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DOCKET NO. 43930

PUBLIC UTILITY COMMISSION
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| APPLICATION OF GULF COAST | § | BEFORE THE PUBLIC UTILITY |
| WASTE DISPOSAL AUTHORITY | § | |
| TO AMEND A CERTIFICATE OF | § | COMMISSION OF TEXAS |
| CONVENIENCE AND NECESSITY | § | |
| IN CHAMBERS COUNTY | § | |

JOINT PROPOSED NOTICE OF APPROVAL AND MOTION TO ADMIT EVIDENCE

COMES NOW Staff of the Public Utility Commission (Staff), representing the public interest, together with Gulf Coast Waste Disposal Authority (Gulf Coast or Applicant), and files this Joint Proposed Notice of Approval and Motion to Admit Evidence. In support thereof, the parties show the following:

I. BACKGROUND

On December 8, 2014, Gulf Coast filed with the Public Utility Commission of Texas (PUC) an application (Application) to amend Certificate of Convenience and Necessity (CCN) No. 20465 in Chambers County pursuant to Tex. Water Code, Chapter 13 and 16 Tex. Admin Code §§ 24.101-24.107. The Application was received by the Commission on December 8, 2014. On September 8, 2015, the Application was deemed sufficient for filing. The Applicant provided affidavits of notice on September 28, 2015.

II. JOINT MOTION TO ADMIT EVIDENCE

The Parties move to admit the following evidence into the record of this proceeding: (a) Gulf Coast's December 4, 2014 Application (Commission automated interchange system [AIS] Item No. 1, filed December 8, 2014); (b) a publisher's affidavit dated September 25, 2015 and

affidavit of notice to neighboring systems, landowners and cities dated September 28, 2015 (AIS Item No. 28, filed October 1, 2015); and (c) Commission Staff's recommendation regarding final disposition and attachments thereto (AIS Item No. 34, filed January 5, 2016).

III. PROPOSED NOTICE OF APPROVAL

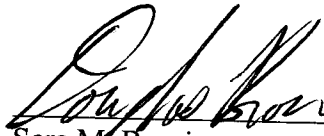
The attached Joint Proposed Notice of Approval would grant Gulf Coast's Application to amend its sewer CCN No. 20465 in Chambers County.

III. CONCLUSION

The parties respectfully request that the Commission grant the attached Joint Proposed Notice of Approval.

Respectfully Submitted,

GULF COAST WASTE DISPOSAL AUTHORITY

 (By Permission)

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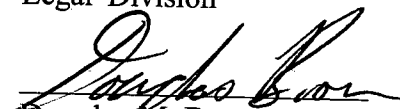
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DOCKET NO.

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on February 5, 2016 in accordance with 16TAC § 22.74.


Douglas M. Brown

PUC DOCKET NO. 43930

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|----------------------------------|----------|----------------------------------|
| APPLICATION OF GULF COAST | § | PUBLIC UTILITY COMMISSION |
| WASTE DISPOSAL AUTHORITY | § | |
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| CONVENIENCE AND NECESSITY | § | OF TEXAS |
| IN CHAMBERS COUNTY | § | |

JOINT PROPOSED NOTICE OF APPROVAL

This Joint Notice of Approval addresses the application (Application) of Gulf Coast Waste Disposal Authority (Gulf Coast) for approval of an amendment to its sewer certificate of convenience and necessity (CCN) No. 20465 in Chambers County. Through its Application, the Applicant seeks to voluntarily decertify a small portion of its service area at the request of Chambers County Improvement District No. 2. The total area being requested includes approximately 692 acres, 0 current customers and no infrastructure. The Public Utility Commission Staff recommended approval of this application. The application is approved.

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

I. FINDING OF FACT

1. On December 8, 2014, Gulf Coast filed an Application with the Public Utility Commission of Texas (Commission) to amend its sewer CCN No. 20465 in Chambers County.
2. The total proposed service area reduction requested in this Application consists of approximately 692 acres, 0 current customers and no infrastructure.
3. The Application was received by the Commission on December 8, 2014.
4. The Application was deemed sufficient for filing on September 8, 2015.

5. Notice was provided by publication in the Baytown Sun on September 18, 2015 and September 25, 2015. A publisher's affidavit dated September 30, 2015 and signed by Janie Gray, the Publisher of the Baytown Sun, attests to this notice.
6. Gulf Coast mailed notice of the Application to neighboring systems, landowners, and cities and to neighboring utilities and affected parties on September 15, 2015. An affidavit that these landowners and other entities received notice was dated September 28, 2015 and was filed with the Commission on October 1, 2015.
7. There were no protests or hearing requests filed in response to the public notices.
8. No hearing is necessary.
9. On December 8, 2015, Gulf Coast submitted a signed consent form evidencing its consent to the proposed map and certificate.
10. On January 5, 2016 Staff recommended that the Application be approved.
11. Gulf Coast's December 4, 2014 Application (Commission automated interchange system [AIS] Item No. 1, filed December 8, 2014); (b) a publisher's affidavit dated September 25, 2015 and affidavit of notice to neighboring systems, landowners and cities dated September 28, 2015 (AIS Item No. 28, filed October 1, 2015); and (c) Commission Staff's recommendation regarding final disposition and attachments thereto (AIS Item No. 34, filed January 5, 2016) have been admitted into evidence.
12. The CCN certificate and map as admitted are approved.

II. CONCLUSION OF LAW

1. The Commission has jurisdiction and authority over this docket pursuant to the Tex. Water Code (TWC) §§ 13.041, 13.241, 13.242, 13.244, 13.246, and 16 Tex. Admin. Code §§ 24.101-24.107 (TAC).
2. Gulf Coast is a retail public utility as defined in TWC § 13.002(19) and 16 TAC § 24.3(41).
3. Gulf Coast has provided public notice of the Application in compliance with TWC § 13.246 and 16 TAC § 24.106.
4. After considering the relevant factors in TWC § 13.246(c), Gulf Coast has demonstrated it should be granted decertification of the requested area identified in the Application.
5. Gulf Coast has demonstrated that the Application meets the requirements set forth in TWC §§ 13.241, 13.242, 13.244, and 13.246 and 16 TAC §§ 24.101 and 24.102 to be granted an amendment to its CCN.
6. Gulf Coast demonstrated that an amendment of its CCN No. 20465 is necessary for the service, accommodation, convenience, or safety of the public, as required under TWC § 13.246(b) and 16 TAC § 24.102(c).
7. 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. Gulf Coast's Application is approved.
2. Gulf Coast's sewer CCN No. 20465 is hereby amended to reflect the removal of 692 acres of its service area in Chambers County.
- 3 All other motions, requests for entry of specific findings of fact and conclusions of law, and any other requests for general or specific relief, if not expressly granted herein, are denied.

SIGNED AT AUSTIN, TEXAS on the ____ day of _____, 2016

PUBLIC UTILITY COMMISSION OF TEXAS

**_____
ADMINISTRATIVE LAW JUDGE**