# KINGS CHAPEL CAPACITY

Providing Superior Wastewater Service to Tennessee

May 12, 2008

#### **Via Hand Delivery**

Eddie Roberson, Chairman Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, TN 37243-0505

Re: Petition of Kings Chapel Capacity for Exemption from Financial Security as Required by the TRA's Wastewater Regulations -- Request to Continue Exemption Docket 08-00069 – NOTICE OF BOND REDUCTION

Dear Chairman Roberson:

On May 8<sup>th</sup>, the Williamson County Planning Commission ("WCPC") voted to reduce the bonding and subsequent Letter of Credit requirements for Kings Chapel Capacity ("KCC or the Company") from \$1,780,248 to \$260,400. As a result KCC will soon be making a separate tariff filing with the TRA to accurately reflect its bonding surcharge to our customers. Attached are copies of the WCPC Bond Action Forms for your records.

Although the new bonds and underlying Letters of Credit required by WCPC have been reduced, they are still in excess of the amounts that would be required by the TRA. As a result, KCC restates its request to continue exemption from financial security as required by the TRA's wastewater regulations.

Please contact me if you have any questions.

Respectfully submitted,

Ich's Formell

John Powell President

Enclosures

Cc: William H. Novak

### Kings Chapel Capacity Williamson County Bonding Requirement May 8, 2008

		Previous	New		
Type of Bond	LOC#	Amount	Amount	Length	
Performance Bond for Sewer Collection System - Section 2C	F851168	\$41,000	\$27,375	6 Months	•
Performance Bond for Sewer Collection System - Section 2B	F850459	32,000	21,775	90 Days	
Performance Bond for Sewer Collection System - Section 2A	P004121	57,500	11,500	15 Months	
Performance Bond for Sewer Collection & Treatment System	F850007	998,748	199,750	2 Years	A/
Performance Bond for Backup Wastewater Treatment System	F850008	651,000	0		
Total Bonding Requirement		\$1,780,248	\$260,400		

A/ Collection Bond of \$48,108 plus Treatment Bond of \$151,642.

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# WILLIAMSON COUNTY

Planning Commission 1320 West Main St., Suite 400 Franklin, Tennessee 37064 615-790-5725 FAX 615-591-8531 www.williamson-m.org

# PLANNING COMMISSION BOND ACTION FORM

May 9, 2008

John Po 1413 PI	ymouth Drive ood TN 37027			
RE:	E: Planning Commission Meeting of May 8, 2008			
	Subdivision/Project:	Kings Chapel, Section 2C		
	Type of Bond:	Performance Bond for Sewer Collection System		
	Amount:	\$41,000		
	Letter of Credit No.:	F851168		
	Expiration Date:	10/22/2008		
At refe	renced meeting the Wi	illiamson County Planning Commission voted to:		
_ _ _x_	Refease referenced Box	nd. d in its present amount for a period of: eferenced bond to:		
ACTI	surety not renewed or and could be "called" i Other: Additional certified, return-re this notice must b	rior to referenced expiration date. Per Section 4.1.2.c. of the Subdivision Regulations rextended within fourteen (14) days of its expiration date is assumed to be in defauting the interest amount.  Ity, the applicant must provide notice of the amendment of this bond by celpt mail to the Tennessee Regulatory Authority. Proof of receipt of a provided to the Planning Director prior to surrender of the current cash deposit if replaced or prior to approval of amendments thereto,		

Copy: Sun Trust Bank Attn: Nancy Ware

5205 Maryland Way, Ste 100

Brentwood TN 37027



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www.williamson-tm.org

# PLANNING COMMISSION BOND ACTION FORM

May 9, 2008

John Po 1413 Pl	Communities owell ymouth Drive ood TN 37027		. •		
RE:	Planning Commission	n Meeting of May 8, 2008	, ·		
	Subdivision/Project:	Kings Chapel, Section 28			
	Type of Bond:	Performance Bond for Sewer Collection System			
	Amount:	\$32,500			
	Letter of Credit No.:	FB50459			
	Expiration Date:	6/29/2008			
At refer		illiamson County Planning Commission voted to:			
	Release referenced Bo	ond.			
	Extend referenced bon	Extend referenced bond in its present amount for a period of:			
	Six months				
	One year				
	Other:				
_x_	Reduce and extend re	eferenced bond to:	i*		
-' '	Type: Performance				
	For a period of:				
	Six months				
	One year				
	_X_ Other: Nine	ıty (90) days			
ACTIC	ON REQUIRED:				
	Provide new surety prior to referenced expiration date. Per Section 4.1.2.c. of the Subdivision Regulations surety not renewed or extended within fourteen (14) days of its expiration date is assumed to be in defaulant could be "called" in its full amount.				
_x_	Other: Additionally, the applicant must provide notice of the amendment of this bond by certified, return-receipt mail to the Tennessee Regulatory Authority. Proof of receipt of this notice must be provided to the Planning Director prior to surrender of the current letter of credit or cash deposit if replaced or prior to approval of amendments thereto.				
_	a month and		•		
Copy:	Sun Trust Bank Attn: Nancy Ware				
	5205 Maryland Way	y, Ste 100			
	Brentwood TN 370	27			



Planning Commission 1320 West Main St., Suite 400 Franklin, Tennessec 37064 615-790-5725 FAX 615-591-8531 www.williamson-tn.org

## PLANNING COMMISSION BOND ACTION FORM

May 9, 2008

Ashby Communities John Powell

	wood TN 37027				
RE:	Planning Commission Meeting of May 8, 2008				
	Subdivision/Project:	Kings Chapel, Section 2A			
	Type of Bond:	Performance Bond for Sewer Collection System			
	Amount:	\$67,500			
	Letter of Credit No.:	P004121			
	Expiration Date:	08/04/2008			
At ref	•	illiamson County Planning Commission voted to:			
	Release referenced Bo				
		Extend referenced bond in its present amount for a period of:			
	Six months				
	One year				
	Other:				
_x_	Reduce and extend n	Reduce and extend referenced bond to:			
	Type: Maintenance	Amount: \$11,500			
	For a period of:	For a period of:			
	Six months				
	One year				
	X Other: Fifteen (15) months				
AÇTI	ON REQUIRED:				
	Provide new surety prior to referenced expiration date. Per Section 4.1.2.c. of the Subdivision Regulation surety not renewed or extended within fourteen (14) days of its expiration date is assumed to be in default and could be "called" in its full amount.				
_X_	Other: Additional	y, the applicant must provide notice of the amendment of this bond by			

- certified, return-receipt mail to the Tennessee Regulatory Authority. Proof of receipt of this notice must be provided to the Planning Director prior to surrender of the current letter of credit or cash deposit if replaced or prior to approval of amendments thereto.

Copy: Sun Trust Bank Attn: Nancy Ware

5205 Maryland Way, Ste 100

Brentwood TN 37027

£.q May 12 08 08:05a 9608-078-319 Elaine Powell



Planning Commission
1320 West Main St., Suite 400
Franklin, Tennessee 37064
615-790-5725
FAX 615-591-8531
www.williamson-tn.org

# PLANNING COMMISSION BOND ACTION FORM

May 9, 2008

John P 1413 P	Commur owell lymouth ood TN	Drive			
RĒ:	Planning Commission Meeting of May 8, 2008				
	Subdiv	ision/Project:	Kings Chapel. Section 1		
	Туре о	f Bond:	Performance Bond for Sower Collection & Treatment System		
	Amoun	it:	\$998,748		
	Letter	of Credit No.:	F850007		
	Expirat	tion Date:	10/01/2008		
At refe			iamson County Planning Commission voted to:		
		e referenced Bon			
			In its present amount for a period of:		
		Six months			
	_	One year			
	_	Other:			
_x_	Reduce	and extend ref	erenced bond to:		
	Type:	Maintenance	Amount: \$48,108 (Collection) & \$151,642 (Treatment)		
	For a p	eriod of:			
		Six months			
		One year			
	_x_	Other: Two (2)	) years		
ACTIO	N REQI	UIRED:			
_	Provide new surety prior to referenced expiration date. Per Section 4.1.2.c. of the Subdivision Regulations, surety renewed or extended within fourteen (14) days of its expiration date is assumed to be in default and could be "calle in its full amount.				
_x_	Other: Provide separate bonds for the collection and for the treatment system. Additionally, the applicant must provide notice of the amendment of this bond by certified, return-receipt mail to the Tennessee Regulatory Authority. Proof of receipt of this notice must be provided to the Planning Director prior to surrender of the current letter of credit or cash deposit if replaced or prior to approval of amendments thereto.				
Сору:	Sun Trust Bank Altn: Nancy Ware 5205 Maryland Way, Ste 100 Brentwood TN 37027				

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Planning Commission 1320 West Main St., Suite 400 Franklin, Tennessee 37064 615-790-5725 FAX 615-591-8531 www.williamson-tn.org

# PLANNING COMMISSION BOND ACTION FORM

May 9, 2008

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John Po 1413 P	Communities owell lymouth Drive ood TN 37027			
RE:	Planning Commission	Meeting of May 8, 2008		
	Subdivision/Project:	Kings Chapel, Section 1		
	Type of Bond:	Performance Bond for Backup Wastewater Treatment System		
	Amount:	\$651,000		
	Letter of Credit No.:	F850008		
	Expiration Date:	10/06/2008		
At refe	renced meeting the Will	liamson County Planning Commission voted to:		
_X_	Release referenced Bo	nd.		
	Extend referenced bond in its present amount for a period of:			
	Six months			
	One year			
	Other:			
	Reduce and extend refe	renced bond to:		
	Type: Amou	nt:		
	For a period of:			
	Six months			
	One year			
	Other:			
ACTIO	N REQUIRED:			
_	Provide new surety prior to referenced expiration date. Per Section 4.1.2.c. of the Subdivision Regulation surety not renewed or extended within fourteen (14) days of its expiration date is assumed to be in defau and could be "called" in its full amount.			
_x_	Other: Additionally, the applicant must provide notice of the amendment of this bond by certified, return-receipt mail to the Tennessee Regulatory Authority. Proof of receipt of this notice must be provided to the Planning Director prior to surrender of the current letter of credit or cash deposit.			
Сору:	Sun Trust Bank Attn: Nancy Ware 5205 Maryland Way. S Brentwood TN 37027			

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