



Control Number: 42944



Item Number: 86

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PUC DOCKET NO. 42944

**APPLICATION OF THE CITY OF
THRALL TO AMEND A
CERTIFICATE OF CONVENIENCE
AND NECESSITY IN WILLIAMSON
COUNTY (36627-C)**

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PUBLIC UTILITY COMMISSION

OF TEXAS

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**COMMISSION STAFF'S RESPONSE TO ORDER NO. 25 REQUIRING
CLARIFICATION**

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission) representing the public interest files this Response to Order No 25 Requiring clarification.

In response to the parties proposed settlement package filed on April 20, 2017, Order No. 25 requested clarification from Staff regarding whether Noack Water Supply Corporation (NOACK) needed to file a consent form and whether Staff needed to issue a new certificate to NOACK. As noted in the attached memorandum of Heidi Graham and Tracy Montes of the Water Supply Division, Staff confirms that the requested area was never certificated to any entity and does not overlap any certificated entity including Noack. Therefore, there is no need for consent from Noack or a new certificate. Staff is available if any further clarification is needed.

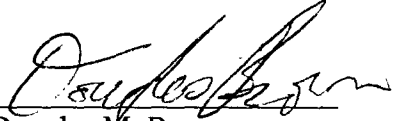
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Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on
May 18, 2017 in accordance with 16 TAC § 22.74.


Douglas M. Brown

PUC Interoffice Memorandum

To: Doug Brown
Legal Division

Through: Tammy Benter, Director
Lisa Fuentes, Manager
Water Utility Regulation

From: Heidi Graham, Manager
Tracy Montes, GIS Specialist
Water Utility Regulation

Date: May 8, 2017

Re: **Docket 42944**, *Application of the City of Thrall to Amend a Certificate of Convenience and Necessity (CCN) in Williamson County (36627-C)*

On January 28, 2010, the City of Thrall (City) filed with the Texas Commission on Environmental Quality (TCEQ) an application to amend its water Certificate of Convenience and Necessity (CCN) No. 13063 in Williamson County. The application was received by the Commission on September 5, 2014, and is being considered pursuant to the requirements in Texas Water Code Ann. (TWC), §§ 13.242 to 13.250 and the 16 Tex. Admin Code (TAC) §§24.101 to 24.107.

On April 20, 2017, Staff filed a settlement agreement and testimony in support of the stipulation. Order No. 25 filed on April 28, 2017, required clarification as to whether Noack Water Supply Corporation's (Noack WSC) consent is necessary to approve the application. In addition, clarification was requested as to the necessity of an amended CCN certificate for Noack WSC.

Item No. 8 in the docket includes an overlap check form from the TCEQ cartographer which indicates that there is no overlap of the requested area with any other entity. In addition, the application form indicates that the requested area is not in any other entity's CCN area. The settlement agreement included in Staff's April 20, 2017, filing indicates that the City can serve their requested area east of the City. Staff confirms the requested area was never certificated to any entity and does not overlap any certificated entity including Noack WSC. Therefore, there is no need for consent from Noack WSC or to file an amended CCN certificate for Noack WSC.