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PUC DOCKET NO. 55783

STACIE SMITH'S APPEAL OF THE	§	PUBLIC UTILITY COMMISSION
COST OF SCOBTAINING SERVICE	§	
FROM LIBERTY CITY WATER	§	OF TEXAS
SUPPLY CORPORATION	§	

**LIBERTY CITY WATER SUPPLY CORPORATION'S
SUPPLEMENTAL RESPONSE TO STACIE SMITH'S PETITION**

Liberty City Water Supply Corporation (Liberty City WSC) files this supplemental response to Stacie Smith's Petition and respectfully shows the following:

A. BACKGROUND

On January 11, 2024, Liberty City WSC filed its response (Response) to Stacie Smith's Petition as required by the administrative law judge issued Order No. 2.

B. SUPPLEMENTAL RESPONSE

Facts

As stated in the Response, Section E.24 of Liberty City WSC's duly adopted Tariff contains its policy prohibiting multiple connections to a single meter including the following relevant provisions:

- a. No more than one (1) residential, commercial, or industrial service connection is allowed per meter or sewer tap. ...

- b. For purposes of this section, the following definitions shall apply:

- 3) A "residence" shall mean any structure which is designed for human habitation, which may include kitchen and bathroom facilities or other evidence of habitation as defined by the Corporation.¹

Compliance with Texas Commission on Environmental Quality Regulations

¹ A copy of Section E.24 is attached to the Response as Attachment "H".

Texas Commission on Environmental Quality (TCEQ) regulations *require* all community public water systems² to employ one meter per residential service connection as follows:³

30 TAC § 290.44(d)(4): Each community public water system shall provide accurate metering devices at each residential, commercial, or industrial service connection for the accumulation of water usage data. ...
and

30 TAC § 290.38 (Definitions):

(18) Connection--A single family residential unit or each commercial or industrial establishment to which drinking water is supplied from the system. As an example, the number of service connections in an apartment complex would be equal to the number of individual apartment units. ...

C. CONCLUSION

Liberty City WSC is legally bound to comply with 30 TAC § 290.44(d)(4) so the relief sought by petitioner Stacie Smith must be denied.

Dated: January 24, 2024

Respectfully submitted,

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**ATTORNEYS FOR LIBERTY CITY
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² Liberty City WSC meets the definition of a community water system because it provides potable water through pipes to more than 15 residential service connections on a year-round basis. 30 TAC §§ 290.38(17) and (73)

³ At the time the Response was filed, Petitioner was unaware that the Memorandum of Understanding between the TCEQ and PUCT (House Bill (HB) 1600 and Senate Bill (SB) 567, 83rd Legislature, Regular Session) only transferred partial regulatory authority over meters to the PUCT.

CERTIFICATE OF SERVICE

I certify that unless otherwise ordered by the presiding officer, notice of the filing of this document will be provided to all parties of record via electronic mail on January 24, 2024, in accordance with the Second Order Suspending Rules issued in Project No. 50664.

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