

TNRCC Public Participation Form
Woodcreek Utilities, Inc.
Public Meeting
Water Quality Land Application Renewal of
Municipal Wastewater
Permit No. 13989-001

Submitted
formal
written
Comments
06/11/01

OPA
JUN 11 2001

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: PETE ANDERSON
Address: P.O. Box 350
City/State: WIMBERLEY, TX Zip: 78676
Phone: (512) 844-3247

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? WATER/WASTEWATER ADVISORY BOARD, CITY OF WIMBERLEY

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

- I wish to provide formal oral comments.
- I wish to provide formal written comments.

Please give this to the person at the information table. Thank you.

8

If this permit request is approved by TNRD
is it will it require Aqua Source to continue
discharging treated effluent on the golf course?
If not the course will be ~~depleted~~ pumping
water out of our already low aquifer.

6
Formal Comment

TNRCC Public Participation Form
Woodcreek Utilities, Inc.
Public Meeting
Water Quality Land Application Renewal of
Municipal Wastewater
Permit No. 13989-001

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: DAVID BAKER
Address: 1405 MT. SHARP RD
City/State: WIMBERLEY Zip: 78676
Phone: (512) 847-1582

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? WIMBERLEY VALLEY WATERSHED ASSOCIATION

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

- I wish to provide formal oral comments.
- I wish to provide formal written comments.

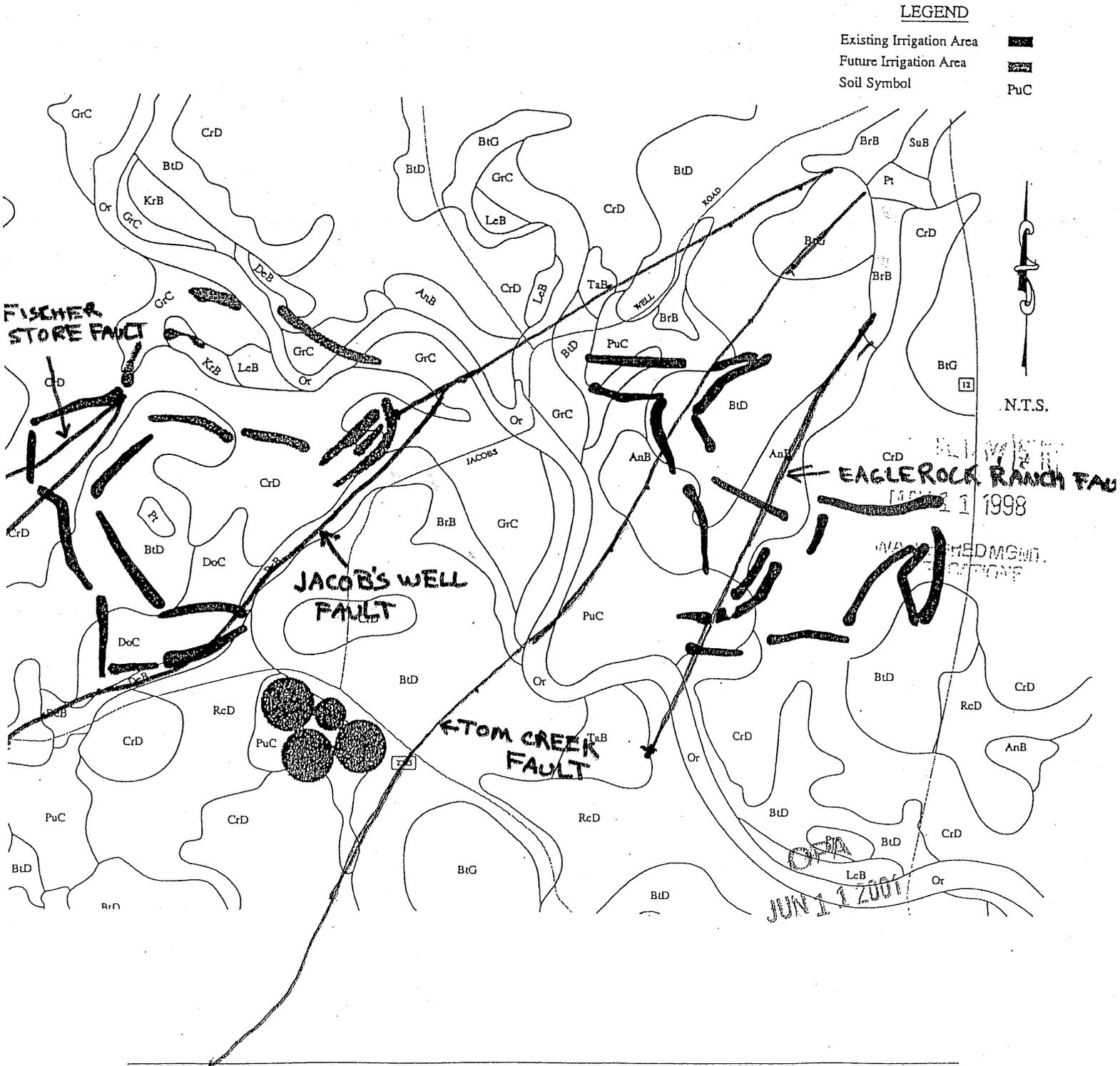
OPA
JUN 11 2001

Please give this to the person at the information table. Thank you.

David Baker

Woodcreek Utilities

Figure 3 Soil Conservation Service Soil Types





WILLIAM "BILL" BURNETT
Hays County Commissioner
Precinct 3

OPA
FEB 13 2001

16612
MWD

February 2, 2001

Office of the Chief Clerk
MC 105, TNRCC
P.O. Box 13087
Austin, Texas 78711-3087

Re: Proposed Lift Station at Cypress Fairway Village, Woodcreek

Utilities, Inc 13989-001

To Whom It May Concern:

I have received phone calls from concerned homeowners about a raw sewage lift station being constructed at Cypress Fairway Village in Woodcreek. The lift station is in close proximity to several townhouses and approximately 50 feet from the back patio of several.

I am extremely concerned about the placement of this lift station. I feel this is too close to homes and against the spirit of Sec. 317, which is to place lift stations away from residences not as close as possible.

Please contact my office at 512 847-3159, to discuss what can be done to rectify this problem.

Thank you,

Bill Burnett

TNRCC Public Participation Form
Woodcreek Utilities, Inc.

Public Meeting

Water Quality Land Application Renewal of
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Permit No. 13989-001

Formal Comment (11)

TRAVIS COUNTY
COMMISSIONERS OFFICE

2001 JUN 14 AM 11:31

CHIEF CLERKS OFFICE

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: CLINT FRANKMANN
Address: P.O. Box 825
City/State: KIMBERLEY TX. Zip: 78676
Phone: (512) 847-2959

Are you here today representing a municipality, legislator, agency, or group? Yes No *7*
If yes, which one? How ABOUT THE INDIVIDUAL.

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments.

OPA
JUN 11 2001

Please give this to the person at the information table. Thank you.

Submitted formal written comments 06/11/01

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CLERK

OPA
JUN 11 2001

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: HAZEL GREATHOUSE
Address: 8 LOGANS RUN
City/State: WINNERLEY Zip: 78676
Phone: (512) 847-5766

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

Complaints on back

- I wish to provide formal oral comments.
- I wish to provide formal written comments.

Please give this to the person at the information table. Thank you.

1. Billing - I've been over a year in being billed was 2 months behind in my payments. Even though I've sent cancelled checks shown. I'm not at all behind I continue to get bills for 3 months.

2. A friend of mine requested a refund of his deposit close to a year ago. He has not received it.

3. My neighbors new water meter is leaking significant amounts of water onto my new packed gravel driveway.

4. I did not get a new water meter. There is a light orange pylon over my old meter. It has been there about 2 weeks.

J. BRADLEY GREENBLUM
ATTORNEY & COUNSELOR

June 8, 2001

CPA
JUN 11 2001

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Ronald R. Pedde, P.E., Director
Water Permits & Resource Management Division
Texas Natural Resource Conservation Commission
P.O. Box 13087
Austin, Texas 78711-3087

Re: Woodcreek Utilities, Inc.; Renewal of Municipal Wastewater Permit No. 13989-001 (the "Permit")

Dear Mr. Pedde,

This firm represents Wimberley Quicksand Partners, Ltd. ("Wimberley Partners"), the new owner and operator of the Woodcreek Golf Course (the "Golf Course") formerly owned and operated by Woodcreek Country Club, Ltd. In connection with the Application for Water Quality Land Application Permit Renewal of Municipal Wastewater Permit No. 13989-001 made by Woodcreek Utilities, Inc., Wimberley Partners would like to express the following issues and concerns:

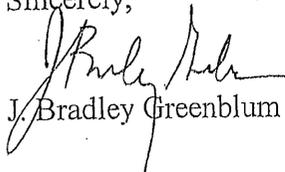
1. Numerous provisions and conditions imposed upon Woodcreek Utilities, Inc. ("Woodcreek Utilities") in the draft version of the Permit appear to lie outside the direct control, ownership and management capacities of Woodcreek Utilities. In particular (but without limiting the foregoing), the 175 acres of land constituting the Golf Course and contemplated for irrigation of the wastewater is owned by Wimberley Partners. Furthermore, most of the pipes, sprinkler/spray facilities, transmission lines and other equipment needed to transport wastewater effluent from existing on and off-site holding ponds to the lands to be irrigated and some of the holding ponds contemplated by the draft Permit are owned, maintained and operated by Wimberley Partners. Although an Amended and Restated Water Use Agreement exists between AquaSource, Inc. (as successor-in-interest to Woodcreek Utilities) and Wimberley Partners (as successor-in-interest to Woodcreek Country Club, Ltd.), Woodcreek Utilities is not able to unilaterally satisfy the requirements specified in the draft Permit.

2. It is our understanding that corporate entities of AquaSource and Woodcreek Utilities merged and that the sole surviving corporate entity was AquaSource. If our understanding is correct, we believe the renewal of the Permit should be in the name of AquaSource rather than Woodcreek Utilities, Inc.
3. Wimberley Partners is unaware if the holding ponds currently located on the Golf Course comply with the Texas Natural Resource Conservation Commission's "Design Criteria for Sewerage Systems." Furthermore, Wimberley Partners has not obtained any information regarding any re-chlorination of effluent being transported by AquaSource to holding ponds located on the Golf Course. Additionally, it is unknown by Wimberley Partners if soil samples of the irrigated portions of the Golf Course have been conducted by AquaSource, nor the results of any such sampling.

Wimberley Quicksand Partners, Ltd. supports the efforts of the Texas Natural Resource Conservation Commission (the "TNRCC") and intends to cooperate in such efforts to prevent the contamination of creeks and waterways with wastewater and to use reasonable efforts to reduce odor associated with the discharge of effluent. Wimberley Partners has commenced preliminary discussions with AquaSource in an effort to facilitate the operations of both the wastewater plant and the Golf Course while still furthering the goals of the TNRCC, and we are hopeful that the parties will come to a timely resolution that is satisfactory to all interests involved.

If you should have any questions or comments regarding the foregoing, or if you should require any additional information, please do not hesitate to contact me. I look forward to hearing from you.

Sincerely,



J. Bradley Greenblum

cc: Mr. Charlie Ray
Wimberley Quicksand Partners, Ltd. (via facsimile)

David Jackson, Esq.
Wallace, Jackson, Machann & Williams (via facsimile)

Kathy Brown, Esq.
Texas Natural Resource Conservation Commission (via hand delivery)

Mr. Craig W. Sherwood
AquaSource

Submitted
Written comments
06/11/01

CHIEF CLERKS C...

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Public Meeting
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Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: BRAD GREENBLUM
Address: 505 WEST 15TH STREET
City/State: AUSTIN, TX Zip: 78701
Phone: (512) 435-6560

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? WIMBERLEY QUICKSAND PARTNERS, LTD.

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments.

OPA
JUN 11 2001

Please give this to the person at the information table. Thank you.

5
Form Comment

TNRCC Public Participation Form
Woodcreek Utilities, Inc.

Public Meeting

Water Quality Land Application Renewal of
Municipal Wastewater
Permit No. 13989-001

2001 JUN 11 11:30 AM

2001 JUN 11 11:30

CITY CLERK'S OFFICE

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: Eddie Gumbert

Address: 306 E SUMMIT DR

City/State: WIMBERLEY TX Zip: 78676

Phone: (512) 847-2603

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? WIMBERLEY WATER WASTEWATER COM

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

I wish to provide formal oral comments.

OPA

JUN 11 2001

I wish to provide formal written comments.

Please give this to the person at the information table. Thank you.

① formal comment

TNRCC Public Participation Form
Woodcreek Utilities, Inc.

Public Meeting
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TEXAS TNRCC
OFFICE OF THE CHIEF CLERK

THE TNRCC WILL BE AT THE
CHIEF CLERK'S OFFICE

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: NINDA HEWLETT

Address: PO Box 1974

City/State: WIMBERLEY, TX Zip: 78676

Phone: (512) 847-5013

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? WIMBERLEY / Mayor

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

I wish to provide formal oral comments.

OPA

JUN 11 2001

I wish to provide formal written comments.

Please give this to the person at the information table. Thank you.

Formal Comment

TNRCC Public Participation Form
Woodcreek Utilities, Inc.

Public Meeting

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WATER QUALITY
SECTION
CITY OF COLUMBIA OFFICE

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: Jack Hollon Hollon

Address: 3700 River Rd.

City/State: Wimberley TX Zip: 78676

Phone: 512 847-2708

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? Hays Trinity Groundwater Conservation District

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE BELOW

I wish to provide formal oral comments.

OPA

JUN 11 2001

I wish to provide formal written comments.

Please give this to the person at the information table. Thank you.

Formal Comment 10

TNRCC Public Participation Form
Woodcreek Utilities, Inc.
Public Meeting
Water Quality Land Application Renewal of
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Permit No. 13989-001

RECEIVED
JUN 11 2001
TNRCC OFFICE

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: DELL HOOD
Address: 501 GREEN ACRES
City/State: WIMBERLEY, TX Zip: 78676
Phone: () _____

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments.

OPA
JUN 11 2001

Please give this to the person at the information table. Thank you.

Submitted formal
written comment
06/11/01

TNRCC Public Participation Form
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Public Meeting
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OPA
JUN 11 2001

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: Gerin H. Hood
Address: 501 Green Acres Dr.
City/State: Wimberley, TX Zip: 78676-5033
Phone: (512) 847-1231

Are you here today representing a municipality, legislator, agency, or group? Yes No
If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE CHECK BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments. Please require AquaSource to put all notices in the Wimberley View. I am insulted when they refer to ~~the~~ Austin papers as "local" while excluding the View.

Please give this to the person at the information table. Thank you.

2

Formal comment

TNRCC Public Participation Form
Woodcreek Utilities, Inc.
Public Meeting
Water Quality Land Application Renewal of
Municipal Wastewater
Permit No. 13989-001

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: KEVIN JACOBS
Address: P.O. Box 1570
City/State: WOODCREEK, TX Zip: 78676
Phone: (512) 847-9390

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? MUNICIPALITY (CITY OF WOODCREEK)
Mayor

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓ BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments.

OPA

JUN 11 2001

Please give this to the person at the information table. Thank you.

3
John
C. ...

TNRCC Public Participation Form
Woodcreek Utilities, Inc.
Public Meeting
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Municipal Wastewater
Permit No. 13989-001

CHIEF CLERK'S OFFICE

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: STEVE KLEPPER
Address: PO BX 708
City/State: Wimberley TX Zip: 78676
Phone: 512 847 3060

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? Village of Wimberley
Mayor Pro Tem

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

- I wish to provide formal oral comments.
- I wish to provide formal written comments.

OPA
JUN 11 2001

Please give this to the person at the information table. Thank you.

Steve Klaffox

Ed.

Who to ask	Question
AquaSource	Why did AquaSource include a request to irrigate on land other than the golf course?
AquaSource	Does AquaSource intend to resubmit a discharge permit request for the Flying M Ranch wastewater treatment plant?
AquaSource	Are the Woodcreek Utilities facilities for sale? If yes, which specific facilities are for sale?
AquaSource	Where exactly is the 39 acres of agricultural land located for the proposed irrigation?
AquaSource	Why has AquaSource refused to work with the Village of Wimberley and its citizens with respect to wastewater service within the Village's limits and ETJ?
AquaSource	What is the need for additional irrigation capacity? Is the golf course currently receiving all that it can take?
TNRCC	To what extent has the TNRCC reviewed the compliance history of AquaSource? Has the TNRCC reviewed all the facilities owned by AquaSource?
TNRCC	Is the permitting section aware that AquaSource has been operating this facility without a current permit?
TNRCC	How often will the TNRCC inspect this proposed facility if it is issued a permit?
AquaSource	If it is issued a permit, will AquaSource allow the Village of Wimberley to inspect the facility from time to time?
TNRCC	Has the TNRCC ever required an applicant of a wastewater permit to prepare an environmental, social, and economic impacts statement under Chapter 261 of the TNRCC's rules? When? Why? Why not?

1

Ed.

JAH

2

3

JAH

1

OPA
JUN 11 2001

Steve Napton

AS	Has AS thoroughly investigated the locations of wells in the area? Did AS review the Texas Department of License and Regulation records, the Hays Trinity Groundwater Conservation District records, and/or the Hays County records for possible wells?	2
AS	Where was the notice for this meeting posted? Why not in Wimberley View?	JH
AS	Why was an inspection by the Waste Water Advisory Board of the Village of Wimberley refused?	EA

WHAT are current influences to this plant?

Kathy Brown

OPA
JUN 11 2001

12
Formal Comment

TNRCC Public Participation Form
Woodcreek Utilities, Inc.
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Permit No. 13989-001

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: Charles McClure CHARLES
Address: P.O. Box 1645 PO Box 1645
City/State: Winn County TX Zip: 78676
Phone: (1) 847-2202

Are you here today representing a municipality, legislator, agency, or group? Yes No
If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

I wish to provide formal oral comments.

OPA

JUN 11 2001

I wish to provide formal written comments.

Please give this to the person at the information table. Thank you.

(4)
Formal Comment

TNRCC Public Participation Form
Woodcreek Utilities, Inc.
Public Meeting
Water Quality Land Application Renewal of
Municipal Wastewater
Permit No. 13989-001

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: TONY M^cGee

Address: P.O. Box 499

City/State: Wimberley, TX Zip: 78676

Phone: (512) 847-3138

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? Wimberley City Council Member

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

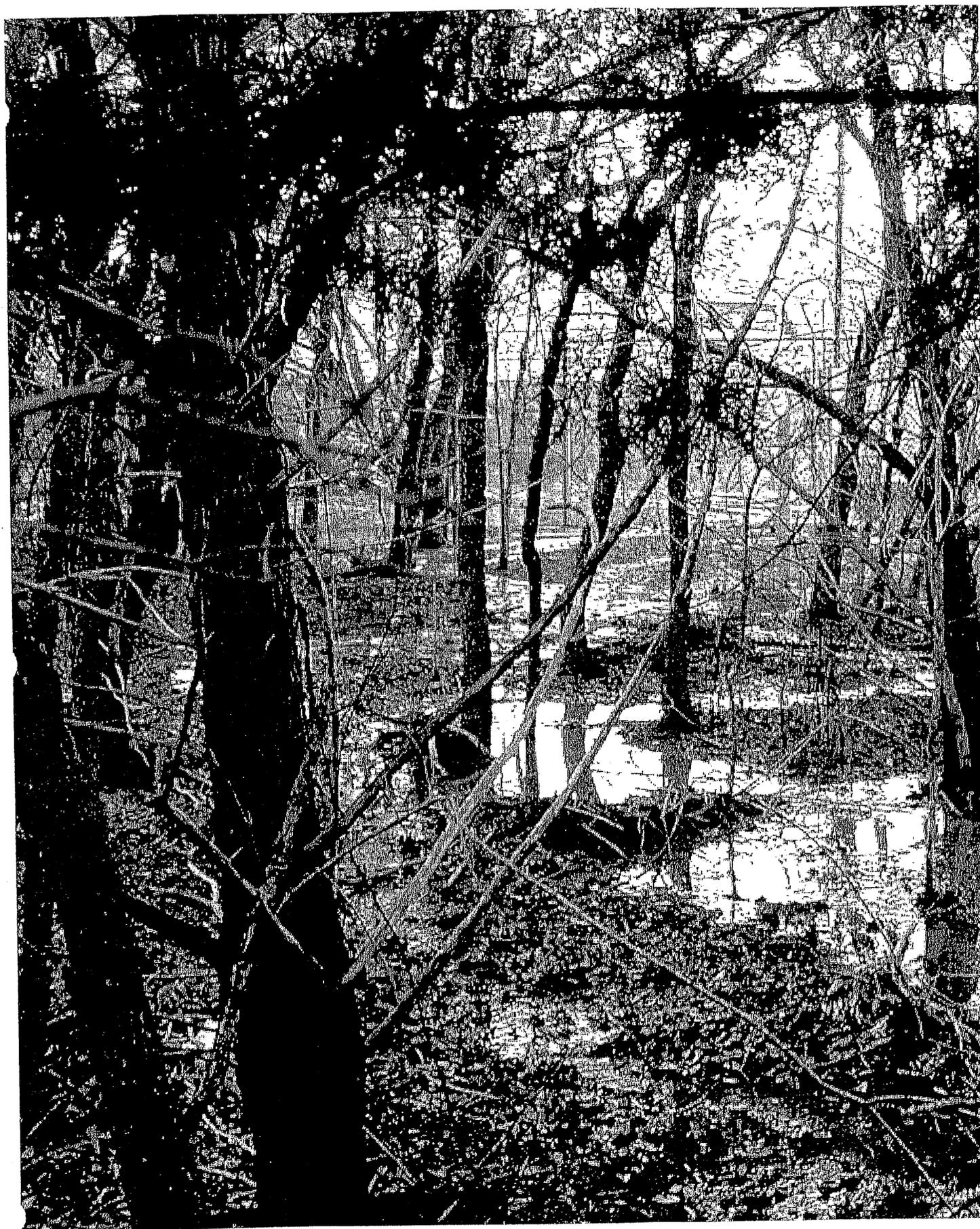
I wish to provide formal oral comments.

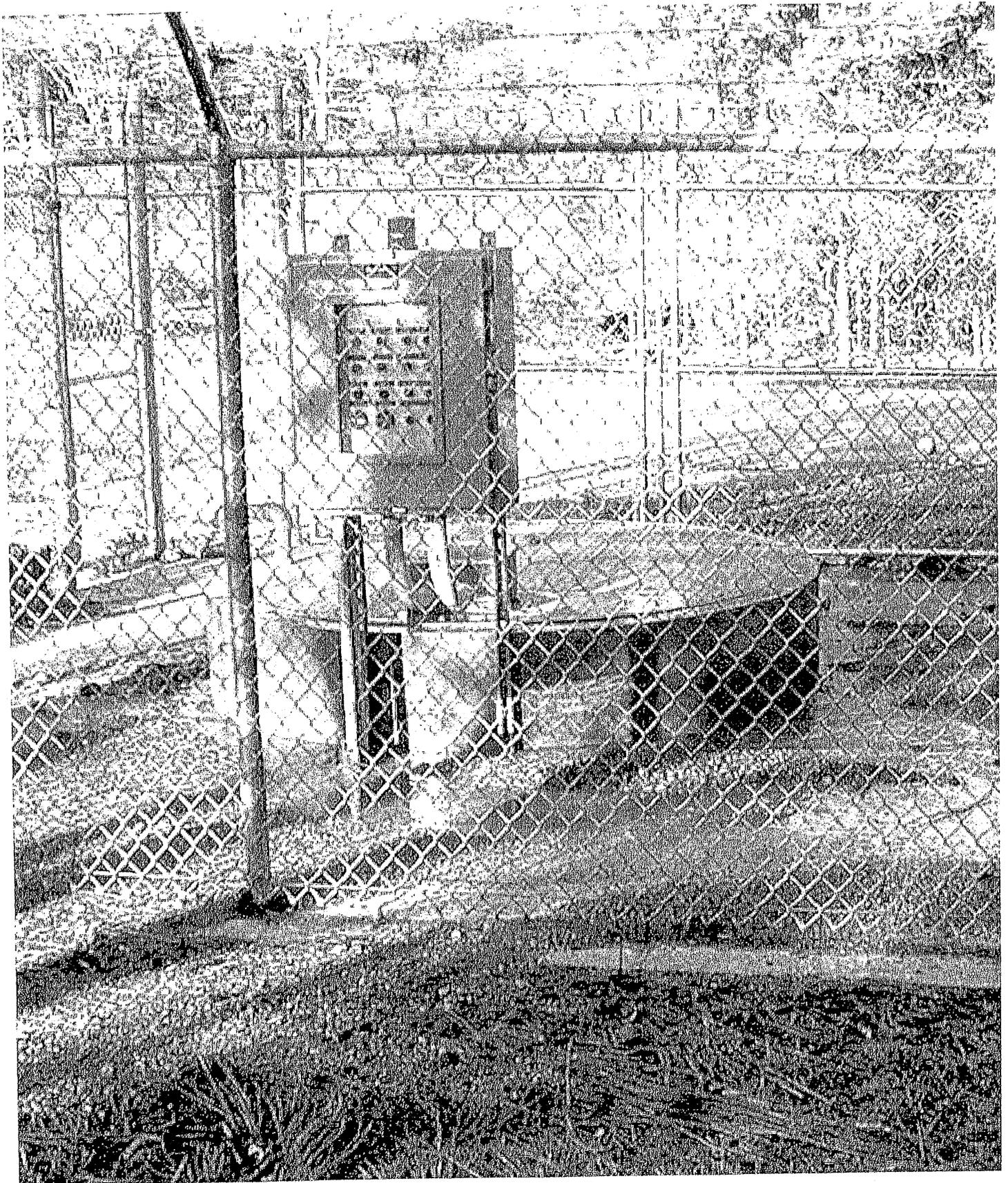
OPM

JUN 11 2001

I wish to provide formal written comments.

Please give this to the person at the information table. Thank you.





WIMBERLEY VIEW
JAN. 13, 2001



COURTESY WIMBERLEY VIEW

About 500 gallons of sewage spilled out of an AquaSource lift station last week, flowing into a nearby wooded area. The situation prompted a complaint to the TNRCC from Mayor Linda Hewlett.

Wimberley mayor files complaint with TNRCC

Hewlett says village is too environmentally sensitive to tolerate even one sewage spill

By Charles McClure
With The View

Wimberley Mayor Linda Hewlett has filed a complaint with the Texas Natural Resource and Conservation Commission (TNRCC) in the wake of a sewage spill Friday, Jan. 5.

The action was prompted after a lift station operated by AquaSource over-flowed, spilling a stream of sewage on property

about 500 gallons of sewage poured out of the station before it was discovered by a group of citizens on the site to review plans for the community center.

Melcher said a power fuse in the pump that sends the waste water back to the treatment plant failed, which resulted in

nearby wooded area, but Melcher assured no sewage flowed into Cypress Creek. AquaSource said the spillage was covered by a powdered lime and a disinfectant.

Hewlett said AquaSource told her the area had been cleaned up with "chlorox and bleach."

"With 600 dead trees here, the Blanco and Cypress Creek, we just can't afford to have any spillage in this community. When we do, I dump 'em top of it."

— Linda Hewlett
Mayor of Wimberley

WIMBERLEY VIEW
JAN 10, 2001

Sewage spill raises concern

AquaSOURCE assures no danger was posed to nearby river; incident is reported to TNRCC

By Charles McClure
with the View

David Glenn was looking over a five-acre tract designated as the future home of a proposed community center when he made a disturbing discovery.

"Friday afternoon, there was a group of us that were back there looking at some plans (for the community center) when we suddenly came across water running across the property," Glenn recounted. "It had a little smell to it, so we followed to where it was coming from."

A lift station operated by AquaSOURCE had overflowed, spilling a stream of sewage on the property, near the Brookshire Brothers Grocery Store off Ranch Road 12 in Wimberley. The lift station, according to the firm, services the grocery store and the Senior Citizens Center.

According to AquaSOURCE Rick Melcher, the spill was contained that same day and reported to the Texas Natural Resource and Conservation Commission (TNRCC).

"A power fuse blew out in the pump that sends the wastewater back to the treatment plant," Melcher explained. "We inspect that lift station daily."

Melcher said the spill was estimated to be about 500 gallons. Only the immediate area around the lift station was affected, Melcher said. Photographs reveal that leakage made its way into a nearby wooded area, but Melcher assured no sewage spilled into nearby Cypress

Spill

spillage was covered by a powdered chlorine.

According to Wimberley Mayor Linda Hewlett, a group of civic leaders visited the site to take a first-hand look at the damage.

(Continued from Page 1)

"We had a real problem," Hewlett said. "A man from AquaSOURCE was there and said the station was inspected every day. It was obvious to me that the leak had been going on for more than one day."



LESLIE SHAFFER/WIMBERLEY VIEW
This lift station near Brookshire Brothers overflowed Friday, spilling about 500 gallons of sewage.

...d been used specifically. While
Hewlett said that sound like
we had done it ourselves, a
INMCC spokesman called
AquaSource, procedure "nor-
mal."
"I did nothing," said
the already strained rela-
tionship between Wimberley
officials and the Wal-
ley firm.
"This situation is not
in the citizens of Wimberley."
Hewlett stated "It would appear
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not been maintained by
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Hewlett stated "It would appear
that adequate safety have
not been maintained by
AquaSource."

Hewlett also fired off a letter
to David Bayer, Southern
Regional President of
AquaSource.
"The area around the pump
was covered with streams of run-
ning water which emitted a
strong odor," Hewlett wrote. "It
appeared that this unsanitary
condition had been occurring for
some time."
For AquaSource's part, they
maintain the lift station is in-
spected daily and that only the
immediate area was affected.
Photographs clearly reveal

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Photographs clearly reveal

WIMBERLEY VIEW, DECEMBER 27, 2000

A SOURCE OF CONTROVERSY

Complaints mount against water/wastewater provider

LOUIE BOND
SPECIAL TO THE VIEW

(It's been a long, rough hono-
nour for AquaSource.
Since the rapidly-growing
city company purchased
Woodcreek Utilities in 1997
one of its first such acquisi-
tions), complaints and chal-
lenges have dogged its relation-
ship with the area. The cities of
Woodcreek and Wimberley,
backed by the county and vari-
ous citizen groups, have
sued AquaSource on a num-
ber of fronts.

AquaSource's applications
pending before the Texas
Natural Resource
Conservation Commission
(TNRCC) this year, have
included:

- a statewide merger of all
AquaSource companies
- a permit to discharge
effluent from the
Wimberley/Woodcreek treat-
ment plant into Wilson Creek
- the expansion of
AquaSource's sewer service
area
- water and wastewater
rate increases

Earlier this year, the
TNRCC readily granted
AquaSource's request to merge
their acquisitions across the
state, but the other three
issues are still up for grabs,
and AquaSource can expect a
hard fight from those opposed.

Creek discharge

Perhaps no topic is as politi-
cally volatile in Wimberley as
the discharge of treated sewage

into local waterways.
AquaSource has applied to dis-
charge almost a million gallons
of effluent per day into Wilson
Creek from its newly construct-
ed treatment plant on FM
2325.

Wimberley activist David
Baker, who has led the fight to
preserve the quality of local
creeks and rivers, says dis-
charging effluent was not part
of a plan the company dis-
cussed with then-County
Judge Eddy Etheredge,
Woodcreek Mayor Ken Jacobs
and other community leaders
in early 1998. The group, con-
cerned about the location of a
proposed new plant close to
Cypress Creek, worked with
AquaSource to obtain a new
location. The site purchased by
the company contained a front
section of land for irrigation,
ensuring no creek discharge.
Now, Baker says, the front sec-
tion is slated for development,
and AquaSource is asking
TNRCC for the discharge per-
mit. The company's motives are
purely financial, Baker claims,
and ignore the potential envi-
ronmental implications.

"Owning the right to dis-
charge into the creek has a
tremendous monetary value
long-term," Baker points out.
"The rights could eventually be
sold to the city or another util-
ity company at a later date."

What's more important, he
explains, is the impact of the
discharge on the quality of not
only Wilson Creek, but the
Blanco River as well.

Wilson Creek is really little
more than an intermittent
stream, sitting dry and empty
during the past summer's
drought. When it flows, it emp-
ties into the Blanco River at
the one-lane bridge on River
Road. The river itself was little
more than a trickle during the
summer.

Baker says a 900,000 gallon
effluent discharge amounts to
a flow of about 2.5 cubic feet
per second, or about half of the
Blanco's base flow of 5 cubic
feet per second in August.

"That's a huge impact,"
Baker says. "Anytime you do a
discharge into any body of
water, there is a change of
chemistry, with an increase in
the growth of algae. Wimberley
residents will certainly want to
avoid that at all costs."

And, officially, it does.

One of the committees
formed this year after
Wimberley voted to incorporate
was the water/wastewater
advisory board, headed up by
council member Steve Klepfer.

"The city feels AquaSource
is extremely premature in ask-
ing to discharge a million gal-
lons a day," Klepfer says. "We
feel it would much safer to go
as far as we can with irriga-
tion. Even with the growth of
the valley, it will be a long time
before we ever have to talk
about the need for discharge."

Baker says the application
is under technical review by
the TNRCC, and will come to
the public hearing stage in the
near future. He feels the strong

public opposition he has heard
is well-warranted.

"I think they are going
to have to follow the Edwards
rules in this case because
Wilson Creek crosses two fault
lines," he says. "They need to
do more stringent analysis of
the impact on groundwater.
They'll also have to use some
modeling to prove the dis-
charge will not push the water
below stream standards."

Baker and others are work-
ing to establish the standards
for the area by conducting
some baseline water testing
where the creek joins the river.
In addition to the Wimberley
Watershed Association, which
has worked for years to protect
the area's most vital resource,
a new group, Wimberley
Neighbors for Healthy Water,
formed this summer to help
with the fight.

Sewer line

The newly-forming
Wimberley city government
also taking a long, hard look
at AquaSource's bid to extend
sewer service through
Wimberley. The company has
run lines to all Wimberley
Independent School District
campuses as well as the new
Brookshire Brothers grocery
store and retail area. Plans
include running the lines
through the rest of the town
in the near future, but if
TNRCC must permit the
expansion of AquaSource's
service area.

"The city has just now started
looking at its options for a
central wastewater system
for the town," Klepfer says. "I
believe one investor-owned
utility has stuck a line in
the ground, but that's not the
sole option."

Klepfer says Wimberley

tion
water level
Church
since Aug
fell 45 ft
99 to Aug
) Neil Ran

AquaSource

Continued from Page 2

needs to look at the "15 to 20 year horizon" to see what is best for Wimberley.

"Our current experience with AquaSource is that they kind of premature," he says. They went forward without any community input. We're opposed to them coming through with the sewer line right now because the timing is wrong."

Klepper says his committee is considering studies that have already been done on future needs, including those conducted by the Guadalupe-Blanco River Authority in 1996-97.

"We're not going into this blind," he says.

Rate increase

Wimberley and Woodcreek city councils both voted in recent months to reject a statewide AquaSource rate increase. The approximate 15

percent increase was implemented on July 17, but by law municipalities must approve the change. Across the state, all but one of the 16 Texas cities served by AquaSource have rejected the increase.

While cities may reject the rate hike, unincorporated areas must pay the higher price while fighting. Two TNRCO hearings addressed those areas in late November, with Woodcreek Mayor Ken Jacobs in attendance at both.

The first meeting was an informal hearing to try to organize the widely-scattered groups into some type of organized structure, finally settling on geographic divisions.

The second meeting, two days later, was a formal hearing before an administrative law judge. Although Jacobs says he attended primarily as an observer, Woodcreek's attorney in the case, Bill Dugat (who also represents Wimberley) asked for standing based on the

unincorporated areas also served here. The request was denied.

After 10 hours of listening to a variety of complaints from each geographical region, Jacobs said, the judge called for a trial in September 2001. A similar trial for incorporated areas may follow, or may be combined, Jacobs says.

Many of the complaints mirrored those that have been made here, including concerns over effluent leaks, proper effluent treatment, lack of timely response, customer service, billing and quality of water.

"A whole lot of people made a whole lot of noise hoping to make it stick," Jacobs says.

AquaSource's ultimate goal is to have one statewide rate, which all the protesters agree would render the municipalities and unincorporated areas virtually powerless. Wimberley and Woodcreek both question the fairness of forcing local customers to pay for the main-

tenance of other AquaSource systems, many recently acquired and in poor condition.

"This is a basic erosion of a municipality's fundamental right to set their own rates," Klepper said at the Wimberley council meeting rejecting the increase.

Aggressive acquisition

Since 1997, AquaSource, a subsidiary of utility giant DQE, has become the largest investor-owned utility in Texas, and serves more than a half million customers in 21 states. The company website says AquaSource is "aggressively seeking expansion" into even more states by purchasing small to medium-sized operations in a "roll-up" strategy to aggregate the smaller companies. AquaSource has also expanded its services into contract operations, utility construction and development and bottled water. The company currently owns 130 water and wastewater systems in Texas

alone.

Battle scars

The entire fight has been time-consuming and expensive, Jacobs says, with appeals AquaSource likely and no guarantee that the city will recoup the money spent on legal services.

"One of the things the wrong with this process is the rules are all clearly in favor of the utilities," Jacobs say

WIMBERLEY
VIEW

JAN. 24,
2001

Village takes steps to create sewage utility

Deal struck with GBRA that could loan money to build municipally-owned treatment plant

By Charles McClure
with the View

The Village of Wimberley City Council has taken the first steps toward creating a municipally-controlled sewage utility.

The action was in the form of a resolution during Thursday's regular session to the Texas Natural Resources and Conservation Commission (TNRCC), establishing a partnership with the Guadalupe-Blanco River Authority (GBRA).

Wimberley has requested and will receive assistance from the GBRA to manage and operate the proposed water system," the resolution read. "Wimberley is presently engaged in discussions regarding the construction and operation of this system, with the requested Certificate for Wastewater service being in the name of the Village of Wimberley."

The village council's point man on the issue is Steve Klepfer — ~~immediate vice-mayor~~

"Frankly, the community has needed a central sewage system for over 20 years," Klepfer said. "We have nine square miles of septic systems and it is not working."

But it is the prospect of a million gallons of effluent being dumped into the Blanco River on a daily basis, as called for in AquaSource's permit request with the TNRCC, that finally proved the catalyst for the unanimous decision.

"As the city council began in May addressing the waste water and its long term issues, we

were confronted right away with some immediate issues with the investor-owned utility, AquaSource," Klepfer said. "It really forced us to address this right away. We really want to have some ability to control the

"Frankly, the community has needed a central sewage system for over 20 years."

— Steve Klepfer

direction of water and wastewater in the valley for the next 50 years — and that means controlling our own destiny."

Klepfer said the village council had to take a good, long look at the performance of investor owned and operated systems.

"At that point we approached GBRA, who had — during the 1980s and again in the 1990s, performed studies with leaders in the Wimberley valley of the water and wastewater needs," Klepfer explained. "So we knew them and they knew us."

The city approached GBRA about a partnership.

"We told them that we wanted to move forward with this. That we want to come up with some good plans that would

quaSource spill explanation grilled by council

By Charles McClure

quaSource's Craig Sherwood was asked to directly address the problem caused a lift station to overflow because of a power flow problem at the station. It is an electronic device, Sherwood explained. "Again, it can fail, but typically they don't. It can give a call when there is a power flow problem at the station to tell us something is wrong so that we can come out and look at it."

quaSource said it operates three additional lift stations locally — the Wimberley Independent School District Administration Building, the Wimberley Elementary and one being built at the high school. Sherwood said he would like to see when a lift station fails it is usually a matter of a few days, a week and keep notes of what they do. But as far as how specific that is something that we're going to make sure is in place.

Echoing the comments of other witnesses, McGee, a retired attorney, said the spill appeared to have been "going on for more than just one day." "If that kind of volume spilled in less than just one day, I guess that lift station is capable of spilling a lot of sewage if a major break occurs," McGee said. "What kind of volume is that lift station capable of spilling in one day?"

Flooding concerns at lift station raised in public

When someone tanks fall all over the county and county, you don't know about it, unless the tanks are so great that it really surfaces," Sherwood said. "At that point, there has been a lot of maintenance over years ago. That is the advantage to visual inspection. AquaSource visually inspects the lift station in question daily. But Sherwood suggested that further improvements

■ AquaSource, page 4

8 — Wimberley View, Wednesday, January 24, 2001

AquaSource

the lift stations might be tied to a commitment from the Village of Wimberley. "It is not a commitment at least some assurance you would be able to recoup your expenses."

That quasi-ultimatum didn't sit well with councilman Steve Klepfer, who shot back, "No, but a city would if it didn't want the sewage to spill into its creek."

Councilman Tony McGee wanted to know if the firm kept a check list to verify the lift station's inspection times. "We typically have check lists," Sherwood said. "I'm not here every day, so I don't have the day to day knowledge I've had in the past. Three years ago, we only had Woodcreek. I do know the operators work seven days a week and keep notes of what they do. But as far as how specific that is something that we're going to make sure is in place."

(Continued from Page 1)

Sherwood said he would have to find out the specific numbers from company engineers. "I'm not prepared to answer that, but I will find out and get back to you," Sherwood promised.

Council members asked specific questions about how the lift station operated and what lines connected to it. Klepfer said he was particularly concerned about what might happen to the sewage within the lift station in the case of flooding, voicing concerns the lift station could actually become submerged. "Well, certainly take a look at it," Sherwood said.

2 — Wimberley View, Wednesday, January 24, 2001

COMMUN

Resolution

(Continued from Page 1)

take care of the waste water as well as the water needs for the future. That led to us submitting our own application for a Certificate of Convenience and Necessity (CCN) with the TNRCC.

The council is digging in its heels concerning any discharge into the Blanco River and its tributaries.

"We don't want any stream discharges," Klepfer flatly stated. "We think that irrigation permits could take care of the needs in this valley for many, many years to come."

The council maintains that the responsibility for wastewater disposal rightly rests with the municipality.

Investor-owned utilities — by definition — their motive is not necessarily the community's local interest," Klepfer asserted. "They are investors. And there is nothing wrong with that. I'm a businessman. But when it comes to a public provider of something so essential as wastewater treatment, it is inevitable decisions on a daily level and a strategic level that are going to come down as bottom-line decisions."

Taking control of its own destiny may not be easy, city officials admit, but it is a necessity.

"There are five faults that run through the city of Wimberley," Klepfer said. "It is pretty clear that the water that is running in these faults is probably running into the Edwards Aquifer. Not all of it

recharges directly into the Trinity. The proposed discharge will cross three faults on its way to the Blanco.

"Maybe that will be fine," Klepfer continued. "I'm a biochemist. I don't have any real great fear of treating water until it is essentially water again, but I do have a huge fear of us doing that until we understand the geology of the valley. Most importantly, we need to know who is controlling the valves every day."

Klepfer called the AquaSource permit request a "brass" move, adding that a municipally-operated treatment system would be more likely to take responsibility for the ecological welfare of an area.

"If you get a well run wellhead, well directed municipal wastewater treatment facility it can be operated at a much higher level than the minimum standards required by the TNRCC," Klepfer said.

In addition to the GBRA, the village has been, and will continue working in cooperation with the Hays Trinity Aquifer Conservation District, assured Klepfer.

Klepfer said the city is consulting previous studies concerning funding while it weighs its options on how a treatment system would be financed.

"It will be funded by the revenue of its users," Klepfer explained. "There will be no municipal bonds. We want in a position to do that. There is in a

position to build a plant for us and we would pay them back on the revenue of customers."

Unfortunately for the city, much of the federal grant money that was available to municipalities for water and sewage needs has dried up, but Klepfer said the city will leave no stone unturned concerning funding assistance.

"There are some possibilities through the Texas Water Development Board, and we will investigate all of those, but this is not pie in the sky. We have a partner in GBRA. They have the means to do this. They have done this in other communities. They operate numerous wastewater treatment facilities."

"It is too early for a timetable," said Klepfer.

"But I will say there is an immediate need," Klepfer said. "There are a large number of people ready to have wastewater treatment facilities. The downtown merchants come to mind the most."

Klepfer said the village anticipates stiff opposition from AquaSource.

"They will protest it vigorously," Klepfer assured. "They have and will continue to — at huge expense — actively pursue water and wastewater customers in the state of Texas. I wish that we had been a municipality 10 years earlier, so an investor-owned municipality wouldn't be in our valley."

PHIL STRIBLING

OPA
SEP 04 2001

16672
MWS

August 30, 2001

Chief Clerks Office
MC 105
TNRCC
P.O. Box 13087
Austin, Texas 78711-3087

TEXAS NATURAL
RESOURCE
CONSERVATION
COMMISSION
201 AUG 31 PM 2:58
CHIEF CLERKS OFFICE

Re: Water Rate Case, Aquasource

Dear Person:

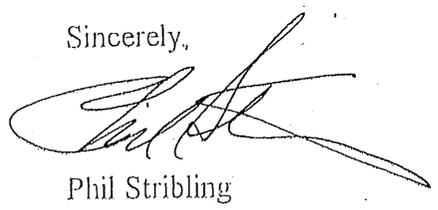
I'm enclosing copies of bills and payment records for water and sewer service provided by Aquasource Utilities to my home in Woodcreek, Texas. The City of Woodcreek denied their rate increases.

First, Aquasource has billed me for higher rates and also billed me for water not metered at rates higher than approved. Secondly, they previously billed a flat rate for sewer service based on winter averaging. They increased the flat rate from \$12.77 to \$34.97 and then reduced it to \$22.71 plus a \$3.00 gallonage charge. They have NEVER read my sewer meter.

I'm enclosing extensive documentation which should convince the commissioners that not only should they be denied a rate increase but should be fined for fraud and be instructed to return all money they have stolen from the citizens of this city.

I hope that you will review the enclosed and present it to the commission.

Sincerely,



Phil Stribling

PHIL STRIBLING

May 4, 2001

Billing Manager
Aquasource, Inc.
P.O. Box 535381
Pittsburgh, PA 15253

Re: Acct #0450147720001

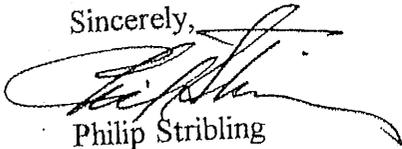
Dear Sir:

I have intended writing for several months concerning your billing practices. I certainly hope that the mistakes you are making are accidental and not deliberate. I'm sure you are aware of the Texas Deceptive Practice Act.

Your rate increase last summer was denied by the City of Woodcreek and you have continued to bill your sewer charges at the incorrect rate. Last spring my rate was \$12.77 per month when you increased it to \$34.97 and were forced to reduce it back to \$22.71. The \$22.71 was not approved by the City. This month you added an additional \$3.00 as a "gallonage charge". You and I know that you NEVER read the sewer meters.

I'm enclosing my check for \$ 22.70 which is total payment for my water service. You need to audit my account since you instituted your rate increase and issue me a credit for all the illegal charges on my account.

Sincerely,



Philip Stribling

cc: Texas Natural Resource Conservation Commission
Bill Dugat, Attny. Bikerstaff, Heath, Smiley etal.

7/31 AUG 31 PM 2:58
CHIEF CLERKS OFFICE

TEXAS NATURAL
RESOURCE
CONSERVATION
COMMISSION

PHONE (512) 842-1198 ▲ Email- pstrib@wimberley-tx.com ▲ FAX (512) 847-0751

20 BROOKMEADOW DRIVE ▲ WOODCREEK, TEXAS 78676



June 6, 2001

Philip Stribling
P.O. Box 3300
Austin, TX 78764

Account #045014772-001

Dear Mr. Stribling:

This letter is to confirm that we have received your letter dated May 4, 2001 and we apologize for any inconvenience placed upon you concerning our billing. At this present time there is still a pending rate case in your area regarding the rate change that happened over the summer of 2000. The only matter settled is the rate has been changed from December to the present date. Let me also state that there is a sewer gallonage charge of \$1.50 per 1,000 gallons which is base from your water usage. The entire situation regarding the rates in Wimberley is already known by your city officials and by the TNRCC so at this present date the billing is correct. We thank you for your patience and if you have any further questions we will be more than happy to assist you.

Sincerely,

Customer Service Dept.
Aquasource
11100 Brittmoore Park Dr.
Houston, TX 77041
1-800-514-3636

Wimberley

More Cases

LIE

JUN 11 2001



11100 Brittmoore Park Dr.
Houston, TX 77041

800-514-3636

July 5, 2001

Re: WINTER AVERAGING RATES FOR SEWER SERVICE

S8 P1
PHILIP STRIBLING
PO BOX 3300
AUSTIN TX 78764-3300



TEXAS NATURAL
RESOURCE
CONSERVATION
COMMISSION
JUL 11 2001
CHIEF CLERKS OFFICE

Dear Utilities Customer:

During the past six months, we have been in communication with you concerning, among other things, our continuing efforts to comply with the City of Woodcreek and City of Houston Ordinances, adopted November 1, 2000, which affects your water and sewer utility rates. Our implementation of the water and sewer tariffs mandated by those Ordinances resulted in comparatively lower billings for many of you. We are now in the process of implementing the Winter Averaging ("WA") pricing methodology for sewer gallonage charges, which is a final piece of our compliance with the provisions of the Ordinances.

For various difficult reasons, including the relative timing of the Ordinances and certain constraints of our computer resources, we had been unable to implement WA prior to now. However, we believe that many of you will experience over the course of each year that the WA rate is in effect, further monetary benefits that will accrue from our implementation of this provision of the Ordinances.

As we proceed to implement this change to WA over the next few weeks, there will be slight additional charges for some and small credits for others of you, because the rules of the Texas Natural Resource Conservation Commission allow us to make retroactive adjustments to customer accounts in situations such as this. Accordingly, your billing statement for the month of July 2001 will reflect not only the new WA monthly sewer charge but an additional charge (or a credit amount, as the case may be) for the application of the WA rate retroactive to the effective date of the Ordinances.

The WA gallonage billing for each month is calculated by multiplying the number of days in the bill cycle for that month by your computed daily average consumption for the winter months (December, January and February.) This amount will vary slightly during the course of the year as each bill cycle decreases or increases by a few days.

For those of you who have an additional charge from the adjustment, we ask that you please send your full payment to us by the due date indicated on your statement or if you choose, you may pay this amount by installment over the subsequent three (3) months. If you decide to pay by installment, or if you have any questions or concerns, after you have reviewed your billing statement, about the implementation of this portion of the Ordinances, please call us toll-free at our Customer Care Center, at 1-800-514-3636. We will be delighted to work with you or respond to your questions or concerns.

Thank you for the opportunity to provide service to you.

Sincerely,

Judy Love
Manager, Billing & Payments

JJL/cjo

Have done nothing
JUL 11 2001
Bill come nice

Category Report
1/1/99 Through 5/3/01

Date	Num	Description	Memo	Category	Clr	Amount
2/3/99	1246	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-9.75
3/5/99	1280	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-43.05
4/7/99	1293	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-24.87
5/29/99	1317	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-1.21
6/10/99	1326	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-46.68
7/30/99	1346	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-56.38
8/15/99	1355	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-55.17
9/19/99	1373	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-60.01
10/11/99	1384	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-69.71
11/24/99	1404	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-40.62
12/8/99	1421	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-32.96
1/5/00	1435	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-36.99
2/10/00	1461	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-26.08
4/6/00	1479	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-28.50
5/26/00	1516	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-71.91
6/14/00	1522	AQUASOURCE	20 BROOKMEADOW DR	Utilities:Water	R	-43.83
8/15/00	2024	... AQUASOURCE		Utilities:Water	R	-55.82
9/25/00	2041	... AQUASOURCE		Utilities:Water	R	-40.96
10/17/00	2063	... AQUASOURCE		Utilities:Water	R	-88.10
11/25/00	2082	... AQUASOURCE		Utilities:Water	R	-59.68
3/1/01	2147	... AQUASOURCE		Utilities:Water	c	-88.27
3/31/01	2161	... AQUASOURCE		Utilities:Water		-16.09
TOTAL 1/1/99 - 5/3/01						-996.64
TOTAL INFLOWS						0.00
TOTAL OUTFLOWS						-996.64
NET TOTAL						-996.64

*These are
Water & Sewer
2/99 - 3/01*

CHIEF CLERKS OFFICE

2001 MAY 31 PM 2:58

TEXAS NATURAL
RESOURCE
CONSERVATION
COMMISSION

Category Report
12/31/99 Through 8/28/01

8/30/01

Date	Account	Num	Description	Memo	Category	CI	Amount	
8/15/00	Balcones ...	2024	S AQUASOURCE		Utilities-Sewer	R	-71.32	
9/25/00	Balcones ...	2041	S AQUASOURCE		Utilities-Sewer	R	-34.21	
10/17/00	Balcones ...	2063	S AQUASOURCE		Utilities-Sewer	R	-34.97	
11/25/00	Balcones ...	2082	S AQUASOURCE		Utilities-Sewer	R	-34.97	
3/1/01	Balcones ...	2147	S AQUASOURCE	DEC JAN FEB (22,...	Utilities-Sewer	R	-68.13	
3/31/01	Balcones ...	2161	S AQUASOURCE		Utilities-Sewer	R	-22.97	
5/29/01	Balcones ...	2197	S AQUASOURCE		Utilities-Sewer	R	-12.77	
6/27/01	Balcones ...	2217	S AQUASOURCE		Utilities-Sewer	R	-12.77	
8/2/01	Balcones ...	2228	S AQUASOURCE		Utilities-Sewer	R	-12.77	
8/22/01	Balcones ...	2246	S AQUASOURCE		Utilities-Sewer	R	-12.71	
TOTAL 12/31/99 - 8/28/01								-317.59
TOTAL INFLOWS								0.00
TOTAL OUTFLOWS								-317.59
NET TOTAL								-317.59

Sewer
only

CHIEF CLERKS OFFICE

200 AUG 31 PM 2:58

TEXAS NATURAL
RESOURCE
CONSERVATION
COMMISSION

Category Report
12/31/99 Through 8/28/01

8/30/01

Date	Account	Num	Description	Memo	Category	Cl	Amount	
8/15/00	Balcones ...	2024	S AQUASOURCE		Utilities:Water	R	-55.82	
9/25/00	Balcones ...	2041	S AQUASOURCE		Utilities:Water	R	-40.96	
10/17/00	Balcones ...	2063	S AQUASOURCE		Utilities:Water	R	-88.10	
11/25/00	Balcones ...	2082	S AQUASOURCE		Utilities:Water	R	-59.68	
3/1/01	Balcones ...	2147	S AQUASOURCE		Utilities:Water	R	-88.27	
3/31/01	Balcones ...	2161	S AQUASOURCE		Utilities:Water	R	-16.09	
5/4/01	Balcones ...	2182	AQUASOURCE		Utilities:Water	R	-22.70	
5/29/01	Balcones ...	2197	S AQUASOURCE		Utilities:Water	R	-22.70	
6/27/01	Balcones ...	2217	S AQUASOURCE		Utilities:Water	R	-22.67	
8/2/01	Balcones ...	2228	S AQUASOURCE		Utilities:Water	R	-22.67	
8/22/01	Balcones ...	2246	S AQUASOURCE		Utilities:Water	R	-22.67	
TOTAL 12/31/99 - 8/28/01								-462.33
TOTAL INFLOWS								0.00
TOTAL OUTFLOWS								-462.33
NET TOTAL								-462.33

Water Only

CHIEF CLERKS OFFICE

2001 AUG 31 PM 2:58

TEXAS NATURAL
RESOURCE
CONSERVATION
COMMISSION



AquaSource, Inc.
A DQE Company

11100 Brittmoore Park Dr
Houston, TX 77041-6930

Account Number: 045014772-001
Rate Residential

Customer Name and Service Address:
PHILIP STRIBLING
20 BROOKMEADOW ST
WIMBERLEY, TX 78676-2605

Meter Reading Usage Information

As of August 10, 2001

10416 - THEIR READING

8/10 MY READ. 126550

NO METER READING

Summary

Prior Billing Information

Total Amount of Last Bill		\$117.00
Total Payments Received:	08/06/2001	-35.44
Current Charges		
Water-Minimum Charge		19.82
Water-Gallongage Charge		124.80
Sewer-Minimum Charge		22.71
Sewer-Gallongage Charge		3.00
Late Fee-Late Payment Chrg		5.00
Regulatory Assessment Fee		1.71

Total Current Charges

\$177.04

Total Account Balance

\$256.60

Message Center

This is a reminder that your bill is past due. Please pay \$81.56 today. If you have already mailed a payment, or if your payment is reflected above, please disregard this notice.

Pl
35-68

For billing questions during regular hours or to report emergencies 24 hours a day call: (800) 514-3636

Invoice Number	Past Due	Billing Date	Due Date	Amount Now Due
				\$256.60

TEXAS NATURAL RESOURCE CONSERVATION COMMISSION
AUG 31 PM 2:58
CHIEF CLERKS OFFICE



11100 Brittmoore Park Dr
Houston, TX 77041-6930

Account Number: 045014772-001
Rate: Residential

Customer Name and Service Address:
PHILIP STRIBLING
20 BROOKMEADOW ST
WIMBERLEY, TX 78676-2605

Meter Reading Usage Information		Summary	
as of July 16, 2001		Prior Billing Information	
Meter Read Information		Total Amount of Last Bill	\$99.03
Current (Estimate)	417	Total Payments Received: 07/02/2001	-35.44
Previous (Estimate)	415	Current Charges	
Difference	2	Water-Minimum Charge	19.82
Multiplier	1,000	Water-Gallonage Charge	2.40
Total GAL Used	2,000	Sewer-Minimum Charge	22.71
		Sewer-Gallonage Charge	3.00
		Late Fee-Late Payment Chrg	5.00
		Regulatory Assessment Fee	0.48
		Total Current Charges	\$53.41
		Total Account Balance	\$117.00
Message Center			
This is a reminder that your bill is past due. Please pay \$63.59 today. If you have already mailed a payment, or if your payment is reflected above, please disregard this notice.			

For billing questions during regular hours or to report emergencies 24 hours a day call: (800) 514-3636

Invoice Number	Past Due	Billing Date	Due Date	Amount Now Due
045014772-001-00010716	\$63.59	Jul 16 2001	Aug 01 2001	\$117.00



AquaSource, Inc.
A DQE Company

11100 Brittmoore Park Dr
Houston, TX 77041-6930

Account Number: 045014712-001
Rate: Residential

Customer Name and Service Address:
PHILIP STRIBLING
20 BROOKMEADOW ST
WIMBERLEY, TX 78676-2605

Meter Reading Usage Information		Summary	
as of June 15, 2001		Prior Billing Information	
Meter Read Information		Total Amount of Last Bill	\$84.12
Current (Estimate)	415	Total Payments Received: 06/06/2001	-35.47
Previous (Estimate)	413	Current Charges	
Difference	2	Water-Minimum Charge	19.82
Multiplier	1,000	Water-Gallonge Charge	2.40
Total GAL Used	2,000	Sewer-Minimum Charge	22.71
		Late Fee-Late Payment Chrg	5.00
		Regulatory Assessment Fee	0.45
		Total Current Charges	\$50.38
		Total Account Balance	\$99.03
Message Center			
This is a reminder that your bill is past due. Please pay \$84.12 today. If you have already mailed a payment, or if your payment is reflected above, please disregard this notice.			

For billing questions during regular hours or to report emergencies 24 hours a day call: (800) 514-3636

Invoice Number	Past Due	Billing Date	Due Date	Amount Now Due
045014712-001-00010015	\$48.65	Jun 15 2001	Jul 01, 2001	\$99.03

FAX

From
Date

Phil Stribling
6/12/01

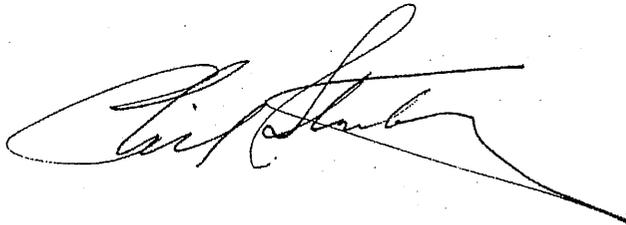
Fax No. (512) 847-0751

To
Fax No

Ms. Heard, Aquasource, Houston
1/713/983-3711

See following two pages per our phone conversation at 3:00 today.

Thanks,

A handwritten signature in black ink, appearing to read "Phil Stribling". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

PHIL STRIBLING

May 4, 2001

Billing Manager
Aquasource, Inc.
P.O. Box 535381
Pittsburgh, PA 15253

Re: Acct #0450147720001

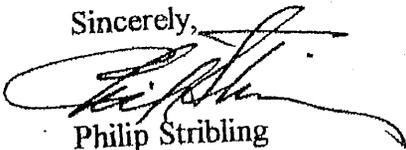
Dear Sir:

I have intended writing for several months concerning your billing practices. I certainly hope that the mistakes you are making are accidental and not deliberate. I'm sure you are aware of the Texas Deceptive Practice Act.

Your rate increase last summer was denied by the City of Woodcreek and you have continued to bill your sewer charges at the incorrect rate. Last spring my rate was \$12.77 per month when you increased it to \$34.97 and were forced to reduce it back to \$22.71. The \$22.71 was not approved by the City. This month you added an additional \$3.00 as a "gallongage charge". You and I know that you NEVER read the sewer meters.

I'm enclosing my check for \$ 22.70 which is total payment for my water service. You need to audit my account since you instituted your rate increase and issue me a credit for all the illegal charges on my account.

Sincerely,



Philip Stribling

cc: Texas Natural Resource Conservation Commission
Bill Dugat, Attny. Bikerstaff, Heath, Smiley etal.

PHONE (512) 842-1198 ▲ Email- pstrib@wimberley-tx.com ▲ FAX (512) 847-0751

WOODCREEK TEXAS 78676

AquaSource, Inc.

a DQE company

11100 Brittmoore Park Dr.
P.O. Box 40496
Houston, TX 77240-0496

Account Number	10031910.000
Rate	Residential

Customer Name and Service Address:
STRIBLING, PHILIP
20 BROOKMEADOW DRIVE

Meter Reading Usage Information				Summary	
Billing Period: September 15, 1999 to October 15, 1999				Current Charges	
Meter Read Information				Water Usage	20.40
Current	ACTUAL	210000		REGULATORY ASSESSMENT FEE	.40
Previous	ACTUAL	193000		Water Usage	19.82
Total Gallons Used			17000	Total Current Charges	\$40.62
<i>Same</i>					
Message Center					

Billing questions M-F 8-5 (c.s.t.) Emergencies 24 hours a day 1-800-514-3636

Invoice Number	Past Due	Company Number	Billing Date	After Due Date Pay This Amount	Due Date	Amount Now Due
0000412701	\$0.00	007	Nov 04, 1999	\$42.65	Nov 22, 1999	\$40.62

AquaSource, Inc.

a DQE company

11100 Brittmoore Park Dr.
P.O. Box 40496
Houston, TX 77240-0496

Account Number 10031970.000
Rate Residential

Customer Name and Service Address:
STRIBLING, PHILIP
20 BROOKMEADOW DRIVE

Meter Reading Usage Information			Summary	
Billing Period: August 16, 1999 to September 15, 1999			Current Charges	
Meter Read Information			REGULATORY ASSESSMENT FEE	.69
Current	ACTUAL	193000	Water Usage	19.82
Previous	ACTUAL	152000	Water Usage	49.20
Total Gallons Used		41000	Total Current Charges	\$69.71
			Message Center	
			OCT 08 1999	

Billing questions M-F 8-5 (c.s.t.) Emergencies 24 hours a day 1-800-514-3636

Invoice Number	Past Due	Company Number	Billing Date	After Due Date Pay This Amount	Due Date	Amount Now Due
0000386225	\$ 00	007	Oct 04, 1999	\$73.19	Oct 22, 1999	\$69.71

AquaSource, Inc.

a DQE company

11100 Brittmoore Park Dr.
P.O. Box 40496
Houston, TX 77240-0496

Account Number	10031910.000
Rate	Residential

Customer Name and Service Address:
STRIBLING, PHILIP
20 BROOKMEADOW DRIVE

Meter Reading Usage Information			Summary	
Billing Period: June 16, 1999 to July 16, 1999			Current Charges	
Meter Read Information			Water Usage	19.82
Current	ACTUAL	119000	Water Usage	34.80
Previous	ACTUAL	90000	REGULATORY ASSESSMENT FEE	.55
Total Gallons Used		29000	Total Current Charges	\$55.17
			Message Center	
			Please see reverse side for important information.	

Billing questions M-F 8-5 (c.s.t.) Emergencies 24 hours a day 1-800-514-3636

Invoice Number	Past Due	Company Number	Billing Date	After Due Date Pay This Amount	Due Date	Amount Now Due
0000335251	\$.00	007	Aug 04, 1999	\$57.93	Aug 22, 1999	\$55.17



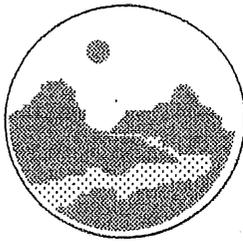
NAME AND SERVICE ADDRESS
STRIBLING, PHILIP
20 BROOKMEADOW DRIVE

ACCOUNT NUMBER
10031910.000

METER READINGS			DESCRIPTION	AMOUNT	PRO RATE
CURRENT	PREVIOUS	TYPE			
38000	33000	5000	Water Usage Base 1.000 X 19.8200 /1000 US GALLONS	19.82	
			Water Usage Step 1 5.000 X 1.2000 /1000 US GALLONS	6.00	
			Meter Tag Number 1002910 Taxes Applied: REGFEE007		
			REGULATORY ASSESSMENT FEE REGFEE007	0.26	

Billing Period: March 17, 1999 to April 20, 1999				Total this Billing	26.08	
NOTICE ID	PAST DUE/ CREDIT	COMPANY NUMBER	BILLING DATE	AFTER DUE DATE PAY THIS AMOUNT	DUE DATE	AMOUNT NOW DUE
0000262607	-24.87	007	11-May-99	1.97	27-May-99	1.21

Billing questions M-F, 8-5 Emergencies 24 hours a day, 7 days a week 1-(800)-514-3636



The City of

Woodcreek

P.O. Box 1570 Wimberley, TX 78676 Tel. (512) 847-9390

1166 12
MWD
OPAD

FEB 16 2001

February 14, 2001

Ms. LaDonna Castanuela
Chief Clerk (MC 105)
TNRCC
P. O. Box 13087
Austin, TX 78711-3087

CHIEF CLERK'S OFFICE

2001 FEB 16 AM 9:49

TEXAS NATURAL
RESOURCE CONSERVATION
COMMISSION

RE: Application of Woodcreek Utilities, Inc. for renewal of permit No. 13989-001

Dear Ms. Castanuela,

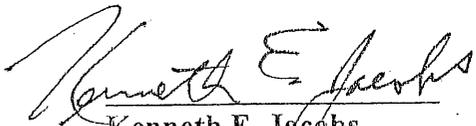
The City of Woodcreek has learned some splinter group calling itself the "Wimberley Neighbors For Healthy Water (WNHW)" has requested a public hearing on the referenced permit renewal application. In considering the permit renewal application by Woodcreek Utilities, Inc. the City of Woodcreek respectfully requests that the TNRCC disregard frivolous actions by publicity seeking power brokers with hidden personal agendas. Such actions can needlessly consume large amounts of taxpayer money as well as cause substantial increased overhead expense for the Utility Co.

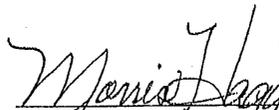
The WNHW is not located in the City of Woodcreek nor, to our knowledge, do any of its members live in the City limits of Woodcreek. However, in opposing virtually everything Woodcreek Utilities, Inc. attempts to do WNHW actions ultimately translate into increased water and wastewater rates for City residents being served by Woodcreek Utilities, Inc.

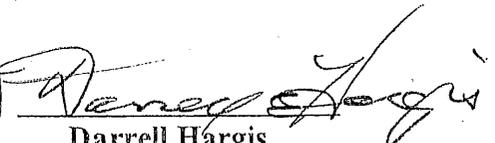
WNHW has opposed the permit application by Woodcreek Utilities, Inc. to discharge treated wastewater into Wilson Creek adjacent to its sewer treatment plant and now also opposes the use of the treated effluent on area golf courses, a permitted use of treated effluent which has been in effect for years. It seems somewhat illogical for WNHW to oppose everything! It is also noteworthy that behind the cloak of the WNHW is at least one former employee of Woodcreek Utilities, Inc. who, we understand, was terminated for cause by the Utility Co.

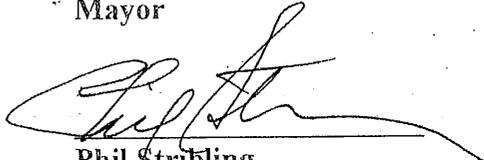
The City of Woodcreek needs logical and reasoned support in order to achieve our long range goals. We also need forward thinkers agreeing on what is best for the community on a long-term basis. We do not need divisive schemers continuously attempting to make issues out of non-issues.

Thank you for your consideration.

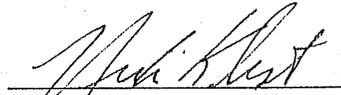

Kenneth E. Jacobs
Mayor


Morris Haggerton
Mayor Pro-Tem


Darrell Hargis
Council Member


Phil Stribling
Council Member


John Hogue
Council Member


Nick Klist
Council Member

tnrec.doc

TEXAS NATIONAL
RESOLUTION COMMISSION
2011 FEB 10 AM 9:49
CHIEF CLERK'S OFFICE

Formal comment 9

TNRCC Public Participation Form
Woodcreek Utilities, Inc.
Public Meeting
Water Quality Land Application Renewal of
Municipal Wastewater
Permit No. 13989-001

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: ELIZABETH SUMTER

Address: P.O. Box 2233

City/State: Wimberley TX Zip: 78476

Phone: (512) 847-1410

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? Wimberley Neighbors for Healthy Water

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓BELOW

I wish to provide formal oral comments.

I wish to provide formal written comments.

OPA
JUN 11 2001

Please give this to the person at the information table. Thank you.

H

Submitted formal written comments 06/11/01

TNRCC Public Participation Form
Woodcreek Utilities, Inc.
Public Meeting
Water Quality Land Application Renewal of
Municipal Wastewater
Permit No. 13989-001

OPA
JUN 11 2001

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: JIM THOMPSON
Address: 340 SOUTH RIVER
City/State: WIMBERLEY TX Zip: 78676
Phone: (512) 847 1085

Are you here today representing a municipality, legislator, agency, or group? Yes No
If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓ BELOW

- I wish to provide formal oral comments.
- I wish to provide formal written comments.
Please see other side

Please give this to the person at the information table. Thank you.

1) I believe that as this application is a renewal for an existing permit, and that there exists sufficient irrigation capacity with the golf course, and the plant is not operating at capacity ^{through} the request for additional irrigation capacity is not necessary. Please respond.

2) as has been represented, the request for additional irrigation capacity is for emergency purposes only. Would the TNRCC so restrict the applicant's use of this requested additional irrigation area for emergency uses only, and continue the use of effluent for irrigation on the Golf Course.

3) Will the TNRCC thoroughly evaluate, and require additional data as appropriate, for the existing soils in the golf course irrigation area, and in the additional irrigation area.

7
Formal Comment

TNRCC Public Participation Form
Woodcreek Utilities, Inc.

Public Meeting

Water Quality Land Application Renewal of
Municipal Wastewater
Permit No. 13989-001

12:11 PM
JUN 11 2001
OPERATIONS OFFICE

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: DAVID WELSCHE
Address: 933 E COURT STREET
City/State: SEGUIN TX Zip: 78155
Phone: 830 379-5822

Are you here today representing a municipality, legislator, agency, or group? Yes No

If yes, which one? Guadalupe-Blanco River Authority

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓ BELOW

I wish to provide formal oral comments.

OPA

JUN 11 2001

I wish to provide formal written comments.

Please give this to the person at the information table. Thank you.

Submitted
written
comments

06/11/01

TNRCC Public Participation Form
Woodcreek Utilities, Inc.
Public Meeting
Water Quality Land Application Renewal of
Municipal Wastewater
Permit No. 13989-001

OPA
JUN 11 2001

Please add me to the mailing list.

DATE: June 11, 2001

PLEASE PRINT:

Name: Marvin A. Wild
Address: 39 Woodcreek Rd
City/State: Whimberley Zip: 38383
Phone: (512) 847-3456

Are you here today representing a municipality, legislator, agency, or group? Yes No
If yes, which one? _____

IF YOU WANT TO GIVE FORMAL COMMENT PLEASE ✓ BELOW

- I wish to provide formal oral comments.
 I wish to provide formal written comments.

over

Please give this to the person at the information table. Thank you.

MA