



Control Number: 49382



Item Number: 35

Addendum StartPage: 0

DOCKET NO. 49382

APPLICATION OF NERRO SUPPLY, §
LLC AND UNDINE TEXAS §
ENVIRONMENTAL, LLC FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN CHAMBERS, HARRIS §
AND WALKER COUNTIES §

PUBLIC UTILITY COMMISSION
OF TEXAS

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2019 AUG 27 PM 2:45
PUBLIC UTILITY COMMISSION
FILING CLERK

UNDINE TEXAS ENVIRONMENTAL, LLC'S SUPPLEMENTAL RESPONSE TO ORDER NO. 4

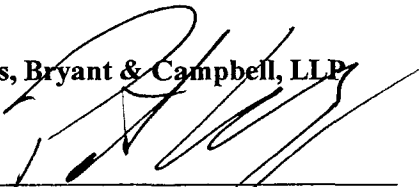
COMES NOW, Applicant, Undine Texas Environmental, LLC ("Undine") and files this Supplemental Response to Order No. 4.

Attached as Exhibit A is proof of notice provided to Nerro Supply, LLC.

Respectfully submitted,

DuBois, Bryant & Campbell, LLP

By: _____



Peter T. Gregg
State Bar No. 00784174
303 Colorado, Suite 2300
Austin, Texas 78701
pgregg@dbcllp.com
(512) 457-8000
(512) 457-8008 (fax)

**Attorneys for Undine Texas
Environmental, LLC**

CERTIFICATE OF SERVICE

I certify by my signature above that a true and correct copy of the foregoing document was served on the persons as indicated below on this the 21st day of August, 2019:

Rustin Tawater
Public Utility Commission of Texas
Legal Division
1701 N. Congress Avenue
P. O. Box 13326
Austin, Texas 78711-3326
Rustin.tawater@puc.texas.gov

EXHIBIT A

NOTICE TO NERRO SUPPLY, LLC

Notice to Current Customers, Neighboring Systems, and Cities

UNDINE TEXAS ENVIRONMENTAL, LLC, CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) NO. 20816, NOTICE OF INTENT TO PURCHASE A PORTION OF NERRO SUPPLY, LLC'S SEWER FACILITIES AND TO TRANSFER ITS SEWER SERVICE AREA UNDER CCN NO. 20366 IN CHAMBERS, HARRIS, AND WALKER COUNTIES, TEXAS

To: Current Customers, Neighboring Systems, and Cities Date Notice Mailed: August 27, 2019

<u>Undine Texas Environmental, LLC</u>	<u>17681 Telge Rd.</u>	<u>Cypress, TX</u>	<u>77429</u>
(Purchaser's Name)	(Address)	(City), (State)	(Zip Code)

has submitted an application with the Public Utility Commission of Texas (Commission) to purchase a portion of Nerro Supply, LLC's sewer facilities and to transfer sewer certificated service area under CCN No. 20366, in Chambers, Harris, and Walker Counties, TX from:

<u>Nerro Supply, LLC</u>	<u>P.O. Box 691008</u>	<u>Houston, TX</u>	<u>77269-1008</u>
(Seller's Name)	(Address)	(City), (State)	(Zip Code)

The sale is scheduled to take place as approved by the Commission (Texas Water Code § 13.301). The transaction and the transfer of the CCN includes the following subdivisions:

Bayridge Sewer Treatment Plant (Bayridge Subd & Oaks at Houston Point) – WQ0013643-001- Chambers County

The two requested areas are located approximately 5.8 miles southwest of downtown Beach City, TX, and is generally bounded on the north by Tri City Beach Road; on the east by Jordan Road; on the south by Trinity Bay; and on the west by Cedar Point Road.

The requested area includes approximately 143 total acres and 116 current customers.

Greens Bayou Fabrication Yard – WQ0003792-000 – Harris County

The requested area is located approximately 3.4 miles east/northeast of downtown Galena Park, TX, and is generally bounded on the north by Greens Bayou; on the east by Greens Bayou; on the south by Buffalo Bayou; and on the west by Industrial Road.

The requested area includes approximately 254 total acres and 148 current customers.

HUI Enterprises, Inc. (Wildwood Shores WWTP) – WQ0014154-001 - Walker County

The requested area is located approximately 7.3 miles west of downtown New Waverly, TX, and is generally bounded on the north by .64 mile south of Pipkin Road; on the east by Forest Service Road 222; on the south and west by Lake Paula (Reservoir at Lake Conroe).

The requested area includes approximately 240 total acres and 130 current customers.

The total area being requested includes approximately 637 acres and 394 current customers.

A copy of the map showing the requested area is available at: 17681 Telge Rd., Cypress, TX 77429

This transaction will not have an effect on the current customer's rates and services.

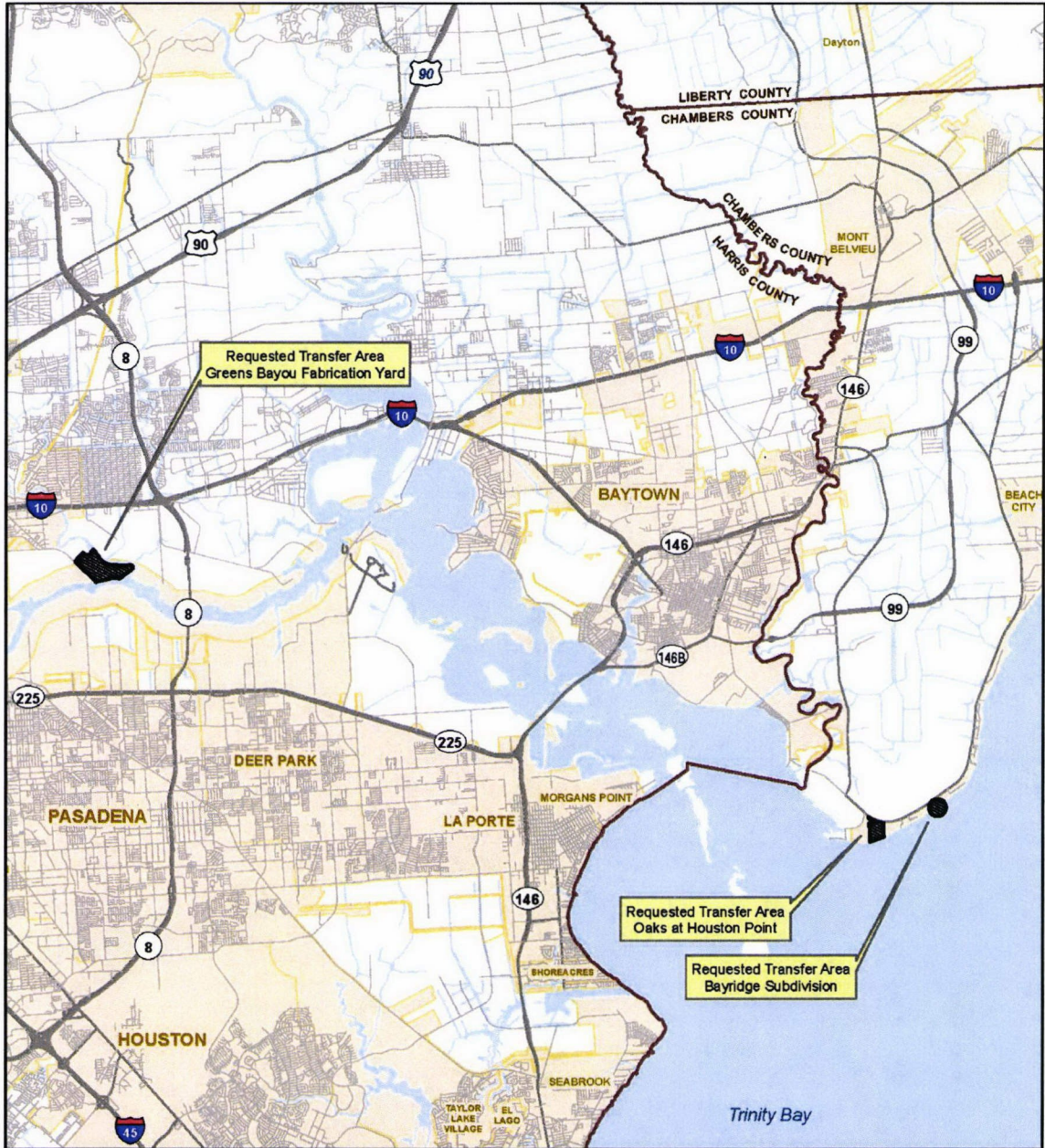
Persons who wish to intervene in the proceeding or comment upon action sought should contact the Public Utility Commission, P.O. Box 13326, Austin, Texas 78711-3326, or call the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136. The deadline for intervention in the proceeding is 30 days from the mailing or publication of notice, whichever occurs later, unless otherwise provided by the presiding officer. You must send a letter requesting intervention to the commission which is received by that date.

If a valid public hearing is requested, the Commission will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, SOAH will submit a recommendation to the Commission for final decision. An evidentiary hearing is a legal proceeding similar to a civil trial in state district court.

Si desea información en español, puede llamar al 1-888-782-8477.

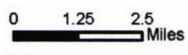
Utility Representative

Utility Name



General Location - Harris and Chambers Counties

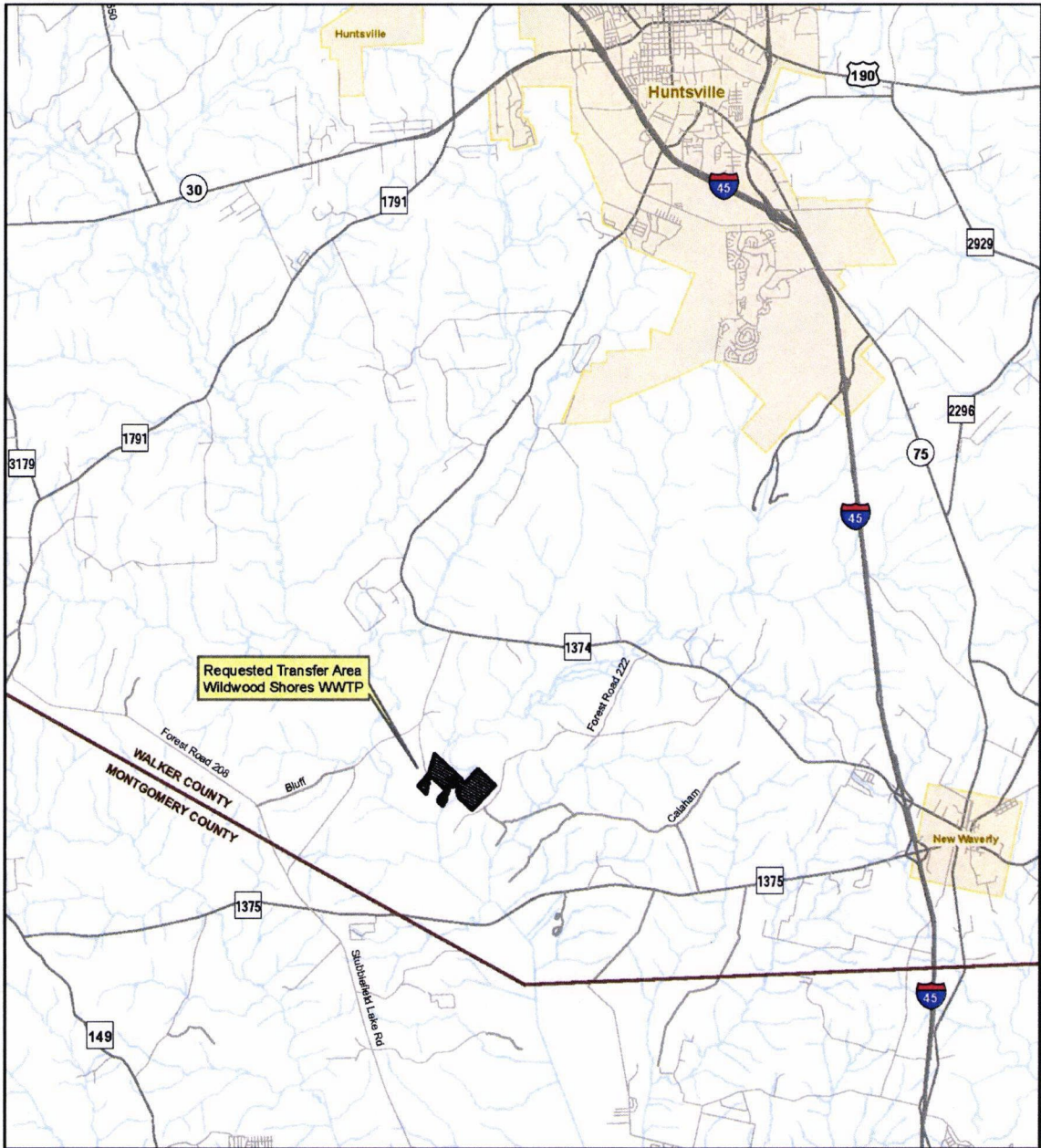
Undine Texas Environmental, LLC
 Application to Transfer Nerro Supply, LLC, CCN No. 20366 to Undine Texas Environmental, LLC, CCN No. 20816
 in Chambers, Harris and Walker Counties



Requested Sewer Service Area to Transfer

CCN 20366 - Nerro Supply, LLC

Map by: S. Burt, ASBGI
 Date: March 7, 2019
 Base: TxDOT Roadways 2015
 Project: General Location Harris and Chambers Counties



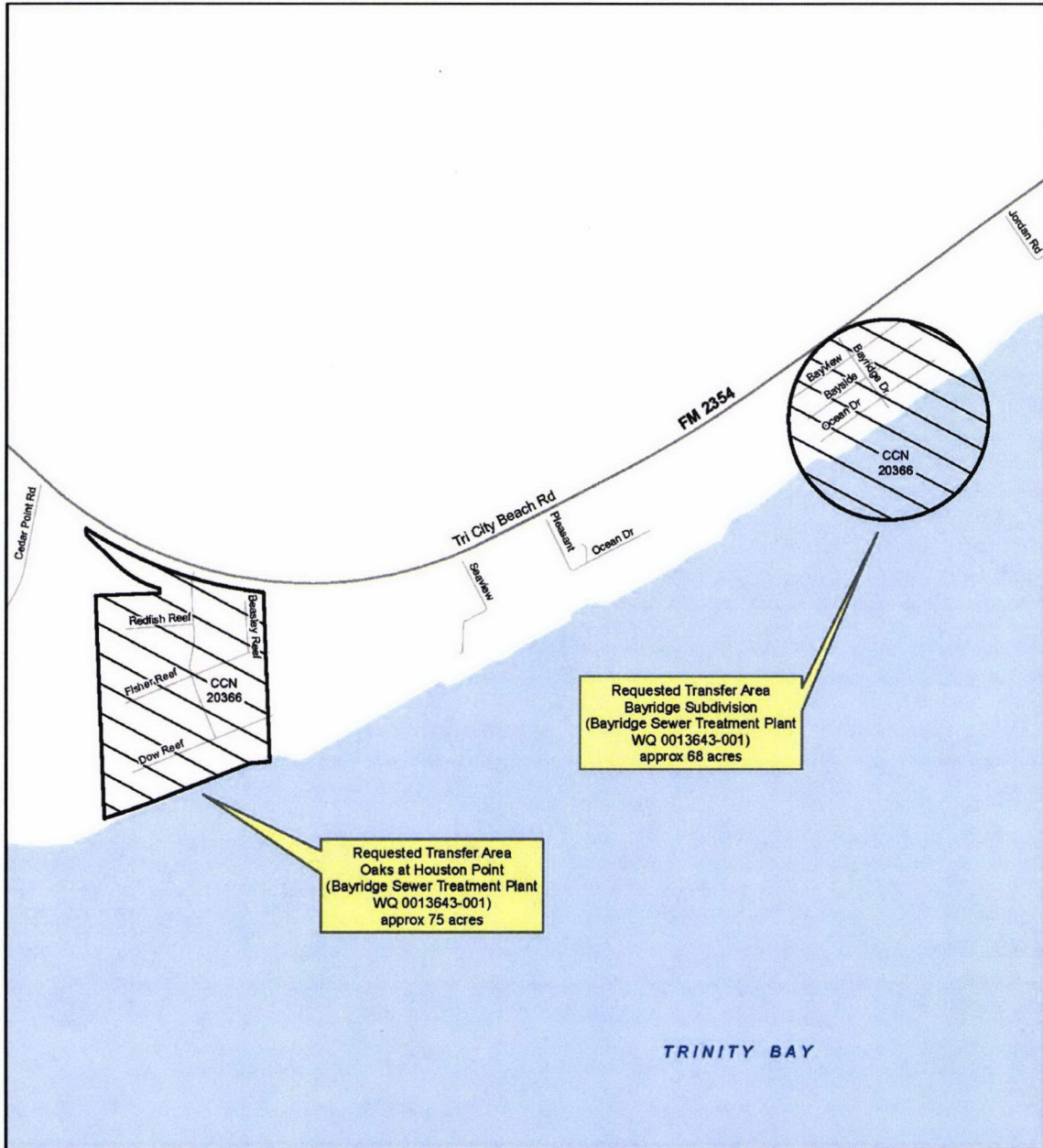
General Location - Walker County

Undine Texas Environmental, LLC
 Application to Transfer Nerro Supply, LLC, CCN No. 20366 to Undine Texas Environmental, LLC, CCN No. 20816
 in Chambers, Harris and Walker Counties



Requested Sewer Service Area to Transfer
 ■ CCN 20366 - Nerro Supply, LLC

Map by: S. Burt, ASBGI
 Date: March 7, 2019
 Base: TxDOT Roadways 2015
 Project: General Location Walker County



Detail Map - Chambers County

Undine Texas Environmental, LLC
Application to Transfer Nerro Supply, LLC, CCN No. 20366 to Undine Texas Environmental, LLC, CCN No. 20816
in Chambers, Harris and Walker Counties

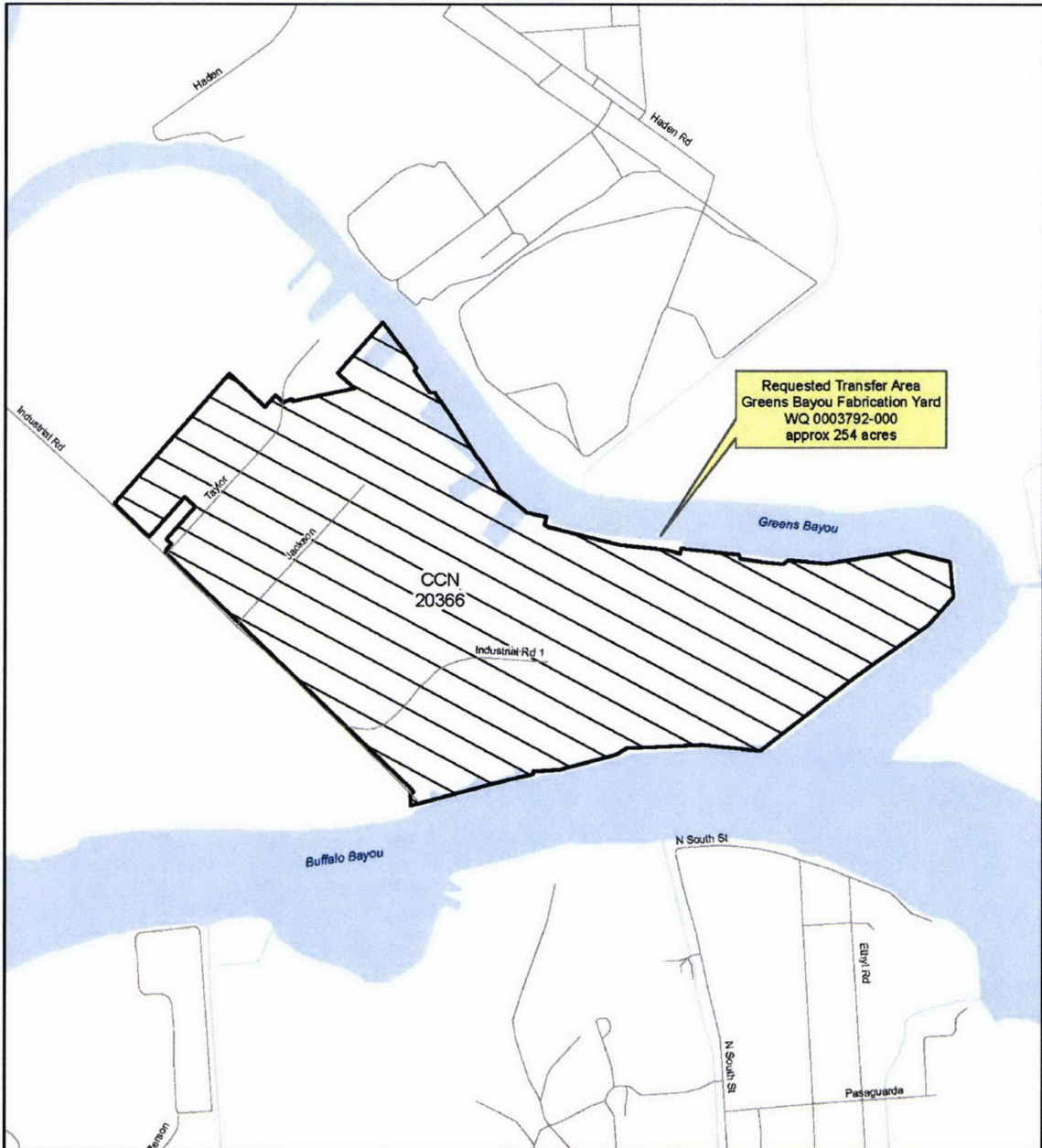


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Requested Sewer Service Area to Transfer

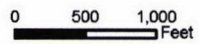
CCN 20366 - Nerro Supply, LLC

Map by: S. Burt, ASBGI
Date: March 7, 2019
Base: TxDOT Roadways 2015
Project: Detail Map-Chambers




Detail Map - Harris County

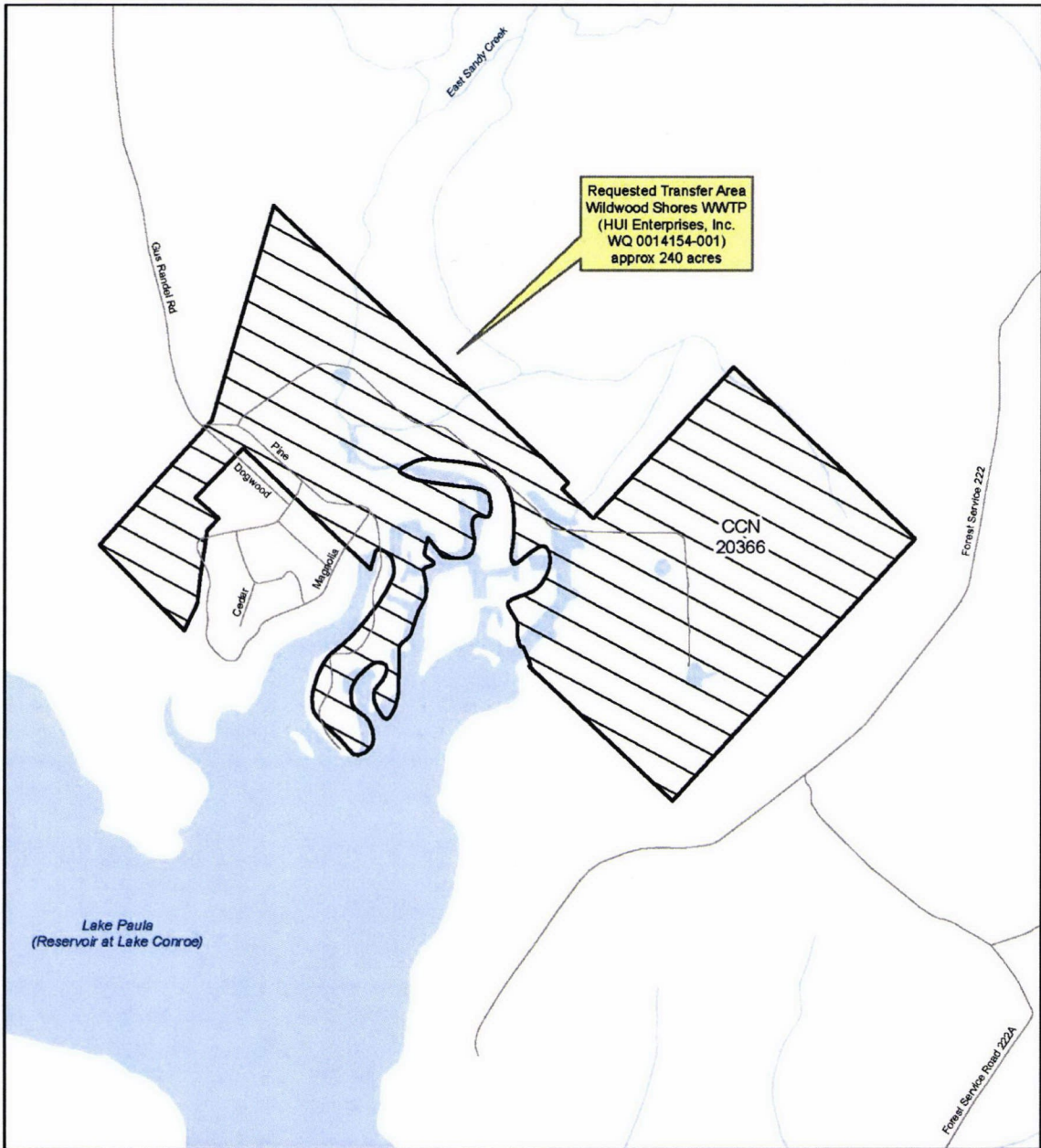
Undine Texas Environmental, LLC
 Application to Transfer Nerro Supply, LLC, CCN No. 20366 to Undine Texas Environmental, LLC, CCN No. 20816
 in Chambers, Harris and Walker Counties



Requested Sewer Service Area to Transfer

 CCN 20366 - Nerro Supply, LLC

Map by: S. Burt, ASBGI
 Date: March 7, 2019
 Base: TxDOT Roadways 2015
 Project: Detail Map - Harris County



Detail Map - Walker County

Undine Texas Environmental, LLC
 Application to Transfer Nerro Supply, LLC, CCN No. 20366 to Undine Texas Environmental, LLC, CCN No. 20816
 in Chambers, Harris and Walker Counties



0 500 1,000
 Feet

Requested Sewer Service Area to Transfer

 CCN 20366 - Nerro Supply, LLC

Map by: S. Burt, ASBGI
 Date: March 8, 2019
 Base: TxDOT Roadways 2015
 Project: Detail Map - Walker County



Undine Texas Environmental, LLC
17681 Telge Road
Cypress, Texas 77429

Nerro Supply, LLC
11131 McCracken Suite A
Cypress, Texas 77429

PUBLIC UTILITY COMMISSION



AFFIDAVIT OF NOTICE TO CURRENT CUSTOMERS, NEIGHBORING UTILITIES AND AFFECTED PARTIES DOCKET NO. 49382

STATE OF TEXAS
COUNTY OF Harris

Undine Texas Environmental, LLC has provided individual notice to the following entities and customers:

Current Customers, Neighboring Utilities, Affected Parties, and Nerro Supply, LLC
Related to Docket No. 49382

DATE OF NOTICE
August 27, 2019

OATH

I, Carey A. Thomas, being duly sworn, file this form as Senior Vice President (indicate relationship to applicant, that is, owner, member of partnership, title of officer of corporation, or other authorized representative of applicant); that in such capacity, I am qualified and authorized to file and verify such form, am personally familiar with the notices given with this application, and have complied with all notice requirements in the application and application acceptance letter; and that all such statements made and matters set for therein are true and correct.

Carey A. Thomas
Applicant's Authorized Representative

If the applicant 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 this 27 day of August, 2019, to certify which witness my hand and seal of office.

Nicia Rotermund
Notary Public in and for the State of Texas

Nicia Rotermund
Print or Type Name of Notary Public

Commission Expires 1-28-21

