

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



AN INTERIM ORDER regarding the Petition by Circle S Midlothian, LLC and HAB 3336, LLC for the creation of Circle S East Municipal Utility District of Ellis County; TCEQ Docket 2024-0675-DIS.

On August 28, 2024, the Texas Commission on Environmental Quality (Commission) considered during its open meeting a request for a contested case hearing filed by Ellis County concerning the Petition of Circle S Midlothian, LLC and HAB 3336, LLC (Petitioners) for the creation of Circle S East Municipal Utility District of Ellis County (District) in Ellis County. The hearing request was evaluated under the requirements in the applicable statutes and Commission rules, including 30 Texas Administrative Code Chapter 55, Subchapter G. The Commission also considered the responses to the hearing request filed by the Executive Director and the Office of Public Interest Counsel and all timely public comment.

After evaluation of all relevant filings, the Commission determined to grant the hearing request of Ellis County and to refer the matter to the State Office of Administrative Hearings (SOAH) for a contested case hearing on the Petition.

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

1. The request for contested case hearing submitted by Ellis County is hereby GRANTED;
2. The Chief Clerk shall REFER this matter to SOAH for a contested case hearing on the Petition; and
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.

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY



For the Commission

9/4/2024

Date Signed