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DOCKET NO. 43253

APPLICATION OF THE CITY OF SCHERTZ TO AMEND ITS SEWER CERTIFICATE OF CONVENIENCE AND NECESSITY IN BEXAR COUNTY (37913-C)	§ § § § § §	PUBLIC UTILITY COMMISSION OF TEXAS
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COMMISSION STAFF'S SUFFICIENCY RECOMMENDATION

COMES NOW the Staff of the Public Utility Commission of Texas ("Staff"), representing the public interest and files this response to Order No. 16, Staff's Sufficiency Recommendation, and would show the following:

I. BACKGROUND

On May 9, 2014, the City of Schertz (Schertz) filed an application with the Texas Commission on Environmental Quality (TCEQ) to amend its sewer certificate of convenience and necessity (CCN) No. 20271 in Bexar County, Texas. On September 1, 2014, the economic regulation of water and wastewater utilities was transferred from the TCEQ to the Public Utility Commission of Texas (Commission).

On March 7, 2016, Staff filed a Motion for Extension requesting additional time to review updated map data submitted by Schertz. Order No. 16, issued on March 10, 2016, granted Staff's Motion for Extension and adopted the proposed procedural schedule, including a deadline of March 23, 2016 for Staff to file a sufficiency recommendation. Therefore, this pleading is timely filed.

II. SUFFICIENCY RECOMMENDATION

Staff has reviewed the revised map data submitted by Schertz, in addition to the other previously submitted application materials. As indicated in the attached memorandum of Mary Lupo and Tracy Harbour of the Water Utilities Division, Staff has determined that Schertz's application is sufficient and respectfully recommends that the application be deemed administratively complete. In accordance with Order No. 16, Staff will file a recommendation on final disposition on or before May 10, 2016.

III. CONCLUSION

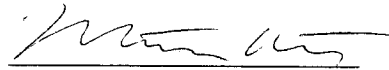
For the reasons stated above and in the attached memorandum, Staff respectfully recommends that Schertz's application be found sufficient and administratively complete. In accordance with Order No. 16, Staff will file a recommendation on final disposition on or before May 10, 2016.

Dated: March 23, 2016

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division

Katherine Lengieza Gross
Managing Attorney
Legal Division



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DOCKET NO. 43253 CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on this the 23rd of March, 2016 in accordance with 16 TAC § 22.74.



Matthew Arth

To: Matthew Arth, Attorney
Legal Division

Through: Tammy Benter, Director
Water Utilities Division

From: Mary Lupo, Utilities Rates Analyst/Auditor
Tracy Harbour, GIS Specialist
Water Utilities Division

SUBJECT: **Docket No. 43253**, *Application of the City of Schertz to Amend Its Sewer Certificate of Convenience and Necessity in Bexar County (37913-C)*

DATE: March 22, 2016

On May 9, 2014, the City of Schertz ("City" or "Applicant") filed an application with the Texas Commission on Environmental Quality (TCEQ) to amend its sewer Certificate of Convenience and Necessity (CCN) No. 20271 in Bexar County. On September 1, 2014, the water and sewer rates and CCN programs were transferred from the TCEQ to the Public Utility Commission of Texas (PUC or Commission). This application was part of the transfer and is now under the PUC's jurisdiction. The application is being reviewed pursuant to Tex. Water Code §§ 13.241-.250 (TWC) and 16 Tex. Admin. Code §§ 24.101-.107 (TAC).

The Applicant filed a revised large scale map on February 4, 2016 and revised digital data on March 4, 2016 showing the updated proposed sewer service area requested with this application. The proposed sewer service area accurately removed the overlaps with the corporate boundaries of the City of San Antonio, the City of Converse and the district boundaries of Canyon Regional Water Authority. The Applicant filed a signed letter from Cibolo Creek Municipal Authority (CCMA) on December 28, 2015 indicating that CCMA agrees to allow the Applicant to provide retail sewer service within the portion overlapping with CCMA's district boundaries.

Based on my review of the information in the application and the updated map data, I recommend that the application be deemed sufficient and accepted for filing.