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PUC DOCKET NO. 44369

APPLICATION OF GONZALES
COUNTY WATER SUPPLY
CORPORATION AND THE CITY OF
GONZALES FOR APPROVAL OF A
SERVICE AGREEMENT IN
GONZALES COUNTY

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PUBLIC UTILITY COMMISSION
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COMMISSION STAFF'S RESPONSE TO ORDER NO. 1

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest and files this Response to Order No. 1, and would show the following:

I. BACKGROUND

On January 26, 2015, Gonzales County Water Supply Corporation (Gonzales County WSC) and the City of Gonzales (collectively, Applicants) filed an application, pursuant to TEX. WATER CODE §13.248, for approval of an agreement to decertify and transfer a certain 138.62 acre tract of land located within Gonzales County WSC's certificated area. On January 29, 2015, the administrative law judge (ALJ) issued Order No. 1, requiring that Staff file comments/recommendation regarding this application and a procedural schedule for processing by February 11, 2015. Accordingly, this response is timely filed.

II. SUFFICIENCY OF APPLICATION

Based on the attached memorandum from Jolie Mathis, Engineering Specialist in the Water Utilities Division, Staff recommends that the application be deemed deficient.

IV. PROCEDURAL SCHEDULE

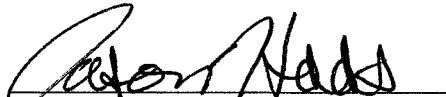
Staff recommends that the Applicants be given 30 days to correct the deficiencies in the application as noted in the memorandum from Staff, and that Staff have 30 days to review the additional information for sufficiency.

Dated: February 11, 2015

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director – Legal Division

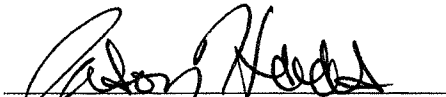
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Public Utility Commission of Texas
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on February 11, 2015, in accordance with P.U.C. Procedural Rule 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
Water Utilities Division

SUBJECT: Docket No. 44369, Gonzales County Water Supply Corporation's Application to Decertify a Portion of its Certificate of Convenience and Necessity (CCN) No. 10704, and Transfer of Area to the City of Gonzales Certificate of Convenience and Necessity (CCN) No. 11210 Pursuant to 13.248 of the Texas Water Code for Approval of a Service Agreement in Gonzales County

DATE: February 11, 2015

On January 26, 2015, pursuant to the Mediated Settlement Agreement dated October 24, 2014, between the Gonzales County Water Supply Corporation (GCWSC) and the City of Gonzales, Texas, (City) the Parties filed a proposed decertification of a portion of GCWSC's CCN No. 10704, as depicted on an attached digitized map prepared by GCWSC's engineer, and a transfer of said area to the City's CCN No. 11210.

The applicant's hard copy map identifies a "Disputed Area," which is comprised of CCN areas for both WSC and City, as well as water lines. The disputed area appears to be the agreement area. Also upon review of the digital data, it appears the CCNs shown on the hard copy map and in the digital data are not based on the Official CCN Service Area information maintained by the Public Utility Commission. If the digital data from the application is applied to the Official CCN Service Area information, the final mapping will display a small portion of GCWSC's CCN area in between the City's existing CCN and the agreement area. In order to verify whether this is the intended result, Staff requires confirmation of the exact boundaries of the disputed area using the Official CCN Service Area information.

Based on review of the information in the application, I recommend that the application be deemed insufficient for filing due to this deficiency. In order to cure the deficiency, I recommend the applicant submit the following information:

1. A revised map for the agreement area only. The Applicant may want to revise the agreement area to close the gap between the proposed area and the City's existing CCN. Revising the data will change the acreage in the proposed area.
2. Revised digital data including the agreement area only.
 - a. Digital data submitted must be the same as the agreement area displayed on their

revised hard copy maps.

- b. Please submit digital data in a shapefile format on a CD data disk labeled with the utility name and docket number assigned.
- c. Please include in writing or labeled on the CD, the projection (PRJ file) or coordinate system used to create the digital data submitted.

3. A draft notice.