

June 21, 2024

VIA ELECTRONIC FILING

Hon. Herbert H. Hilliard, Chairman c/o Ectory Lawless, Docket Room Manager Tennessee Public Utility Commission 502 Deaderick Street, 4th Floor Nashville, TN 37243 TPUC.DocketRoom@tn.gov Electronically Filed in TPUC Docket Room on June 21, 2024 at 9:15 a.m.

RE: In Re: Application of Limestone Water Utility Operating Company, LLC for Authority to Purchase Title to the Assets, Property, and Real Estate of a Wastewater System, Chapel Woods, and for a Certificate of Public Convenience and Necessity, TPUC Docket No. 21-00060

Dear Chairman Hilliard:

Attached for filing please find the Second Report Demonstrating Compliance with Filing Requirements of Order Approving Settlement Agreement and Transfer of System, and Granting Certificate of Convenience and Necessity in the above-captioned matter.

As required, the original plus four (4) hard copies will be mailed to your office. Should you have any questions concerning this filing, or require additional information, please do not hesitate to contact me.

Sincerely,

BUTLER SNOW LLP

Katherine Brances

Katherine Barnes

clw

Attachments

cc: Russ Mitten, Limestone Water Utility Operating Company, LLC Shilina B. Brown, Consumer Advocate Division Victoria B. Glover, Consumer Advocate Division

BEFORE THE TENNESSEE PUBLIC UTILITY COMMISSION NASHVILLE, TENNESSEE

IN RE:)	
)	
APPLICATION OF LIMESTONE)	
WATER UTILITY OPERATING)	
COMPANY, LLC FOR AUTHORITY)	
TO PURCHASE TITLE TO THE)	DOCKET NO. 21-00060
ASSETS, PROPERTY, AND REAL)	
ESTATE OF A WASTEWATER)	
SYSTEM, CHAPEL WOODS, AND)	
FOR A CERTIFICATE OF PUBLIC)	
CONVENIENCE AND NECESSITY)	

SECOND REPORT DEMONSTRATING COMPLIANCE WITH FILING REQUIREMENTS OF ORDER APPROVING SETTLEMENT AGREEMENT AND TRANSFER OF SYSTEM, AND GRANTING CERTIFICATE OF CONVENIENCE AND NECESSITY

On December 2, 2022, the Tennessee Public Utility Commission ("Commission" or "TPUC") issued its *Order Approving Settlement Agreement and Transfer of System, and Granting Certificate of Convenience and Necessity* ("Order"). In the Order, the Commission approved the *Stipulation and Settlement Agreement* entered into by Limestone Water Utility Operating Company, LLC ("Limestone"), Chapel Woods Home Owners Association ("Chapel Woods"), and the Consumer Advocate Unit in the Financial Division of the Office of the Attorney General ("Consumer Advocate"). The Order requires Limestone to file certain documents with the Commission, specifically outlined in paragraphs 4 and 8 through 15.² On April 10, 2023, Limestone filed its first *Report Demonstrating Compliance with Filing Requirements of the Order*, which included all documents required to be filed with the Commission except the copies of maps

¹ Order Approving Settlement Agreement and Transfer of System, and Granting Certificate of Convenience and Necessity, p.11, TPUC Docket No. 21-00060 (Dec. 2, 2022).

² Id., p. 5-6. See also Stipulation and Settlement Agreement, p. 3-6, TPUC Docket No. 21-00060 (August 19, 2022).

and engineering designs for the wastewater system, as required by Paragraph 14 of the Order.³ Therefore, Limestone hereby files, as **Exhibit 1** to this second report, **copies of maps and engineering designs for the wastewater system**. Limestone has fully complied with the compliance filing terms of the Order.

Respectfully submitted,

BUTLER SNOW LLP

Katherine Barnes

Melvin Malone

The Pinnacle at Symphony Place

150 Third Avenue South, Suite 1600

Nashville, TN 37201 Tel: (615) 651-6700

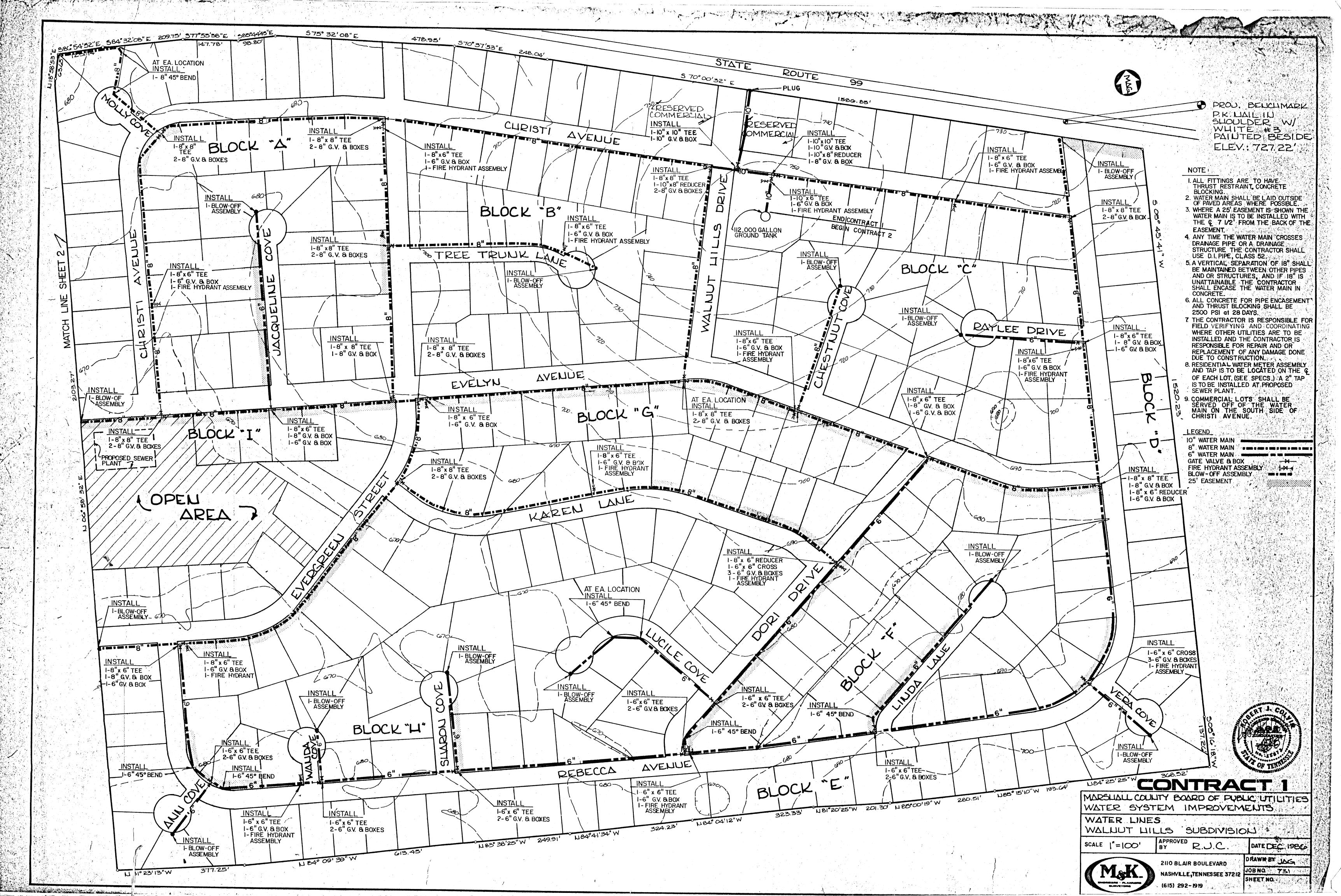
<u>Katherine.Barnes@butlersnow.com</u> <u>Melvin.Malone@butlersnow.com</u>

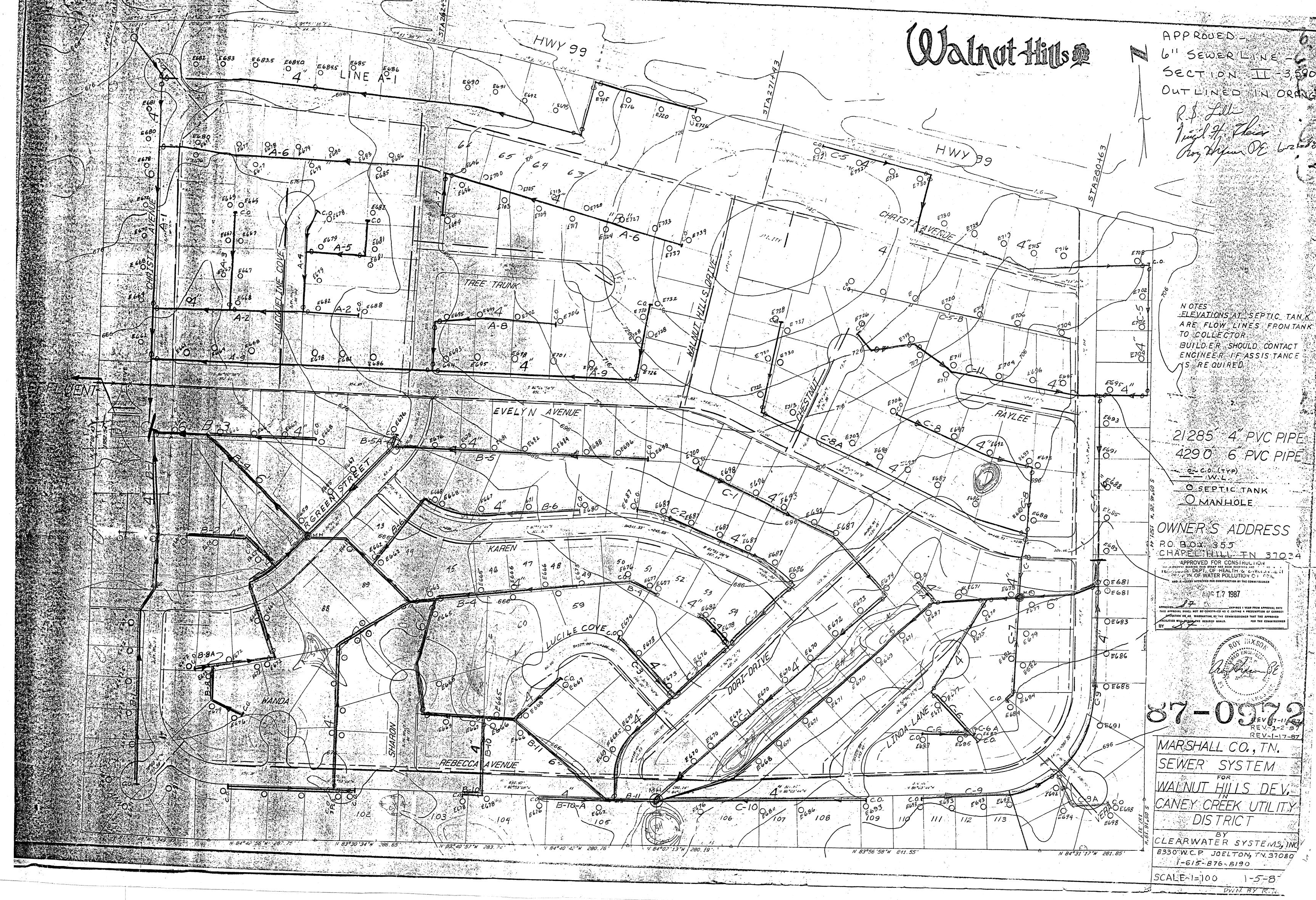
COUNSEL FOR LIMESTONE WATER UTILITY OPERATING COMPANY, LLC

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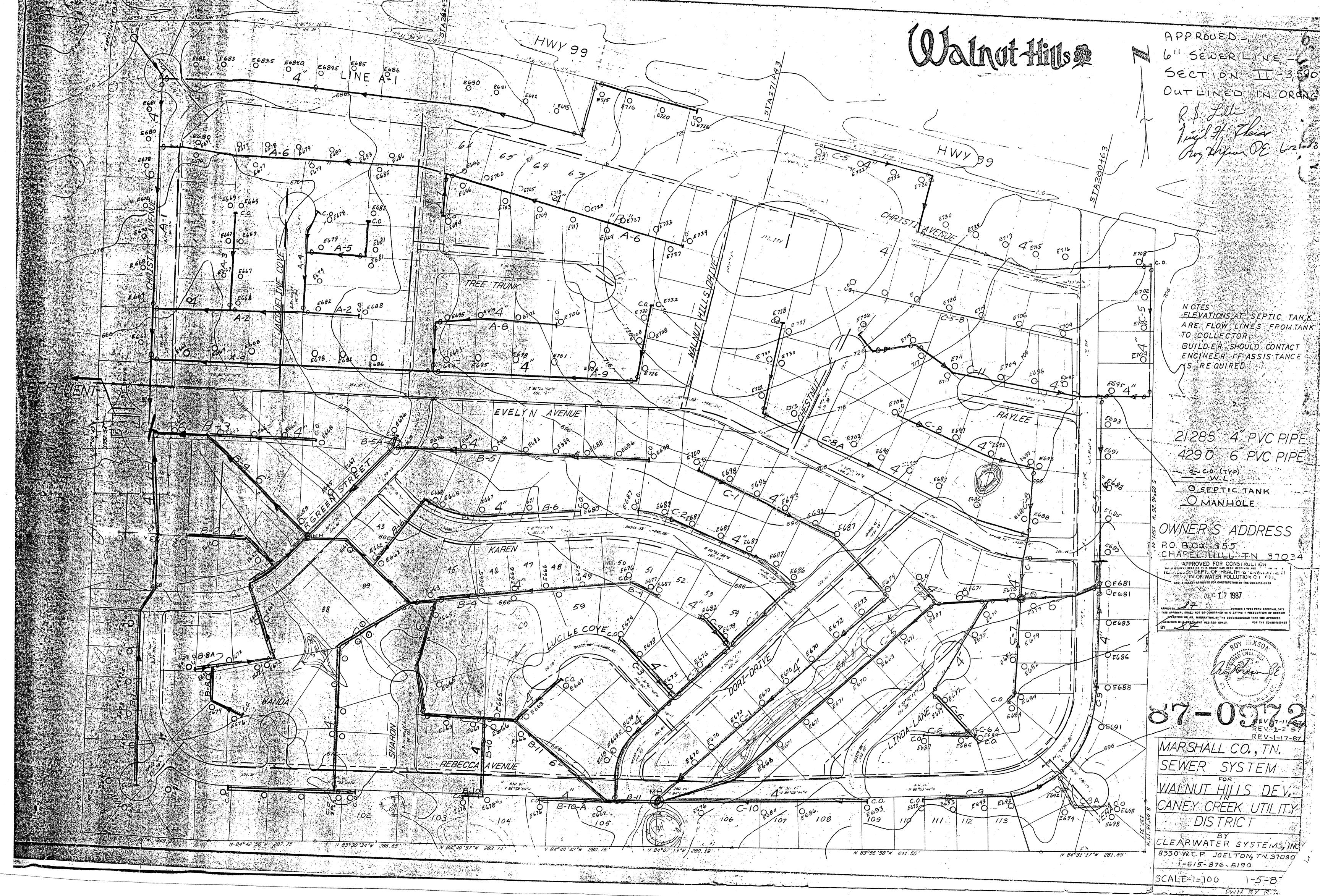
³ Report Demonstrating Compliance with Filing Requirements of the Order, TPUC Docket No. 21-00060 (April 10, 2023).

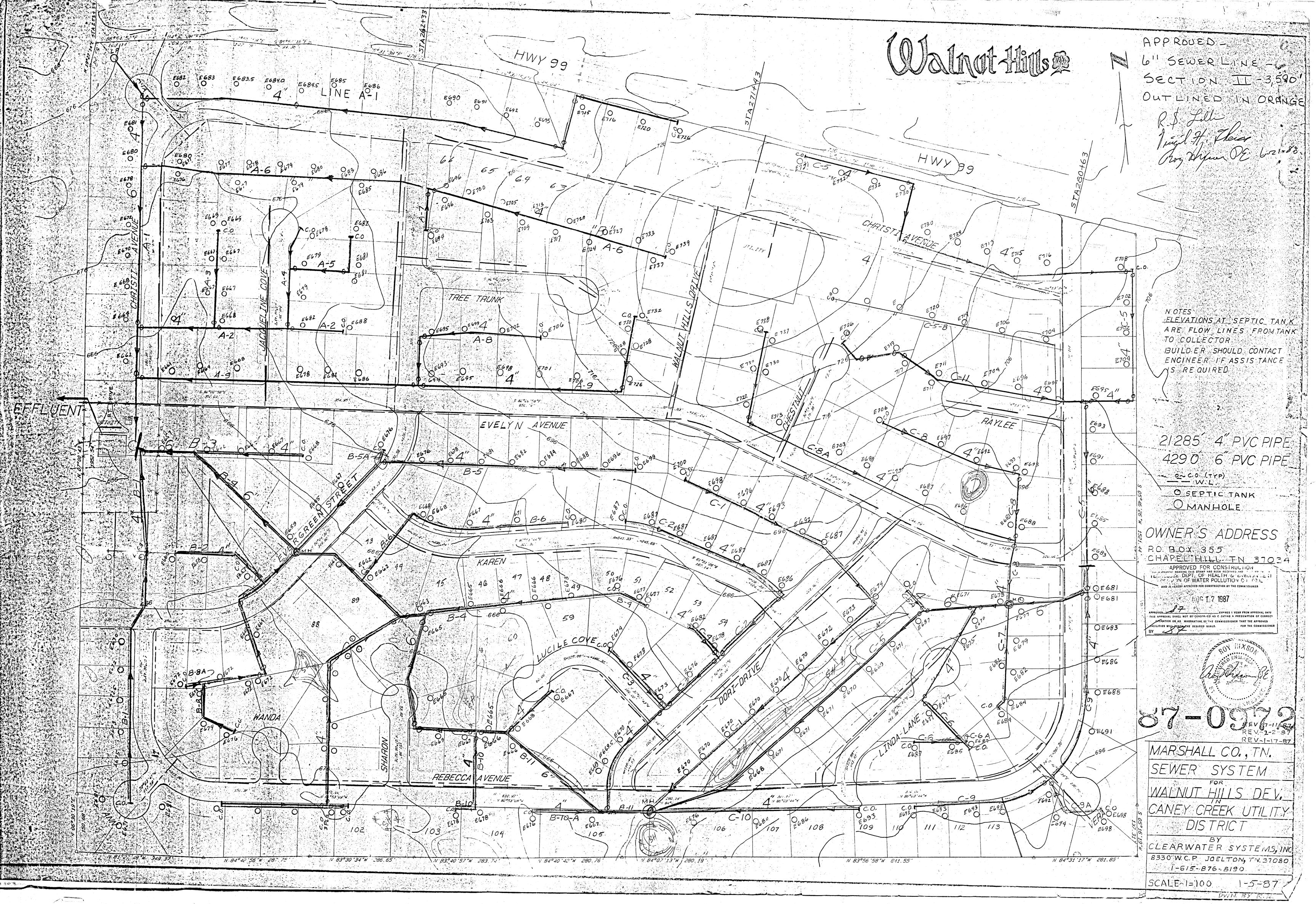
EXHIBIT 1

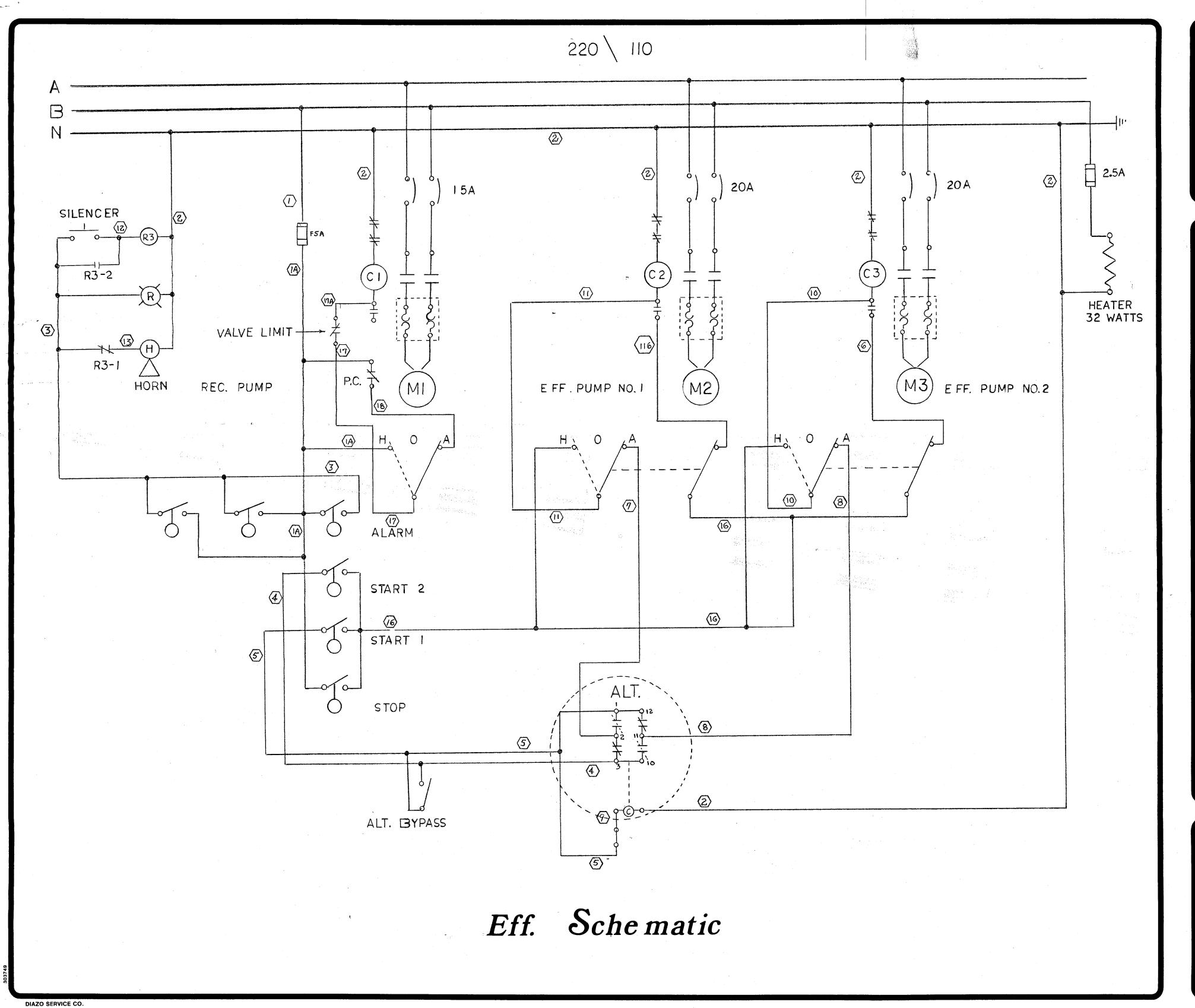


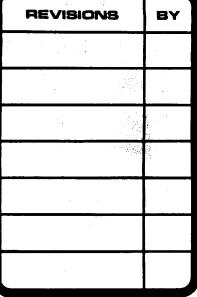












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Walnut Hills Subdivision

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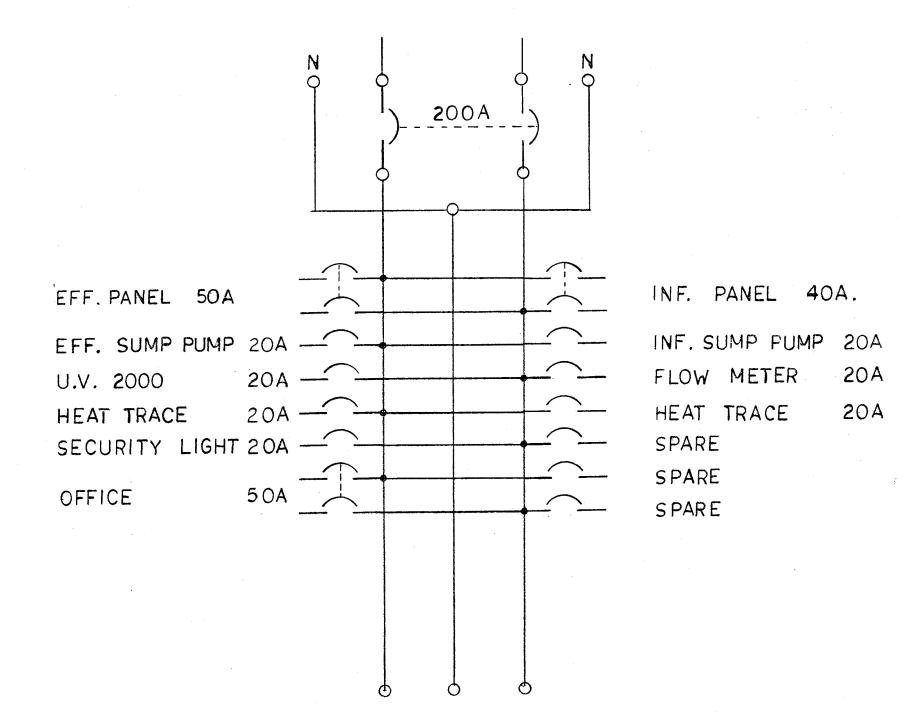
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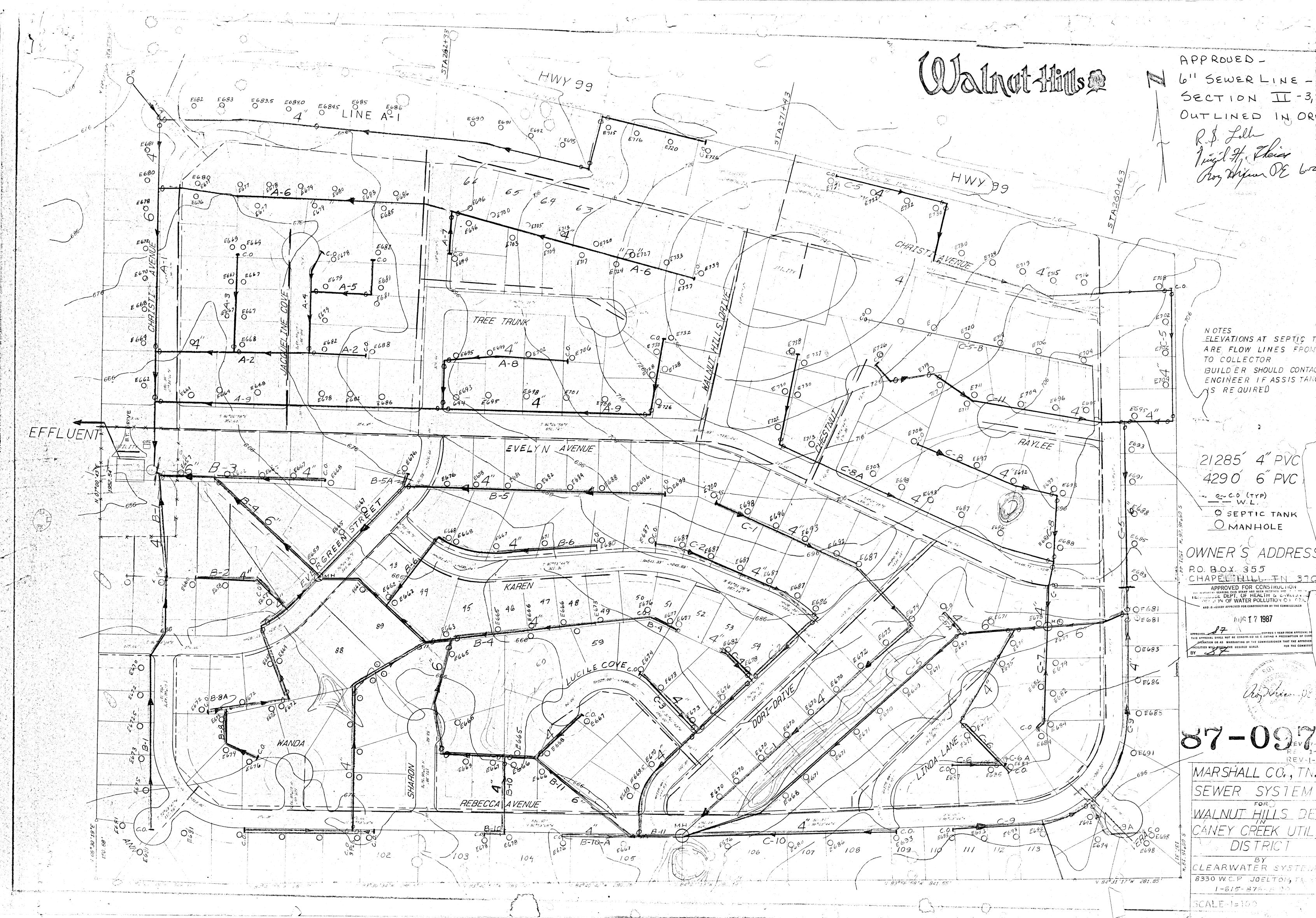


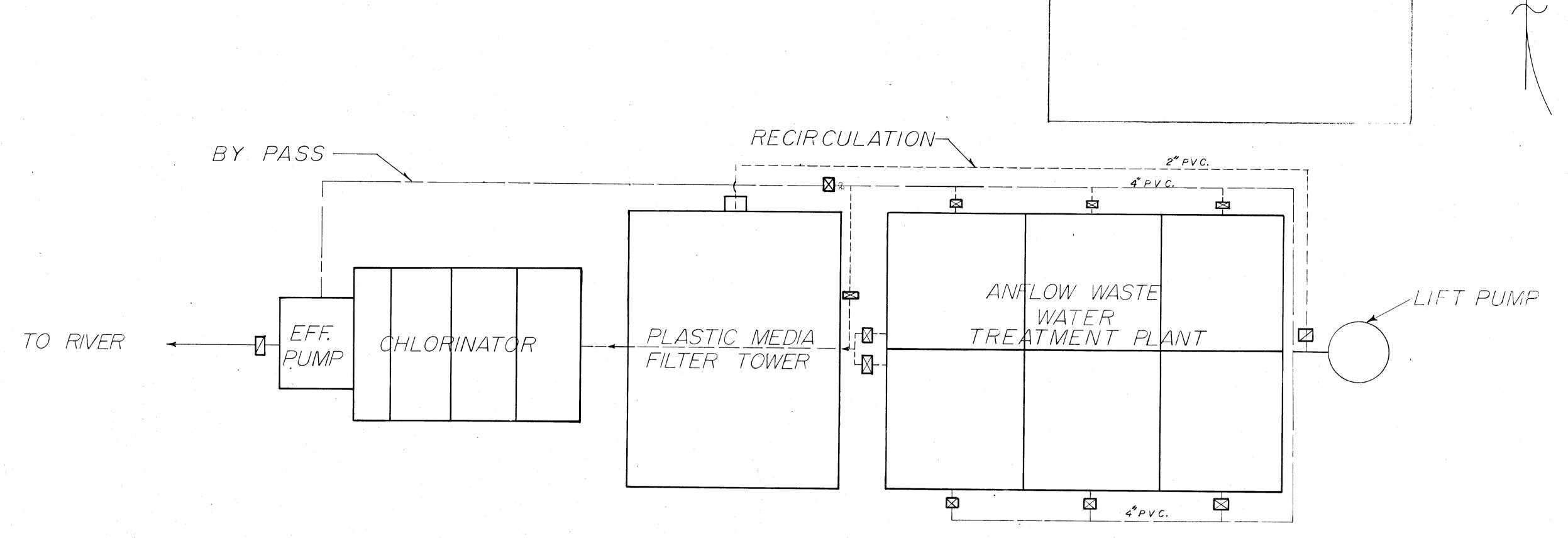
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OFFICE AND STORAGE

GENERAL NOTES

1. ALL SEWER CONSTRUCTION SHALL BE IN ACCORDANCE WITH SPECIFICATIONS OF THE TENNESSEE DEPARTMENT OF PUBLIC HEALTH.

2. THE DECISION OF THE ENGINEER SHALL BE FINAL ON ANY AND ALL QUESTIONS WHICH MAY ARISE AS TO THE QUALITY AND ACCEPTABILITY OF THE MATERIALS FURNISHED, THE WORK PERFORMED, THE MANNER OF PERFORMANCE, AND THE RATE OF FROGRESS OF THE WORK. HE SHALL DECIDE ALL QUESTIONS WHICH MAY ARISE AS TO THE INTERPRETATION OF THE PLANS OR SPECIFICATIONS, ACCEPTABLE FULFILLMENT OF THE CONTRACT, AND ALL DESPUTES AND MUTUAL RIGHTS BY THE CONTRACTOR.

3. THE CONTRACTOR SHALL PROVIDE ACCURATE RECORDS OF ANY FIELD CHANGES MADE DURING CONSTRUCTION.

4. THE CONTRACTOR SHALL SAVE HARMLESS THE OWNER, HIS AGENT, THE ENGINEER, AND ANY OTHER FUBLIC AGENCY FROM CLAIMS ARISING FROM THE LACK OF COMPLIANCE OF THE SAFETY REQUIREMENTS. THE CONTRACTOR SHALL IN ALL CASES COMPLY WITH THE REQUIREMENTS OF STATE AND FEDERAL SAFETY REQUIREMENTS.

5. THE CONTRACTOR WILL BE RESPONSIBLE FOR CLEANING UP THE JOB SITE, STAGING AND STORAGE AREAS DURING AND AFTER CONSTRUCTION.

6. THE CONTRACTOR IS RESPONSIBLE FOR LOSS OR DAMAGE TO ANY REFERENCE POINT, OF, LOT POINTS, OR MONUMENTS AND SHALL BARE THE EXPENSE OF REPLACEMENT.

7. THE CONTRACTOR IS CAUTIONED AND SHALL BE RESPONSIBLE FOR NOTIFYING THE ENGINEER OF ANY ERROR OR OMMISSION ON THE PLANS WHICH MAY CREATE ADDITIONAL WORK OR EXPENSE BY THE CONTRACTOR.

8. THE CONTRACTOR SHALL PROVIDE THE OWNER WITH A WRITTEN GUARANTEE COVERING MATERIALS AND WORKMANSHIP. THE GUARANTEE SHALL BE FOR A PERIOD OF ONE YEAR COMMENCING ON THE DATE OF FINAL ACCEPTANCE. ANY DEFICIENCIES OBSERVED WITHIN THE GUARANTEE PERIOD SHALL BE PROMPTLY CORRECTED BY THE CONTRACTOR.

9. AFTER CONSTRUCTION, ALL AREAS SHALL BE PERMANENTLY PROTECTED BY ESTABLISHING A SUITABLE COVER... WORKING THE SOIL WITH APPROPRIATE EQUIPMENT, FERTILIZER AND MULCH WILL BE REQUIRED ON ALL BARE SLOPES EXCEEDING SEVEN PERCENT.

10. THAT AT ALL TIMES THE CONTRACTOR SHALL HAVE ON SITE QUALIFIED SUPERVISING PERSONNEL, CAPABLE OF READING AND BUILDING TO THE PLANS AND SPECIFICATIONS PROVIDED.

11. ALL CONCRETE IN ANFLOW UNIT; PLASTIC MEDIA TOWER, MANHOLES SHALL BE COATED WITH WATER PROOF EPOXY.

LAYOUT OF TREATMENT FACILITY

APPROVED FOR CONSTRUCTION
THE DOCUMENT BEARING THIS STAMP HAS BEEN RECEIVED AND SPIEWED BY THE TENNESSEE DEPT. OF HEALTH & ENVIRONMENT DIVISION OF WATER POLLUTION CONTROL AND IS HEREBY APPROVED FOR CONSTRUCTION BY THE COMMISSIONER

APPROVED

EXPIRES I YEAR FROM APPROVAL DATE OPERATION OR AS WARRANTING BY THE COMMISSIONER THAT THE APPROVED FACILITIES WILL REACH HE DESIRED GOALS.

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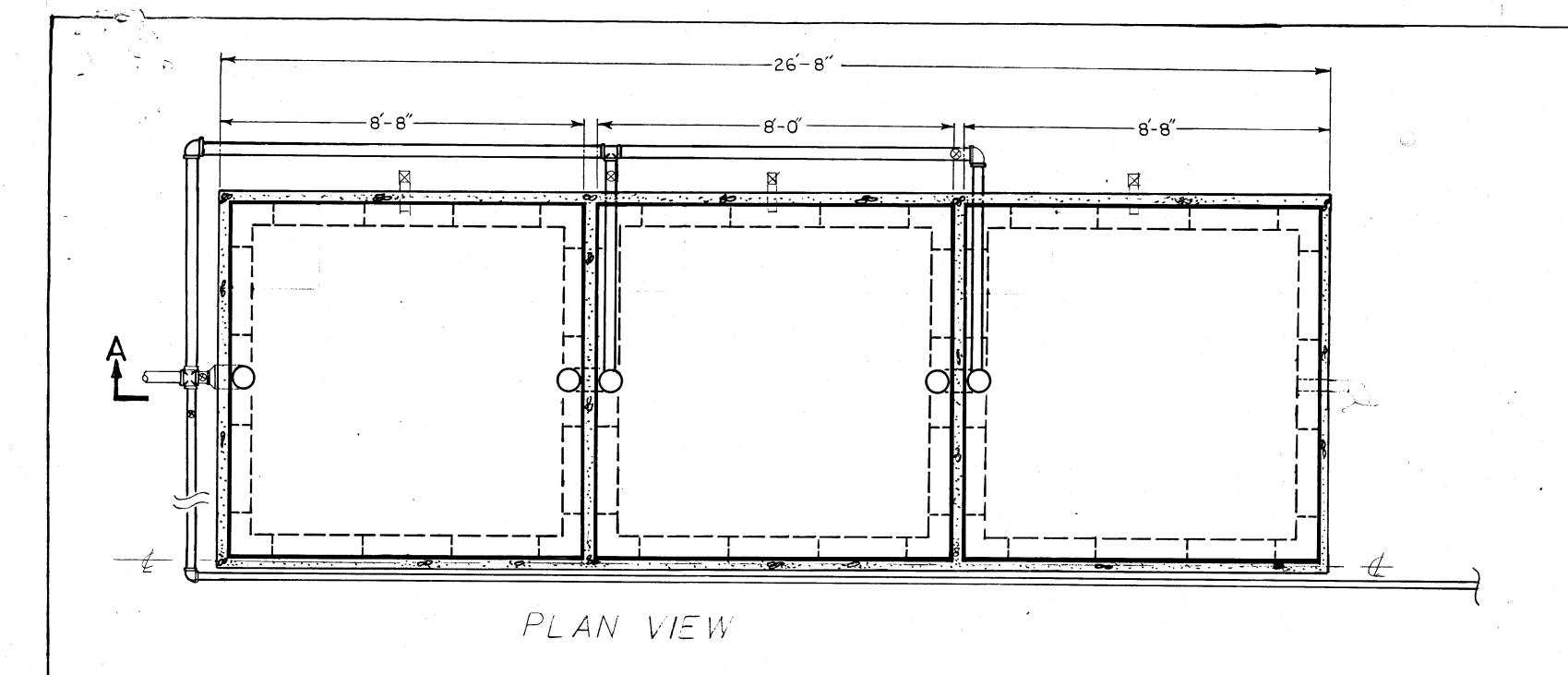
BY CLEARWATER SYSTEMS INCORPORATED

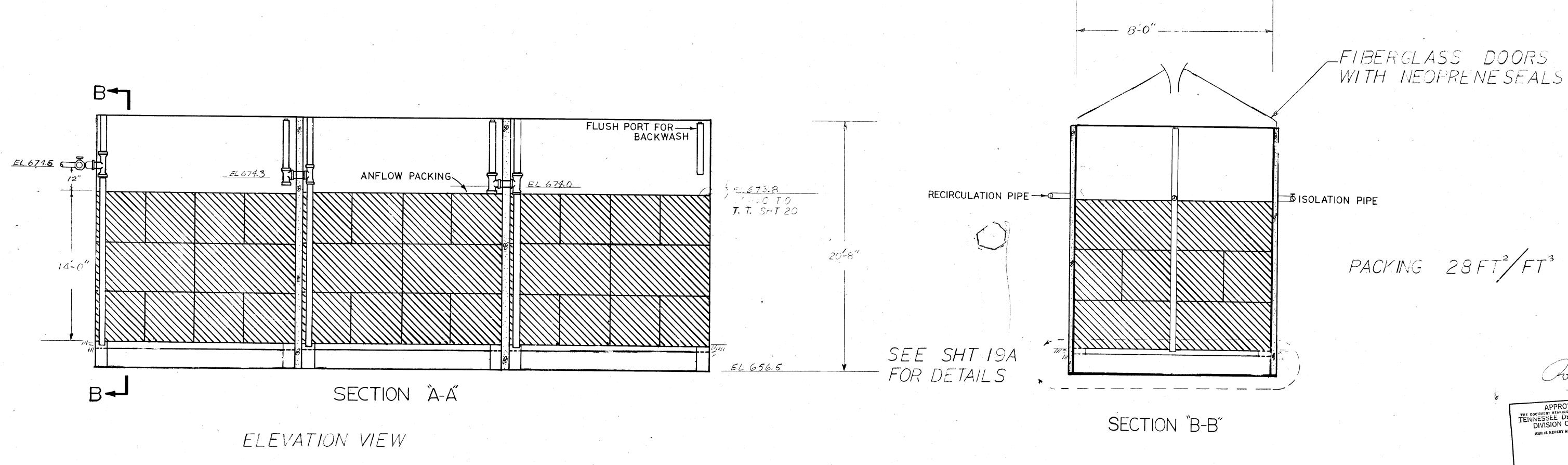
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SCALE: N.T.S. 7-7-87 SHT 3 of 26

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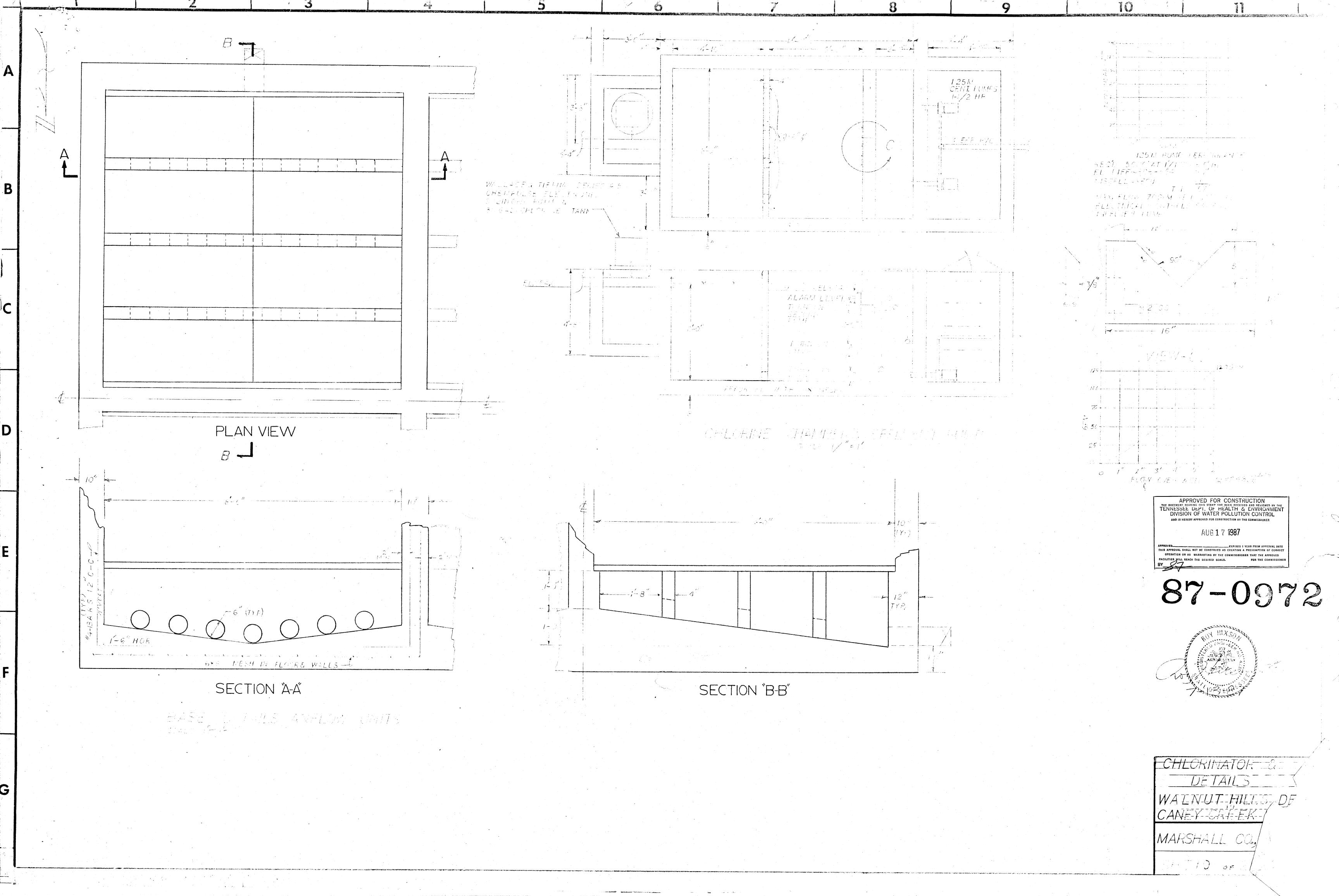
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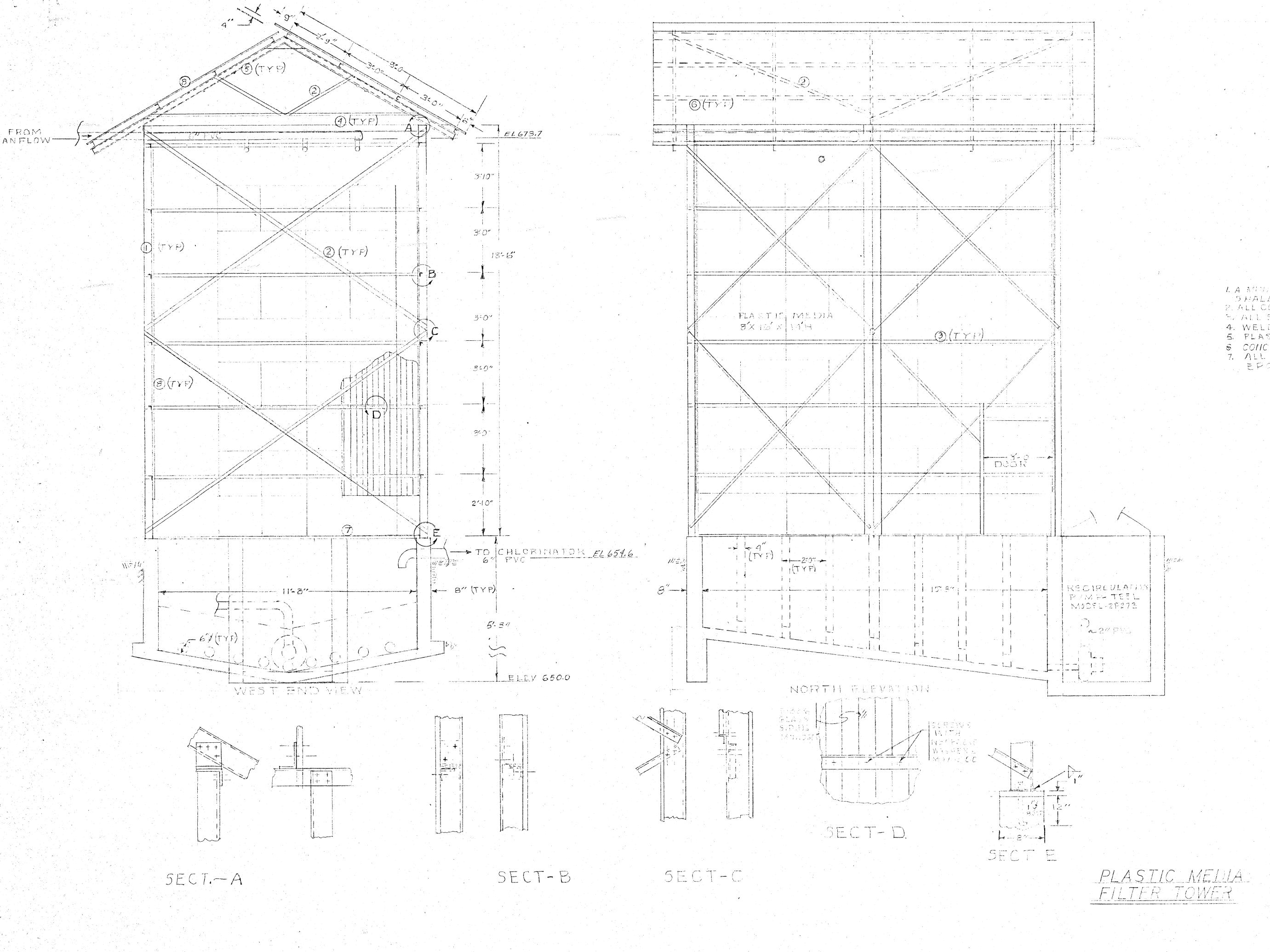
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APPROVAL EXPIRES

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TENN DEPT OF HEALTH & ENVIRONMENT
Division of Water Pollution Control





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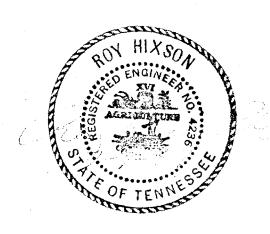
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AND IS HEREBY APPROVED FOR CONSTRUCTION BY THE COMMISSIONER

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OPERATION OR AS WARRANTING BY THE COMMISSSIONER THAT THE APPROVED
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FOR THE COMMISSIONER
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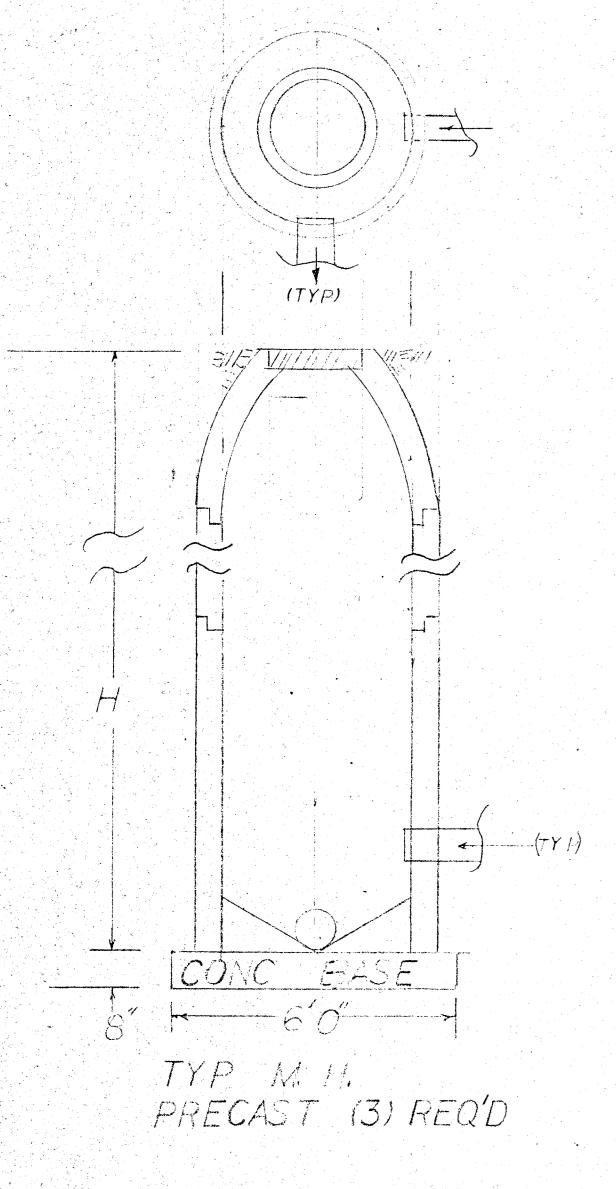
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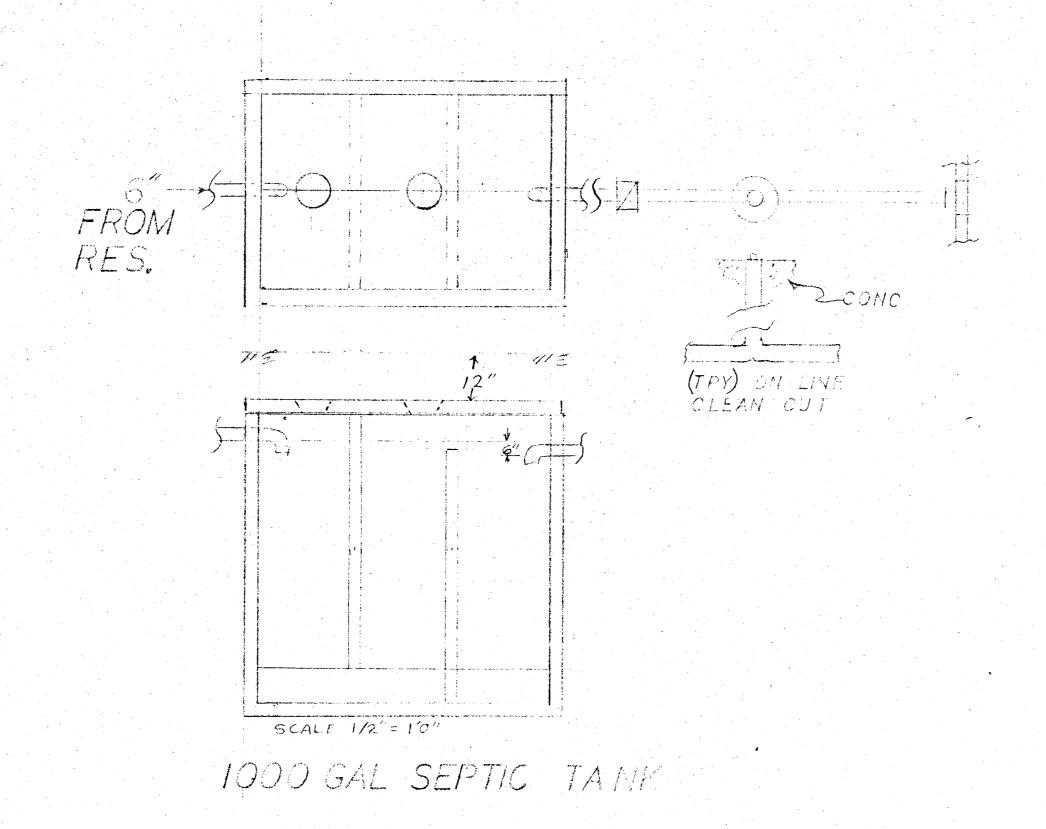
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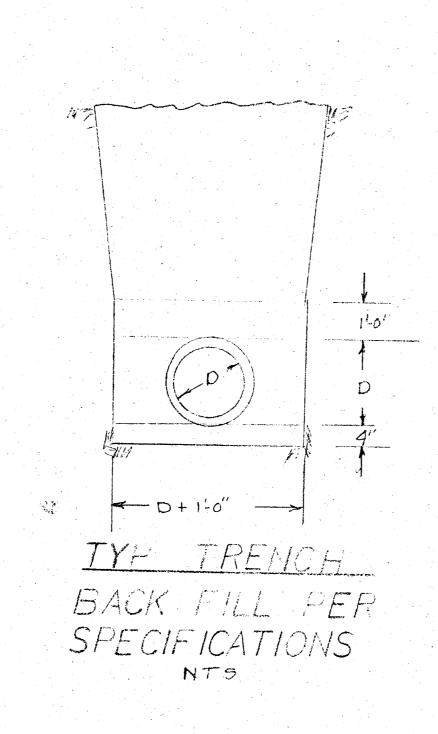


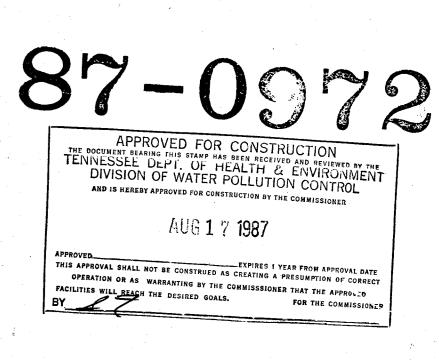


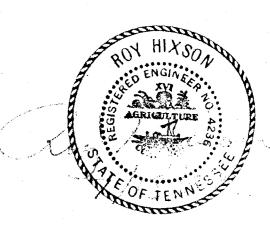
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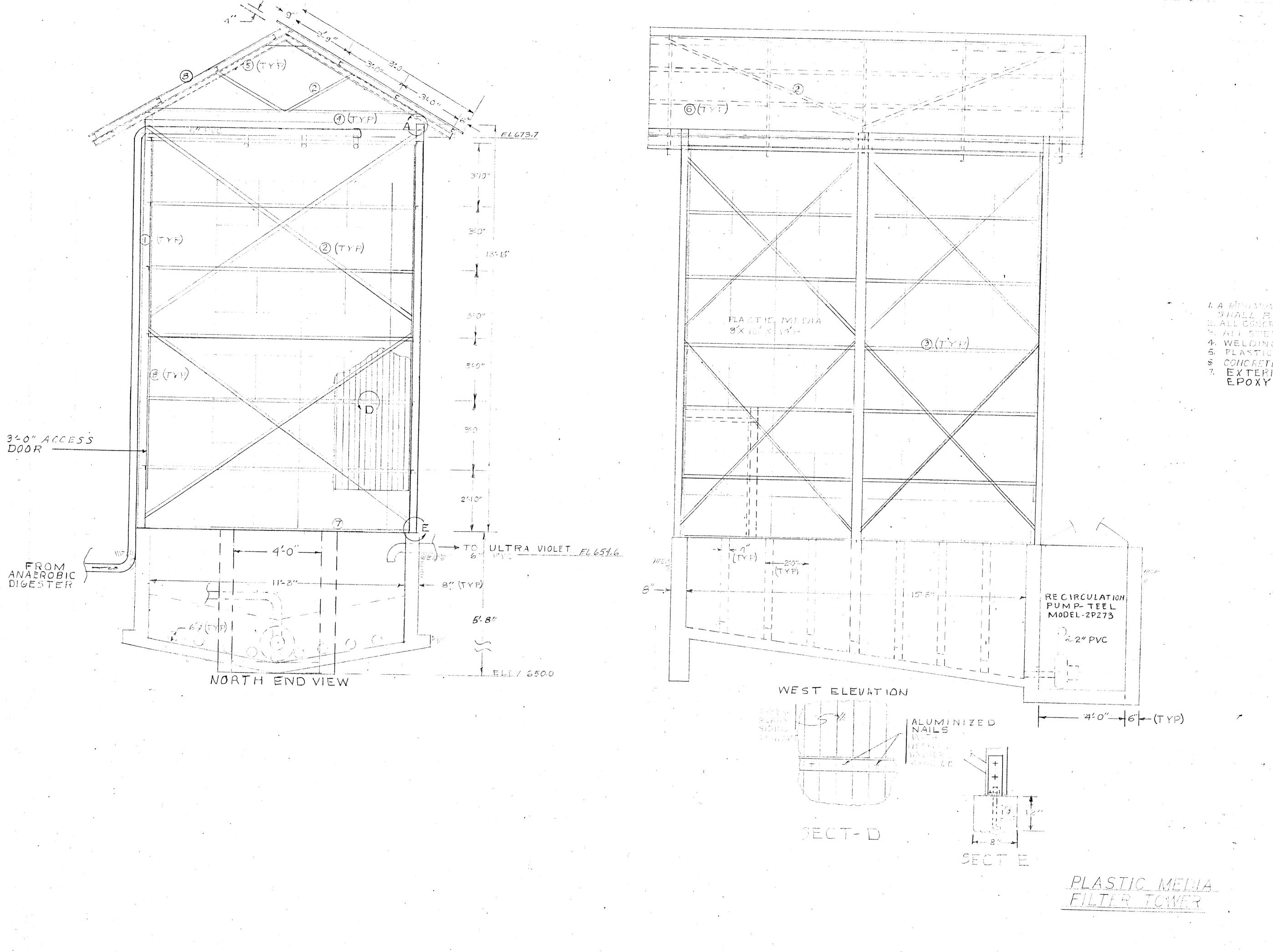
WALNUT HILLS DEV
CANEY CHEEK UTIL

MARSHALL CO, TN.

BY
CLEAR WATER BYS TEMS INC
B330 WCP DELTON TH 37083

MANNIOLE DETAILS

SHIT 21 OF 20



LEGEND

- ① COLUMNS ~ 6"x6" ② DIAGONALS ~ 2"x4"
- 3 WALL SUIDER (1104) 2"x6" 4 CAUS ~ 2"x6"
- 5) TOP CHUMB-ROSE 1 AND 2 X 4"

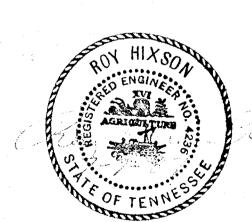
 6) 1/2" EXTERIOR PLYWOOD SHEATHING

 ALL STRUCTURAL MEMBERS

 TO BE PRESSURE TREATED
- GRAVEN ELECTIC CRASS TO BY
 - 8 FIBER GLASS SHINGLES (20 TR)

NOTES

- LA MINIMUM OF 107 CRUSHED LIMETTOWN
 SHALL BE TAMFIED BELOW ALL CONCRETE.
 2. ALL CONCRETE SHALL BE 3500 PSI
- 4. WELDING PER AWS SPECIFICATIONS
- 5. PLASTIC MEDIA BY B.F. GOODBACHOOD DIN1916/1
- T. EXTERIOR SHALL BE COATED WITH GREEN EPOXY WEATHER PROOFING.



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MARSHALL CO.TN.

SEWER SYSTEM

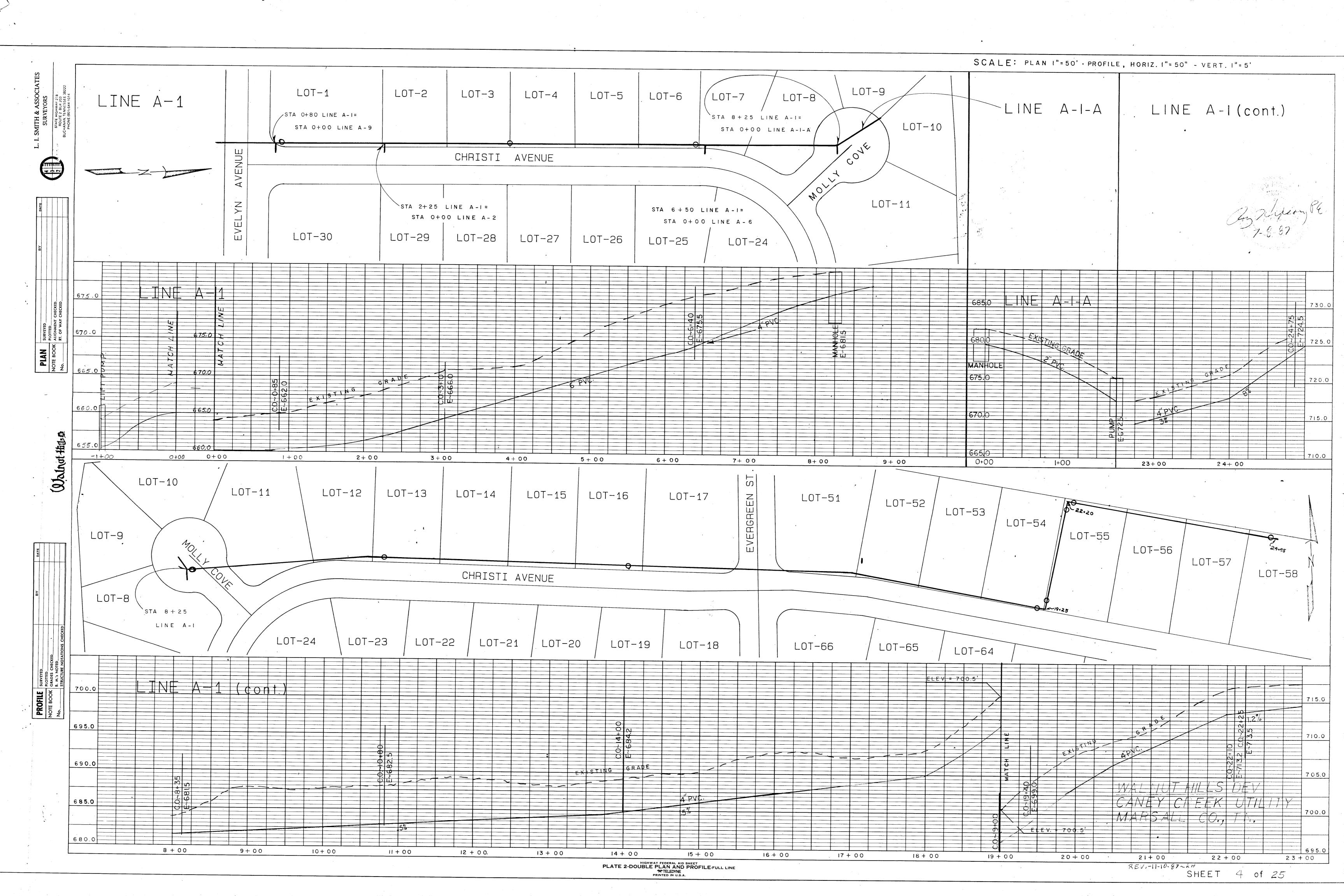
WALNUT FILL DEV.

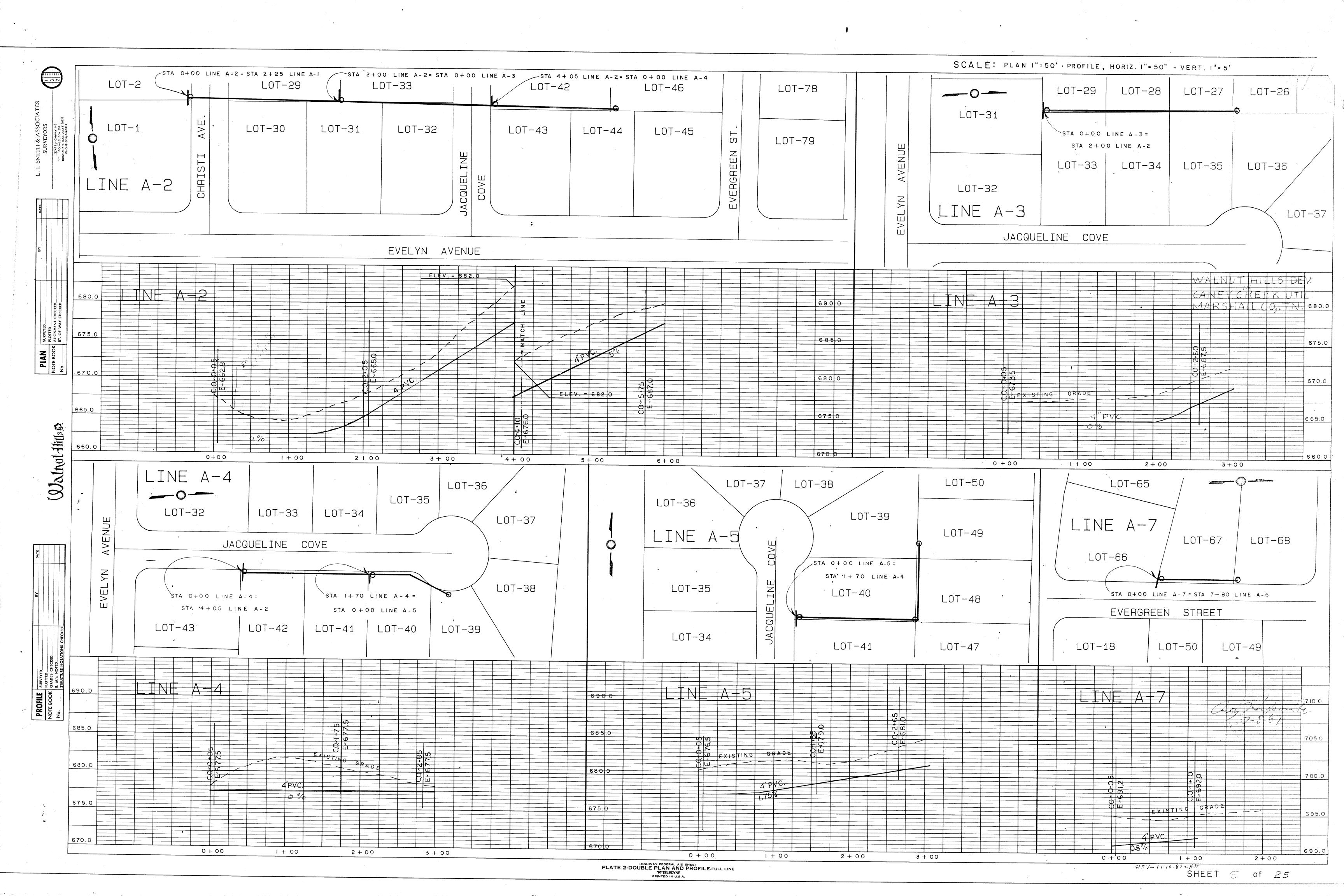
CANEY CREEK UTILITY

DISTAR

BY CLEAR WATER SYSTEMS, 188 3330 W.C.P. JUELTON, TN 30050 1-615-876-8190

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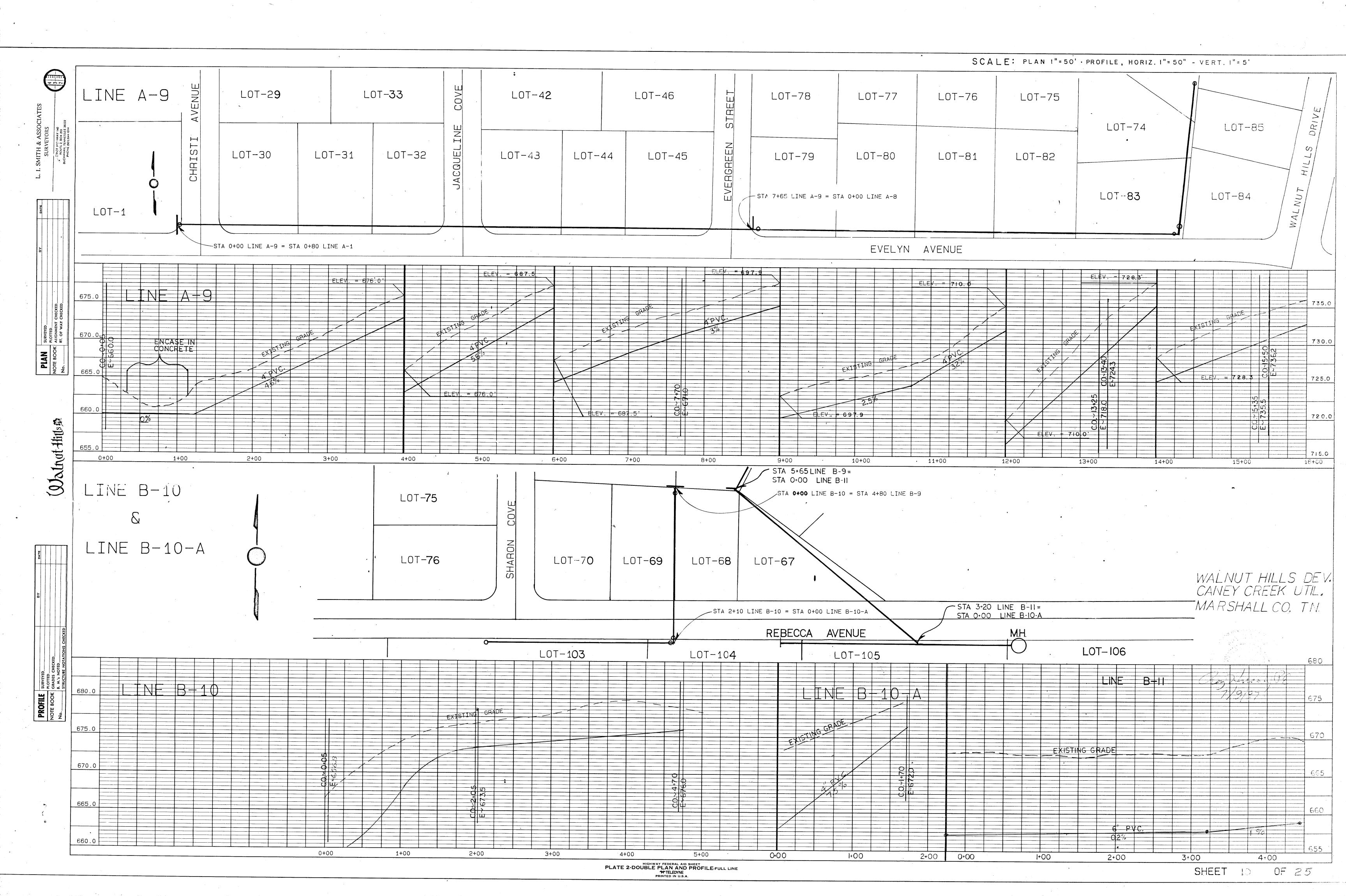


PLATE 1, PLAN-PROFILE KEUFFEL & ESSER CO.

48 7004 MADE IN U.S.A.*

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via U.S. Mail or electronic mail upon:

Shilina B. Brown, Esq.
Assistant Attorney General
Office of the Tennessee Attorney General
Consumer Advocate Division
P.O. Box 20207
Nashville, TN 37202-0207
Shilina.Brown@ag.tn.gov

Victoria B. Glover, Esq.
Assistant Attorney General
Office of the Tennessee Attorney General
Consumer Advocate Division
P.O. Box 20207
Nashville, TN 37202-0207
Victoria.Glover@ag.tn.gov

This the 21st day of June 2024.

Katherine Barnes

Katherine Brames