: 2
 Grades/Types: 1 D Water, 1 C Groundwater

2) General Facility and Process Information:

Exceptions/Variations: No

Type: n/a

Emergency Power: No

Approved EPP: N/A

Location of Plant: Purchase water system, distribution only master meter located off Terry St.
 System Description: Distribution only

Treatment: Water supplied treated under pressure by Walnut Springs' water system.

Microbiological/Chemical Monitoring:

Acceptable Sample Siting Plan on file?: Yes

Acceptable Monitoring Plan on File?: Yes

Disinfection Level Quarterly Operating Report (DLQOR) on file?: Yes

Plant Operation Manual on file?: None

Interconnection (I/C): Yes, Walnut Springs PWS ID# 1700128, I/C is Open Purchase Water

Interconnect Capacity Calculations Needed?: Yes

Walnut Springs 188 Conn

Shady Acres 19 Conn

Total 207 Conn

(Capacities provided Walnut Springs PWS ID# 1700128)	Required	Provided
Well 0.6 Gal/Conn X 207 Conn	124.2 GPM	287 GPM
HD 20 Gal/Conn X 207 Conn	0.0041MG	0.0055 MG
GR 200 Gal/Conn X 207 Conn	0.0414MG	0.044 MG
SPS 2.0 GPM/Conn X 207Conn	414 GPM	750 GPM

Walnut Springs has sufficient capacity to supply both water systems.

Chemical Analysis:

Type	Latest Date	Compliant	Exceedances
Min	N/A	N/A	N/A
Lead	08/16/10	Yes	No
NO2/NO3	N/A	N/A	N/A
Radio Chems	N/A	N/A	N/A
VOCs	07/21/11	Yes	No
SOC 5	N/A	N/A	N/A
THMs	07/21/11	Yes	No
HAAs	07/21/11	Yes	No

Notification/Date: N/A

3) Background:

Are there Current Enforcement Actions?: No

Is there an Agreed Order and Compliance Agreements?: No

Are there Complaints, and other Compliance Issues?: No

Are there Outstanding Violations from a previous CCI that have not been resolved?: No

4) Additional Information: No

Please see attached T-NET documentation for system specifics. Attached for review are: Water System, Water Storage Tanks, Water Sources, Service Pumps, System Capacities, Treatment

SHADY ACRES -

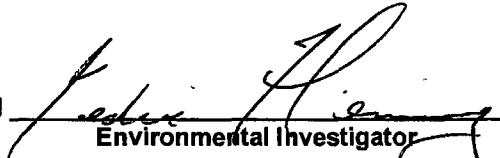
5/24/2012 Inv. # - 1014093

Page 3 of 3

Plants, Field Checklist, and Exit Interview.

~~No Violations Associated to this Investigation~~

Signed


Environmental Investigator

Date

06/19/2012

Signed


Supervisor

Date

6-22-12

Attachments: (in order of final report submittal)

___ Enforcement Action Request (EAR)

___ Letter to Facility (specify type) : _____

___ Investigation Report

___ Sample Analysis Results

___ Manifests

___ NOR

___ Maps, Plans, Sketches

___ Photographs

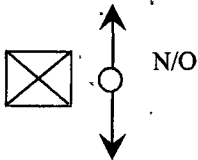
___ Correspondence from the facility

___ Other (specify) : _____

PWS - SYSTEM FLOW DIAGRAM

Name of System:	Shady Acres		Additional ID:	1700083
Investigation #:	1014093	Investigation Date:	05/24/2012	
<p>Description of Sources, Treatment, Entry Points and Distribution</p> <p>Labelling: owner's source names and TCEQ wtrsrc code designation, types of treatment and chemicals, entry points to distribution, entry point sample taps, booster disinfection, distribution connections and layout (if possible).</p>				

Shady Acres



Distribution Only

Open Interconnect

P1700083A

*Receives treated water
under pressure from
Walnut Springs PWS
ID# 1700128*



*Shady Acres Estates
Subdivision

Distribution
Connection: 19
Population: 57*

PUBLIC WATER SYSTEM DATA

Name of System: Shady Acres	
CCN Number: 10342	PWS ID: 1700083
Classification: Not Applicable	Type: Community
Region Number: 12	
Interconnect with Other PWS:	Yes Name of PWS I/C: WALNUT SPRINGS
Type I/C: OPEN	
Retail Service Connections: 19	Retail Meters: 19
Retail Population: 57	
Wholesale Master Meters: 0	Wholesale Service Connections: 0
Wholesale Population: 0	
Total Well Capacity: 0 GPM 0 MGD	
Raw Capacity: 0 GPM 0 MGD	
Total Elevated Storage: 0 MG	Total Storage Capacity: 0 MG
Pressure Tank Capacity: 0	
Maximum Daily Usage: 0 MGD	Date: 09/09/9999
Average Daily Usage: 0 MGD	Time Period: 09/09/9999 to 09/09/9999
Wholesale Contract: No	Maximum Purchase Rate : 0.08 MGD
No. of Samples Required: 1/MO	No. of Samples Submitted: 1/MO
No. of Raw Samples Required: 0	No. of Raw Samples Submitted: 0
Non-Comm Dates of Operation:	09/09/9999 to 09/09/9999

WATER SOURCES

SP No	Source Code	Owner's Name	Location	State	Pump Type	Total GPM	Est. Flow GPM	Test Date
1	P1700083A	I/C	WALNUT SPRINGS	0	NONE	0	0	05/24/2012

SYSTEM CAPACITIES

Pressure Plane Number: 1

Name: SHADY ACRES

Well Production	GPM Conn X	Conn =	GPM
Elevated Pressure Storage	Gal/Conn X	Conn =	MG
Ground/Total Storage	Gal/Conn X	Conn =	MG
Service Pump Capacity	GPM/Conn X	Conn =	GPM
Service Pump Peaking Factor	MDD/1440 X	**	GPM
Tested PSI: 40 Tested CL2: 2.02 Free Location: 32510 Shady Dr.			

WATER SUPPLY CONTRACT

STATE OF TEXAS §
 §
COUNTY OF HARRIS §

Based on the mutual promises set forth below, and other valuable consideration, this Emergency Water Supply Contract (the "Contract") is made by and between AQUA UTILITIES, INC. d/b/a AQUA TEXAS ("ATI"), a Texas corporation, and HMW SPECIAL UTILITY DISTRICT OF HARRIS AND MONTGOMERY COUNTIES ("HMW"), a Texas special utility district under Article XVI., Section 59 of the Constitution of the State of Texas and Chapter 65, Texas Water Code, as amended, and such parties agree as follows:

ARTICLE I.

DEFINITIONS

The following definitions apply to the further terms of this Contract:

1. "Interconnect Facilities" shall mean the water lines, valves and other facilities necessary to transport and/or receive water between HMW and ATI and to meter such water transported or received, as shown on Exhibit "A".
2. "Potable water" means water suitable for human consumption delivered through a public water system that meets or exceeds all applicable federal, Texas and local water quality standards.

ARTICLE II.

TERM

The term of this Contract shall be five (5) years and forty-seven (47) days, beginning at 12:00:01 a.m. on July 16, 2009 and ending at midnight on September 30, 2013, unless terminated earlier by the parties as provided by this Contract.

ARTICLE III.

INTERCONNECT FACILITIES

Section 3.01 The Interconnect Facilities. ATI's predecessor has built and installed the Interconnect Facilities. If required, any modifications thereto shall comply with the requirements of regulatory agencies with approval jurisdiction. ATI shall pay all costs for the design and construction of any such modifications, including all engineering and construction costs. HMW shall approve the location of all lines, valves and other equipment within the service area of HMW that constitute a part of such modifications. If required, ATI shall obtain all necessary consents, rights-of-way or property, at ATI's expense, that are needed to install such modifications on real property not owned by either party.

Section 3.02 Maintenance of Interconnect Facilities. ATI shall maintain and repair the Interconnect Facilities, as required, and immediately repair any leaks, breaks or defects therein, at ATI's expense.

ARTICLE IV.

DELIVERY OF WATER

Section 4.01 Normal Operations. During normal operating conditions, ATI will deliver potable water to HMW through the Interconnect Facilities in the quantities required to supply the requirements of HMW's customers in the Shady Acres Subdivision.

Section 4.02 Pricing. HMW shall pay ATI for the water supplied to HMW through the Interconnect Facilities based on the rate schedule shown on Exhibit B hereto, as measured by the meter on HMW's line adjacent to the Interconnect Facilities.

Section 4.03 Non-Emergency Restrictions. If requested by ATI, HMW will mandate voluntary or mandatory water use restrictions on its customers in the Shady Acres Subdivision in circumstances other than an Emergency, as defined by this Contract, (1) if all of ATI's customers that are served by the water system that supplies potable water to HMW through the Interconnect Facilities are subject to such restrictions, and (2) to no greater extent and duration than the restrictions requested of or imposed upon ATI's customers of such water system.

Section 4.04 Limitations on Emergency Supply Obligation. Notwithstanding any other provisions of this agreement, ATI is not required to supply water hereunder in amounts or circumstances that will materially impair its ability to service its own customers, including any customers to whom ATI is supplying water on an emergency basis. ATI's obligation to deliver water hereunder applies only to HMW and shall not create any obligation or duty to any other party or any specific customer of ATI, HMW or other water provider.

Bryan W. Shaw, Ph.D., Chairman
Buddy Garcia, Commissioner
Carlos Rubinstein, Commissioner
Mark R. Vickery, P.G., Executive Director



PWS. 700318 100

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 11, 2011

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TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

Mr. Mark Pinter, President
HMW SUD
PO Box 837
Pinehurst, Texas 77362-0837

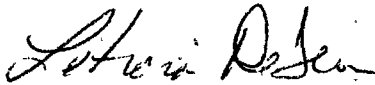
Re: Comprehensive Compliance Investigation at:
Coe Country, PO Box 837, Pinehurst, Montgomery County, Texas
TCEQ ID No. 1700318, Investigation No. 916246

Dear Mr. Pinter:

On May 9, 2011, Ms. Dawn Olivo of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced facility to evaluate compliance with the applicable requirements for public water supply systems. No violations are being alleged as a result of the investigation; however, during the investigation, the investigator resolved an apparent instance of noncompliance noted during the previous investigation dated April 5, 2006. Information has been provided which appears to indicate that this outstanding problem has been corrected. No further response from you is necessary concerning this investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Ms. Dawn Olivo in the Houston Region Office at (713)767-3650.

Sincerely,


Leticia De Leon, Team Leader
Public Water Supply
Houston Region Office

New well ?

LD/DBO/ra

cc: Montgomery County Environmental Health Services

Enclosure: Summary of Investigation Findings

SUMMARY OF INVESTIGATION FINDINGS

COE COUNTRY

Investigation # 916246

Investigation Date: 05/09/2011

, MONTGOMERY COUNTY,

Additional ID(s): 1700318

**OUTSTANDING ALLEGED VIOLATIONS
ASSOCIATED TO A NOTICE OF VIOLATION**

Track No: 439684

Compliance Due Date: 01/12/2012

30 TAC Chapter 290.41(c)(1)(F)

Alleged Violation:

Investigation: 916246

Comment Date: 7/1/2011

Ground Water Sources and Development

Failure to make available sanitary control easements for well # 9 at the time of inspection, or executive director approval for a substitute authorized in 290.41(c)(1)(F)(iv). A sanitary easement, or approved substitute, covering all property within 150 feet of the well location must be secured from adjacent landowners and recorded at the county courthouse to ensure that hazards will not develop in the well area. Residential type wells within the easement must be constructed to public water well standards. A copy of the recorded document must be submitted for our records. For your convenience, we have enclosed a sample easement document.

With the approval of the executive director, political subdivisions which have adopted and enforce equivalent ordinances or land use restrictions may substitute these documents for sanitary control easements. The water system may request an exception to this requirement by contacting the Water Supply Division, Public Drinking Water Section, Technical Review & Oversight Team at 512-239-4691. Please be reminded that all requests for exceptions must be in writing and supported with adequate documentation.

At the time of the inspection, the regulated entity had submitted a request for an exception to the sanitary easement rule for Wells 1 & 2 at the S. Wiggins plant (Wells 7 & 8), however, the new well (Well 9) is not included in the approval in iWUD dated June 28, 2011.

Recommended Corrective Action: Submit a compliance plan OR a photocopy of the recorded sanitary control easements OR a photocopy of the approved substitute OR a granted exception request from the Water Supply Division.

**ALLEGED VIOLATIONS NOTED AND RESOLVED
ASSOCIATED TO A NOTICE OF VIOLATION**

Track No: 159569

30 TAC Chapter 291.93(3)

Alleged Violation:

Investigation: 270326

Comment Date: 4/26/2004

Adequacy of Water Utility Service

Failure, by a retail public utility that possesses a certificate of public convenience and necessity that has reached 85% of its capacity as compared to the most restrictive criteria of the commission's minimum capacity requirements in Chapter 290 T.A.C., to submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certificated

area. A report is not required if the source of supply available to the utility service provider is reduced to below the 85% level due to a court or agency conservation order, unless that order is expected to extend for more than 18 months from the date it is entered in which case a report shall be required.

(A) After any commission field inspection, a retail public utility must analyze the system's capacity to determine if it has reached 85% of its capacity. If the retail public utility has reached 85% of its capacity, it must file this report no later than 90 days after the date of a commission letter detailing the results of the inspection. Capacity is considered to be the overall rated capacity in number of residential connection equivalents based on the most restrictive criteria for production, treatment, storage, or pumping.

At this time your system has reached 101% of its ground storage tank capacity.

(B) The report should be submitted in writing and should contain the following:

- (i) a brief description of the overall utility system and service area;
- (ii) an analysis of the plant capacity as defined in subparagraph (A) of this paragraph;
- (iii) details on how the retail public utility will provide service to the remaining areas within the boundaries of its certificated area. This includes projections of cost and expected design and installation dates for additional facilities.

(C) The executive director may waive or limit the reporting requirements if the retail public utility demonstrates that the projected growth of the area will not require the retail public utility to exceed 100% of its current capacity for the next five years.

(D) Any retail public utility required to file reports under this section of the rules, including those requesting waivers, shall file updated reports within 90 days after the retail public utility receives a copy of each subsequent commission field inspection report until the system demand is below 85% capacity.

Investigation: 461818

Comment Date: 5/12/2006

Adequacy of Water Utility Service

Failure, by a retail public utility that possesses a certificate of public convenience and necessity that has reached 85% of its capacity as compared to the most restrictive criteria of the commission's minimum capacity requirements in Chapter 290 T.A.C., to submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certificated area. Specifically, it is noted that your ground storage tank has reached 106 % of its capacity.

In this connection, it was noted on this investigation that your ground storage tanks have reached 106 % of their capacity. This was based on 606 connections.

This is calculated by the following:

121200 gallons, the required ground storage / 114000 gallons, the provided ground storage capacity= 106 % ground storage capacity.

Investigation: 700559

Comment Date: 8/20/2008

Failure, by a retail public utility with a CCN which has reached 85% of its ground storage capacity to submit a planning report explaining how the utility will provide the expected service demands to the remaining areas within the boundaries of its certificated area.

Please be advised the you are responsible for correcting the remaining violation.

Investigation: 766685

Comment Date: 9/11/2009

It was noted that Coe Country added a 24,000 gallon ground storage tank since the previous inspection dated 04/05/2006, however the facility remains at 87% of its capacity for storage. In addition, it was noted that one of the ground storage tanks located on Memory Ln. has been scheduled for removal, and will be replaced by a larger tank in order to satisfy CCN requirements to reduce tank storage levels below 85% of its storage capacity. This has been verified through correspondence dated 08/19/2009, which states that the tank is scheduled to be replaced using funds from Texas Water Development Board (TWDB Project ID # 21529) once the plans and specification have been approved by the TCEQ and TWDB.

Investigation: 916246

Comment Date: 6/30/2011

Adequacy of Water Utility Service

Failure, by a retail public utility that possesses a certificate of public convenience and necessity that has reached 85% of its capacity as compared to the most restrictive criteria of the commission's minimum capacity requirements in Chapter 290 T.A.C., to submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certificated area. A report is not required if the source of supply available to the utility service provider is reduced to below the 85% level due to a court or agency conservation order unless that order is expected to extend for more than 18 months from the date it is entered in which case a report shall be required.

(A) After any commission field inspection, a retail public utility must analyze the system's capacity to determine if it has reached 85% of its capacity. If the retail public utility has reached 85% of its capacity, it must file this report no later than 90 days after the date of a commission letter detailing the results of the inspection. Capacity is considered to be the overall rated capacity in number of residential connection equivalents based on the most restrictive criteria for production, treatment, storage, or pumping.

At this time your system has reached 101% of its ground storage tank capacity.

(B) The report should be submitted in writing and should contain the following:

- (i) a brief description of the overall utility system and service area;
- (ii) an analysis of the plant capacity as defined in subparagraph (A) of this paragraph;
- (iii) details on how the retail public utility will provide service to the remaining areas within the boundaries of its certificated area. This includes projections of cost and expected design and installation dates for additional facilities.

(C) The executive director may waive or limit the reporting requirements if the retail public utility demonstrates that the projected growth of the area will not require the retail public utility to exceed 100% of its current capacity for the next five years.

(D) Any retail public utility required to file reports under this section of the rules, including those requesting waivers, shall file updated reports within 90 days after the retail public utility receives a copy of each subsequent commission field inspection report until the system demand is below 85% capacity.

Recommended Corrective Action: Submit a planning report addressing the identified area of capacity concern and that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certified area to verify compliance.

Resolution: At the time of routine inspection, May 9, 2011, the plant had not reached 85% of its ground storage capacity.

At this time your system is at 9% of its ground storage tank capacity based on 606 active connections.

Texas Commission on Environmental Quality

Investigation Report

HMW SUD
CN603547175

COE COUNTRY

RN101227163

Investigation # 916246

Incident #

Investigator: DAWN OLIVO

Site Classification

GW 251-1K CONNECTION

Conducted: 05/09/2011 – 05/09/2011

No Industry Code Assigned

Program(s): PUBLIC WATER
SYSTEM/SUPPLY

Investigation Type : Compliance Investigation

Location : W2-25902 MEMORY LANE
W3-28227 VALLIE ST (WEST WELL)
W4-28227 VALLIE ST (EAST WELL)
W5-32036 S WIGGINS (NORTH WELL)
W6-32036 S WIGGINS (SOUTH WELL)
W7-CHRISTIANA
KEY MAP 247W

Additional ID(s) : 1700318

Address: ; ,

Activity Type : REGION 12 - HOUSTON
PWSCCIGWCM - PWSCCOGWCM PWS CCI
Discretionary Groundwater, Purchase, Community

Principal(s) :

Role	Name
RESPONDENT	HMW SUD

Contact(s) :

Role	Title	Name	Phone
Participated in Investigation -	OPERATOR	MR RAY HARLOW	Work (281) 889-0652
Regulated Entity Mail Contact	GENERAL MANAGER	MR WILLIAM COE	Work (281) 356-5060
Notified	OFFICE MANAGER	MS TAMMIE BARNES	
Regulated Entity Contact	OFFICE MANAGER	MS TAMMIE BARNES	Work (281) 356-5060

Other Staff Member(s) :

Role	Name
QA Reviewer	KENNETH MILLER
Supervisor	LETICIA DELEON
QA Reviewer	BARRY PRICE

Associated Check List

Checklist Name

PWS INVESTIGATION - EQUIPMENT MONITORING
AND SAMPLING
PWS STANDARD FIELD
PWS EMERGENCY POWER INITIATIVE

Unit Name

EQUIPMENT CHECKLIST

FIELD CHECKLIST
EMERGENCY POWER
CHECKLIST

REC

Investigation Comments :

1) Introduction Summary/General Information

An announced Comprehensive Compliance Investigation of:

Name of System: Coe Country

PWS ID: 1700318

Investigation Date: 05/09/2011.

CCN: 10342

TCEQ Investigator: Dawn Olivo

Surveyed with: Mr. Ray Harlow, Operator

Name of Operating Company: HMW SUD

Area Served: Coe Country, Coe Acres, Foxwood, Leisurewood, Autumn Woods, Logtowne, Cripple Creek Farms, Lazywood, Woodlake, Redwood Place, Decker Pines, Lexington, Decker Heights and Vallie Road Subdivisions and Victoria Station MHP.

Key Map 247W

Exit interview conducted with: None

Type of Letter Sent: GC

Nearest PWS: ~2 mi. to Pinehurst Decker Prairie WSC

Total # cert. Ops.: 1

Grade/Type: C-GW

2) General Facility and Process Information:

Exceptions/Variations: Yes

Type: Exception to Sanitary Control Easement

Date: 06/28/11

Exception to change treatment

Date: 02/16/07

Emergency Power: Yes

Type: Propane Generator that runs Meadowwood Plant

What does it operate? The entire plant.

Approved EPP: NA

Date: NA

Location of Plant 1: (Coe Country Plant) - 25902 Memory Lane

System Description: The plant has the following equipment:

Submersible well - SUBM (1), Service Pump - SPS (2), Ground Storage Tanks - GRS (2), Pressure Tank - HD (1) and Distribution.

Location of Plant 2: (Meadowwood Plant) - 32036 S. Wiggins

System Description: The plant has the following equipment:

Submersible wells - SUBM (3), Service Pumps - SPS (3), Ground Storage Tank - GR (3), Pressure Tank - HD (2) and Distribution.

Location of Plant 3: (Foxwood Plant) - 28227 Vallie St.

System Description: The plant has the following equipment:

Submersible wells - SUBM (2), Service Pumps - SPS (2), Ground Storage Tanks - GRS (1), Pressure Tanks - HDS (1) and Distribution.

Treatment: Plants 1 & 3 inject gas chlorine prior to GR. Plant 2 injects soda ash then gas chlorine prior to GRS. Soda ash is being added due to pH issue.

Microbiological/Chemical Monitoring:

Acceptable Sample Siting Plan on file?: Yes

COE COUNTRY.-

5/9/2011 Inv. # - 916246

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Acceptable Monitoring Plan on File?: Yes
Disinfection Level Quarterly Operating Report (DLQOR) on file?: Yes
Plant Operation Manual on file?: Yes

Interconnection (I/C): No

Interconnect Capacity Calculations Needed?: No

Chemical Analysis:

Type	Latest Date	Compliant	Exceedances
Min	03/12/09	Yes	Yes (pH = 6.8 for EP001)
Metals	03/12/09	Yes	No
NO3	03/15/10	Yes	No
Radio Chems	02/01/06	Yes	No
VOCs	09/23/10	Yes	No
SOC 5	03/15/10	Yes	No
THMs	09/23/10	Yes	No
HAAs	05/10/07	Yes	No

Notification/Date: NA

3) Background:

Are there Current Enforcement Actions?: No

Is there an Agreed Order and Compliance Agreements?: No

Are there Complaints, and other Compliance Issues?: No

Are there Outstanding Violations from a previous CCI that have not been resolved?: No

4) Additional Information: No

Please see attached T-NET documentation for system specifics. Attached for review are: Water System, Water Storage Tanks, Water Sources, Service Pumps, System Capacities, Treatment Plants, Field Checklist, and Exit Interview.

NOV Date: 07/12/2011 Method: WRITTEN
OUTSTANDING ALLEGED VIOLATION(S)
ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 439684

Compliance Due Date: 01/12/2012

Violation Start Date: Unknown

30 TAC Chapter 290.41(c)(1)(F)

Alleged Violation:

Investigation: 916246

Comment Date: 07/01/2011

Ground Water Sources and Development

Failure to make available sanitary control easements for well # 9 at the time of inspection, or executive director approval for a substitute authorized in 290.41(c)(1)(F)(iv). A sanitary easement, or approved substitute, covering all property within 150 feet of the well location must be secured from adjacent landowners and recorded at the county courthouse to ensure that hazards will not develop in the well area. Residential type wells within the easement must be constructed to public water well standards. A copy of the recorded document must be submitted for our records. For your convenience, we have enclosed a sample easement document.

With the approval of the executive director, political subdivisions which have adopted and enforce equivalent ordinances or land use restrictions may substitute these documents for sanitary control easements. The water system may request an exception to this requirement by contacting the Water Supply Division, Public Drinking Water Section, Technical Review & Oversight Team at 512-239-4691. Please be reminded that all requests for exceptions must be in writing and supported with adequate documentation.

At the time of the inspection, the regulated entity had submitted a request for an exception to the sanitary easement rule for Wells 1 & 2 at the S. Wiggins plant (Wells 7 & 8), however, the new well (Well 9) is not included in the approval in iWUD dated June 28, 2011.

Recommended Corrective Action: Submit a compliance plan OR a photocopy of the recorded sanitary control easements OR a photocopy of the approved substitute OR a granted exception request from the Water Supply Division.

COE COUNTRY - 5/9/2011 Inv. # - 916246
Track No: 159569 Resolution Status Date: 6/30/2011
Violation Start Date: Unknown Violation End Date: 5/9/2011

Track No: 159569

Resolution Status Date: 6/30/2011

Violation Start Date: Unknown

Violation End Date: 5/9/2011

30 TAC Chapter 291.93(3)

Alleged Violation:

Investigation: 270326

Comment Date: 04/26/2004

Adequacy of Water Utility Service

Failure, by a retail public utility that possesses a certificate of public convenience and necessity that has reached 85% of its capacity as compared to the most restrictive criteria of the commission's minimum capacity requirements in Chapter 290 T.A.C., to submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certificated area. A report is not required if the source of supply available to the utility service provider is reduced to below the 85% level due to a court or agency conservation order unless that order is expected to extend for more than 18 months from the date it is entered in which case a report shall be required.

(A) After any commission field inspection, a retail public utility must analyze the system's capacity to determine if it has reached 85% of its capacity. If the retail public utility has reached 85% of its capacity, it must file this report no later than 90 days after the date of a commission letter detailing the results of the inspection. Capacity is considered to be the overall rated capacity in number of residential connection equivalents based on the most restrictive criteria for production, treatment, storage, or pumping.

At this time your system has reached 101% of its ground storage tank capacity.

(B) The report should be submitted in writing and should contain the following:

- (i) a brief description of the overall utility system and service area;
- (ii) an analysis of the plant capacity as defined in subparagraph (A) of this paragraph;
- (iii) details on how the retail public utility will provide service to the remaining areas within the boundaries of its certificated area. This includes projections of cost and expected design and installation dates for additional facilities.

(C) The executive director may waive or limit the reporting requirements if the retail public