



Control Number: 43082



Item Number: 19

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DOCKET NO. 43082

APPLICATION OF THE CITY OF
ROYSE CITY TO AMEND A SEWER
CERTIFICATE OF CONVENIENCE
AND NECESSITY IN COLLIN, HUNT,
AND ROCKWALL COUNTIES
(37951-C)

BEFORE THE
PUBLIC UTILITY COMMISSION
OF TEXAS

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2015 FEB -2 PM 2:34
PUBLIC UTILITY COMMISSION
FILING CLERK

CITY OF ROYSE CITY'S
STATUS UPDATE REGARDING EXCLUDED LANDOWNERS

The City of Royse City, Texas ("City"), files this status update regarding excluded landowners, in compliance with Order No. 3 dated January 7, 2015.

As noted in Order No. 3, on December 29, 2014, the City revised its application to remove from the requested service area the properties owned by the individuals (1) who had opted-out of the application pursuant to Texas Water Code § 13.246, (2) who had expressed opposition to the application, or (3) who had requested a public hearing on the application. On December 29, 2014, the City communicated with these individuals in writing, and provided them with a copy of the pleading documenting the revision of the application to remove their properties as well as a revised map showing such removal. The revised application and letters were filed in this docket as Interchange Item #14.

After filing the revised application, the City was requested by Public Utility Commission ("PUC" or "Commission") Staff to obtain additional information from the property owners regarding whether their concerns had been addressed by the revised application and whether they would withdraw their protests or requests for hearing. The undersigned counsel for the City attempted on several occasions to reach the property owners by telephone, and then on January 15, 2015, sent letters to each property owner requesting that they communicate with the PUC regarding their position on the revised application. Copies of the correspondence are

attached hereto as Attachment A. Also included with each letter to each property owner was a stamped envelope addressed to the PUC to facilitate their response.

Mr. Woody responded and filed a letter stating that his concerns with the application have been addressed. (*See* Interchange Item #17.) Mr. Melvin Joslin also responded and filed a letter, with comments, stating that his concerns with the application have been addressed. (*See* Interchange Item #18.) The undersigned counsel for Applicant spoke with Mr. Michael Gray on January 28, 2015, regarding his position and that of his father, Mr. Gerald Gray. Mr. Michael Gray indicated that he and his father both intended to sign and return the letter stating that their concerns with the application have been addressed. However, to date, these letters have not been received. The undersigned will undertake additional efforts to contact Mr. Michael Gray to determine whether he and his father will be filing the requested letters, and will be in contact with Staff regarding her efforts in that regard.

Respectfully submitted,

LLOYD GOSSELINK
ROCHELLE & TOWNSEND, P.C.

816 Congress Avenue
Suite 1900
Austin, Texas 78701
(512) 322-5800
Fax: (512) 472-0532
gcrump@lglawfirm.com

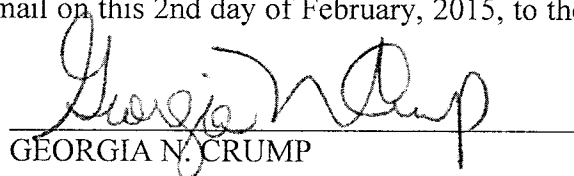


GEORGIA N. CRUMP
State Bar No. 05185500

ATTORNEYS FOR THE CITY OF ROYSE CITY,
TEXAS

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was transmitted by hand-delivery and/or regular, first class mail on this 2nd day of February, 2015, to the parties of record.


GEORGIA N. CRUMP

Ms. Crump's Direct Line: (512) 322-5832
Email: gcrump@lglawfirm.com

January 15, 2015

Mr. Steve Woody
4831 CR 2526
Royse City, TX 75189

Re: Application of the City of Royse City to Amend Sewer Certificate of Convenience and Necessity No. 20813 in Collin, Hunt, and Rockwall Counties; Application No. 37951-C; Public Utility Commission Docket No. 43082

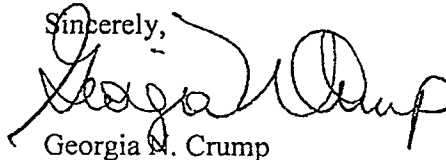
Dear Mr. Woody:

Thank you for speaking with me today. As I explained in my letter of December 29, 2014, after the City of Royse City received your request that your properties be excluded from the City's application for an amendment to its retail sewer service area, the City filed a revision to its application to exclude your two properties. As a result, your properties are no longer affected by the City's application.

In determining whether to approve the City's application as revised, the Public Utility Commission has asked the City to contact you to determine whether the revisions to the application have addressed your concerns. I am enclosing a copy of Order No. 3 that directs the City to contact you and other landowners who were opposed to the City's application. In order to respond adequately to this Order, it would be helpful if you would notify the Commission that your concerns have been addressed by the removal of your properties from the City's application. I have prepared a letter that I hope you will sign and return to the Commission so that the City can move forward with its application.

Please contact me if you have any additional questions or concerns. If you would like, and as we discussed, you may also call Mr. Sam Chang, an attorney with the Legal Division of the Public Utility Commission, at (512) 936-7261. Mr. Chang is the individual who asked me to contact you, and he should be able to answer your questions. I am sending him a copy of this letter so he will be informed as to the reason for your call.

Thank you.

Sincerely,

Georgia M. Crump

GNC/jmc
4645800

Enclosure

cc: Jason Day, City Attorney
Sam Chang, Attorney, Legal Division

Date: _____

Public Utility Commission of Texas
Central Records
1701 N. Congress Avenue
P.O. Box 13326
Austin, TX 78711-3326

Re: Application of the City of Royse City to Amend Sewer Certificate of
Convenience and Necessity No. 20813 in Collin, Hunt, and Rockwall Counties;
Application No. 37951-C; Public Utility Commission Docket No. 43082

Dear Sir/Madam:

I have been informed that in response to my request to opt-out of the City of Royse City's retail sewer utility service area ("CCN"), my properties have been removed from the application and will no longer be affected by the City's application to amend its CCN. As a result, my concerns with the application have been addressed.

Steve Woody
4831 CR 2526
Royse City, Texas 75189

Ms. Crump's Direct Line: (512) 322-5832
Email: gcrump@lglawfirm.com

January 15, 2015

Mr. Melvin Joslin
5073 CR 2656
Royse City, TX 75189

Re: Application of the City of Royse City to Amend Sewer Certificate of Convenience and Necessity No. 20813 in Collin, Hunt, and Rockwall Counties; Application No. 37951-C; Public Utility Commission Docket No. 43082

Dear Mr. Joslin:


With regard to your protest of the City of Royse City's application to amend its sewer utility service area and include your property within such service area, the City revised its application and removed your property from the application. This revision was described in my letter to you dated December 29, 2014, and you have also received a copy of the revised application. As a result, your property is no longer affected by the City's application.

In determining whether to approve the City's application as revised, the Public Utility Commission has asked the City to contact you to determine whether the revisions to the application have addressed your concerns. I am enclosing a copy of Order No. 3 that directs the City to contact you and other landowners who were opposed to the City's application. In order to respond adequately to this Order, it would be helpful if you would notify the Commission that your concerns have been addressed by the removal of your property from the City's application. I have prepared a letter that I hope you will sign and return to the Commission so that the City can move forward with its application.

Please contact me if you have any questions or concerns. If you would like, you may also call Mr. Sam Chang, an attorney with the Legal Division of the Public Utility Commission, at (512) 936-7261. Mr. Chang is the individual who asked me to contact you, and he should be able to assist you if you have any questions. I am sending him a copy of this letter so he will be informed as to the reason for your call.

Thank you.

Sincerely,


Georgia N. Crump

GNC/jmc
4645835

Enclosure

cc: Jason Day, City Attorney
Sam Chang, Attorney, Legal Division

Date: _____

Public Utility Commission of Texas
Central Records
1701 N. Congress Avenue
P.O. Box 13326
Austin, TX 78711-3326

Re: Application of the City of Royse City to Amend Sewer Certificate of
Convenience and Necessity No. 20813 in Collin, Hunt, and Rockwall Counties;
Application No. 37951-C; Public Utility Commission Docket No. 43082

Dear Sir/Madam:

I have been informed that in response to my request to opt-out of the City of Royse City's retail sewer utility service area ("CCN"), my property has been removed from the application and will no longer be affected by the City's application to amend its CCN. As a result, my concerns with the application have been addressed.

Mr. Melvin Joslin
5073 CR 2656
Royse City, TX 75189

Ms. Crump's Direct Line: (512) 322-5832
Email: gcrump@lglawfirm.com

January 15, 2015

Michael and Theresa Gray
5887 CR 2646
Royse City, TX 75189

Re: Application of the City of Royse City to Amend Sewer Certificate of Convenience and Necessity No. 20813 in Collin, Hunt, and Rockwall Counties; Application No. 37951-C; Public Utility Commission Docket No. 43082

Dear Mr. and Mrs. Gray:

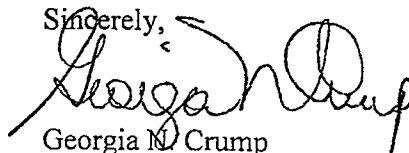
Thank you for speaking with me about the City of Royse City's application to amend the service territory for its sewer utility service ("CCN"). As I described to you when we spoke, and also explained in my letter of December 29, 2014, after the City of Royse City received your protest of the application and request for a public hearing, the City filed a revision to its application to exclude your property and the property of your father, Mr. Gerald Gray. As a result, neither of these properties is affected by the City's application.

In determining whether to approve the City's application as revised, the Public Utility Commission has asked the City to contact you to determine whether the revisions to the application have addressed your concerns, and whether you are withdrawing your request for a public hearing. I am enclosing a copy of Order No. 3 that directs the City to contact you and other landowners who were opposed to the City's application. In order to respond adequately to this Order, it would be helpful if you would notify the Commission that your concerns have been addressed by the removal of your properties from the City's application, and that you no longer request a public hearing on the application. I have prepared a letter that I hope you will sign and return to the Commission so that the City can move forward with its application.

Please contact me if you have any questions or concerns. If you would like, you may call Mr. Sam Chang, an attorney with the Legal Division of the Public Utility Commission, at (512) 936-7261. Mr. Chang is the individual who asked me to contact you, and he should be able to assist you if you have any questions. I am sending him a copy of this letter so he will be informed as to the reason for your call.

Thank you.

Sincerely,



Georgia N. Crump

GNC/jmc
4645808

Enclosure

cc: Jason Day, City Attorney
Sam Chang, Attorney, Legal Division

Date: _____

Public Utility Commission of Texas
Central Records
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Re: Application of the City of Royse City to Amend Sewer Certificate of
Convenience and Necessity No. 20813 in Collin, Hunt, and Rockwall Counties;
Application No. 37951-C; Public Utility Commission Docket No. 43082

Dear Sir/Madam:

We have been informed that in response to our protest and request for a public hearing on the City of Royse City's application to amend its retail sewer utility service area ("CCN"), our property has been removed from the application and will no longer be affected by the City's application to amend its CCN. As a result, our concerns with the application have been addressed, and we are withdrawing our request for a public hearing.

Michael and Theresa Gray
5887 CR 2646
Royse City, TX 75189

Ms. Crump's Direct Line: (512) 322-5832
Email: gcrump@lglawfirm.com

January 15, 2015

Mr. Gerald Gray
5889 CR 2646
Royse City, TX 75189

Re: Application of the City of Royse City to Amend Sewer Certificate of Convenience and Necessity No. 20813 in Collin, Hunt, and Rockwall Counties; Application No. 37951-C; Public Utility Commission Docket No. 43082

Dear Mr. Gray:

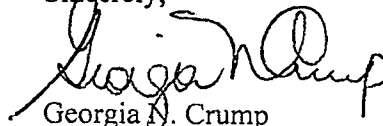
With regard to your request to opt-out of the City of Royse City's sewer utility service area, the City revised its application and has removed your property from the application. This revision was described in my letter to you dated December 29, 2014, and you have also received a copy of the revised application. In addition, the property belonging to Michael and Theresa Gray has also been removed from the application. As a result, neither of these properties is affected by the City's application.

In determining whether to approve the City's application as revised, the Public Utility Commission has asked the City to contact you to determine whether the revisions to the application have addressed your concerns. I am enclosing a copy of Order No. 3 that directs the City to contact you and other landowners who were opposed to the City's application. In order to respond adequately to this Order, it would be helpful if you would notify the Commission that your concerns have been addressed by the removal of your properties from the City's application. I have prepared a letter that I hope you will sign and return to the Commission so that the City can move forward with its application.

Please contact me if you have any questions or concerns. If you would like, you may also call Mr. Sam Chang, an attorney with the Legal Division of the Public Utility Commission, at (512) 936-7261. Mr. Chang is the individual who asked me to contact you, and he should be able to assist you if you have any questions. I am sending him a copy of this letter so he will be informed as to the reason for your call.

Thank you.

Sincerely,


Georgia N. Crump

GNC/jmc
4645833

Enclosure

cc: Jason Day, City Attorney
Sam Chang, Attorney, Legal Division

Date: _____

Public Utility Commission of Texas
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Dear Sir/Madam:

I have been informed that in response to my request to opt-out of the City of Royse City's retail sewer utility service area ("CCN"), my property has been removed from the application and will no longer be affected by the City's application to amend its CCN. As a result, my concerns with the application have been addressed.

Gerald Gray
5889 CR 2646
Royse City, TX 75189