



Control Number: 43378



Item Number: 27

Addendum StartPage: 0

DOCKET NO. 43378

APPLICATION OF THE CITY OF § PUBLIC UTILITY COMMISSION
MANOR TO AMEND A CERTIFICATE §
OF CONVENIENCE AND NECESSITY § OF TEXAS
IN TRAVIS COUNTY (37972-C) §

NOTICE OF APPROVAL

This Notice addresses the application of the City of Manor (Manor or the City) for approval of an amendment to its water certificate of convenience and necessity (CCN) No. 10947 in Travis County. Public Utility Commission of Texas (Commission) Staff recommended approval of the application. The application, as amended, is approved.

The Commission adopts the following findings of fact and conclusions of law.

I. Findings of Fact

Procedural History, Description and Background

1. On July 8, 2014, Manor filed an application with the Texas Commission on Environmental Quality (TCEQ) to amend its water CCN No. 10947 in Travis County.
2. The requested amendment reflects the addition of approximately 203 acres to provide service to 773 potential customers within the City's corporate limits.
3. On September 1, 2015, functions relating to the economic regulation of water and sewer utilities were transferred from the TCEQ to the Commission.
4. On October 31, 2014, December 16, 2014, January 30, 2015, and June 29, 2015, Manor supplemented its application.
5. On February 10, 2015, Order No. 6 was issued, deeming the application and notice, as amended, administratively complete, and adopting a procedural schedule.
6. On July 6, 2015, the City signed a consent form confirming the amended map and certificate of CCN No. 10947 prepared by Commission Staff.
7. The amended CCN map and certificate referenced in Fact Statement No. 6 are attached to this Notice as Attachments A and B, respectively.

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PUBLIC UTILITY COMMISSION
TRAVIS COUNTY, TEXAS

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8. On July 9, 2015, Commission Staff filed its recommendation on final disposition, recommending approval of the application.

Notice

9. On March 6, 2015, Manor mailed notice to neighboring systems, landowners, and cities.
10. Notice was also provided by publication on February 27, 2015 and March 6, 2015 in the *Austin Chronicle*, a newspaper of general circulation in Travis and Williamson Counties.
11. On March 9, 2015, Manor filed affidavits attesting to mailed and published notice, including copies of individual notices.

Evidentiary Record

12. On July 21, 2015, the parties filed a joint proposed notice of approval and request to admit evidence.
13. On July 28, 2015, Order No. 9 was issued admitting evidence into the record.

Informal Disposition

14. More than 15 days have passed since completion of the notice provided in this docket.
15. Manor and Commission Staff are the only parties to this proceeding.
16. The Commission did not receive any opt-out requests.
17. No protests or requests for hearing were filed in this docket, therefore no hearing is necessary.

II. Conclusions of Law

1. The Commission has jurisdiction over this application pursuant to Tex. Water Code §§ 13.041, 13.241, 13.244 and 13.246 (TWC).
2. Manor is a municipally owned utility as defined in TWC § 13.002(13).
3. Public notice of the application was provided as required by TWC § 13.246 and 16 Tex. Admin. Code § 24.106 (TAC).
4. The application was processed in accordance with the requirements of TWC §§ 13.244 and 13.246 and 16 TAC §§ 24.102 and 24.107.

5. After considering the factors in TWC § 13.246(c), Manor has demonstrated adequate financial, managerial and technical capability for providing continuous and adequate service to the requested area and its current service area as required by TWC § 13.241.
6. The application, as amended, meets the requirements set forth in TWC §§ 13.241, 13.244 and 13.246, and 16 TAC § 24.101-24.102 and 24.104-24.106.
7. Approval of the certificate amendment requested in this application is necessary for the service, accommodation, convenience, and safety of the public as required by TWC § 13.246(b) and 16 TAC § 24.102(c).
8. The requirements for informal disposition pursuant to 16 TAC § 22.35 have been met in this proceeding.


III. Ordering Paragraphs

In accordance with these findings of fact and conclusions of law, the Commission issues the following Order:

1. Manor's application, as amended, is approved.
2. Manor's CCN No. 10947 is amended consistent with this Notice.
3. Manor shall serve every customer and applicant for service within the areas certified under its CCN No. 10947, and such service shall be continuous and adequate.
4. All other motions, requests for entry of specific findings of fact or conclusions of law, and any other requests for general or specific relief, if not expressly granted herein, are hereby denied.

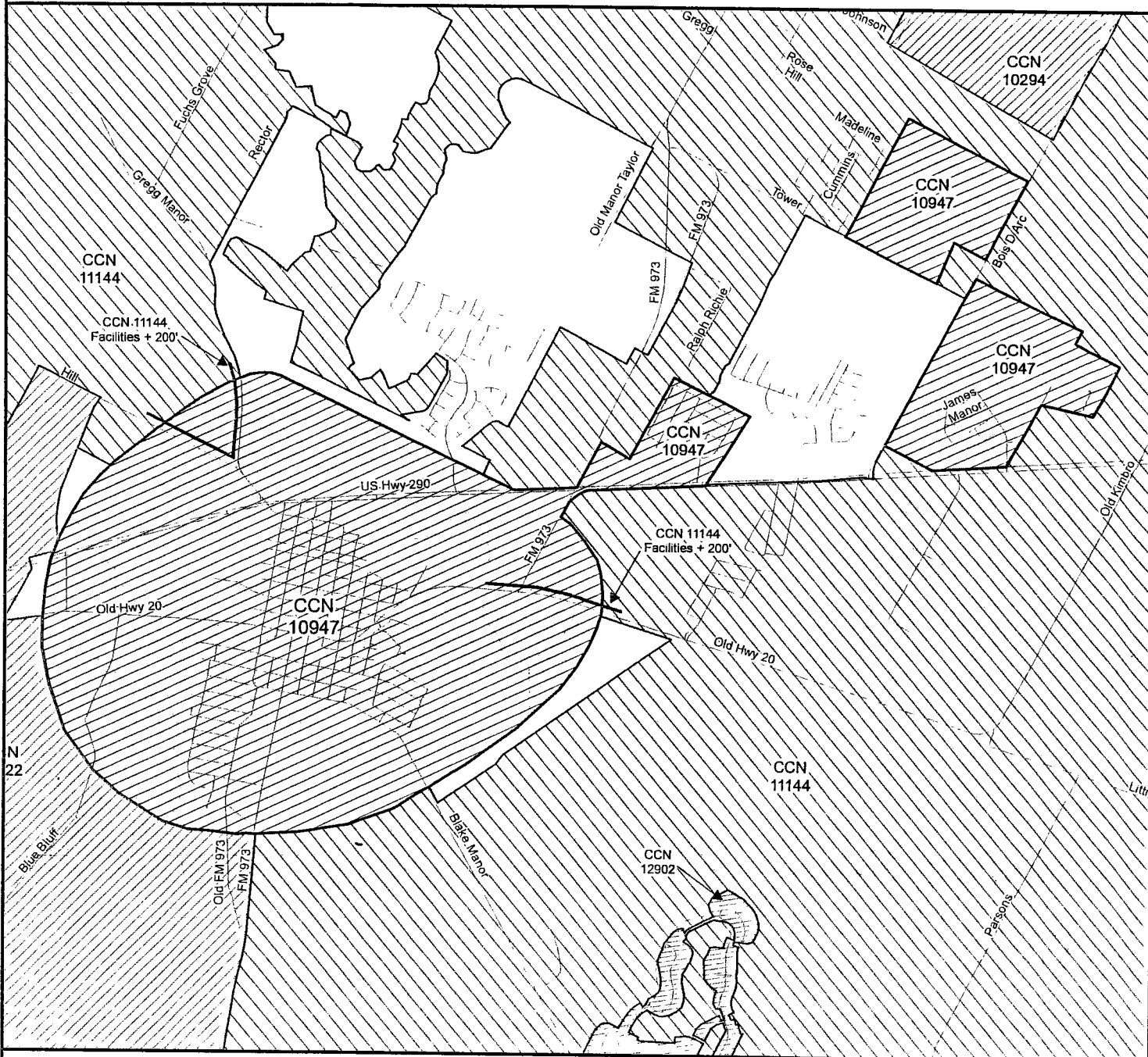
SIGNED AT AUSTIN, TEXAS the 28th day of July 2015.

PUBLIC UTILITY COMMISSION OF TEXAS







SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE

City of Manor
 Water Service Area
 CCN No. 10947
 PUC Docket No. 43378
 Amended CCN No. 10947 in Travis County


Attachment A

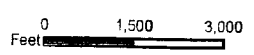


Water CCN Service Areas

-  10947 - City of Manor
-  10294 - Aqua WSC
-  11144 - Manville WSC
-  11322 - City of Austin
-  12902 - Aqua Texas Inc

Facilities + 200' Water CCNs

-  11144 - Manville WSC



Public Utility Commission of Texas
 1701 N. Congress Ave
 Austin, TX 78701

Map by: Suzanne Burt
 Date created: June 1, 2015
 Project path: n:/gis/projects/applications/43378.mxd



Texas Commission On Environmental Quality

By These Presents Be It Known To All That

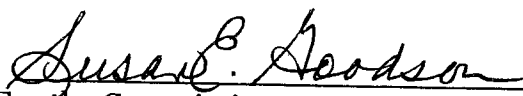
City of Manor

having duly applied for certification to provide (water/sewer) utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service by this Applicant, is entitled to and is hereby granted this

Certificate of Convenience and Necessity No. 10947

to provide continuous and adequate water utility service to that service area or those service areas in Travis County as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 43378 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of City of Manor to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.

Issued at Austin, Texas, this 28th day of July, 2015


For the Commission

Attachment B