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



S4057

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

March 15, 2012

Mr. Char B. McCurdy
Sunchase American, Ltd.
1285 North Main Street Suite 101-08
Mansfield, Texas 76063

Re: Request for Approval to Change Billing Method
Timbers at the Park Registration No. S4057, CN601642499
RN103107603
Verandas at City View, Registration No. S4944, CN602833626
RN104607536

Dear Mr. McCurdy:

The requests you have submitted on behalf of **Timbers at the Park** and **Verandas at City View** to change from submetered to allocated billing are approved. These approvals are based on the facts stated in your letters of February 27, 2012. Please complete the TCEQ-10363 and TCEQ-10400 forms enclosed and return with a copy of this letter.

If you have any questions, please contact Debbie Reyes Tamayo at 512/239-4683. Via e-mail to debbie.reyes-tamayo@tceq.texas.gov.

Sincerely,

Tammy Benter, Manager
Utilities & Districts Section
Water Supply Division

TB/DRT/ln

Enclosures (TCEQ-10363 and TCEQ-10400)

316

33940
SAP 4057 CO

February 27, 2012

FEB 29 2012

Mr. Mark R. Vickery, P.G.
Texas Commission on Environmental Quality
Water Supply Division
MC-109
P.O. Box 13087
Austin, TX 78711-3087

Re: Timbers at the Park – Change to Allocated Billing

Dear Mr. Vickery:

This letter was prepared in anticipation of obtaining your approval for a change from submetered billing to an approved allocation billing method in accordance with 30 TAC §291.123(d).

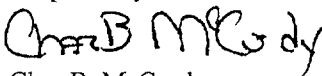
The Timbers at the Park apartment community, which is located at 201 Timber Court, Terrell TX, 75160 is comprised of 144 dwelling units that have individual water submeters installed. Regrettably, the submetering system is in need of on-going repairs and has proved much too costly to maintain and repair on a regular basis and, unfortunately, it is not economically feasible for us at this time.

Therefore, we respectfully request your approval of a change from submetered billing to an approved allocation method due to the considerable capital that would be involved in replacing the un-serviceable submetering system. We will adhere to the additional Texas Commission on Environmental Quality (“TCEQ”) requirements if our request is approved, which includes the following under 30 TAC §291.123(c):

1. We shall provide to all tenants a new lease addendum or other written agreement which provides for the allocation method, in this case a method based on occupancy
2. We shall provide to all tenants a 35-day prior written notice advising tenants of the proposed change.

We trust the information we have provided to the TCEQ is sufficient in detail as to warrant approval of a change to an approved allocation method of billing. However, in the event you require additional information, please feel free to contact me.

Respectfully,



Char B. McCurdy
Sunchase American