

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
*Protecting Texas by Reducing and Preventing Pollution*

Pct. 1  
RECEIVED  
OCT 22 2024  
County Judge's  
Office

October 18, 2024

Mr. Anthony Corbett  
McLean & Howard, LLP  
4301 Bull Creek Road, Suite 150  
Austin, Texas 78731

Re: Publication of Notice of District Petition regarding creation of Liberty Trail  
Municipal Utility District  
TCEQ Internal Control No. D-09302024-055

Dear Mr. Corbett:

Enclosed is a copy of the notice for the above petition. Please carefully review the notice for accuracy prior to publication and distribution. Contact Cheyenne Connors in the District Administration Office at 512/239-3583 if the notice is found to be in error.

This full notice, including Exhibit A, must be published in accordance with 30 Texas Administrative Code Section 293.12, at your client's expense, in a newspaper (or newspapers) regularly published or circulated in the county or counties in which the proposed district is to be located. Publication shall be once a week for two consecutive weeks. The 30-day comment period will begin on the day after the date of the **second** publication.


In addition, pursuant to 30 Texas Administrative Code 293.12, you are required to post the enclosed notice, including Exhibit A, on the bulletin board used for posting legal notices in each county in which all or part of the proposed district is to be located. This notice should be posted so that it is available to the public no later than the date of your second newspaper publication.

After notice has been published and posted in accordance with 293.12, please provide proof of these actions to the Chief Clerks Office (Mail Code 105). The proof for newspaper publication shall be the original TCEQ affidavit of publication completed and notarized by the newspaper and an original tear sheet from the newspaper. The proof of posting can be in the form of an affidavit signed by a representative for the proposed district, stating all facts of the posting action.

The Chief Clerk's Office should receive all affidavits no later than 14 days after the second publication of the notice in the newspaper.

If you have any questions regarding these publication requirements, please contact Kim Moore in this office at 512/239-3314.

Sincerely,

A handwritten signature in cursive script that reads "Laurie Gharis".

Laurie Gharis  
Chief Clerk

LG/ka  
Enclosures

cc: To all on attached mailing list.

MAILING LIST

**Liberty Trail Municipal Utility District**  
TCEQ Internal Control No. D-09302024-055

Mr. Anthony Corbett  
McLean & Howard, LLP  
4301 Bull Creek Road, Suite 150  
Austin, Texas 78731

Mr. Ken Heroy, P.E.  
Jones-Heroy & Associates, Inc.  
13915 North Mopac Expressway, Suite  
200  
Austin, Texas 78728

The Honorable Donna Campbell  
P.O. Box 2910  
Capitol Station  
Austin, Texas 78768

The Honorable John Kuempel  
P.O. Box 2910  
Capitol Station  
Austin, Texas 78768

Mr. George Ortiz  
TCEQ Region 13  
14250 Judson Road  
San Antonio, Texas 78233

Guadalupe County  
Attn: Ms. Delia Sellers, County Clerk  
211 West Court Street  
Seguin, Texas 78155

The Honorable Judge Kyle Kutscher  
Guadalupe County Courthouse  
101 East Court Street  
Seguin, Texas 78155

Texas Commission on Environmental  
Quality  
P. O. Box 13087  
Austin, Texas 78711-3087

Todd Galiga, Senior Attorney,  
Environmental Law Division, MC-173

Cheyenne Connors, Districts Bond  
Team, MC-152

Stephanie DeSouza, Districts Creation  
Review Team, MC-152

Justin Taack, Technical Manager,  
Districts Creation Review Team, MC-  
152

Michelle Voytko, Drinking Water  
Technical Review, Water Supply  
Division, MC-155

Garrett Arthur, Office of the Public  
Interest Counsel, MC-103

TCEQ - Office of the Chief Clerk  
MC-105 Attention: Notice Team  
PO Box 13087  
Austin TX 78711-3087

Applicant Name: Liberty Trail Municipal Utility District  
TCEQ Tracking No. D-09302024-055      CID Item No. 139598  
Application Type: PETITION FOR CREATION OF A DISTRICT

**AFFIDAVIT OF PUBLICATION**

STATE OF TEXAS §

COUNTY OF: \_\_\_\_\_ §

Before me, the undersigned authority, on this day personally appeared

\_\_\_\_\_, who being by me duly  
*(name of newspaper representative)*

sworn, deposes and says that (s)he is the \_\_\_\_\_  
*(title of newspaper representative)*

of the \_\_\_\_\_ ; that said newspaper is  
*(name of newspaper)*

regularly published or circulated in \_\_\_\_\_ County/Countries,  
*(name of county or counties)*

Texas; that the attached notice was published in said newspaper on the following dates:

\_\_\_\_\_  
*(date or dates of publication)*

\_\_\_\_\_  
Newspaper Representative's Signature

Subscribed and sworn to before me this the \_\_\_\_\_ day of \_\_\_\_\_,  
20 \_\_\_\_\_, to certify which witness my hand and seal of office.

\_\_\_\_\_  
Notary Public in and for the State of Texas

\_\_\_\_\_  
Print or type Name of Notary Public

My Commission Expires \_\_\_\_\_

(Seal)

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## NOTICE OF DISTRICT PETITION TCEQ INTERNAL CONTROL NO. D-09302024-055

**PETITION.** The majority landowner, 0 Union Wine Road, LLC, a Texas limited liability company (Petitioner) filed a petition for creation of Liberty Trails Municipal Utility District (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and Chapter 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ.

The petition states that: (1) the Petitioner holds title to a majority in value of the land to be included in the proposed District; (2) there are no lienholders against the land to be included in the District; (3) the proposed District will contain approximately 68.47 acres located within Guadalupe County, Texas; and (4) all of the area within the proposed District is wholly located within the extraterritorial jurisdiction of the city of New Braunfels.

The territory to be included in the proposed District is depicted in the vicinity map designated as Exhibit "A," which is attached to this document.

The petition further states that the nature of the work to be done by the District at the present time is the purchase, construction, acquisition, repair, extension and improvement of land, easements, works, improvements, facilities, plants, equipment and appliances necessary to: (i) provide a water supply for municipal uses, domestic uses and commercial purposes; (ii) collect, transport, process, dispose of and control all domestic, industrial, or communal wastes whether in fluid, solid, or composite state; (iii) gather, conduct, divert and control local storm water or other local harmful excesses of water in the District; (iv) design, acquire, construct, finance, improve, operate, and maintain macadamized, graveled, or paved roads, or improvements in aid of those roads; and (v) to provide such other facilities, systems, plants and enterprises as shall be consonant with the purposes for which the District is created and permitted under state law.

According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioner that the cost of said project will be approximately \$15,010,000 (\$10,300,000 for water, wastewater and drainage facilities, and \$4,710,000 for road facilities).

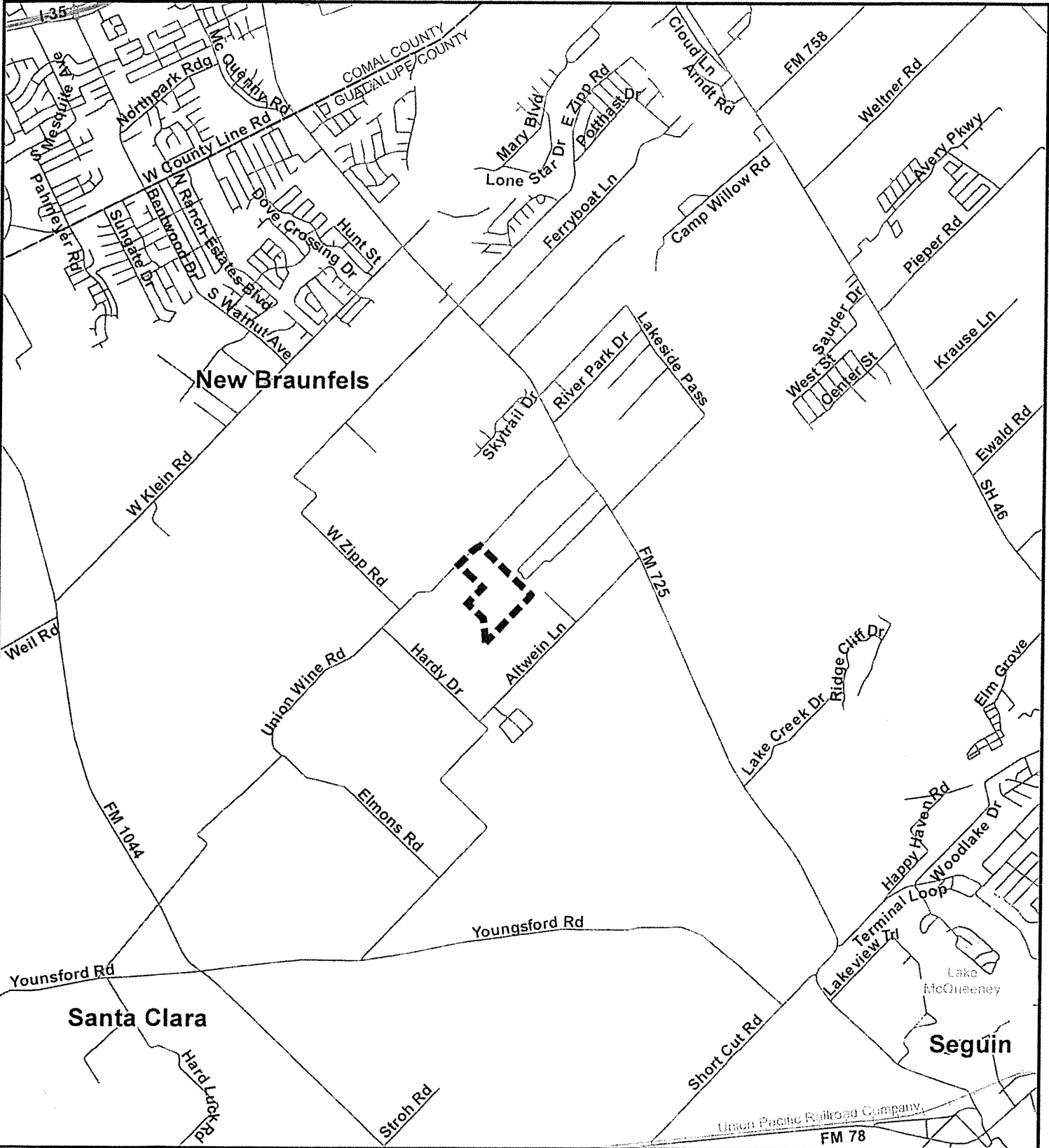
**CONTESTED CASE HEARING.** The TCEQ may grant a contested case hearing on this petition if a written hearing request is filed within 30 days after the newspaper publication of this notice.

To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the name of the Petitioner and the TCEQ Internal Control Number; (3) the statement "I/we request a contested case hearing"; (4) a brief description of how you would be affected by the petition in a way not common to the general public; and (5) the location of your property relative to the proposed District's boundaries. You may also submit your proposed adjustments to the petition which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below.




The Executive Director may approve the petition unless a written request for a contested case hearing is filed within 30 days after the newspaper publication of this notice. If a hearing request is filed, the Executive Director will not approve the petition and will forward the petition and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. If a contested case hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

**INFORMATION.** Written hearing requests should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC-103, at the same address. General information regarding TCEQ can be found at our web site <http://www.tceq.texas.gov/>.

Issued: October 18, 2024

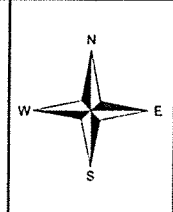


**Legend:**

-  District Boundary
-  Major Roads
-  County Border

**Liberty Trails Municipal Utility  
District General Vicinity Map**

Project Name:  
Liberty Trails  
MUD Creation  
Project Number:  
0627-002  
Date:  
August 2024



0                      4,000                      8,000  
Feet

**JONES - HEROY & ASSOCIATES, INC.**

13915 N. Mopac Expy                      Office: (512) 989-2200  
Suite 200                                      Fax: (512) 989-2213  
Austin, Texas 78728                      TBPE Reg. Firm F-006320

