



Control Number: 51870



Item Number: 67

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April 28, 2021

Public Utility Commission of Texas
Central Records
1701 N. Congress, P.O. Box 13326
Austin, TX 78711-3326

Michael Herr
213 Sunset Hill
Castroville, TX 78009
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RECEIVED
2021 MAY -6 AM 9:09
PUBLIC UTILITY COMMISSION
FILING CLERK

Ref: Docket No. 51870

The letter is in response to the undated letter "Notice to Neighboring Systems, Landowners, Customers, and Cities" from Forest Glen that I received in the mail on April 12, 2021. This notice is misleading and vague. The letter states they are going to service 405 acres and currently has 0 connections. Does this mean we are approving expansion to cover 405 acres and there will be no new connections? The letter does not clearly define the impact to Potranco Ranch, which is where this Wastewater Treatment Plant resides. Will there be more pumps, tanks, louder noise?

This community has been misled from day one about wastewater treatment plant in our neighborhood. When we bought into this community in 2016, we were initially told this community would be 350 houses and the cost of the service would be \$35 a month. Fast forward a few years and the developer received approval to expand the community to 489 homes and service the expansion with the current plant. In addition, the PUC approved a \$30 rate increase, bringing our bills to \$65 a month. We protested the rate increase to the PUC, lost and then was slapped with an additional \$10 service fee that the PUC approved to cover Forest Glen's legal fees. After the rate hike, the quality from the plant went downhill. Residents paid \$100s to \$1000s to repair irrigation and replace grass due to the mismanagement of the plant. Residents filed complaints that were substantiated and the plant was eventually sold to a new management company. Since this move, the quality of the service has improved, but the noise from the plant within our community is beyond pleasant. We thought we were moving to the "country" to enjoy the peace and quiet. In the evenings and nights, it is far from that.



Figure 1. Potranco Ranch Community

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Why should our neighborhood be required host wastewater treatment services for neighboring communities? If this were allowed to move forward, what is the impact to our neighborhood? Will we be subject to increased noise? Will the service quality improve or decrease? I invite members of the PUC to visit our neighborhood in the evening and nighttime to see if this is something you would approve in your own community.

If the PUC chooses to approve this expansion, Forest Glen should be required to:

- Respectfully,

Enclosures:

Copy of letter received from Forest Glen

Notice to Neighboring Systems, Landowners, Customers, and Cities
NOTICE OF APPLICATION FOR FOREST GLEN UTILITY COMPANY TO AMEND A
CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE SEWER UTILITY
SERVICE IN MEDINA COUNTY, TEXAS

To: **MICHAEL/JULIE HERR** (City) Date Notice Mailed _____, 20____
213 SUNSET HILL
CASTROVILLE TX 78009

Forest Glen Utility Company has filed an application with the Public Utility Commission of Texas to amend its Certificate of Convenience and Necessity (CCN) No. 21070 for the provision of retail water utility service in Medina County, Texas.

The requested area includes 0 current customers, is located approximately 5.2 mile northeast of downtown Castroville, Texas, and is generally bounded on the north by Farm to Market 1957 (Potrero Road); on the east by intersection of Farm to Market 1957 and County Road 388; on the south by 1.3 miles south of Farm to Market 1957; and on the west by Barden Parkway.

The requested area includes approximately 405 acres of uncertificated area.

The result of the application will be the addition of approximately 405 acres to CCN No. 21070.

See enclosed map showing the requested area.

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. The letter must include the person's name, address, email address and fax number if applicable.

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.

A landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the requested area, may file a written request with the Commission to be excluded from the requested area ("opt out") within (30 days from the date that notice was provided by the Utility. All opt out requests must include a large-scale map, a metes and bounds description of the landowner's tract of land, landowner's name, address, email address and fax number, if applicable.

Persons who wish to request this option should file the required documents with the

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