

Control Number: 50224



Item Number: 6

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DOCKET NO. 50224

APPLICATION OF CITY OF	§	
BRUCEVILLE-EDDY AND	§	
ELM CREEK WATER SUPPLY	§	PUBLIC UTILITY
CORPORATION FOR SALE,	§	
TRANSFER, OR MERGER OF	§	COMMISSION OF TEXAS
FACILITIES AND CERTIFICATE	§	
RIGHTS IN McLENNAN COUNTY	§	

SUBMISSION OF INFORMATION
CONFIRMING TCEQ APPROVAL NOT REQUIRED

NOW COMES ELM CREEK WATER SUPPLY CORPORATION and makes this its Submission of Information Confirming TCEQ Approval Not Required and related thereto, would show as follows:

1. The Commission Staff's Recommendation on Administrative Completeness includes a memorandum from Roshan Pokhrel of the Commission's Infrastructure Division. In this memorandum, it was observed that Elm Creek WSC had not provided a copy of an approval letter from the TCEQ relating to the construction of the proposed facilities. The Memorandum from Mr. Johnny Tabor, attached hereto as **Exhibit "A"**, confirms that such approval is not required.

2. Attached hereto as **Exhibit "A"** is a signed and sealed memorandum from Mr. Johnny M. Tabor, system engineer for both Elm Creek WSC and the City of Bruceville-Eddy. In the attached memorandum, Mr. Tabor explains the nature, size and plan for the subject expansion. Mr. Tabor also clarifies that, because of the small size of this expansion, submittal and approval of the proposed facility lines from the Texas Commission on Environmental Quality is not required.

Respectfully submitted,

By: /s/ Charles D. Olson

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ATTORNEYS FOR APPLICANT,

ELM CREEK WATER SUPPLY CORPORATION

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing instrument has been delivered to the below-listed attorney for the Public Utility Commission on this 18th day of December, 2019:

Courtney Dean
Public Utility Commission of Texas
Legal Division
1701 N. Congress Avenue
P. O. Box 13326
Austin, Texas 78711-3326
Email: courtney.dean@puc.texas.gov

/s/ Charles D. Olson


CHARLES D. OLSON



December 17, 2019

Re: Docket No. 50224 – Application of City of Bruceville-Eddy and Elm Creek Water Supply Corporation for Sale, Transfer, or Merger of Facilities and Certificates Rights in McLennan County

1. Neither the City of Bruceville-Eddy nor Elm Creek WSC have any existing facilities, water lines, or service lines in the subject area to be transferred. No water facilities of any kind exist in this area to be transferred.
2. No facilities will be constructed in the area to be transferred unless this area is transferred from the City of Bruceville-Eddy to Elm Creek WSC.
3. No improvements or construction is required for Elm Creek WSC to meet the minimum requirements of TCEQ and PUC and insure continuous and adequate service to the area within their existing CCN.
4. The proposed water lines shown on Exhibit 6 Map will only be constructed and installed in the area to be transferred after the PUC approves the transfer. The improvements proposed will be funded by the developer and completed within 180 days after Elm Creek WSC is given the authority from PUC to serve the subject area and will meet the minimum requirements of TCEQ and PUC and insure continuous and adequate service to the area within their existing CCN and the transferred area when the proposed development construction is complete.
5. If the area to be transferred is approved by PUC, water lines and facilities will be constructed to serve a proposed development that will include approximately 15 water meter services within the area to be transferred.
6. The proposed development includes a total of 40 water meters and 25 of the 40 water meter services are outside of the area to be transferred.
7. TCEQ submittal and approval is not required under 30 TAC 290.39(j)(1)(D) for this application because Elm Creek WSC serves a total 1899 water meters (see Item 17 of the application) and the distribution changes after PUC approval of the area to be transferred will be less than 190 meters (10%). FYI – the 40 water meter development that is proposed is 2.1% of the total existing meters of Elm Creek WSC.


Johnny M. Tabor, P.E., President
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