

Bryan W. Shaw, Ph.D., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

January 6, 2014

TO: Persons on the attached mailing list.

RE: City of Weston

TCEQ Docket No. 2005-0845-UCR; SOAH Docket No. 582-05-6979

Certificate of Convenience and Necessity No. 20999

This letter is your notice that the Texas Commission on Environmental Quality (TCEQ) executive director (ED) has issued final approval of the above-named application. According to 30 Texas Administrative Code (TAC) Section 50.135 the approval became effective on the date the ED signed the approval. A copy of the final approval is enclosed and cites the effective date.

You may file a **motion to overturn** with the chief clerk. A motion to overturn is a request for the commission to review the TCEQ ED's approval of the application. Any motion must explain why the commission should review the TCEQ executive director's action. According to 30 TAC Section 50.139 an action by the ED is not affected by a motion to overturn filed under this section unless expressly ordered by the commission.

A motion to overturn must be received by the chief clerk within 23 days after the date of this letter. An original and 7 copies of a motion must be filed with the chief clerk in person, or by mail to the chief clerk's address on the attached mailing list. On the same day the motion is transmitted to the chief clerk, please provide copies to the applicant, the ED's attorney, and the Public Interest Counsel at the addresses listed on the attached mailing list. If a motion to overturn is not acted on by the commission within 45 days after the date of this letter, then the motion shall be deemed overruled.

You may also request **judicial review** of the ED's approval. According to Texas Water Code Section 5.351 a person affected by the ED's approval must file a petition appealing the ED's approval in Travis County district court within 30 days after the effective date of the approval. Even if you request judicial review, you still must exhaust your administrative remedies, which includes filing a motion to overturn in accordance with the previous paragraphs.

Individual members of the public may seek further information by calling the TCEQ Public Education Program, toll free, at 1-800-687-4040.

Sincerely,

A handwritten signature in cursive script that reads "Bridget C. Bohac".

Bridget C. Bohac  
Chief Clerk

BCB/ms

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

January 6, 2014

The Honorable Patti Harrington  
Mayor of the City of Weston  
P.O. Box 248  
Weston, Texas 75097

Re: Application from the City of Weston to Obtain a Sewer Certificate of Convenience and Necessity (CCN) in Collin County; Application No. 34705-C

CN: 602710105; RN: 104404462

Dear Mayor Harrington:

Enclosed are the following documents issued by the Commission in the above referenced application:

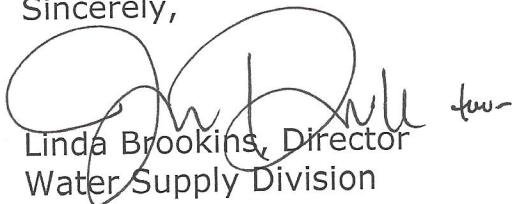
- certified copy of the order,
- certified copy of the map, and
- copy of the certificate.

This action is taken under authority delegated by the Executive Director of the Texas Commission on Environmental Quality.

You are now authorized to provide utility service in accordance with the rules and regulations of the Commission. Your last step is to file a certified copy of the CCN map along with a written description of the CCN service area in the county clerk's office and TCEQ pursuant to Texas Water Code, Sections 13.257 (r) and (s).

If you have any questions, please contact Mr. Brian Dickey by phone at 512/239-0963, by fax at 512/239-6972, by email at [Brian.Dickey@tceq.texas.gov](mailto:Brian.Dickey@tceq.texas.gov) or if by correspondence, include MC-159 in the letterhead address.

Sincerely,

A handwritten signature in dark ink, appearing to read "Linda Brookins".

Linda Brookins, Director  
Water Supply Division

LB/BDD/ln

cc: See attached mailing list

**MAILING LIST  
CITY OF WESTON  
SOAH DOCKET NO. 582-005-6979  
TCEQ DOCKET NO. 2005-0845-UCR**

The Honorable Patti Harrington  
Mayor of the City of Weston  
P.O. Box 248  
Weston, Texas 75097

FOR THE CHIEF CLERK

Ms. Bridget Bohac  
Texas Commission on Environmental Quality  
Office of Legal MC-173  
P.O. Box 13087  
Austin, Texas 78711-3087

FOR PUBLIC INTEREST COUNSEL

Mr. Blas Coy., Attorney  
Texas Commission on Environmental Quality  
Public Interest Counsel MC-103  
P.O. Box 13087  
Austin, Texas 78711-3087

FOR THE EXECUTIVE DIRECTOR

Mr. Todd Galiga  
Texas Commission on Environmental Quality  
Office of Legal MC-173  
P.O. Box 13087  
Austin, Texas 78711-3087

Via electronic mail Elizabeth Nichols, Data Entry Team, MC 155  
Via electronic mail Brian Dickey, Water Supply Division, MC 159

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**SOAH DOCKET NO. 582-005-6979  
TCEQ DOCKET NO. 2005-0845-UCR**

<b>APPLICATION OF THE CITY</b>	<b>§</b>	<b>BEFORE THE</b>
<b>OF WESTON TO OBTAIN A</b>	<b>§</b>	
<b>SEWER CERTIFICATE OF</b>	<b>§</b>	<b>TEXAS COMMISSION ON</b>
<b>CONVENIENCE AND</b>	<b>§</b>	
<b>NECESSITY (CCN) IN COLLIN</b>	<b>§</b>	<b>ENVIRONMENTAL QUALITY</b>
<b>COUNTY, TEXAS,</b>	<b>§</b>	
<b>APPLICATION NO. 34705-C</b>	<b>§</b>	

## **ORDER**

An application by the City of Weston ("Applicant" or the "City") to obtain a Certificate of Convenience and Necessity ("CCN") which would authorize the provision of sewer service in Collin County, Texas, was presented to the Executive Director of the Texas Commission on Environmental Quality ("Commission") for approval pursuant to the Texas Water Code ("Code") and Commission rules.

On August 20, 2004, the City filed an application with the Commission pursuant to Chapter 13, Subchapter G of the Code to obtain a CCN to provide sewer service in Collin County, Texas. The application was accepted for filing and was assigned Application No. 34705-C. Notice was mailed to affected persons and neighboring utilities by Applicant on October 28, 2004. Notice of the application was published on November 4, 2004, and

oppose the remand. On January 23, 2007, the ALJ granted the City's motion for remand in Order No. 11.

Applicant is capable of rendering continuous and adequate service to every customer in the area proposed to be included in the CCN and the certification of the City of Weston is necessary for the service, accommodation, convenience, or safety of the public.

NOW, THEREFORE, BE IT ORDERED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY that:

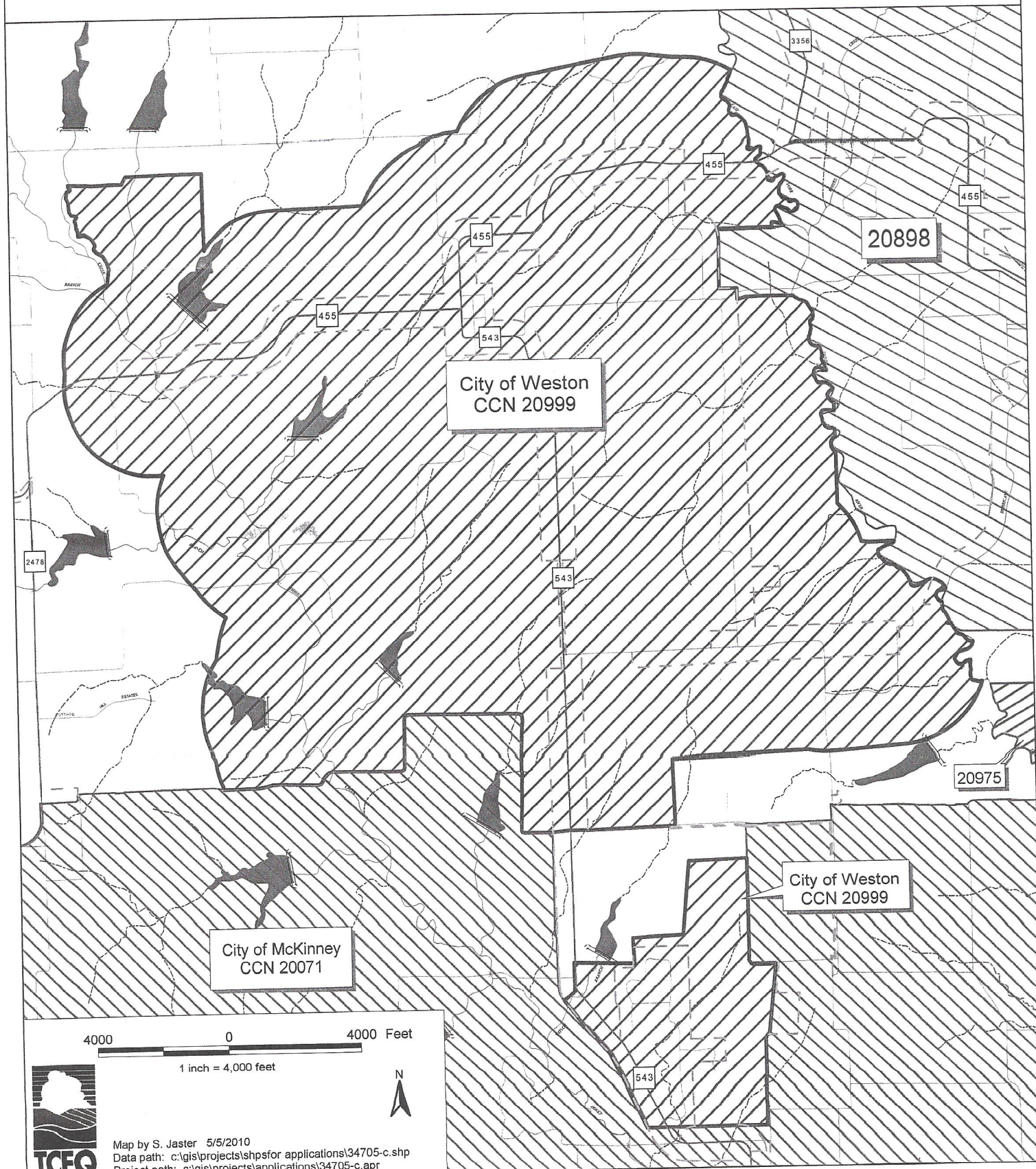
1. The application by the City to obtain a sewer CCN in Collin County, Texas, as reflected in the official sewer service map for Collin County, Texas, (attached to this Order) is hereby approved.
2. The Chief Clerk of the Texas Commission on Environmental Quality shall forward a copy of this Order to the parties.
3. If any provision, sentence, clause, or phrase of this Order is for any reason held to be invalid, the invalidity of any portion shall not affect the validity of the remaining portions of the Order.

ISSUE DATE: **December 30, 2013**

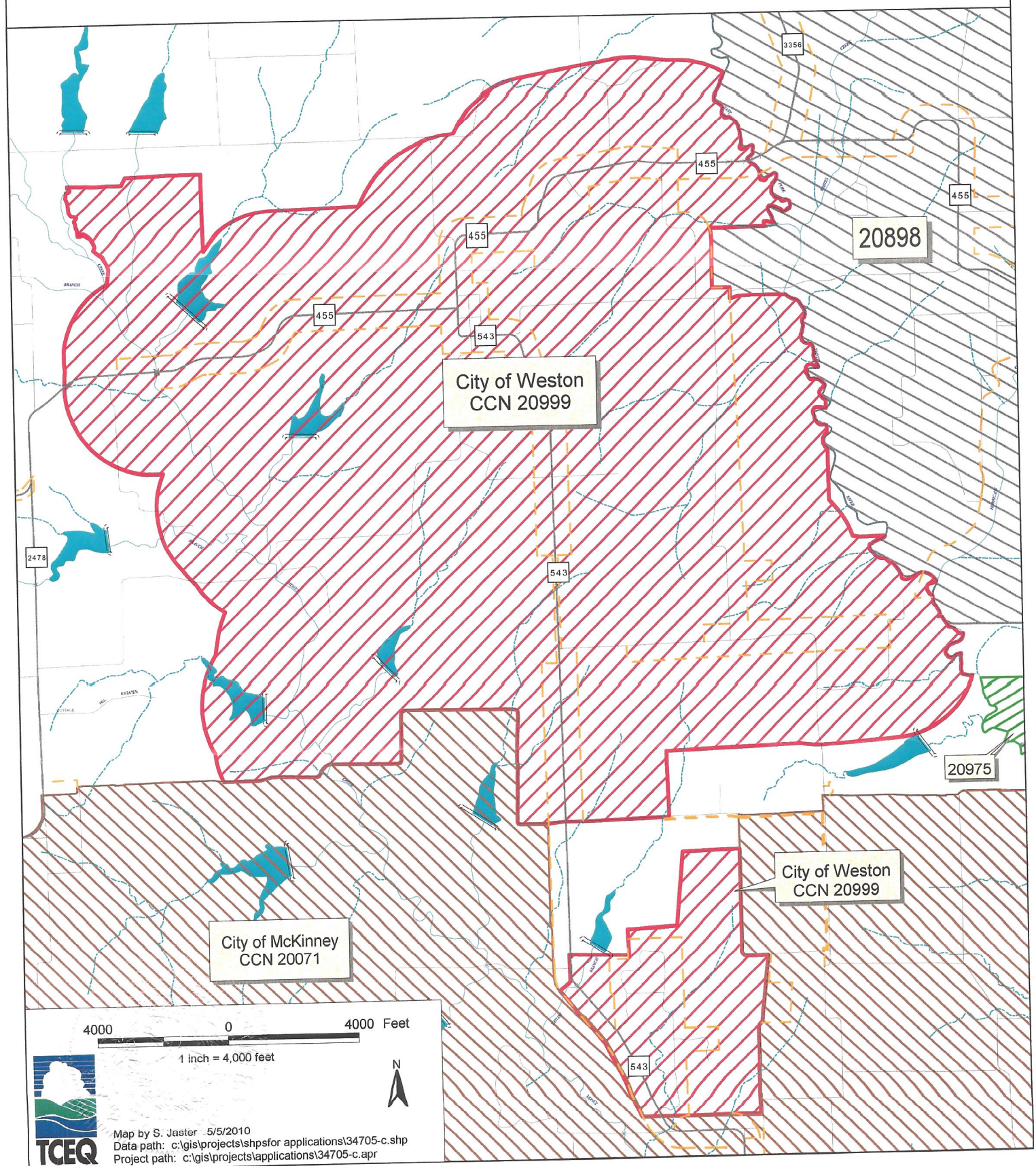
TEXAS COMMISSION  
ON ENVIRONMENTAL QUALITY

  
\_\_\_\_\_  
For the Commission

City of Weston  
Sewer Service Area  
CCN No. 20999  
Application No. 34705-C  
Collin County



City of Weston  
Sewer Service Area  
CCN No. 20999  
Application No. 34705-C  
Collin County



City of Weston  
Sewer Service Area  
CCN No. 20999  
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Collin County

