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B & D ENVIRONMENTAL, INC.

200 HARBOR CIRCLE.

GEORGETOWN, TEXAS 78633

PHONE NO: (512) 917-7541

FAX NO: (512) 692-1967

EMAIL: bretfenner@yahoo.com

February 16, 2022

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

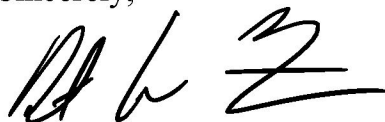
Re: Docket No. 52002: Application of CPR Water Supply Company, LLC. (CPR) for a
Water Certificate of Convenience and Necessity (CCN) in Smith County

In regards to the Order No. 8, please find the enclosed letter from the Texas Commission
on Environmental Quality (TCEQ) approving for construction the water distribution
system that will serve the requested area.

With the filing of this distribution system approval letter from the TCEQ, the Commission
staff now has all the information it required to finalize the processing of this Application.
The Application request that the abatement of the proceedings in this docket be lifted and
the Commission staff be required to proceed with finalizing its review and approval of this
Application.

Should you have any further questions concerning this application, please do not hesitate
to contact me at (512) 917-7541.

Sincerely,



Bret W. Fenner, P.E.
B & D Environmental, Inc.

Enclosure

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Bobby Janecka, *Commissioner*
Toby Baker, *Executive Director*



PWS_2120112_CO_20220215_Plan Ltr

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 15, 2022

Mr. Jerry Fontaine, P.E.
J.F. Fontaine & Associates, Inc.
P.O. Box 4187
Palestine, TX 75802

Re: CPR Development - Public Water System ID No. 2120112
Proposed Distribution System Improvements
Engineer Contact Telephone: (903) 729-6005
Plan Review Log No. P-12152021-112
Smith County, Texas

CN605951359; RN111366241

Dear Mr. Fontaine:

On December 15, 2021, the Texas Commission on Environmental Quality (TCEQ) received planning material with your letter dated December 13, 2021 for the proposed distribution system improvements. Based on our review of the information submitted, the project generally meets the minimum requirements of Title 30 Texas Administrative Code (TAC) Chapter 290 - Rules and Regulations for Public Water Systems and is **conditionally approved for construction** if the project plans and specifications meet the following requirement(s):

1. The hydrostatic leakage rate for polyvinyl chloride (PVC) pipe and appurtenances shall not exceed the amount allowed or recommended by formulas in American Water Works Association (AWWA) Standard C605, as required by 30 TAC §290.44(a)(5). Please ensure that the formula for this calculation is correct and in use;

$$Q = \frac{LD\sqrt{P}}{148,000}$$

Where:

- Q = the quantity of makeup water, in gallons per hour;
 - L = the length of the pipe section being tested, in feet;
 - D = the nominal diameter of the pipe, in inches; and
 - P = the average test pressure during the hydrostatic test, in pounds per square inch.
2. The use of pipes and pipe fittings that contain more than 0.25% lead or solders and flux that contains more than 0.2% lead is prohibited as required in 30 TAC Section 290.44(b)(1).

The submittal consisted of 17 sheets of engineering drawings and technical specifications. The approved project consists of:

- 4,800 linear feet of 8-inch, American Water Works Association Standard C-900, dimension ratio 18 polyvinyl chloride pipe;
- Associated valves, fittings, and appurtenances.

This approval is for the construction of the above listed items only. Any wastewater components contained in this design were not considered. The authorization provided in this letter does not relieve a Public Water System from the need to comply with other applicable state and federal regulations.

The CPR Development public water supply system provides water treatment.

The project is located 500 feet south of intersection of State Highway 155 and Farm to Market 344 in Smith County, Texas.

An appointed engineer must notify the TCEQ's Region 5 Office in Tyler at (903) 535-5100 when construction will start. Please keep in mind that upon completion of the water works project, the engineer or owner will notify the commission's Water Supply Division, in writing, as to its completion and attest to the fact that the completed work is substantially in accordance with the plans and change orders on file with the commission as required in 30 TAC §290.39(h)(3).

Please refer to the Plan Review Team's Log No. **P-12152021-112** in all correspondence for this project.

Please complete a copy of the most current Public Water System Plan Review Submittal form for any future submittals to TCEQ. Every blank on the form must be completed to minimize any delays in the review of your project. The document is available on TCEQ's website at the address shown below. You can also download the most current plan submittal checklists and forms from the same address.

<https://www.tceq.texas.gov/drinkingwater/udpubs.html>

For future reference, you can review part of the Plan Review Team's database to see if we have received your project. This is available on TCEQ's website at the following address:

<https://www.tceq.texas.gov/drinkingwater/planrev.html/#status>

You can download the latest revision of 30 TAC Chapter 290 - Rules and Regulations for Public Water Systems from this site.

Mr. Jerry Fontaine, P.E.

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If you have any questions concerning this letter or need further assistance, please contact Ms. Bahareh Kokabian at (512)-239-4006 or by email at Bahareh.kokabian@tceq.texas.gov. If you are unable to contact Ms. Bahareh, please contact another member of the Plan Review Team at (512) 239-4691 or by correspondence at the following address:

Plan Review Team, MC-159
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Sincerely,



Plan Review Team
Plan and Technical Review Section
Water Supply Division
Texas Commission on Environmental Quality



Plan Review Team
Plan and Technical Review Section
Water Supply Division
Texas Commission on Environmental Quality

VP/CAS/bk/av

cc: CPR Development, Attn: Kim Cole, P.O. Box 1582, Palestine, TX 75802-1582

Mr. Jerry Fontaine, P.E.

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bcc: TCEQ Central Records PWS File 2120112 (P-12152021-112/CPR Development)
TCEQ Region No. 5 Office - Tyler
TCEQ PWSINVEN, MC-155