Drought Contingency Plan

Quadvest- CCN 11612
All PWS under CCN

TWC: Section 11.1272
30 TAC Chapter 288, Section B
30 TAC Section 295.9
TWDB: Region H Water Plan

Physical Address:
Quadvest, LP.
26926 FM 2978
Magnolia, TX 77354
Main: 281-356-5347 **Fax:** 281-356-5382
Quadvest.com

Revised: March 25, 2020

QUADVEST EMERGENCY RESPONSE

DROUGHT CONTINGENCY PLAN
SIGNATURE PAGE

LETTER OF AUTHORITY

This plan has been drafted by the Compliance/Safety Department with guidance from the Executive Team, Operations Team, and federal and local agencies.
The CEO, COO, HR Director, and Compliance Manager, by their signature, have approved these protocols as recommendations, which will be applicable to employee and facility care procedures and protocols.

CEO (Simon Sequeira)

COO (Tony Spears)

Customer Care Executive Manager (Cheri Ryals)

Compliance Manager (Micah Hatten)

Ops East Manager (Chad Portie)

Ops West Manager (Chris Oliver)

Date Plan Effective: 3/31/2020

Section I: Declaration of Policy, Purpose, and Intent

In order to conserve the available water supply and protect the integrity of water supply facilities, with particular regard for domestic water use, sanitation, and fire protection, and to protect and preserve public health, welfare, and safety and minimize the adverse impacts of water supply shortage or other water supply emergency conditions, Quadvest hereby adopts the following regulations and restrictions on the delivery and consumption of water through an ordinance/or resolution (see Appendix C for an example).

Water uses regulated or prohibited under this Drought Contingency Plan (DCP or Plan) are considered to be non-essential and continuation of such uses during times of water shortage or other emergency water supply condition are deemed to constitute a waste of water which subjects the offender(s) to penalties as defined in Section IX of this Plan.

Quadvest believes that significant reductions in water usage can be achieved through voluntary efforts by its customers. Implementation of voluntary water conservation measures and conscientious water use practices are encouraged at all times, however, additional water use restrictions are required in cases of extreme drought, periods of abnormally high usage, system contamination, or extended reduction in ability to supply water due to equipment failure.

Section II: Public Education and Involvement

Quadvest will periodically provide customers and wholesale water customers with information about the Plan, including information about the conditions under which each stage of the Plan is to be initiated or terminated and the drought response measures to be implemented in each stage. Quadvest will provide information utilizing one or more of the following communication channels:

- Bill Inserts
- Direct e-mail Notices
- Website
- Social Media

Section III: Coordination with Regional Water Planning Groups

The service area of Quadvest is located within the Region H Water Planning Area and Quadvest has provided a copy of this Plan to the Region H Water Planning Area.

Section IV: Authorization

The Operation Managers or their designee is hereby authorized and directed to implement the applicable provisions of this Plan upon determination that such implementation is necessary to protect public health, safety, and welfare. The Operation Managers or their designee shall have the authority to initiate or terminate drought or other water supply emergency response measures as described in this Plan.

Section V: Application

The provisions of this Plan shall apply to all persons, customers, and property utilizing water provided by Quadvest. The terms "person" and "customer" as used in the Plan include individuals, corporations, partnerships, associations, and all other legal entities.

Section VI: Definitions

For the purposes of this Plan, the following definitions shall apply:

Aesthetic water use: water use for ornamental or decorative purposes such as fountains, reflecting pools, and water gardens.

Commercial and institutional water use: water use which is integral to the operations of commercial and non-profit establishments and governmental entities such as retail establishments, hotels and motels, restaurants, and office buildings.

Conservation: those practices, techniques, and technologies that reduce the consumption of water, reduce the loss or waste of water, improve the efficiency in the use of water or increase the recycling and reuse of water so that a supply is conserved and made available for future or alternative uses.

Customer: any person, company, or organization using water supplied by Quadvest.

Domestic water use: water use for personal needs or for household or sanitary purposes such as drinking, bathing, heating, cooking, sanitation, or for cleaning a residence, business, industry, or institution.

Even number address: street addresses, box numbers, or rural postal route numbers ending in 0, 2, 4, 6, or 8 and locations without addresses.

Industrial water use: the use of water in processes designed to convert materials of lower value into forms having greater usability and value.

Landscape irrigation use: water used for the irrigation and maintenance of landscaped areas, whether publicly or privately owned, including residential and commercial lawns, gardens, golf courses, parks, and rights-of-way and medians.

Non-essential water use: water uses that are not essential nor required for the protection of public, health, safety, and welfare, including:

(a) irrigation of landscape areas, including parks, athletic fields, and golf courses, except otherwise provided under this Plan;
(b) use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle;
(c) use of water to wash down any sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surfaced areas;
(d) use of water to wash down buildings or structures for purposes other than immediate fire protection;
(e) flushing gutters or permitting water to run or accumulate in any gutter or street;
(f) use of water to fill, refill, or add to any indoor or outdoor swimming pools or Jacuzzi-type pools;
(g) use of water in a fountain or pond for aesthetic or scenic purposes except where necessary to support aquatic life;
(h) failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s); and
(i) use of water from hydrants for construction purposes or any other purposes other than firefighting.

Odd numbered address: street addresses, box numbers, or rural postal route numbers ending in 1, 3, 5, 7, or 9.

Texas Water Code, Sec. 11.039

DISTRIBUTION OF WATER DURING SHORTAGE.

(a) If a shortage of water in a water supply not covered by a water conservation plan prepared in compliance with TCEQ or Texas Water Development Board rules results from drought, accident, or other cause, the water to be distributed shall be divided among all customers pro rata, according to the amount each may be entitled to, so that preference is given to no one and everyone suffers alike.

(b) If a shortage of water in a water supply covered by a water conservation plan prepared in compliance with TCEQ or Texas Water Development Board rules results from drought, accident, or other cause, the person, association of persons, or corporation owning or controlling the water shall divide the water to be distributed among all customers pro rata, according to:

(1) The amount of water to which each customer may be entitled; or
(2) The amount of water to which each customer may be entitled, less the amount of water the customer would have saved if the customer had operated its water system in compliance with the water conservation plan.
(3) Nothing in Subsection (a) or (b) precludes the person, association of persons, or corporation owning or controlling the water from supplying water to a person who has a prior vested right to the water under the laws of this state.

Section VII: Criteria for Initiation and Termination of Drought Response Stages

The Operation Managers or their designee shall monitor water supply and/or demand conditions daily and shall determine when conditions warrant initiation or termination of each stage of the Plan, that is, when the specified triggers are reached.

The Watering Schedule

Refer to Stage Restrictions for additional water restrictions.

STAGE 1

- **VOLUNTARY (5/1 - 9/30)**
- Odd Address - Monday, Wednesday & Friday
- Even Address - Tuesday, Thursday & Saturday
- Trigger - while it is recommended that it is voluntary regardless of conditions, Quadvest will monitor weather and well run times and issue notices accordingly

STAGE 2

- **MANDATORY**
- Odd Address - Monday, Wednesday & Friday
- Even Address - Tuesday, Thursday & Saturday
- Limited to the hours between 12:00 midnight until 10:00 a.m. and between 8:00 p.m. to 12:00 midnight on designated watering days
- Trigger - Total well run time for each well equals or exceeds 15 hours for 3 consecutive days

STAGE 3

- **MANDATORY**
- Odd Address - Wednesday & Friday
- Even Address - Tuesday & Thursday
- Limited to the hours between 12:00 midnight until 10:00 a.m. and between 8:00 p.m. and 12:00 midnight on designated watering days
- Trigger - Total well run time for each well equals or exceeds 18 hours for 3 consecutive days

STAGE 4

- **MANDATORY**
- Odd Address - Wednesday, Friday & Saturday
- Even Address - Tuesday, Thursday & Sunday
- Limited to the hours between 6:00 a.m. and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight and shall be by means of hand-held hoses, hand-held buckets, or drip irrigation only
- Trigger - Total well run time for each well equals or exceeds 22 hours for 3 consecutive days

STAGE 5

- **NO WATERING**
- ALL outdoor and non-essential uses of water are prohibited

Violations & Penalties for Mandatory Restrictions

First Violation	Second Violation	Third Violation
Issue a Notice of Violation to Customer	At its discretion, Quadvest may install a flow restriction device in the line to limit the amount of water which will pass through the meter in a 24 hour period.	Quadvest may discontinue service at the meter for a period of seven (7) days, or until the end of the calendar month, whichever is less. The normal reconnect fee of Quadvest will apply for the restoration of service.

The triggering criteria described below are based on known system capacity limits of Quadvest Public Water Systems.

Stages

Stage 1 – MILD Water Shortage Conditions

Goal
Reduce water consumption by ten (10) percent through voluntary conservation.

Trigger
Customers shall be requested to voluntarily conserve water and adhere to the prescribed restrictions on certain commercial and domestic water uses, defined in Section VII Definitions, annually, beginning on May 1 through September 30.

Voluntary Water Use Restrictions for Demand Reduction
A person should not irrigate outdoors at a residential facility or a commercial facility with an automatic irrigation system or a hose-end sprinkler system except on the following designated day: Tuesdays, Thursdays and Saturdays for customers with a street address ending in an even number (0, 2, 4, 6 or 8), and Mondays, Wednesdays and Fridays for water customers with a street address ending in an odd number (1, 3, 5, 7 or 9).

Utility Measures
Quadvest will provide its respective employees copies of this plan. Quadvest management will be available to answer any employee or staff questions during office hours. Quadvest will conduct leak surveys as required and repair all water leaks in a timely fashion. Quadvest will request water users report leaks to the Quadvest staff.

Requirements for Termination
Stage 1 of the Plan may be rescinded when all the conditions listed as triggering events have ceased to exist for a period of 3 consecutive days.

Stage 2 – MANDATORY – Mandatory Restrictions

Goal
Reduce water consumption and usage by twenty (20) percent through mild restrictions.

Trigger
Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses when total well run time for each well equals or exceeds 15 hours for 3 consecutive days.

Mandatory Water Use Restrictions for Demand Reduction

(A) A person may not irrigate outdoors at a residential facility or a commercial facility with an automatic irrigation system or a hose-end sprinkler system except on the following days: Tuesdays, Thursdays and Saturdays for customers with a street address ending in an even number (0, 2, 4, 6 or 8), and on Mondays, Wednesdays and Fridays for water customers with a street address ending in an odd number (1, 3, 5, 7 or 9), and to irrigate landscapes only between the hours of 12:00 midnight until 10:00 a.m. and 8:00 p.m. to 12:00 midnight on designated watering days.

However, irrigation of landscaped areas is permitted at any time if it is by means of a hand-held hose, a faucet filled bucket or watering can of five (5) gallons or less, or drip irrigation system.

(B) All operations of Quadvest shall adhere to water use restrictions prescribed for Stage 2 of the Plan.

(C) Water customers are requested to practice water conservation and to minimize or discontinue water use for non-essential purposes.

Utility Measures

During Stage 2, Quadvest requires that customers limit the use of water for non-essential purposes by practicing water conservation and promoting efficient use of water.

To ensure that Quadvest maximizes water conservation efforts, it will manage limited water supplies and/or reduce water demand by reducing or discontinuing water main flushing and public landscape irrigation. Quadvest will provide its respective employees copies of this plan. Quadvest management will be available to answer any employee or staff questions.

Quadvest will conduct leak surveys as required and repair all water leaks in a timely fashion. Quadvest will request water users report leaks to the Quadvest staff.

Violations & Penalties

First Violation:

Quadvest will issue a Notice of Violation to the customer.

Second Violation:

At its discretion, Quadvest may install a flow restriction device in the line to limit the amount of water which will pass through the meter in a 24-hour period.

Third Violation:

Quadvest may discontinue service at the meter for a period of seven (7) days, or until the end of the calendar month, whichever is less. The normal reconnect fee of Quadvest will apply for the restoration of service.

Requirements for Termination
Stage 2 of the Plan may be rescinded when all the conditions listed as triggering events have ceased to exist for a period of 3 consecutive days. Upon termination of Stage 2, Stage 1 becomes operative.

Stage 3 – ALERT – Mandatory Restrictions

Goal
Reduce water consumption and usage by thirty (30) percent through mandatory restrictions.

Trigger
Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses for Stage 3 of this Plan when total well run time for each well equals or exceeds 18 hours for 3 consecutive days

Mandatory Water Use Restrictions for Demand Reduction
Under threat of penalty, the following water use restrictions shall apply to all persons:

(A) A person may not irrigate outdoors at a residential facility or a commercial facility with an automatic irrigation system or a hose-end sprinkler system except on the following designated days: Tuesdays and Thursdays for customers with a street address ending in an even number (0, 2, 4, 6 or 8), and Wednesdays and Fridays for water customers with a street address ending in an odd number (1, 3, 5, 7 or 9), and irrigation of landscaped areas is further limited to the hours of 12:00 midnight until 10:00 a.m. and between 8:00 p.m. and 12:00 midnight on designated watering days.

(B) Operation of a charity car wash is prohibited. It is not a defense to a violation of this section that the charity car wash occurred on a designated outdoor water use day for the location.

(C) A person may not operate a splash pad except during the hours and subject to the restrictions set forth in a rule adopted pursuant this chapter.

(D) A person may not operate a patio mister at a commercial facility except between the hours of 4:00 p.m. and 8:00 p.m.

(E) A person may not use or allow the use of water to wash, rinse or treat any outdoor surface, including but not limited to a sidewalk, driveway, parking area, street, tennis court, patio, or other paved area or outdoor building surface, unless using a hose with a positive shutoff valve or a single, refillable vessel with water. A person commits a separate offense for each outdoor surface washed in violation of this subsection.

(F) All operations of Quadvest shall adhere to water use restrictions prescribed for Stage 3 of the Plan.

(G) Water customers are requested to practice water conservation and to minimize or discontinue water use for non-essential purposes.

(a) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight. Such washing, when allowed, shall be done with a hand-held bucket or a hand-held hose equipped with a positive shutoff nozzle for quick rises. Vehicle washing may be done at any time on the immediate premises of a commercial car wash or commercial service station. Further, such washing may be exempted from these regulations if the health, safety, and welfare of the public is contingent upon frequent vehicle cleansing, such as garbage trucks and vehicles used to transport food and perishables.

(b) Use of water to fill, refill, or add to any indoor or outdoor swimming pools, wading pools, or Jacuzzi-type pools is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8 p.m. and 12:00 midnight.

(c) Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.

(d) Use of water from hydrants shall be limited to designated fire hydrants for construction purposes may be allowed under special permit from Quadvest.

(e) Use of water for the irrigation of golf course greens, tees, and fairways is subject to the same limitations as residential customers and shall follow the same schedule.

(f) All restaurants are prohibited from serving water to patrons except upon request of the patron.

(g) The following uses of water are defined as non-essential and are prohibited:

1. Wash down of any sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surfaced areas;
2. Use of water to wash down buildings or structures for purposes other than immediate fire protection;
3. Use of water for dust control;
4. Flushing gutters or permitting water to run or accumulate in any gutter or street; and
5. Failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s).

Utility Measures
During Stage 3, Quadvest mandates that customers limit the use of water for non-essential purposes by practicing water conservation and promoting efficient use of water.

To ensure that Quadvest maximizes water conservation efforts, it will manage limited water supplies and/or reduce water demand by reducing or discontinuing water main flushing and public landscape irrigation. Quadvest will provide its respective employees copies of this plan. Quadvest management will be available to answer any employee or staff questions.

Quadvest will conduct leak surveys as required and repair all water leaks in a timely fashion. Quadvest will request water users report leaks to the Quadvest staff.

Violations & Penalties
First Violation:
Quadvest will issue a Notice of Violation to the customer.

Second Violation:
At its discretion, Quadvest may install a flow restriction device in the line to limit the amount of water which will pass through the meter in a 24-hour period.

Third Violation:
Quadvest may discontinue service at the meter for a period of seven (7) days, or until the end of the calendar month, whichever is less. The normal reconnect fee of Quadvest will apply for the restoration of service.

Requirements for Termination
Stage 3 of the Plan may be rescinded when all the conditions listed as triggering events have ceased to exist for a period of 3 consecutive days. Upon termination of Stage 3, Stage 2 becomes operative.

Stage 4 -- SEVERE - Mandatory Restrictions

Goal
Reduce water consumption and usage by forty (40) percent through severe restrictions.

Trigger
Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses for Stage 4 of this Plan when total well run time for each well equals or exceeds 22 hours for 3 consecutive days.

Mandatory Water Use Restrictions for Demand Reduction
All requirements of Stage 2 and 3 shall remain in effect during Stage 4 except:

(A) Irrigation of landscaped areas shall be limited to designated watering days between the hours of 6:00 a.m. and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight and shall be by means of hand-held hoses, hand-held buckets, or drip irrigation only. The use of hose-end sprinklers or permanently installed automatic sprinkler systems are always prohibited.

(B) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle not occurring on the premises of a commercial car wash and commercial service stations and not in the immediate interest of public health, safety, and welfare is prohibited. Further, such vehicle washing at commercial car washes and commercial service stations shall occur only between the hours of 6:00 a.m. and 10:00 a.m. and between 6:00 p.m. and 10 p.m.

(C) The filling, refilling, or adding of water to swimming pools, wading pools, and Jacuzzi-type pools is prohibited.

(D) Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.

(E) No application for new, additional, expanded, or increased-in-size water service connections, meters, service lines, pipeline extensions, mains, or water service facilities of any kind shall be approved, and time limits for approval of such applications are hereby suspended for such time as this drought response stage or a higher-numbered stage shall be in effect.

Utility Measures

During Stage 4, Quadvest mandates that customers limit the use of water for non-essential purposes by practicing water conservation and promoting efficient use of water.

To ensure that Quadvest maximizes water conservation efforts, it will manage limited water supplies and/or reduce water demand by reducing or discontinuing water main flushing and public landscape irrigation. Quadvest will provide its respective employees copies of this plan. Quadvest management will be available to answer any employee or staff questions.

Quadvest will conduct leak surveys as required and repair all water leaks in a timely fashion. Quadvest will request water users report leaks to the Quadvest staff.

Additional Restrictions

Due to the extreme nature of Stage 4, Quadvest reserves the right to prescribe a monthly consumption limit for customers to ensure meeting the required reduction.

Violations & Penalties

First Violation:

Quadvest will issue a Notice of Violation to the customer.

Second Violation:
At its discretion, Quadvest may install a flow restriction device in the line to limit the amount of water which will pass through the meter in a 24-hour period.

Third Violation:
Quadvest may discontinue service at the meter for a period of seven (7) days, or until the end of the calendar month, whichever is less. The normal reconnect fee of Quadvest will apply for the restoration of service.

Requirements for Termination
Stage 4 of the Plan may be rescinded when all the conditions listed as triggering events have ceased to exist for a period of 3 consecutive days. Upon termination of Stage 4, Stage 3 becomes operative.

Stage 5 -- EMERGENCY – Mandatory Restrictions

Goal
Reduce water consumption and usage by fifty (50) percent through critical restrictions.

Trigger
Customers shall be required to comply with the requirements and restrictions for Stage 5 of this Plan when the Operation Managers, or their designee, determines that a water supply emergency exists based on:

1. Major water line breaks, or pump or system failures occur, which cause unprecedented loss of capability to provide water service; **or**

2. When loss of water supply is imminent.

Mandatory Water Use Restrictions for Demand Reduction
All requirements of Stage 2, 3, and 4 shall remain in effect during Stage 5 except:

(A) A person may not use or allow the use of water to irrigate vegetation outdoors.

(B) A person may not use or allow the use of water to test or repair a permanently installed irrigation system or drip irrigation system.

(C) A person may not use or allow the use of water to wash or rinse an automobile, truck, trailer, boat, airplane, or other mobile equipment.

(D) A person may not use or allow the use of water to operate an ornamental fountain or structure making similar use of water, other than the aeration necessary to preserve habitat for aquatic life.

(E) A person may not use or allow the use of water to fill, clean, rinse, supplement, operate or maintain a tub, spa, fountain, pond, pool, or other container, feature, or improvement used, designed, maintained, or intended for aesthetic, athletic, or recreational purpose. This does not apply to the filling of non-aerating birdbaths or animal watering containers.

(F) A person may not operate a splash pad or other similar aesthetic or recreational use of water.

(G) A person may not use or allow the use of water to wash, rinse, or treat any outdoor surface including but not limited to a sidewalk, driveway, parking area, street, tennis court, patio, or other paved area or outdoor building surface.

(H) A person may not use or allow the use of water to operate a patio mister.

(I) A person may not use or allow the use of water in or related to a chemical lawn treatment unless specifically authorized in accordance Section XI (C)(2) (*Variance).*

(J) A person may not use or allow the use of water for watering the ground around a building foundation to prevent or address foundation cracking except as specifically authorized in accordance with Section XI (C)(1) (*Variance*).

Utility Measures

During Stage 5, Quadvest mandates that customers limit the use of water for non-essential purposes by practicing water conservation and promoting efficient use of water.

To ensure that Quadvest maximizes water conservation efforts, it will manage limited water supplies and/or reduce water demand by reducing or discontinuing water main flushing and public landscape irrigation. Quadvest will provide its respective employees copies of this plan. Quadvest management will be available to answer any employee or staff questions.

Quadvest will conduct leak surveys as required and repair all water leaks in a timely fashion. Quadvest will request water users report leaks to the Quadvest staff.

Additional Restrictions

Due to the extreme nature of Stage 5, Quadvest reserves the right to prescribe a monthly consumption limit for customers to ensure meeting the required reduction.

Violations & Penalties

First Violation:

Quadvest will issue a Notice of Violation to the customer.

Second Violation:

At its discretion, Quadvest may install a flow restriction device in the line to limit the amount of water which will pass through the meter in a 24-hour period.

Third Violation:
Quadvest may discontinue service at the meter for a period of seven (7) days, or until the end of the calendar month, whichever is less. The normal reconnect fee of Quadvest will apply for the restoration of service.

Requirements for termination
Stage 5 of the Plan may be rescinded when all the conditions listed as triggering events have ceased to exist for a period of 3 consecutive days.

Section VIII: Drought Response Stages

The Operation Managers, or their designee, shall monitor water supply and/or demand conditions on a daily basis and, in accordance with the triggering criteria set forth in Section VIII of this Plan, shall determine that a voluntary, mandatory, alert, severe, or critical water condition exists and shall implement the following notification procedures.

Notification
Notification of the Public:
Quadvest will provide notice to each service address by email or phone call prior to implementation or termination of each stage of the water restriction program. Quadvest will send said notice to each customer stating the stage requirements are effective immediatelyat the start of new or modified water use restrictions. Quadvest will not enforce the provisions of the plan for 24 hours after notice is sent.

Quadvest will provide the following information on the notice:

- The date restrictions will begin,
- The triggering circumstances,
- An outline of the stages and explanation of restrictions in this plan, and
- An explanation of the violation consequences.

Prior to implementing any stage of this Plan, Quadvest will notify the TCEQ by telephone at (512) 239-4691 or by website submission at:
https://www.tceq.texas.gov/drinkingwater/homeland_security/security_pws/pws-drought-contingency-plan-reporting-form/

Section IX: Enforcement

(A) No person shall knowingly or intentionally allow the use of water from Quadvest for residential, commercial, industrial, agricultural, governmental, or any other purpose in a manner contrary to any provision of this Plan, or in an amount in excess of that permitted by the drought response stage in effect at the time pursuant to action taken by the Operation Managers, or their designee, in accordance with provisions of this Plan.

(B) Any person, including a water customer of Quadvest in apparent control of the property where a violation occurs or originates, shall be presumed to be the violator and proof that the violation occurred on the person's property shall constitute a presumption that the person in apparent control of the property committed the violation, but any such person shall have the right to prove a violation was not committed. Parents or guardians are presumed to be the responsible party for violations committed by their minor children. A violation of this policy, committed by a child, occurring on property within the parent or guardian control shall constitute a presumption that the parent committed the violation. Quadvest reserves the right to review violations on a case by case basis and discharge violations of this plan where a violator provides reasonable evidence of a good faith effort to prevent a violation of this plan.

To implement and enforce this plan, Quadvest will:

- utilize methods and procedures outlined in this plan,
- incorporate enforcement measures and surcharges available to CCN holders under TCEQ rules, and
- notify system end-users of the authority and intent to enforce the measures of this plan.

Penalties for violations are outlined in the respective plan stages.

Section X: Variances

The Operation Managers, or their designee, may, in writing, grant temporary variance for existing water uses otherwise prohibited under this Plan if it is determined that failure to grant such variance would cause an emergency condition adversely affecting the health, sanitation, or fire protection for the public or the person requesting such variance and if one or more of the following conditions are met:

(A) Compliance with this Plan cannot be technically accomplished during the duration of the water supply shortage or other condition for which the Plan is in effect.

(B) Alternative methods can be implemented which will achieve the same level of reduction in water use.

(C) Quadvest may grant a variance to *Stage Five Regulations* when:
(1) Watering is required to prevent or address foundation cracking. A variance approved pursuant to this subsection will specify a designated day for foundation watering and shall require the foundation watering to occur before 7:00 a.m. or after 7:00 p.m.
(2) Watering is necessary for the prescribed treatment of tree diseases or for pest control.
(3) Irrigation of athletic fields when irrigation is necessary to protect the health and safety of players and game officials.

(D) Quadvest may grant a variance if site conditions are such that compliance would present a significant financial hardship or health risk to the applicant or the public.

Persons requesting an exemption from the provisions of this Ordinance shall file a petition for variance with Quadvest within 5 days after the Plan or a particular drought response stage has been invoked. All petitions for variances shall be reviewed by the Operation Managers, or their designee, and shall include the following:

(a) Name and address of the petitioner(s).
(b) Purpose of water use.
(c) Specific provision(s) of the Plan from which the petitioner is requesting relief.
(d) Detailed statement as to how the specific provision of the Plan adversely affects the petitioner or what damage or harm will occur to the petitioner or others if petitioner complies with this Ordinance.
(e) Description of the relief requested.
(f) Period of time for which the variance is sought.
(g) Alternative water use restrictions or other measures the petitioner is taking or proposes to take to meet the intent of this Plan and the compliance date.
(h) Other pertinent information.

Variances granted by Quadvest are subject to the following conditions, unless waived or

modified by Management:

(A) Variances granted shall include a timetable for compliance.

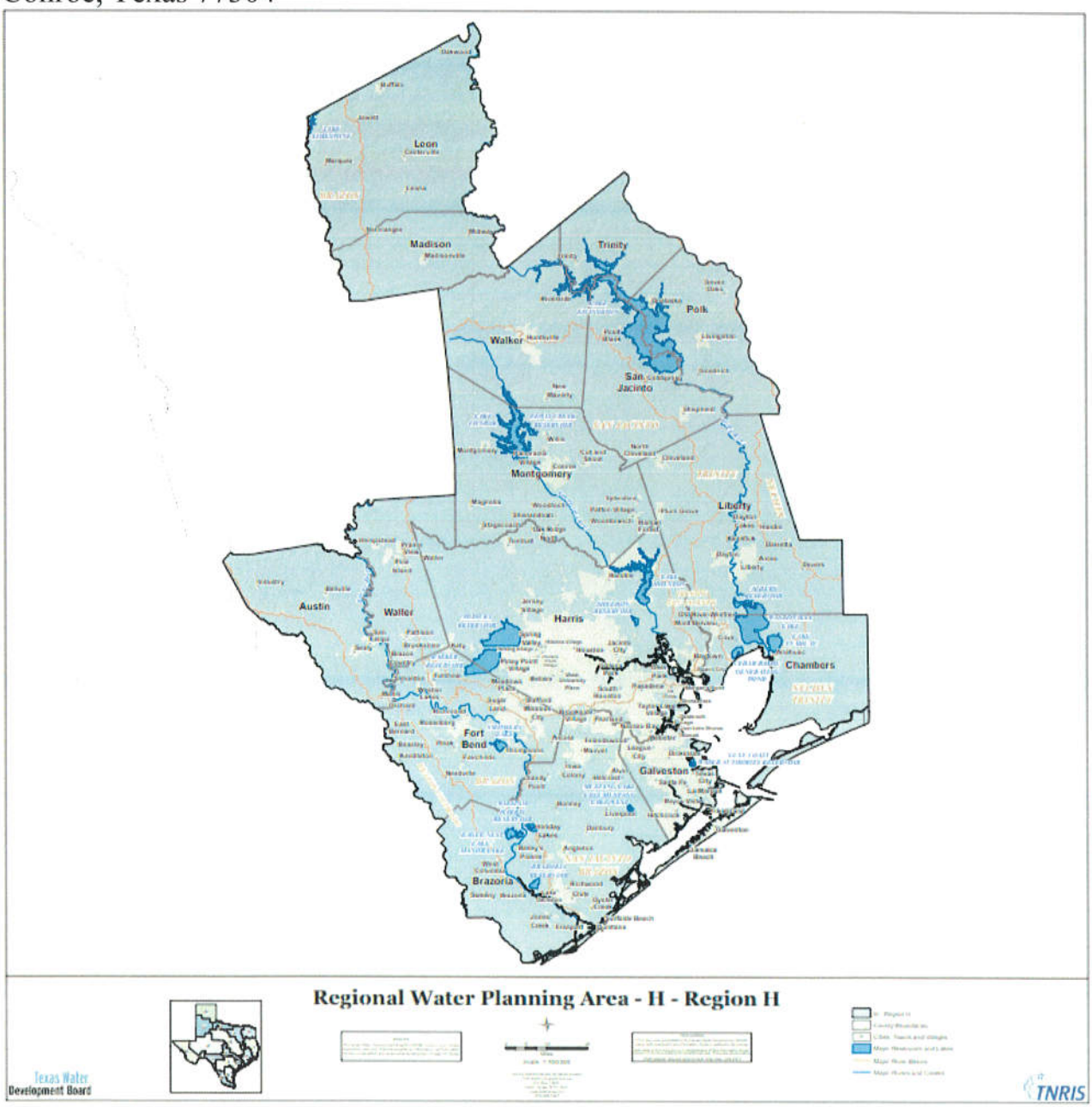
EXPIRATION OF VARIANCE

Variances granted shall expire when the Plan is no longer in effect, unless the petitioner has failed to meet specific requirements.

Coordination with Region H Planning Group

The service areas of Quadvest are located with the Region H Water Planning Group and will provide a copy of this Plan to the Region H Planning group at:

San Jacinto River Authority
1577 Dam Site Road
Conroe, Texas 77304



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

APPLICATION TO TRANSFER A WASTEWATER PERMIT OR CAFO PERMIT

If you have questions about completing this form please contact the Applications Review and Processing Team at 512-239-4671.

SECTION 1. CURRENT PERMIT INFORMATION

What is the Permit Number? WQ0015449001

What is the EPA I.D. Number? TX 0136913

What is the Current Name on the Permit?

JTI Constructors Wastewater Treatment Facility

What is the Customer Number (CN) for the current permittee? CN 604152991

What is the Regulated Entity Reference Number (RN): RN 108988270

For Publicly Owned Treatment Works (POTWs) Only:

a) Does this permit require implementation of an approved pretreatment program by the POTW? Yes ☐ No ☐

b) Does this permit have a domestic reclaimed water authorization associated with it? NOTE: **The domestic reclaimed water authorization associated with this permit will be cancelled on the same date the transfer took place**. See instructions for more information.
Yes ☐ No ☐

SECTION 2. FACILITY OWNER (APPLICANT) INFORMATION

A. What is the Legal Name of the facility owner?

Quadvest, L.P.

B. What is the Customer Number (CN) issued to this entity? CN 602944746

C. Complete and attach a Core Data Form (TCEQ-10400) for this customer.

SECTION 3. CO-APPLICANT INFORMATION

Complete this section only if another person or entity is required to apply as a co-permittee.

A. What is the Legal Name of the co-applicant applying for this permit?

B. What is the Customer Number (CN) issued to this entity? CN

C. Complete and attach a Core Data Form (TCEQ-10400) for this customer.

SECTION 4. APPLICATION CONTACT INFORMATION

This is the person TCEQ will contact if additional information is needed about this application.

Application Contact First and Last Name: Mark Urback

Title: Managing Engineer Credentials: P.E.

Company Name: Quadvest, L.P.

Mailing Address: 26926 FM 2978

City, State, and Zip Code: Magnolia, TX 77354

Phone Number: 281-356-5347 Fax Number:

E-mail Address: murback@quadvest.com

SECTION 5. PERMIT CONTACT INFORMATION

This is the person TCEQ will contact if additional information is needed during the term of the permit.

Permit Contact First and Last Name: Mark Urback

Title: Managing Engineer Credentials: P.E.

Company Name: Quadvest, L.P.

Mailing Address: 26926 FM 2978

City, State, and Zip Code: Magnolia, TX 77354

Phone Number: 281-356-5347 Fax Number:

E-mail Address: murback@quadvest.com

SECTION 6. SITE INFORMATION

Site Name: Vacek Country Meadows WWTP

SECTION 7. LEASE AND EASEMENT REQUIREMENTS

A. Landowner where the facility is or will be located:

Landowner Name: Quadvest, L.P.

If this individual is not the same person as the facility owner or co-applicant, attach one of the following documents:

- A lease agreement or deed recorded easement, if the facility is NOT a fixture of the land, or
- A deed recorded easement if the facility IS a fixture of the land.

B. Landowner of the effluent disposal site:

Landowner Name:

If this individual is not the same person as the facility owner or co-applicant, attach a lease agreement.

C. For CAFOs: Attach the following records:

- Warranty Deed or Property Tax Records
- Lease Agreement (for land management units that are not owned by the facility owner or co-applicant)

Facility Size on the proof of ownership, in acres:

SECTION 8. TRANSFER DATE

What is the date that the transfer of operator or ownership will occur? 2/1/2020

SECTION 9. REPORTING AND BILLING INFORMATION

A. Please identify the individual for receiving the reporting forms.

First and Last Name: Mark Urback

Title: Managing Engineer Credentials: P.E.

Company Name: Quadvest, L.P.

Mailing Address: 26926 FM 2978

City, State, and Zip Code: Magnolia, TX 77354

Phone Number: 281-356-5347 Fax Number:

E-mail Address: murback@quadvest.com

B. Please identify the individual for receiving the annual fee invoices.

First and Last Name: Mary Voekel

Title: Controller Credentials:

Company Name: Quadvest, L.P.

Mailing Address: 26926 FM 2978

City, State, and Zip Code: Magnolia, TX 77354

Phone Number: 281-356-5347 Fax Number:

E-mail Address: maryv@quadvest.com

SECTION 10. DELINQUENT FEES OR PENALTIES

Do you owe fees to the TCEQ? Yes ☐ No ☒

Do you owe any penalties to the TCEQ? Yes ☐ No ☒

If you answered yes to either of the above questions, provide the amount owed, the type of fee or penalty, and an identifying number.

TRANSFEROR SIGNATURE (Current Facility Owner)

I consent to the transfer of the permit and I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. I further certify that I am authorized under 30 Texas Administrative Code Section 305.44 to sign this document and can provide documentation in proof of such authorization upon request.

Facility Owner Name: JTI Constructors, Inc.

Title: President

Signature: _____ Date: 3/12/2020

SUBSCRIBED AND SWORN to before me by the said JESSE M. VALERIANO on

this 12TH day of MARCH, 20 20

My commission expires on the 22 day of OCTOBER, 20 20

(Seal)

OMAR MARTINEZ
Notary Public

HARRIS
County, Texas

OMAR MARTINEZ
Notary ID #128769563
My Commission Expires
October 22, 2023

TRANSFEROR SIGNATURE (Current Facility Co-Applicant)

Complete if a co-applicant is on the current permit.

I consent to the transfer of the permit and I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. I further certify that I am authorized under 30 Texas Administrative Code Section 305.44 to sign this document and can provide documentation in proof of such authorization upon request.

Facility Co-Applicant Name:

Title:

Signature: _____ Date: _____

SUBSCRIBED AND SWORN to before me by the said _____ on

this _____ day of _____, 20_____

My commission expires on the _____ day of _____, 20_____

(Seal)

_____
Notary Public

_____
County, Texas

TRANSFEREE SIGNATURE (New Facility Owner)

I certify that a change of ownership of the facility for the subject permit has been issued will occur as indicated in the application. As a condition of the transfer, I do hereby declare that:

The transferee will be the owner of the existing treatment facility from which wastewater is discharged, deposited or disposed or the facilities required to comply with the permit will be constructed as described in the application considered by the TCEQ prior to the issuance of the permit.

The transferee possesses a copy of the permit, understands the terms and conditions therein, and does accept and assume all obligations of the permit.

The transferee assumes financial responsibility for the proper maintenance and operation of all waste treatment and disposal facilities required by the permit or which may be required to comply with the permit terms and conditions. The transferee certifies that the transfer is not made for the purpose of avoiding liability for improper actions carried out prior to the date of transfer. Neither is the transfer made for the purpose of transferring responsibility for improper operations to an insolvent entity.

The transferee certifies under penalty of law that this document is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for known violations and revocation of this permit.

New Facility Owner: Simon Sequeira

Title: President of Quadvest, L.P.

Signature: _____ Date: 3/25/2020

SUBSCRIBED AND SWORN to before me by the said Simon Sequeira on

this 25th day of March, 2020

My commission expires on the 21st day of February, 2021

Sharon M. Perdew
Notary Public

(Seal)

Montgomery
County, Texas

SHARON M. PERDEW
My Notary ID # 129317354
Expires February 21, 2021

TRANSFEREE SIGNATURE (New Facility Co-Applicant)

Complete if a co-applicant is required.

I certify that a change of ownership of the facility for the subject permit has been issued will occur as indicated in the application. As a condition of the transfer, I do hereby declare that:

The transferee will be the operator of the existing treatment facility from which wastewater is discharged, deposited or disposed or the facilities required to comply with the permit will be constructed as described in the application considered by the TCEQ prior to the issuance of the permit.

The transferee possesses a copy of the permit, understands the terms and conditions therein, and does accept and assume all obligations of the permit.

The transferee assumes financial responsibility for the proper maintenance and operation of all waste treatment and disposal facilities required by the permit or which may be required to comply with the permit terms and conditions. The transferee certifies that the transfer is not made for the purpose of avoiding liability for improper actions carried out prior to the date of transfer. Neither is the transfer made for the purpose of transferring responsibility for improper operations to an insolvent entity.

The transferee certifies under penalty of law that this document is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for known violations and revocation of this permit.

New Facility Co-Applicant: _____

Title: _____

Signature:_____ Date:_____

SUBSCRIBED AND SWORN to before me by the said _____on

this_____day of_____, 20_____

My commission expires on the_____day of_____, 20_____

(Seal)

_____
Notary Public

_____
County, Texas

SITE OPERATOR SIGNATURE

Complete only for permits that include composting facilities, land application and/or disposal of sewage sludge **AND** the transferee does not own the land where the disposal activity is conducted.

I understand that I am responsible for operating the site described in the legal description in accordance with the Texas Commission on Environmental Quality requirements in 30 TAC, Chapter 332 and/or 312, the conditions set forth in the permit, and any additional conditions as required by the Texas Commission on Environmental Quality. I also certify under penalty of law that all information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine, imprisonment for violations, and revocation of this permit.

Site Operator Name:

Title:

Signature:_____ Date:_____

SUBSCRIBED AND SWORN to before me by the said _____on

this_____day of_____, 20_____

My commission expires on the_____day of_____, 20_____

(Seal)

_____
Notary Public

_____
County, Texas

LAND OWNER SIGNATURE

Complete Only If Landowner Is Not the Site Operator

I certify that I am the owner of the land described in this application and have all rights and covenants to authorize the applicant for this permit, to use this site for the composting, disposal and/or land application. I understand that 30 Texas Administrative Code Chapters 332 and 312 require me to make a reasonable effort to see that the applicant complies with requirements in 30 Texas Administrative Code Chapters 332 and 312, the conditions set forth in this application, and any additional conditions as required by the Texas Commission on Environmental Quality. I also certify under penalty of law that all information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine, imprisonment for violations, and revocation of this permit.

Landowner Name: [redacted]

Signature:_____Date:_____

SUBSCRIBED AND SWORN to before me by the said _____on

this_____day of_____, 20_____

My commission expires on the_____day of_____, 20_____

(Seal)

_____
Notary Public

_____
County, Texas

ATTACHMENT 1

INDIVIDUAL INFORMATION

Section 1. Individual Information

Complete this attachment if the facility applicant or co-applicant is an individual. Make additional copies of this attachment if both are individuals.

Prefix (Mr., Ms., Miss):

Full legal name (first, middle, last):

Driver's License or State Identification Number:

Date of Birth:

Mailing Address:

City, State, and Zip Code:

Phone Number: Fax Number:

E-mail Address:

CN:

For Commission Use Only:
Customer Number:
Regulated Entity Number:
Permit Number:

INSTRUCTIONS

This application applies to:

- Industrial and municipal permits authorized under 30 TAC Chapter 305.
- CAFO permits authorized under 30 TAC Chapter 321
- Domestic Reclaimed Water Authorizations authorized under 30 TAC Chapter 210

A permit must be transferred when a change in ownership or co-permittee occurs. A transfer application is only required for a change in operator if the operator is, or is required to be, a co-permittee on the current permit.

A transfer application must be submitted at least 30 days before the proposed transfer date.

Where to Send the Application Form

A Core Data Form and one original and one copy of the application, including attachments, must be provided to the address below:

Regular U.S. Mail:

Texas Commission on Environmental Quality
Applications Review and Processing Team, MC 148
PO Box 13087
Austin TX 78711-3087

For Express Mail or Hand Delivery:

Texas Commission on Environmental Quality
Applications Review and Processing Team, MC 148
Building F Room 2101
12100 Park 35 Circle
Austin TX 78753

TCEQ Contact List

Permit Information and Application Forms:	512-239-4671
Technical Information	512-239-4671
Environmental Law Division:	512-239-0600
Stream Survey and Receiving Water Assessment:	512-239-4671
Biomonitoring Testing Requirements:	512-239-4592

Copies of records on file with the TCEQ may be obtained for a minimal fee from the Records Management Office at 512-239-2900.

Application Fee

An application fee of $100.00 must be paid by check or money order made payable to the Texas Commission on Environmental Quality. Fees must be sent under separate cover making reference to the type of application, name of applicant, and permit number of existing permit.

Mail the application fee to:
Texas Commission on Environmental Quality
Revenues Section, MC 214
PO Box 13088
Austin TX 78711-3088

To verify receipt of payment or any other questions you may have regarding payment of fees to the TCEQ, you may call the Revenues Section, Cashiers Office at (512) 239-0357.

Who Is Responsible and Liable for Compliance With The Permit Or Registration During Transfer Activities

The entity/individual to whom a permit is issued is held responsible and liable for complying with the terms and conditions of the permit. The permit may be transferred upon approval by the Texas Commission on Environmental Quality (TCEQ). An attempted transfer is not effective for any purpose until approved, in writing, by the TCEQ.

If no agreement regarding transfer of permit responsibility and liability is provided, responsibility for compliance with the terms and conditions of the permit and liability for any violation is assumed by the transferee, effective on the date of the approved transfer. This section is not intended to relieve a transferor of any liability.

If a person attempting to acquire a permit operates the facility before transfer approval is given, such person shall be considered to be operating without a permit.

The TCEQ may refuse to approve a transfer where conditions of a judicial decree, compliance agreement, or other enforcement order have not been entirely met.

Current Permit Information

Provide the TCEQ permit number for the authorization being transferred.

Provide the EPA I.D. number for the permit being transferred.

Provide the current name on the permit. The information provided must match the current permit exactly.

Provide the customer number (CN) for the current permittee. TCEQ assigns each customer a number that begins with CN, followed by nine digits. This is not a permit number, registration number, or license number. The Customer Number, for the current permittee, is available at the following website: http://www15.tceq.texas.gov/crpub/.

Provide the regulated entity reference number (RN) for the site. The RN is a number issued by TCEQ to sites where an activity is regulated by TCEQ. This is not a permit number, registration number, or license number. The RN is available at the following website: http://www15.tceq.texas.gov/crpub/.

For Publicly Owned Treatment Works (POTWs):

- Indicate if this permit requires the POTW to implement an approved pretreatment program. The transferee must contact the Storm Water & Pretreatment Team staff before this application may be transferred.
- Indicate if this permit has an associated domestic reclaimed water authorization. **The domestic reclaimed water authorization associated with this permit will be cancelled on the same date the transfer took place.** If the new owner wants to obtain a domestic reclaimed water authorization, please complete and submit the Application to Use Domestic Reclaimed Water (TCEQ-20427).

Facility Owner (Applicant) and Co-Applicant Information

Provide the name(s) and complete and attach a Core Data Form (TCEQ-10400) for these customers.

Texas Pollutant Discharge Elimination System (TPDES) permits: it is the duty of the facility operator to submit an application for a permit as co-permittee with the facility owner when the operator is contracted by the owner. The operator is not required to apply as co-permittee when the operator is an employee of the facility owner. If the owner of the facility is not the same as the owner of the land, please see Lease and Easement Requirements in the next section below.

Texas Land Application Permits: it is the duty of the owner of the facility to submit an application for a permit. If the owner of the facility is not the same as the owner of the land, please see Lease and Easement Requirements in the next section below. In special circumstances, it is the duty of the owner and the operator of the treatment facility to submit an application for a permit, as co-permittees.

CAFOs: the owner of the land must be either the applicant or co-applicant. If the owner of the facility is a separate entity or individual, then the owner of the facility must be included as the applicant or co-applicant. For all CAFO TPDES permits, the operator must be listed as a co-applicant. A signature page must be completed for each applicant. A copy of a recorded deed or tax records showing ownership, or a copy of a contract or lease agreement between the applicant and the owner/operator of any lands to be utilized under the CAFO must be provided. This requirement does not apply to any lands not owned, operated, or controlled by the applicant for the purpose of off-site land application of manure if the manure is given or sold to others for beneficial use, provided the owner/operator of the CAFO is not involved in the application of the manure.

Application Contact Information

Provide the name and contact information for the person that TCEQ will contact if additional information is needed about this application.

Permit Contact Information

Provide the name and contact information for the person that TCEQ will contact if additional information is needed during the term of the permit or registration.

Site Information

Provide the name of the site as known by the public in the area where the site is located.

Lease and Easement Requirements

Provide the name and contact information for the owner where the facility is or will be located if the landowner is not the applicant or co-applicant.

Provide the name and contact information for the owner of the effluent disposal site if the landowner is not the applicant or co-applicant.

If the owner of the land on which the treatment facility is located is different from the owner of the treatment facility and the treatment facility is not a fixture of the land, the applicant must provide a copy of a lease agreement or recorded easement giving the applicant authorization to use the land on which the treatment plant is located for at least the term of the permit.

If the owner of the land on which the treatment facility is located is different from the owner of the treatment facility and the treatment facility is a fixture of the land, (Example: pond system, evaporation pond, units halfway in ground, holding ponds, etc.) the owner of the land will need to provide a copy of a deed recorded easement giving the applicant sufficient property rights to use the land for the life of the facility, or apply as a co-permittee with the owner of the treatment facility.

If the applicant does not own the land where the effluent disposal site is located, the applicant must provide a copy of a lease agreement which includes a term of at least 5 years, and is current or if the lease term has passed it includes an option to renew the term, and is between the current applicant and the landowner.

For CAFOs: A copy of a recorded deed or tax records showing ownership, or a copy of a contract or lease agreement between the applicant and the owner/operator of any lands to be utilized under the CAFO must be provided. This requirement does not apply to any lands not owned, operated, or controlled by the applicant for the purpose of off-site land application of manure if the manure is given or sold to others for beneficial use, provided the owner/operator of the CAFO is not involved in the application of the manure.

Transfer Date

Provide the date that the transfer of ownership or operator will occur. Please note that this transfer application will not be processed until after the transfer date provided in this application. If the anticipated transfer date changes, the transferee or the transferor must notify the Applications Review and Process Team in writing, prior to the transfer date provided in this application.

Reporting and Billing Information

Provide the name and contact information for the individual that will receive the reporting forms and the annual fee invoices.

The water quality fee is assessed annually for each permit that is active on September 1

Pursuant to 30 TAC, Section 305.66, failure to pay fees is good cause for permit denial or revocation. If an applicant has outstanding fees, a proposed permit application will not be considered for approval by the Commission or Executive Director. For account balance information, contact the Financial Administration Division, Revenue Section, at (512) 239-0344.

Delinquent Fees and Penalties

The TCEQ will not issue, amend, or renew permits, registrations, certifications, or licenses to an entity or person who is delinquent on a penalty or fee owed to the TCEQ. The TCEQ will not declare any application administratively complete that is submitted by a person or entity who is delinquent on a fee or penalty until the fee or penalty is paid, or if on an approved installment plan, that payments under the plan are current. The TCEQ will withhold final action on an application until the fee or penalty is paid and the account is current, if after the application is considered administratively complete, we discover that the owner or entity who submitted the application is delinquent on a fee or penalty.

The following TCEQ website will help you determine if you owe any fees or penalties to the TCEQ and how to make a payment: https://www.tceq.texas.gov/agency/fees/delin/index.html. If fees or penalties are owed, please identify the type of fee or penalty owed, the amount owed, and the TCEQ identifying number. For penalties, please provide the TCEQ docket number

For questions about delinquent fees and penalties, contact the Financial Administration Division, Revenue Section, at 512-239-0354.

Signature Requirements

In accordance with 30 Texas Administrative Code §305.44 relating to Signatories to Applications, all applications shall be signed as follows:

For a corporation, the application shall be signed by a responsible corporate officer. For purposes of this paragraph, a responsible corporate officer means a president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation; or the manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding $25 million (in second-quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures. Corporate procedures governing authority to sign permit or post-closure order applications may provide for assignment or delegation to applicable corporate positions rather than to specific individuals.

For a partnership or sole proprietorship, the application shall be signed by a general partner or the proprietor, respectively.

For a municipality, state, federal, or other public agency, the application shall be signed by either a principal executive officer or a ranking elected official. For purposes of this paragraph, a principal executive officer of a federal agency includes the chief executive officer of the agency,

or a senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., regional administrator of the EPA).

The signature page must bear the seal of a notary public. The date signed by the applicant must be the same as the date notarized. The signature page will not be acceptable if the dates are different.

If the transferee is unable to obtain the signature of the transferor, the permit may still be transferred by involuntary transfer if:

- the current permittee no longer owns the permitted facilities
- the facilities have not been built and the permittee no longer has sufficient property rights in the site of the proposed facilities
- proof of ownership of the site and treatment facility has been provided by the transferee
- the executive director has provided notice by certified mail to the permittee, using the last address of record, giving an opportunity for hearing
- the executive director did not receive a request for hearing from the permittee within 30 days from the date the notice was mailed.

• Attachment 1 Individual Information

If the applicant or co-applicant is an individual, provide information on the individual as required by the Texas Water Code. The address provided must be the individual's home address.