



Control Number: 47113



Item Number: 11

Addendum StartPage: 0

RECEIVED

APPLICATION OF BLACKLAND
WATER SUPPLY CORPORATION AND
CITY OF ROYSE CITY FOR SALE,
TRANSFER, OR MERGER OF
FACILITIES AND CERTIFICATE
RIGHTS IN ROCKWALL COUNTY §
§
§
§
§
§

BEFORE THE PUBLIC UTILITY COMMISSION
OF TEXAS
MAY 11 2017 PM 3:03
PUBLIC UTILITY COMMISSION
CLERK

**BLACKLAND WATER SUPPLY CORPORATION'S
RESPONSE TO ORDER NO. 2**

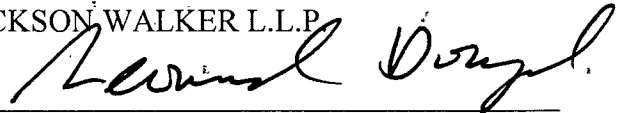
COMES NOW Blackland Water Supply Corporation ("Blackland") and files its Response to Order No. 2.

In response to the Staff's list of deficiencies, Blackland files the following:

1. Oath for Seller or Former Service Provider;
2. Consumer Confidence Report;
3. Blackland Water Supply Corporation 2015 Annual Water Quality Report;
4. Lead Consumer Notice Certification Form 20680a;
5. March 27, 2017 Notice of Violation correspondence from Texas Commission on Environmental Quality; and
6. Blackland Water Supply Corporation Lead & Copper Rule Monitoring and Reporting Violation Notice

Respectfully submitted,

JACKSON WALKER L.L.P.



Leonard H. Dougal – State Bar No. 06031400
100 Congress Avenue, Suite 1100
Austin, Texas 78701
512-236-2000 (Telephone)
512-391-2002 (Facsimile)
ldougal@jw.com

ATTORNEYS FOR BLACKLAND WATER
SUPPLY CORPORATION

11

CERTIFICATE OF SERVICE

I hereby certify that the above and foregoing document was served as shown below on

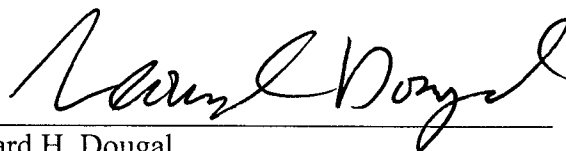
this 11th day of July 2017:

Via email

Mark H. Zeppa
Law Offices of Mark H. Zeppa, PC
4833 Spicewood Springs Road, Suite 202
Austin, Texas 78759-8435
(512) 346-4001 (Telephone)
(512) 346-6847 (Facsimile)
markzeppa@austin.twcbc.com

Via email

Kennedy R. Meier
Attorney – Legal Division
Public Utility Commission of Texas
1701 North Congress Avenue
P. O. Box 13326
Austin, Texas 78711-3326
(512) 936-7265 (Telephone)
(512) 936-7268 (Facsimile)
Kennedy.meier@puc.texas.gov



Leonard H. Dougal

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Part G – Oaths and Notices

OATH FOR SELLER OR FORMER SERVICE PROVIDER

STATE OF Texas

COUNTY OF Rockwall

I, J.T. Virdell being duly sworn, file this application for sale, lease, rental or merger or consolidation as Vice President, Blackland Waters

(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 documents filed with this application, and have complied with all the requirements contained in the application; and, that all such statements made and matters set forth therein with respect to applicant are true and correct. Statements about other parties are made on information and belief. I further state that the application is made in good faith and that this application does not duplicate any filing presently before the Commission.

I further state that I have provided to the purchaser or transferee a written disclosure statement about any contributed property as required under Section 13.301(j) and copies of any outstanding Orders of the Texas Commission on Environmental Quality, the Public Utility Commission of Texas, or Attorney General and have also complied with the notice requirements in Section 13.301(k) of the Texas Water Code.

[Signature]
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 6 of July, 20 17.

SEAL



[Signature]
NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS
PRINT OR TYPE NAME OF NOTARY Josh Sparks
MY COMMISSION EXPIRES _____

One copy of this page must be submitted for each utility involved in this transaction.

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CONSUMER CONFIDENCE REPORT TCEQ CERTIFICATION of DELIVERY

For Calendar year 2015

Public Water System(PWS) Name : BLACKLAND WSC

PWS ID Number : TX1990004

I certify that the community water system named above has distributed the Consumer Confidence Report (CCR) for the calendar year of 2015 and that the information in the report is correct and consistent with the compliance monitoring data previously submitted to the TCEQ. Public Water Systems serving 500 or fewer persons are not required to mail the entire CCR to their customers as long as the system provides notice at least once per year by July 1 to its customers by mail, door-to-door delivery, or by posting in an appropriate location that the report is available upon request.

Date of Delivery: 2/22/2017
Certified By: Name (print): Melissa Rich
Title: General Manager
Phone Number: (727) 71-6315 Email: directors@blacklandwsc.com

Signature: Melissa Rich Date: 2/22/2017

Direct delivery methods-You must use at least one direct delivery method (check all that apply):

- Mail a paper copy of the CCR
 - Electronic Delivery:**
 - Mail notification that CCR is available on-line at http:// _____
 - Email direct web address of the CCR, available at http:// _____
 - Email CCR as an attachment to an email.
 - Email CCR as an embedded image in an email.
 - Other direct delivery (for example, door hangers or additional electronic delivery method).
- Please specify: _____

Good-faith delivery methods -To reach people who do not receive bills (check all that apply):

- Posting the CCR on the Internet at http:// www.blacklandwater.com
- Mailing the CCR to people who receive mail, but who do not receive bills.
- Advertising the availability of the CCR in news media.
- Posting the CCR in public places.
- Delivering multiple copies to single billing addresses serving multiple persons.
- Delivering multiple copies of the CCR to community organizations.

*Systems serving 100,000 or more people are required to post the CCR on a publicly available web site and provide the URL here: http:// _____

All systems are required to mail by July 1 the certification of delivery and complete Consumer Confidence Report to: TCEQ recommends the use of certified mail.

Sending by certified mail:	Sending by regular mail:
TCEQ PDW, MC-155, Attn: CCR, 12100 Park 35 Circle Austin, TX 78753	TCEQ PDW, MC-155, Attn: CCR, PO Box 13087 Austin, TX 78711-3087

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

7014 2120 0001 7740 1500

Postage	\$
Certified Fee	RECEIVED
Return Receipt Fee (Endorsement Required)	FEB 24 2017
Restricted Delivery Fee (Endorsement Required)	ROCKWALL POSTNET
Total Postage & Fees	\$

Postmark
Here

Sent to TCEQ PDW, MC-155 Attn:CCR
 Street & Apt. No.,
 or PO Box No. 12100 Park 35 Circle
 City, State, ZIP+4 Austin, TX 78753

PS Form 3800, July 2014 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 TCEQ
 PDW, MC-155 Attn. CCR
 12100 Park 35 Circle
 Austin, TX 78753



9590 9402 1729 6074 5471 23

2. Article Number (Transfer from service label)
 7014 2120 0001 7740 1500

COMPLETE THIS SECTION ON DELIVERY

A. Signature

 Agent
 Addressee
 B. Received by (Printed Name) Addie J. Lamberton

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

RECEIVED
 FEB 27 2017

3. Service Type **TCEQ MAIL CENTER**
- Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Certified Mail Restricted Delivery
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)
 - Priority Mail Express®
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery

3



2015 Annual
Water
Quality
Report

BLACKLAND WSC
www.blacklandwater.com

Blackland Water Supply Corp.
P.O. Box 215
Fate, TX 75132

PRESORTED
FIRST CLASS MAIL
U.S. POSTAGE
PAID
FATE, TX 75132
PERMIT NO. 4

Visit our new Website!
Paying your water bill just got easier!

www.BlacklandWater.com

You can now pay your bill online using Visa or MasterCard. Stay informed by signing up to receive alerts. You will get up to minute information about notices, new projects and news sent straight to your email or text.

2015 Annual Drinking Water Quality Report

Consumer Confidence Report (CCR)

PWS Name: **BLACKLAND WSC**

BLACKLAND WSC is Purchased Surface Water

PWS ID Number: **TX1990004**

Special Notice

Required Language for ALL

Community Public Water Systems

Annual Water Quality Report for the period of January 1 to December 31, 2015

This report is intended to provide you with important information about your drinking water and the efforts made by the water system to provide safe drinking water.

Drinking water, including bottled water, may reasonably be expected to contain at least small amounts of some contaminants. The presence of contaminants does not necessarily indicate that water poses a health risk. More information about contaminants and potential health effects can be obtained by calling the EPAs Safe Drinking Water Hotline at (800) 426-4791.

For more information regarding this report contact:

Melissa Rich
Phone 972-771-6375

In order to ensure that tap water is safe to drink, EPA prescribes regulations which limit the amount of certain contaminants in water provided by public water systems. FDA regulations establish limits for contaminants in bottled water which must provide the same protection for public health.

Contaminants may be found in drinking water that may cause taste, color, or odor problems. These types of problems are not necessarily causes for health concerns. For more information on taste, odor, or color of drinking water, please contact the system's business office.

You may be more vulnerable than the general population to certain microbial contaminants, such as Cryptosporidium, in drinking water. Infants, some elderly, or immunocompromised persons such as those undergoing chemotherapy for cancer; persons who have undergone organ transplants; those who are undergoing treatment with steroids; and people with HIV/AIDS or other immune system disorders, can be particularly at risk from infections. You should seek advice about drinking water from your physician or health care providers. Additional guidelines on appropriate means to lessen the risk of infection by Cryptosporidium are available from the Safe Drinking Water Hotline (800-426-4791).

If present, elevated levels of lead can cause serious health problems, especially for pregnant women and young children. Lead in drinking water is primarily from materials and components associated with service lines and home plumbing. We are responsible for providing high quality drinking water, but we cannot control the variety of materials used in plumbing components. When your water has been sitting for several hours, you can minimize the potential for lead exposure by flushing your tap for 30 seconds to 2 minutes before using water for drinking or cooking. If you are concerned about lead in your water, you may wish to have your water tested. Information on lead in drinking water, testing methods, and steps you can take to minimize exposure is available from the Safe Drinking Water Hotline or at <http://www.epa.gov/safewater/lead>.

Sources of Drinking Water

The sources of drinking water (both tap water and bottled water) include rivers, lakes, streams, ponds, reservoirs, springs, and wells. As water travels over the surface of the land or through the ground, it dissolves naturally-occurring minerals and, in some cases, radioactive material, and can pick up substances resulting from the presence of animals or from human activity.

Contaminants that may be present in source water include:

- Microbial contaminants, such as viruses and bacteria, which may come from sewage treatment plants, septic systems, agricultural livestock operations, and wildlife.
- Inorganic contaminants, such as salts and metals, which can be naturally-occurring or result from urban storm water runoff, industrial or domestic wastewater discharges, oil and gas production, mining, or farming.
- Pesticides and herbicides, which may come from a variety of sources such as agriculture, urban storm water runoff, and residential uses.
- Organic chemical contaminants, including synthetic and volatile organic chemicals, which are by-products of industrial processes and petroleum production, and can also come from gas stations, urban storm water runoff, and septic systems.
- Radioactive contaminants, which can be naturally-occurring

Information about Secondary Contaminants

Many constituents (such as calcium, sodium, or iron) which are often found in drinking water, can cause taste, color, and odor problems. The taste and odor constituents are called secondary constituents and are regulated by the State of Texas, not the EPA. These constituents are not causes for health concern. Therefore, secondaries are not required to be reported in this document but they may greatly affect the appearance and taste of your water.

Information about Information about Source Water Assessments

A Source Water Susceptibility Assessment for your drinking water source(s) is currently being updated by the Texas Commission on Environmental Quality. This information describes the susceptibility and types of constituents that may come into contact with your drinking water source based on human activities and natural conditions. The information contained in the assessment allows us to focus source water protection strategies.

For more information about your sources of water, please refer to the Source Water Assessment Viewer available at the following URL: <http://gis3.tceq.state.tx.us/sway/Controller/index.jsp?wtrsrc=>

Further details about sources and source-water assessments are available in Drinking Water Watch at the following URL: <http://dww.tceq.texas.gov/D>

Source Water Name	Type of Water	Report Status	Location
SW FROM CITY OF ROCKWALL	CC FROM TX1990001 CITY OF SW	Active	2471 Airport Rd. Rockwall, TX 75087
SW FROM CITY OF ROCKWALL	CC FROM TX1990001 CITY OF SW	Active	3465 Springer Ln. Rockwall, TX 75087

Water Quality Test Results

Definitions:

Avg:

The following tables contain scientific terms and measures, some of which may require explanation. Regulatory compliance with some MCLs are based on running annual average of monthly samples.

Maximum Contaminant Level or MCL:

The highest level of a contaminant that is allowed in drinking water. MCLs are set as close to the MCLGs as feasible using the best available treatment technology.

Maximum Contaminant Level Goal or MCLG:

The level of a contaminant in drinking water below which there is no known or expected risk to health. MCLGs allow for a margin of safety.

Maximum residual disinfectant level or MRDL:

The highest level of a disinfectant allowed in drinking water. There is convincing evidence that addition of a disinfectant is necessary for control of microbial contaminants.

Maximum residual disinfectant level goal or MRDLG:

The level of a drinking water disinfectant below which there is no known or expected risk to health. MRDLGs do not reflect the benefits of the use of disinfectants to control microbial contaminants.

MFL:

million fibers per liter (a measure of asbestos)

na:

not applicable.

NTU:

nephelometric turbidity units (a measure of turbidity)

pCi/L

picocuries per liter (a measure of radioactivity)

ppb:

micrograms per liter or parts per billion - or one ounce in 7,350,000 gallons of water.

ppm:

milligrams per liter or parts per million - or one ounce in 7,350 gallons of water.

ppt:

parts per trillion, or nanograms per liter (ng/L)

ppq:

parts per quadrillion, or picograms per liter (pg/L)

2015 Regulated Contaminants Detected

Maximum Contaminant Level Goal	Total Coliform Maximum Contaminant Level	Highest No. of positive	Fecal Coliform or E. Coli Maximum Contaminant Level	Total No. of Positive E. Coli or Fecal Coliform Samples	Violation	Likely Source of Contamination
0		There were no TCR detections for this system in the CCR period		0	N	Naturally Present in the environment:

Lead and Copper

Definitions

Action Level Goal (ALG): The level of a contaminant in drinking water below which there is no known or expected risk to health. ALGs allow for a margin of safety.

Action Level: The concentration of a contaminant which, if exceeded, triggers treatment or other requirements which a water system must follow.

Lead and Copper	Date Sampled	MCLG	Action Level (AL)	90th Percentile	# Sites Over AL	Units	Violation	Likely Source of Contamination
Copper	2013	1.3	1.3	0.482	0	ppm	N	Erosion of natural deposits; Leaching from wood preservatives; Corrosion of household plumbing systems.
Lead	2013	0	15	1.88	0	ppb	N	Corrosion of household plumbing systems; Erosion of natural deposits.

Regulated Contaminants

Disinfectants and Disinfection By-Products	Collection Date	Highest Level Detected	Age of Levels Detected	MCLG	MCL	Units	Violation	Likely Source of Contamination
Halooacetic Acids (HAA5)*	2015	25	6.7-37.8	No goal for the total	60	ppb	N	By-product of drinking water disinfection.

Not all sample results may have been used for calculating the Highest Level Detected because some results may be part of an evaluation to determine where compliance sampling should occur in the future.

Total Trihalomethanes (TTHM)	2015	48	25-50.2	No goal for the total	80	ppb	N	By-product of drinking water disinfection.
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Not all sample results may have been used for calculating the Highest Level Detected because some results may be part of an evaluation to determine where compliance sampling should occur in the future.

Inorganic Contaminants	Collection Date	Highest Level Detected	Age of Levels Detected	MCLG	MCL	Units	Violation	Likely Source of Contamination
Nitrate (measured as Nitrogen)	2015	1	0.474-1.25	10	10	ppm	N	Runoff from fertilizer use; Leaching from septic tanks, sewage; Erosion of natural deposits.

Nitrate Advisory- Nitrate in drinking water at levels above 10 ppm is a health risk for infants of less than six months of age. High nitrate levels in drinking water can cause blue baby syndrome. Nitrate levels may rise quickly for short periods of time because of rainfall or agricultural activity. If you are caring for an infant you should ask advice from your health care provider.

Violations Table

Consumer Confidence Rule	Violation Begin	Violation End	Violation Explanation
The Consumer Confidence Rule requires community water systems to prepare and provide to their customers annual consumer confidence reports on the quality of the water delivered by the systems.			
CCR ADEQUACY/AVAILABILITY/CONTENT	07/01/2015	2015	We failed to provide to you, our drinking water customers, an annual report that adequately informed you about the quality of our drinking water and the risks from exposure to contaminants detected in our drinking water.

Last Transaction

Date	Time	Type	Station ID**	Duration	Pages	Result
				Digital Fax		
Jun 30,	2:10PM	Fax Sent	15122393666	2:24 N/A	6	OK

BLACKLAND WATER SUPPLY CORPORATION

6715 State Highway 276
Royse City, TX 75189
972-771-6375 phone 972-771-3276 fax
www.blacklandwater.com

Fax

June 30, 2017

TO: TCEQ
DRINKING WATER INVENTORY AND
PROTECTION TEAM MC-155

FROM: MELISSA RICH

PAGES: 6 including cover page.

FAX: 512-239-3666

FAX: 972-771-3276

PHONE: 512-239-1000

PHONE: 972-771-6375

CC: [Type text]

RE: [Type text]

COMMENTS:

**Re: Violation : Public Notice Rule Linked to Violation
Failure to Submit Proof of Public Notification
Blackland WSC – PWSID: 1990004
Rockwall, County, TX**

I wanted to certify that I sent public notice of the violation that we received regarding the Lead and Copper Testing for the period that covers 1/1/2014-12/31/2016.

Please let me know if the following will comply with this requirement.

**Thank you,
Melissa Rich
General Manager
972-771-6375**

-
- Urgent
 Please review
 Please comment
 For your records

4



Lead Consumer Notice Certification Form 20680a

PWS ID #: TX 1990004

PWS NAME: Blackland Water Supply Corp.

Monitoring Period to which the notice applies: 1/1/2014 - 12/31/2016

Date(s) results were received from laboratory: did not test

Date(s) results were provided to customers: did not test

Will be testing this year June 30/2017 - Sept 30/2017

The water system named above hereby certifies that its lead consumer notice has been provided to each person it serves at the specific sampling site from which the sample was tested. The water system also certifies that these results and the following information were provided to such persons within 30 days of receiving the test results from the laboratory:

- Notice that we failed to test and have a violation
Individual tap results from lead tap water monitoring carried out under the requirements of 30 TAC §290.117(j).
- An explanation of the health effects of lead.
- Steps that consumers can take to reduce exposure to lead in drinking water.
- Contact Information for our water utility.
- The maximum contaminant level goals and action levels for lead, and the definitions of these two terms.

Certified by:

Name: Melissa Rich

Title: General Manager

Phone: 972-771-6395

Sent notice to each customer 6/22/2017.

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Texas Commission on Environmental Quality

Protecting Texas by Reducing and Preventing Pollution

March 27, 2017

Delivered Via Regular Mail PN/NOV/75/7500

BLACKLAND WSC
JENNIFER CANNON, GENERAL MANAGER
PO BOX 215
FATE, TX 75132-0215

SUBJECT: Notice of Violation: PUBLIC NOTICE RULE LINKED TO VIOLATION
30 TAC §290.122(f) - Failure to Submit Proof of Public Notification
BLACKLAND WSC - PWSID: 1990004
ROCKWALL County, TX

Attention: Public Water System Owner / Manager / Operator

Our record review shows that the BLACKLAND WSC public water system PWS ID 1990004 failed to issue public notice and/or certify delivery of public notice for violations issued to the system regarding the water supplied to its customers.

Per Title 30 Texas Administrative Code (30 TAC) §290.122, failure to notify your customers of drinking water violation results in a reporting violation.

Also, per 30 TAC §290.122(f), all documentation must be submitted to the TCEQ within ten days of distribution. If you have proof that notification was issued, provide copies of the public notice and the signed Certificate of Delivery by faxing this documentation to (512) 239-3666 or email to PWSPN@tceq.texas.gov or by mail to:

Drinking Water Inventory and Protection Team (MC-155)
PO BOX 13087
Austin, TX 78711-3087

If public notice was not performed, please issue and certify delivery as soon as possible so we can return this violation to compliance.

Note that additional unresolved monitoring or reporting violations received by your PWS may result in referral to the TCEQ Enforcement Division.

JENNIFER CANNON, GENERAL MANAGER

BLACKLAND WSC - PWS ID # 1990004

March 27, 2017

Page 2

If you have questions regarding this violation, please contact a member of the Public Drinking Water Section at (512) 239-4691.

Sincerely,



Michele Risko, Manager
Drinking Water Special Functions Section (MC-155)
Water Supply Division
Texas Commission on Environmental Quality

MR/av

Enclosures

cc: TCEQ Region 4

Public Notice Violation Report

PWS ID: TX1990004, PWS Name: BLACKLAND WSC

Monitoring and Reporting (M&R) Violation

FOLLOW-UP OR ROUTINE TAP M/R (LCR) LEAD & COPPER RULE
30 TAC §290.117(c)(2), §290.117(i) - LEAD & COPPER Monitoring

PN Requested
10/31/2016

PN Required
2/2/2017

Compliance Period
1/1/2014-12/31/2016

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P.O. Box 215
 Fate, TX 75132
 972-771-6375 Phone
 972-771-3276 Fax

**LEAD & COPPER RULE MONITORING AND REPORTING VIOLATION
 IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER**

Blackland Water Supply Corporation has violated the monitoring and reporting requirements set by Texas Commission on Environmental Quality (TCEQ) in Chapter 30, Section 290, Subchapter F. Even though these were not emergencies, as our customers, you have the right to know what happened and what we are doing (or did) to correct these situations.

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During January 1, 2016 through December 31, 2016, we failed to test for Lead & Copper and therefore cannot be sure of the quality of your drinking water at that time.

The table below lists the contaminants(s) we did not properly test for during the last year, how often we are supposed sample for Lead & Copper, how many samples we are supposed to take, how many samples we took, when samples should have been taken, and the date on which the follow--up samples were (or will be) taken.

Contaminant	Sampling	Required Frequency	Samples Taken	When Samples Were to be taken	When Samples will be taken
Lead & Copper tap water sampling	20 samples	every three years	0	January 1 2016- December 31, 2016	June 1, 2017 – September 30, 2017

We are working to correct the problem. For more information, please contact:

Melissa Rich 972-771-6375

Our corrective action is to comply with the TCEQ to obtain the samples in the Designated time.

**This notice is being sent to you by Blackland Water Supply Corporation.
 Public Water System Number: 1990004**

June 2, 2017