

MOUNTAIN PEAK SPECIAL UTILITY DISTRICT

NOTICE OF REQUIREMENT TO COMPLY WITH THE SUBDIVISION AND SERVICE EXTENSION POLICY OF MOUNTAIN PEAK SPECIAL UTILITY DISTRICT

Pursuant to Chapter 13.2502 of the Texas Water Code, Mountain Peak Special Utility District hereby gives notice that any person who subdivides land by dividing any lot, tract, or parcel of land, within the service area of Mountain Peak Special Utility District, Certificate of Convenience and Necessity No.10908 , in Ellis and Johnson County, into two or more lots or sites for the purpose of sale or development, whether immediate or future, including re-subdivision of land for which a plat has been filed and recorded or requests more than two water or sewer service connections on a single contiguous tract of land must comply with Section F. 6. (the "Subdivision Policy") contained in Mountain Peak Special Utility District 's Policy.

Mountain Peak Special Utility District is not required to extend retail water utility service to a service applicant in a subdivision where the developer of the subdivision has failed to comply with the Subdivision Policy.

Applicable elements of the Subdivision Policy include:

Evaluation by Mountain Peak Special Utility District of the impact a proposed subdivision service extension will make on the District's water supply system and payment of the costs for this evaluation;

Payment of reasonable costs or fees by the developer for providing water supply capacity;

Payment of fees for reserving water supply capacity;

Forfeiture of reserved water supply/sewer service capacity for failure to pay applicable fees;

Payment of costs of any improvements to Mountain Peak Special Utility District's system that is necessary to provide the water service;

Construction according to design approved by Mountain Peak Special Utility District and dedication by the developer of water facilities within the subdivision follows inspection.

Mountain Peak Special Utility District's Policies and a map showing Mountain Peak Special Utility District's service area may be reviewed at the District's offices, at 5671 Water Works Rd. Midlothian, TX. The policy and service area map also are filed of record at the Texas Commission on Environmental Quality in Austin, Texas and may be reviewed by contacting the TCEQ, c/o Utility Rates and Services Section, Water Utilities Division, P.O. Box 13087, Austin, Texas 78711.