

TENNESSEE PUBLIC UTILITY COMMISSION



502 Deaderick Street, 4th Floor
Nashville, Tennessee 37243

June 28, 2019

Mr. Jeff Risen --
Tennessee Wastewater Systems, Inc.
851 Aviation Parkway
Smyrna, TN 37167

RE: Docket No. 19-00030 Petition of Tennessee Wastewater Systems, Inc. to Amend Its Certificate of Convenience and Necessity To Include a Development Named Chelsey's Way in Robertson County.

Dear Mr. Risen:

In order for the Commission to evaluate Tennessee Wastewater System's Inc. ("TWSI")' abilities in each of the foregoing areas and the "public need" for the wastewater system to service the Chelsea's Way in Williamson County, it is requested that your company provide the answers and/or information to the attached Data Request.

Pursuant to TRA Rule 1220-1-1-.03(4), submit either an electronic response along with an original and four (4) written copies or an original written response and thirteen (13) copies. Please note that the requisite number of written copies of all requested information should be provided to the Docket Manager by no later than Thursday, July 12, 2019 and electronic responses, if filed, must be in .pdf format. Should you have questions regarding the attached request, please contact Patsy Fulton at (615) 770-6887.

Sincerely,

A handwritten signature in black ink that reads "D. M. Foster".

David Foster
Director, Utilities Division

C: Docket File

1. Provide a copy of the map that includes all the specifics required by the Commission rules for CCNs. Specify the territorial boundary as “Area being requested for CCN”.
2. Provide a copy of the cost estimate for the collection system that will be submitted to Williamson County.
3. Provide copies (or an answer) regarding the following referred to in the LOU filed as Exhibit #14 to this Petition:
 - 1) The developer’s agreement with TWS, referred to in paragraph 10 and paragraph 14 of the LOU;
 - 2) The Design/Build Agreement referred to in paragraph 14 of the LOU.
 - 3) Since the LOU states that cost of tankage, components, etc. for each individual residence site and installation of sewer collection/reuse main lines, pump stations, and lot services are outside the scope of this agreement (paragraph 16 of LOU) and since all of the above are required to operate the sewer services, provide a copy of an Agreement that states who will provide these parts to the sewer system and who will pay for these components.
4. Provide a copy of the contract between the utility and the developer. TPUC Rule 1220-04-13-.17(2)(b)(3) requires evidence that the requisite property rights and public need exists for wastewater services in the proposed including (1) Letters from local governments and public wastewater utilities in or near the proposed area stating that they are unable or unwilling to service that area for twelve 12 months; (2) A copy of any application for a franchise and the franchise agreement, as applicable; (3) all contracts or agreements between the builder(s) of the treatment and/or collection system, the utility, and the property and/or subdivision developer that show entitlement or ownership to the land, system specifications, costs for the wastewater system, timeline for the system to be built, and rights to the system once it is completed. Documents presented by the applicant should be signed by all parties and bear marks or stamps, such as those provided by notaries or public officials, as necessary.
5. There does not appear to be any amount in the budget regarding an equipment building. Will there be a building for the equipment and who will pay for it?
6. Paragraph 11 of the LOU between Adenus Solutions Group and Chelsea’s Way states that “no home will be released to connect to the sewer collection system, or to the treatment and disposal system, until the Developer has paid all sewer development fees less applicable credits.” Please explain in detail what applicable credits are. Also, include all journal entries that have been made or examples (including the account number) of future journal entries to be made with regard to “applicable credits.”

7. The LOU provided with this petition is between ASG and Chelsea's Way. Please provide any accounting entries between ASG, TWS and Chelsea's Way when receiving, spending and collecting the monies to be recorded on TWS books (include entries relating to TWS' costs for upsized piping for future developments).
8. Paragraph 7 of the LOU between ASG and the developer (Benny Neill) states that the Developer understands that the construction or expansion of the treatment system will require encroachment upon land areas already identified as reserve soils in order to meet County requirements. The developer agrees it will provide all necessary and required soils under this paragraph. Please explain and does this mean that the developer needs to get an additional reserve soil area approved by TDEC?
9. Who owns the property now? Please provide a name, an address and a phone number of the property owner and documents showing ownership.
10. The area being requested in the petition states 167.96 acres; however, the map as well as the LOU state that there are 79 acres. Please explain.
11. Will TWS be doing the tank and line inspections? Please provide the accounting entry/transactions that will be recorded, including all entities involved. Are these amounts included in the total costs (\$643,650)?
12. Please explain the difference between the tank inspection and the line inspection. Are these amounts standard pricing for TWS?
13. Please provide a copy of the signed contract for fees, property, easements, tax remittance...
14. The LOU between ASG and the developer provides in paragraph 15 that the developer agrees to post any bond amounts required by the RCPD. Has the developer also agreed to provide the bond required by the utility for an amount equal to or greater than the cost of the system as provided in contracts between the builder, developer and utility?
15. Does the \$87,000 that Chelsea's Way is paying for the Drip Field include the final construction of the drip fields and the reserve drip fields required by the county?