



Control Number: 44816



Item Number: 51

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DOCKET NO. 44816

RECEIVED

APPLICATION OF SHARON WATER
SUPPLY CORPORATION TO AMEND ITS
CERTIFICATE OF CONVENIENCE AND
NECESSITY IN UPSHUR AND WOOD
COUNTIES

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PUBLIC UTILITY COMMISSION

2017 MAY 11 PM 4:06
PUBLIC UTILITY COMMISSION
OF TEXAS CLERK

JOINT MOTION TO ADMIT EVIDENCE AND PROPOSED NOTICE OF APPROVAL

COMES NOW, Sharon Water Supply Corporation (Sharon WSC) together with the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, (collectively, the Parties), and files this Joint Motion to Admit Evidence and Proposed Notice of Approval. In support thereof, the Parties show the following:

I. BACKGROUND

On June 8, 2015, Sharon Water Supply Corporation (Sharon WSC or Applicant) filed with the Public Utility Commission of Texas (Commission) an application (Application) to amend its water certificate of convenience and necessity (CCN) No. 10476 in Upshur and Wood Counties, Texas. The total area requested includes approximately 21,342 acres and 0 current customers. Staff filed a final recommendation of approval on May 1, 2017. Pursuant to Order No. 14, the Parties file this joint proposed motion to admit evidence and notice of approval.

II. JOINT MOTION TO ADMIT EVIDENCE

The Parties move to admit the following into the record evidence of this proceeding:

- (a) Sharon WSC's Application, filed on June 8, 2015 (AIS Item No. 1);
- (b) Sharon WSC's supplements to their application, filed on August 11, 2015; August 20, 2015; October 19, 2015; October 29, 2015, December 4, 2015; February 11, 2016; March 28, 2016; June 8, 2016; July 26, 2016; September 14, 2016; January 20, 2017; February 23, 2017; and April 18, 2017 (AIS Item Nos. 7, 8, 14, 15, 18, 21, 24, 27, 30, 33, 42, 44, 49);

(c) The affidavits of notice filed on November 22, 2016 and January 5, 2017 (AIS Item Nos. 36, 40);

(d) Sharon WSC's consent forms to the final map and certificate filed March 13, 2017 (AIS Item No. 45);

(e) Commission Staff's Final Recommendation and attachments thereto that the Application be approved, filed May 1, 2017 (AIS Item No. 50).

III. JOINT PROPOSED NOTICE OF APPROVAL

The attached Joint Proposed Notice of Approval would grant Sharon WSC's Application to amend its water CCN No. 10476 in Upshur and Wood Counties, Texas. Also attached are the final map and certificate that were included in Staff's recommendation on final disposition filed May 1, 2017.

IV. CONCLUSION

The Parties respectfully request that the Commission grant the Motion to Admit Evidence, and adopt the attached Joint Proposed Notice of Approval.

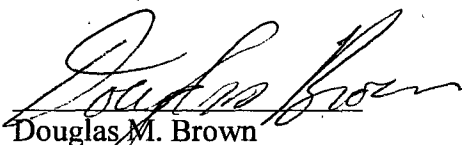
Dated: May 11, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

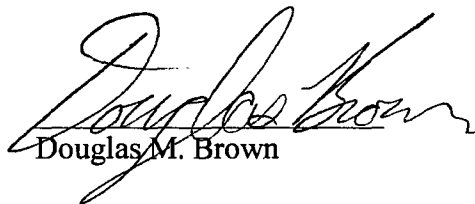
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**DOCKET NO. 44816
CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on May 11, 2017 in accordance with 16 TAC § 22.74.



Douglas M. Brown

DOCKET NO. 44816

**APPLICATION OF SHARON WATER
SUPPLY CORPORATION TO AMEND ITS
CERTIFICATE OF CONVENIENCE AND
NECESSITY IN UPSHUR AND WOOD
COUNTIES**

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**PUBLIC UTILITY COMMISSION

OF TEXAS**

JOINT PROPOSED NOTICE OF APPROVAL

This Notice of Approval addresses the application of Sharon Water Supply Corporation (Sharon WSC) to amend its water certificate convenience and necessity (CCN) No. 10476 in Upshur and Wood Counties, Texas. The Public Utility Commission Staff (Commission Staff) recommended approval of this application. The application is approved.

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

I. FINDINGS OF FACT

Procedural History

1. On June 8, 2015, Sharon WSC filed an Application to amend its water CCN No. 10476 in Upshur and Wood Counties, Texas.
2. On June 10, 2015, Order No. 1 was issued, requiring comments on administrative completeness.
3. Sharon WSC filed supplements to their application on August 11, 2015; August 20, 2015; October 19, 2015; October 29, 2015; December 4, 2015; February 11, 2016; March 28, 2016; June 8, 2016; July 26, 2016; September 14, 2016; January 20, 2017; February 23, 2017; and April 18, 2017.
4. On October 14, 2016, Order No. 11 was issued, deeming the application administratively complete and establishing a procedural schedule.
5. Sharon WSC filed proof of notice on November 22, 2016 and January 5, 2017.
6. Sharon WSC filed consent forms on March 13, 2017 to the map and CCN transmitted to it on February 23, 2017.
7. On May 1, 2017, Commission Staff filed a final recommendation for approval of the application to which Commission Staff attached the final map and CCN.

8. The final map and CCN referenced in Findings of Fact No. 7 are attached to this Notice of Approval.

Notice

9. Notice was provided by publication in *The Gilmer Mirror* on December 15, 2016 and December 22, 2016; and in the *Wood County Monitor* on November 9, 2016; December 14, 2016 and December 21, 2016.
10. Publisher's affidavits were filed on November 22, 2016 and January 5, 2017.
11. Sharon WSC mailed notice of the application to neighboring systems, landowners, and cities and to affected parties on October 21, 2016.

Evidentiary Record

12. On _____, Order No. ____ was issued, admitting evidence into the record of this proceeding.

Description of the Application

13. The total area requested includes approximately 21,342 acres and 0 current customers.

Informal Disposition

14. More than 15 days have passed since the completion of the notice provided in this docket.
15. Sharon WSC and Commission Staff are the only parties to this proceeding.
16. No issues of fact or law remain disputed by any party.
17. No hearing is necessary.

II. CONCLUSIONS OF LAW

1. The Commission has jurisdiction over these matters pursuant to Tex. Water Code Ann. §§ 13.041 and 13.241 (West 2016) (TWC).
2. Sharon WSC is a retail public utility as defined in TWC § 13.002(19) and 16 Tex. Admin. Code 24.3(59) (TAC).
3. Public notice of the application was provided in compliance with TWC § 13.246 and 16 TAC § 24.106.

4. The application meets the requirements set forth in TWC §§ 13.241, 13.244 and 13.246, and 16 TAC §§ 24.101-.102 and 24.104-.106.
5. After considering the factors in TWC § 13.246(c), Sharon WSC is entitled to approval of the application, having 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(a).
6. Approval of the application is necessary for the service, accommodation, convenience, or safety of the public as required by TWC § 13.246(b) and 16 TAC § 24.102(c).
7. Under TWC § 13.257(r) and 16 TAC § 24.106(e), Sharon WSC is required to record a certified copy of the approved CCN and map, along with a boundary description of the service area in the real property records of each county in which the service area or a portion of the service area is located, and submit to the Commission evidence of the recording.
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. Sharon WSC's application is approved.
2. Sharon WSC's water CCN No. 10476 is hereby approved, consistent with this Notice.
3. Sharon WSC shall serve every customer and applicant for service within the areas certified under CCN No. 10476, and such service shall be continuous and adequate.
4. Sharon WSC shall comply with the recording requirements in TWC § 13.257(r) for the area in Upshur and Wood Counties affected by the application and submit to the Commission evidence of the recording no later than 31 days after receipt of this Notice.
5. 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 _____, 2017.

PUBLIC UTILITY COMMISSION OF TEXAS

ADMINISTRATIVE LAW JUDGE



Public Utility Commission of Texas

By These Presents Be It Known To All That

Sharon Water Supply Corporation

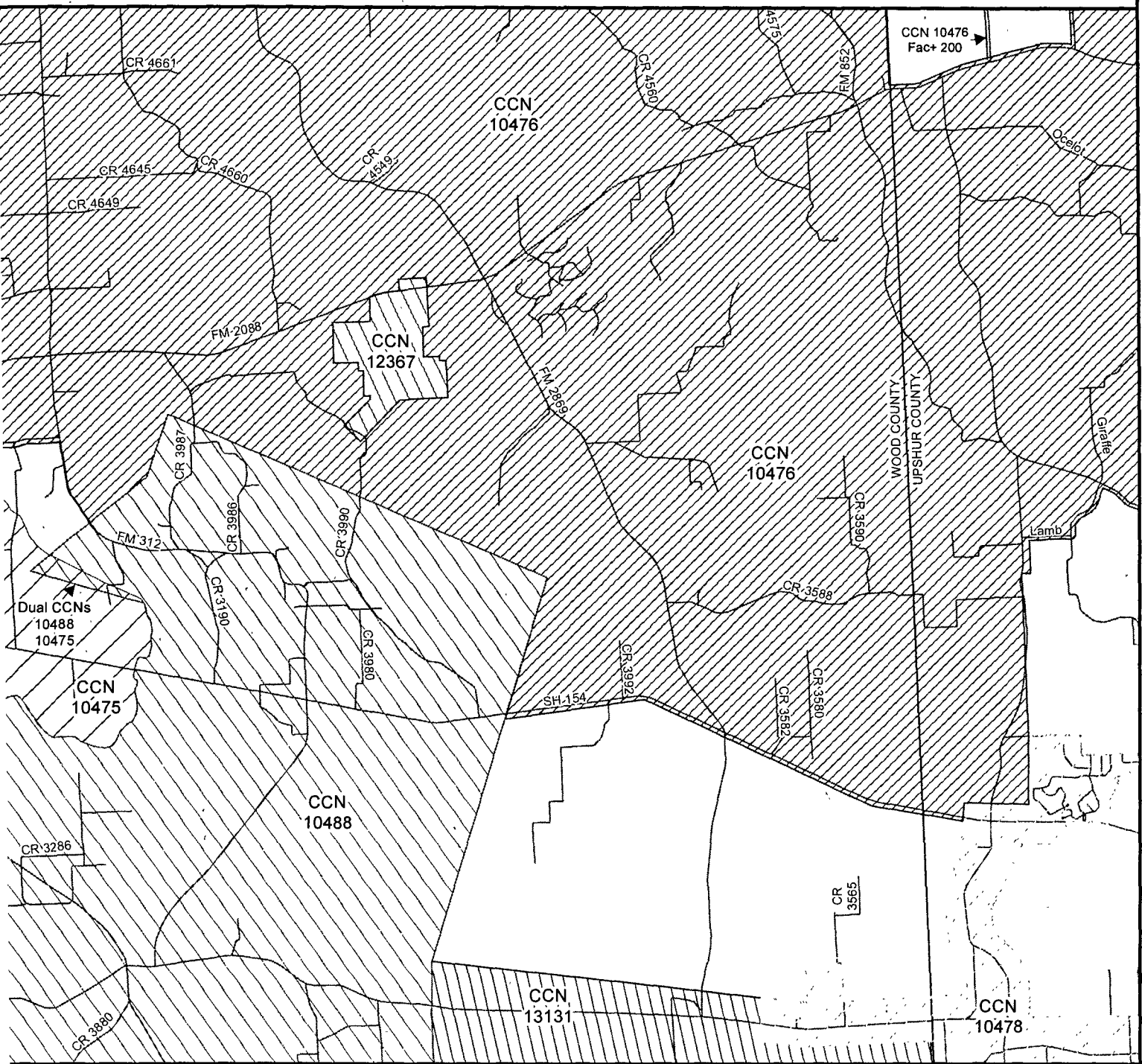
having obtained certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service, Sharon Water Supply Corporation is entitled to this

Certificate of Convenience and Necessity No. 10476

to provide continuous and adequate water utility service to that service area or those service areas in Camp, Upshur and Wood Counties as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 44816 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 the Sharon Water Supply Corporation 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 _____ day of _____ 2017.



Sharon Water Supply Corporation
 Portion of Water CCN No. 10476
 PUC Docket No. 44816
 Amended CCN No. 10476 in Upshur and Wood Counties



Water CCN

-  10476 - Sharon WSC
-  12367 - Big Woods Springs Water
-  10478 - Pritchett WSC
-  10488 - Fouke WSC
-  10475 - Jones WSC
-  13131 - Algonquin Water Resources of Texas

Water Facility CCN

-  10476 - Sharon WSC
-  - Facilities + 200'

0 3,750 7,500
 Feet

