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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

January 24, 2024

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CERTIFIED MAIL

Commissioners Court of Waller County
Attn: The Honorable Carbett J. Duhon, III
425 FM 1488, Suite 106
Hempstead, TX 77445-9636

Re: Proposed Creation of Waller County Municipal Utility District No. 43
TCEQ Internal Control No. D-08022023-009
CN: 606167633 RN: 111784898

Honorable Judge Duhon:

Information filed with the referenced amended petition (application) indicates the land (257.543 acres) within the proposed Waller County Municipal Utility District No. 43 (District) is located entirely outside the corporate limits of any municipality and is located, in whole or in part, within your county; therefore, Texas Water Code Section 54.0161, as amended in 2013, is applicable to this project.

In compliance with Texas Water Code Section 54.0161, notification is hereby given that this application has been filed with the Texas Commission on Environmental Quality (TCEQ). Pursuant to Texas Water Code Section 54.0161, the County Commissioners Court may make a recommendation regarding the creation of the proposed District. The Commissioners Court may submit to the TCEQ its written opinion stating whether it recommends the creation of the proposed District, and any findings, conclusions, and other information that the Commissioners Court thinks would assist TCEQ in making a final determination on the petition. It is requested that the Commissioners Court respond as soon as possible if it intends to submit a recommendation regarding the creation of this District.

Texas Water Code Section 54.0161 requires that any written opinion be received by the TCEQ at least 10 days before the date set for the TCEQ to act on the application.

Please note that this opportunity to comment on the application is separate and apart from the right of the Commissioners Court, or any affected person, to protest the application and request a hearing pursuant to Texas Water Code Sections 49.011 and 54.018 and applicable TCEQ rules.

The Honorable Judge Carbett J. Duhon, III
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To assist in obtaining information on this project necessary for the Commissioners Court's consideration, the representatives of the Petitioner for the proposed District is:

Mr. Robert Seale, Attorney
Allen Boone Humphries Robinson, LLP
3200 Southwest Freeway, Suite 2600
Houston, Texas 77027

Chance Vinklarek, P.E.
LJA Engineering, Inc.
11821 East Freeway, Suite 360
Houston, Texas 77029

If you have any additional questions, please contact Darryl Smith of the Districts Bond Team at (512) 239-4172, or via email at Darryl.Smith@tceq.texas.gov

Sincerely,



Daniel Finnegan, Team Lead
Districts Bond Team
Water Supply Division
Texas Commission on Environmental Quality

DF/DKS