

Control Number: 43523



Item Number: 6

Addendum StartPage: 0

DOCKET NO. 43523

APPLICATION OF CITY OF ELGIN §
TO AMEND A WATER CERTIFICATE §
OF CONVENIENCE AND NECESSITY §
IN BASTROP AND TRAVIS §
COUNTIES §

PUBLIC UTILITY COMMISSION
OF TEXAS

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**ORDER NO. 3
FINDING APPLICATION INCOMPLETE AND DEFICIENT,
ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE**

I. Application

On October 10, 2014, the City of Elgin (Elgin or Company) filed with the Public Utility Commission of Texas (Commission) an application to amend its water certificate of convenience (CCN) No. 10311 in Bastrop and Travis Counties, Texas. On September 1, 2014, the processing of the application was transferred to the Public Utility Commission of Texas (Commission).

**II. Staff Recommendation on Administrative Completeness
of the Application and Notice**

On October 28, 2014, Commission Staff filed comments on administrative completeness. Commission Staff has determined that the application is not administratively complete because it contains material deficiencies, as specifically described in Commission Staff's October 28, 2014 filing and the attached memorandum of Debbie Reyes Tamayo, Program Specialist, Water Utilities Division.

In addition, Staff determined that Applicant's proposed notice is not sufficient. The proposed notice does not provide identifying features which generally bound the north, south, east, and west edges of the proposed utility service area. Furthermore, the proposed notice does not include a map of the proposed service area as required.

Pursuant to P.U.C. SUBST. R. 24.8(a), applications are not considered filed until a determination of administrative completeness is made, thus at this time the application is not considered filed with the Commission. Applicant should not send out notice to affected parties until these discrepancies are corrected.

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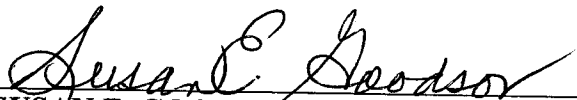
**III. Finding Application and Notice Incomplete and Deficient,
Providing Opportunity to Cure**

Consistent with Commission Staff's recommendation, the City of Elgin's application, including the proposed notice, is found administratively incomplete and deficient. On or before **December 1, 2014**, Elgin shall amend its application to cure the deficiencies noted by Commission Staff. Processing of the application cannot proceed until the requested items are received and reviewed.

Commission Staff shall file a supplemental recommendation regarding administrative completeness of the amended application and notice along with a proposed procedural schedule within ten working days of receipt of the amended application.

SIGNED AT AUSTIN, TEXAS the 3rd day of November 2014.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE