

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Jon Niermann, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 4, 2017

The Honorable Dan Patrick
Lieutenant Governor of Texas
Capitol Station
PO Box 12068
Austin, Texas 78711

Re: Responsibility of the Texas Commission on Environmental Quality (TCEQ) Pursuant to Article XVI, Section 59(d), Texas Constitution

Senate Bill (SB) 2263, as Filed by Senator Donna Campbell - Relating to the powers and duties of the Lerin Hills Municipal Utility District of Kendall County; providing authority to issue bonds and impose fees and taxes.

Dear Governor Patrick:

The following comments are provided pursuant to the Constitutional requirements referenced above. Under those requirements, the TCEQ must submit, to the Governor, Lieutenant Governor and Speaker of the House of Representatives, the TCEQ's recommendations on specific legislation affecting water districts. We recommend that these comments be considered in the evaluation of the proposed legislation.

This bill codifies Lerin Hills Municipal Utility District of Kendall County (District) as Chapter 8001, Special District Local Laws Code, to specify the following; the District has the powers and duties of a standard municipal utility district under Water Code Chapters 49 and 54, with the following exceptions; this bill grants the District authority for road projects; and, the bill specifies that at the time of issuance, the total principal amount of bonds or other obligations issued or incurred to finance road projects and payable from ad valorem taxes may not exceed one-fourth of the assessed value of real property in the District.

Sincerely,

A handwritten signature in black ink that reads "Cari-Michel LaCaille".

Cari-Michel LaCaille, Director
Water Supply Division

cc: Honorable Eddie Lucio, Jr., Chairman, Senate Intergovernmental Relations Committee
Senator Donna Campbell, Texas Senate

LETTER OF TRANSMITTAL
TEXAS SENATE
STATE OF TEXAS

SB 2263

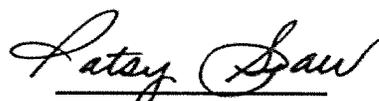
Bill Number

TO: The Honorable Governor of Texas
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to transmit to you and the Texas Commission on Environmental Quality copies of a bill relating to a conservation and reclamation district and copies of the notice of intention to introduce the bill. One copy is for your files and one for you to forward to the Texas Commission on Environmental Quality, under Section 59(d), Article XVI, Constitution of the State of Texas.

3/31/2017

Date transmitted to
Governor's Office


Secretary of the Senate

TO: Texas Commission on Environmental Quality
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to forward to you a copy of a bill relating to conservation and reclamation district and a copy of the notice of intention to introduce the bill.

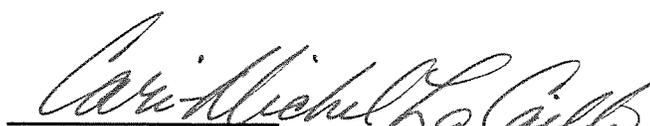
April 7, 2017

Date transmitted to
Texas Commission on Environmental Quality


Governor

TO: The Honorable President of the Senate
The Honorable Speaker of the House of Representatives
The Honorable Governor of Texas
SUBJECT: A Bill Relating to a Conservation and Reclamation District

Attached are recommendations of the Texas Commission on Environmental Quality in compliance with Section 59(d), Article XVI, Constitution of the State of Texas.


Texas Commission on Environmental Quality

By: Campbell

S.B. No. 2263

A BILL TO BE ENTITLED

1

AN ACT

2 relating to the powers and duties of the Lerin Hills Municipal
3 Utility District of Kendall County; providing authority to issue
4 bonds and impose fees and taxes.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Subtitle F, Title 6, Special District Local Laws
7 Code, is amended by adding Chapter 8001 to read as follows:

8 CHAPTER 8001. LERIN HILLS MUNICIPAL UTILITY DISTRICT OF KENDALL

9

COUNTY

10

SUBCHAPTER A. GENERAL PROVISIONS

11 Sec. 8001.001. DEFINITION. In this chapter, "district"
12 means the Lerin Hills Municipal Utility District of Kendall County.

13 Sec. 8001.002. NATURE AND PURPOSES OF DISTRICT. (a) The
14 district is a municipal utility district created under Section 59,
15 Article XVI, Texas Constitution.

16 (b) The district is essential to accomplish the purposes of:

17 (1) a municipal utility district as provided by
18 general law and Section 59, Article XVI, Texas Constitution; and

19 (2) Section 52, Article III, Texas Constitution, that
20 relate to the construction, acquisition, improvement, operation,
21 or maintenance of macadamized, graveled, or paved roads, or
22 improvements, including storm drainage, in aid of those roads.

23

SUBCHAPTER B. POWERS AND DUTIES

24 Sec. 8001.051. GENERAL POWERS AND DUTIES. The district has

1 the powers and duties necessary to accomplish the purposes
2 described by Section 8001.002.

3 Sec. 8001.052. MUNICIPAL UTILITY DISTRICT POWERS AND
4 DUTIES. The district has the powers and duties provided by the
5 general law of this state, including Chapters 49 and 54, Water Code,
6 applicable to municipal utility districts created under Section 59,
7 Article XVI, Texas Constitution.

8 Sec. 8001.053. AUTHORITY FOR ROAD PROJECTS. Under Section
9 52, Article III, Texas Constitution, the district may design,
10 acquire, construct, finance, issue bonds for, improve, operate,
11 maintain, and convey to this state, a county, or a municipality for
12 operation and maintenance macadamized, graveled, or paved roads, or
13 improvements, including storm drainage, in aid of those roads.

14 Sec. 8001.054. ROAD STANDARDS AND REQUIREMENTS. (a) A road
15 project must meet all applicable construction standards, zoning and
16 subdivision requirements, and regulations of each municipality in
17 whose corporate limits or extraterritorial jurisdiction the road
18 project is located.

19 (b) If a road project is not located in the corporate limits
20 or extraterritorial jurisdiction of a municipality, the road
21 project must meet all applicable construction standards,
22 subdivision requirements, and regulations of each county in which
23 the road project is located.

24 (c) If the state will maintain and operate the road, the
25 Texas Transportation Commission must approve the plans and
26 specifications of the road project.

1 SUBCHAPTER C. BONDS AND OTHER OBLIGATIONS

2 Sec. 8001.101. AUTHORITY TO ISSUE BONDS AND OTHER
3 OBLIGATIONS FOR ROAD PROJECTS. (a) The district may issue bonds or
4 other obligations payable wholly or partly from ad valorem taxes,
5 impact fees, revenue, contract payments, grants, or other district
6 money, or any combination of those sources, to pay for a road
7 project authorized by Section 8001.053.

8 (b) The district may not issue bonds payable from ad valorem
9 taxes to finance a road project unless the issuance is approved by a
10 vote of a two-thirds majority of the district voters voting at an
11 election held for that purpose.

12 (c) At the time of issuance, the total principal amount of
13 bonds or other obligations issued or incurred to finance road
14 projects and payable from ad valorem taxes may not exceed
15 one-fourth of the assessed value of the real property in the
16 district.

17 Sec. 8001.102. TAXES FOR BONDS. At the time the district
18 issues bonds payable wholly or partly from ad valorem taxes, the
19 district shall provide for the annual imposition of a continuing
20 direct ad valorem tax, without limit as to rate or amount, while all
21 or part of the bonds are outstanding as required and in the manner
22 provided by Sections 54.601 and 54.602, Water Code.

23 SECTION 2. The Lerin Hills Municipal Utility District of
24 Kendall County retains all the rights, powers, privileges,
25 authority, duties, and functions that it had before the effective
26 date of this Act.

27 SECTION 3. (a) The legislature validates and confirms all

1 acts and proceedings of the board of directors of the Lerin Hills
2 Municipal Utility District of Kendall County that were taken before
3 the effective date of this Act.

4 (b) Subsection (a) of this section does not apply to any
5 matter that on the effective date of this Act:

6 (1) is involved in litigation if the litigation
7 ultimately results in the matter being held invalid by a final
8 judgment of a court; or

9 (2) has been held invalid by a final judgment of a
10 court.

11 SECTION 4. (a) The legal notice of the intention to
12 introduce this Act, setting forth the general substance of this
13 Act, has been published as provided by law, and the notice and a
14 copy of this Act have been furnished to all persons, agencies,
15 officials, or entities to which they are required to be furnished
16 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
17 Government Code.

18 (b) The governor, one of the required recipients, has
19 submitted the notice and Act to the Texas Commission on
20 Environmental Quality.

21 (c) The Texas Commission on Environmental Quality has filed
22 its recommendations relating to this Act with the governor, the
23 lieutenant governor, and the speaker of the house of
24 representatives within the required time.

25 (d) All requirements of the constitution and laws of this
26 state and the rules and procedures of the legislature with respect
27 to the notice, introduction, and passage of this Act are fulfilled

1 and accomplished.

2 SECTION 5. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2017.

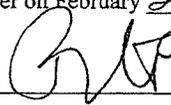
PUBLISHER'S AFFIDAVIT

STATE OF TEXAS

COUNTY OF KENDALL

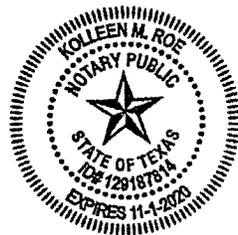
Before me this day personally appeared Brian Cartwright, the Publisher of
"The Boerne Star" newspaper published in Kendall County, Texas, and having a general
circulation in that county, who being by me duly sworn deposes and says:

That the foregoing notice was published in said newspaper on February 21, 2017.



Brian Cartwright

Subscribed and sworn to before me on February 28, 2017.



Notary Public In and For
Kendall County, Texas

REAL ESTATE

REAL ESTATE

PUBLIC NOTICES

PUBLIC NOTICES

PUBLIC NOTICES

PUBLISHER'S NOTICE:

All real estate advertising in this newspaper is subject to the Fair Housing Act which makes it illegal to advertise "any preference, limitation of discrimination based on race, color, religion, sex, handicap, familial status or national origin, or an intention or discrimination." Familial status includes children under the age of 18 living with parents or legal custodians, pregnant women and people securing custody of children under 18.

This newspaper will not knowingly accept any advertising for real estate which is in violation of the law. Our readers are hereby informed that all dwellings advertised in this newspaper are available on an equal opportunity basis. To complain of discrimination call HUD toll-free at 1-800-669-9777. The toll-free telephone number for the hearing impaired is 1-800-927-9275.



NOTICE OF INTENTION TO INTRODUCE A BILL IN THE LEGISLATURE OF TEXAS

Notice is hereby given of the intention to introduce in the Regular Session of the 85th Legislature of Texas a bill relating to supplemental powers and authority of Lerin Hills Municipal Utility District of Kendall County, including road powers pursuant to Article III, Section 52 of the Constitution of Texas.

FOR SALE

FIREWOOD.
210-488-3873.

The Sisters Attic Thrift Store, 216 W Highland, open Monday-Saturday. Donations gladly accepted. Lots of great stuff at great prices!!

CITATION BY PUBLICATION

Attorney Filing Case
Chris Wallendorf
P.O. Box 279
Comfort, Texas 78013

Attorney Ad Litem
Andrew J. Hix
P.O. Box 1106
Boerne, Texas 78006

THE STATE OF TEXAS COUNTY OF KENDALL

TO: The Unknown Heirs of Sabrina Yasmin Eckdahl, Deceased.

On the 9th day of February, 2017, John Kevin Eckdahl filed an APPLICATION FOR INDEPENDENT ADMINISTRATION PURSUANT TO SECTION 401.003 OF THE TEXAS ESTATES CODE AND AN APPLICATION TO DETERMINE HEIRSHIP in a proceeding styled the ESTATE OF SABRINA YASMIN ECKDAHL, Deceased, in Cause Number 17-023-PR on the Probate Docket in the County Court of Kendall County, Texas.

Said application may be heard and acted on by the County Court at Law after the expiration of ten days from the date of publication of this citation, at the Kendall County Courthouse in Boerne, Texas, at which time and place all persons interested in said Estate are hereby cited to appear before said Honorable Court by filing a written answer contesting such application should they desire to do so.

Given under my hand and seal of said Court at office in Boerne, Kendall County, Texas, on this 10th day of February, 2017.

DARLENE HERRIN,
County Clerk, Kendall County

By Harriet P. Seidensticker, Deputy

RENTALS

For Rent

3 bedroom, 2 bath, large backyard, home for rent in Boerne. \$1275 per month, \$600 damage deposit. No smokers please. For information call 210-385-0108 or 210-275-6788.

Furnished dog run cabin, 8 acres, above Singing Waters Vineyard, large patio, garden, wine cellar, views. \$975/mo. 210-414-9050.

34ft Travel Trailer, W/D provided, bills paid, \$700. 210-279-8893.

Home in Boerne with room for rent. \$495/mo + half utilities. Serious inquiries only. Non-smoking. Call 830-446-0316.

ELDERLY CARE

Caregiver available for In-home Dementia Care. Good references. 830-446-0313.

Caregivers Needed at Visiting Angels. Call, 830-331-9737.

ESTATE SALES

ESTATE SALES by the Golden Girls. Experienced, insured and bonded. Specializing in estate sales, moving and commercial. References and free consultations. goldengirls estatesales.net. 830-739-0599.

FOR SALE

Utility Trailers

16-foot, \$1,095
16-foot pipe, \$1,195
Other sizes available
Polly Peak Trailers, Banders
830-796-7489

Tracker boat and trailer. 60hp 4-stroke

SERVICES



830-249-2416
1-800-377-8407

Roofing, Construction. Residential, commercial. Insured, licensed. 830-225-8444, 210-712-3900.

Tree Service, rock & concrete work, lot & land clearing, hauling landscaping. All types of fences. Free estimates. 830-446-9079.

Bo's Small Engine Repair.

AUTOS

2005 Nissan Titan SE, 98k miles, 1-owner, clean inside and out. \$8,500. 830-981-8891.

WANTED

We Want What You Don't! Furniture, clothing, household items.

WANTED

55 and older. We Love and Appreciate Our Volunteers! Come and join us!