

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**DECISION OF THE COMMISSION  
REGARDING THE PETITION FOR RULEMAKING  
FILED BY QUADVEST INC., AQUA TEXAS INC., SOUTHERN WATER COMPANY,  
SOUTHWEST WATER COMPANY, AND BRADBERRY WATER SUPPLY (PETITIONERS)**

**Docket No. 2009-0058-RUL**

On March 11, 2009, the Texas Commission on Environmental Quality (Commission) considered the petition for rulemaking filed by Quadvest Inc., Aqua Texas Inc., Southern Water Company, Southwest Water Company, and Bradberry Water Supply (Petitioners). The petition, filed on January 12, 2009 requests that the agency initiate rulemaking to change the deposit for water and wastewater utility customers and allow a payment plan for customers paying the deposit.

IT IS THE DECISION OF THE COMMISSION pursuant to Administrative Procedure Act (APA), Texas Government Code, §2001.021 and Texas Water Code, §5.102 to deny the petition.

The Commission's review of the petition was limited by the Texas Government Code, §2001.021 provisions requiring the Commission to take action within 60 calendar days from the petition's receipt. The Commission denied the petition as the Petitioners were not in attendance to provide support for their petition during the March 11, 2009 agenda.

This Decision constitutes the decision of the Commission required by the APA, §2001.021(c).

Issued date: **MAR 13 2009**

TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY

*Buddy Garcia*  
Buddy Garcia, Chairman