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 Bobby Janecka, *Commissioner*  
 Catarina R. Gonzales, *Commissioner*  
 Kelly Keel, *Executive Director*



**TEXAS COMMISSION ON ENVIRONMENTAL QUALITY**

*Protecting Texas by Reducing and Preventing Pollution*

March 25, 2025

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**CERTIFIED MAIL**

Commissioners Court of Waller County  
 c/o The Honorable Judge Carbett "Trey" J. Duhon III  
 County Judge  
 425 FM 1488, Suite 106  
 Hempstead, Texas 77445

Re: Waller County Municipal Utility District No. 46  
 TCEQ Internal Control No. D-02272025-041  
 CN: 606359784 RN: 112163845

Honorable Judge Oakley:

Information filed with the referenced petition (application) indicates the land (318.15 acres) within the proposed Waller County Municipal Utility District No. 46 (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, 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 "Trey" 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 are provided below.

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If you have any additional questions, please contact Kisha Jerrells of the Districts Creation Review Team at (512) 239-4605, or via email at Kisha.Jerrells@tceq.texas.gov.

Sincerely,



Michael Briscoe, Team Lead  
Districts Creation Review Team  
Water Supply Division  
Texas Commission on Environmental Quality

MB/kj

