

Control Number: 51856



Item Number: 317

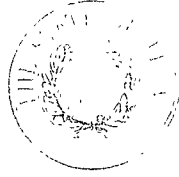
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Buddy Garcia, *Chairman*

Larry R. Soward, *Commissioner*

Bryan W. Shaw, Ph.D., *Commissioner*

Glenn Shankle, *Executive Director*



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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 29, 2008

Ms. Sabrina C. Patterson
5482 Complex Street, Suite 108
San Diego, CA 92123

Re: Request for approval to change billing method
Gardens of Bedford, Registration No. S4110
CN: 601639859 RN: 103107470

Dear Ms. Patterson:

The request you submitted on behalf of Gardens of Bedford to change from submetered to allocated billing is approved. This approval is based on the facts stated in your May 15, 2008, letter. Please complete the attached forms and return them along with a copy of this letter. You may do so via facsimile at: 512/239-6190.

If you have any questions, please contact me at 512/239-6403, via e-mail at mtaunton@tceq.state.tx.us, or by fax at 512/239-6190.

Sincerely,

A handwritten signature in cursive script that reads "Margot Taunton".

Margot Taunton, Program Specialist
Utilities & Districts Section
Water Supply Division

MT/mmg

Attachments (TCEQ-10363 and TCEQ-10400)

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May 15, 2008

SENT VIA FACSIMILE

Texas Commission on Environmental Quality
Utilities & Districts Section
Attn: Ms. Margot Taunton
Water Supply Division
P.O. Box 13087
Austin, TX 78711-3087

RE Supplement to Request for Approval to Change Billing Method

Gardens of Bedford, Registration No. S4110
CN: 601639859 RN: 103107470

Westside Condominiums, Registration No. S5308
CN: 603151960 RN: 105161129

Dear Ms. Taunton:

This is a follow-up to our conversation last month and a supplement to my letter request dated February 14, 2008 regarding switching the above-referenced properties from submetered to allocated billing due to numerous submetering problems and equipment failures that cannot feasibly be corrected or repaired.

In making your determination, you requested additional information regarding the cost to repair or replace the submeter systems. Due to the system-wide failures, the only option is to replace the entire system or switch to an allocated billing method. The total cost including tax for replacing these systems with comparable ones would be approximately **\$84,026.89** for Gardens of Bedford and **\$22,047.86** for Westside Condominiums, which does not include the financial loss associated with the time to remove the old system, install a new system and the disruption to the tenants. Sharpstown's and Alexander House's current financial situations render a system replacement as a cost-prohibitive solution to the problem. As such, these properties' only line of recourse is to cease using the faulty equipment altogether.

Texas Commission on Environmental Quality

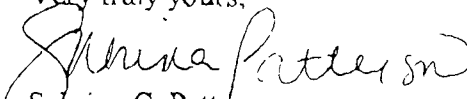
Re. Request to Change Billing Method

May 15, 2008

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Should you require any additional information in making your determination, please do not hesitate to contact me directly.

Very truly yours,



Sabrina C. Patterson