



Control Number: 43131



Item Number: 29

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RECEIVED

APPLICATION OF KNOX COUNTY	§	PUBLIC UTILITY COMMISSION
RURAL WATER SUPPLY	§	
CORPORATION FOR A CERTIFICATE	§	PUBLIC UTILITY COMMISSION
OF CONVENIENCE AND NECESSITY	§	FILING CLERK
IN HASKELL, KING, KNOX, AND	§	OF TEXAS
STONEWALL COUNTIES (37852-C)	§	

COMMISSION STAFF'S RECOMMENDATION

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Recommendation, and would show the following:

I. BACKGROUND

On February 5, 2014, Knox County Rural Water Supply Corporation (Knox County) filed an application for a certificate of convenience and necessity (CCN) to be issued in its name for a new water system to provide water service to customers in a rural area to include portions of Knox, King, Haskell, and Stonewall counties. On January 13, 2016, Order No. 11 was issued, unabating the proceeding and requiring that Staff issue a recommendation or request a hearing by April 7, 2016.

II. RECOMMENDATION

On February 9, 2016, the Commission received additional maps from Knox County. Staff has identified several deficiencies with the additional maps, as identified in the attached memorandum from Jolie Mathis, Engineering Specialist, and Tracy Montes, Cartographer in the Water Utilities Division. Specifically, on October 9, 2014, the Commission received a request from Richard Moore to exclude property from Knox County's application. The opt-out request has not been reflected in the maps provided by Knox County. In addition, Staff has identified an overlap between Knox County's requested service territory and the certificated area of the City of Knox City. Knox County is also requesting to serve part of Knox County WCID 1, North Central Texas MWA, Salt Fork Water Quality District, and Staff requests that Knox County provide the appropriate consent from these entities pursuant to Texas Water Code § 13.244(c). Finally, Knox County must provide appropriate maps that reflects any changes to the requested service area.

Staff recommends that Knox County be allowed additional time to correct the deficiencies, and proposes the following procedural schedule:

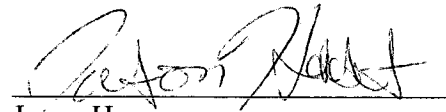
Event	Date
Deadline for Knox County to submit additional mapping information	May 6, 2016
Deadline for Staff to file supplemental recommendation on sufficiency of application and propose a procedural schedule for further disposition	June 3, 2016

Dated: March 8, 2016

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director

Karen Hubbard
Managing Attorney
Legal Division

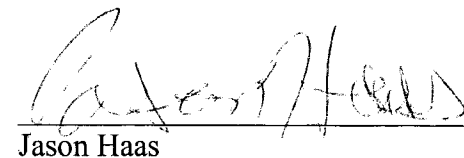


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on March 8, 2016, in accordance with 16 TAC § 22.74.



Jason Haas

PUC Interoffice Memorandum

To: Jason Haas, Attorney
Legal Division

Through: Tammy Benter, Director
Water Utilities Division

From: Jolie Mathis, Engineering Specialist
Tracy Montes, Cartographer
Water Utilities Division

SUBJECT: Docket No. 43131, Application of Knox County Rural Water Supply Corporation for a Certificate of Convenience and Necessity in Haskell, King, Knox, and Stonewall Counties (37852-C)

DATE: April 6, 2016

Knox County Rural Water Supply Corporation filed with the Texas Commission on Environmental Quality (TCEQ) an application for a Certificate of Convenience and Necessity in Haskell, King, Knox, and Stonewall Counties. The application was received by the Public Utility Commission of Texas (Commission) on September 16, 2014.

On October 9, 2014, the Applicant received a landowner opt out request from Mr. Richard S. Moore to remove 240 acres from the proposed service area. The Applicant has not filed a large scale map showing the location of the landowner's property in reference to the revised proposed water service area.

The Applicant must file the following items to resolve the overlaps and landowner opt-out requests (mapping deficiencies):

1. A large scale (detailed) map showing the revised proposed water service area after removing the landowner's property subject to the opt-out request and the requested overlaps with CCN Nos. 10627 and 10632. The map must also show outer boundary of the landowner's property in relation to the revised proposed service area. The map shall have enough detail to accurately locate the proposed service area in reference to verifiable man-made and/or natural landmarks such as roads, railroads, and rivers.
2. Digital data for the revised proposed water service area provided in a shapefile format, which includes the coordinate system and datum (projection) used to create the file. The proposed digital data must correspond to the same boundary in the same location as shown on the revised small and large scale maps. Revise the proposed digital data by removing the landowner's property subject to the opt-out request and the overlap with the City of Knox City (CCN No. 10624).

3. Provide the revised total acres for the proposed water service area after removing the landowner's property and the requested overlaps with CCN Nos. 10627 and 10632. The total acreage must correspond to the same acreage provided with the revised digital data.
4. Staff requests that written consent, which allows for the Applicant to provide retail water service within their district boundaries, be provided for the following:
 - Knox County WCID 1
 - North Central Texas MWA
 - Salt Fork Water Quality District