

Control Number: 44820



Item Number: 30

Addendum StartPage: 0

DOCKET NO. 44820

RECEIVED

2016 JUN 15 PM 1:21

APPLICATION OF THE CITY OF  
HACKBERRY FOR A SEWER  
CERTIFICATES OF CONVENIENCE  
AND NECESSITY IN DENTON  
COUNTY

§  
§  
§  
§  
§  
§

PUBLIC UTILITY COMMISSION  
PUBLIC UTILITY COMMISSION  
FILING CLERK

OF

TEXAS

### COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Recommendation on Sufficiency. In Support thereof, Staff shows the following:

#### I. BACKGROUND

On June 9, 2015, City of Hackberry (City or Applicant) filed with the Public Utility Commission of Texas (Commission) an application to obtain a new sewer certificate of convenience and necessity in Denton County. The proposed project consists of a new sewer system to serve an area of approximately 1,035 acres and 1,182 current customers. The proposed service area is located approximately six miles west of downtown Frisco, Texas.

Pursuant to Order No. 10, the Applicant filed proof of notice and consent from North Texas Municipal Water District. Order No. 10 allowed Staff until June 14, 2016 to make a recommendation and propose an additional procedural schedule.

#### II. RECOMMENDATION AND PROPOSED PROCEDURAL SCHEDULE

As detailed in the attached memorandum of Patricia Garcia and Tracy Montes of the Water Utilities Division (Attachment A), Staff recommends that the notice provided by the Applicant is sufficient.

Staff is currently conducting the technical review and proposes it file a final recommendation, request a hearing, or propose an additional procedural schedule by July 30, 2016.

### **III. CONCLUSION**

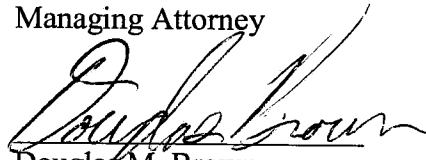
Staff respectfully requests the entry of an order consistent with the above recommendation.

Respectfully Submitted,

#### **PUBLIC UTILITY COMMISSION**

Margaret Uhlig Pemberton  
Division Director

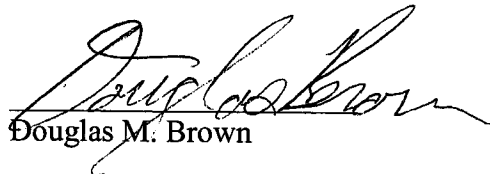
Stephen Mack  
Managing Attorney



Douglas M. Brown  
State Bar No. 24048366  
(512) 936-7602  
(512) 936-7268 (facsimile)  
douglas.brown@puc.texas.gov  
Public Utility Commission of Texas  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326

#### **DOCKET NO. 44820 CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on June 15, 2016 in accordance with 16 Tex. Admin. Code § 22.74.



Douglas M. Brown

# **ATTACHMENT A**

## PUC Interoffice Memorandum

---

**To:** Doug Brown  
Legal Division

**Thru:** Tammy Benter, Director  
Lisa Fuentes, Manager  
Water Utilities Division

**From:** Patricia Garcia, Staff Engineer  
Tracy Montes, GIS Specialist  
Water Utilities Division

**Date:** June 13, 2016

**Subject:** **Docket 44820**, *Application of the City of Hackberry for a Sewer Certificate of Convenience and Necessity (CCN) in Denton County*

On June 9, 2015, City of Hackberry (Applicant) filed an application with the Public Utility Commission of Texas (Commission) to obtain a sewer CCN in Denton County, pursuant to Tex. Water Code Ann. §§ 13.242-13.250 (TWC) and 16 Tex. Admin. Code §§ 24.101-24.107 (TAC).

In response to Order No. 10, the Applicant provided public notice on April 22, and April 29, 2016, in the Denton Record-Chronicle, circulated in Denton County. In addition, on April 22, and April 27, 2016, individual notice was provided to customers, neighboring systems, landowners, cities and affected parties in Denton County. Affidavits stating that the notice was provided to all affected parties and published in the newspaper were filed with the PUC on May 3, 2016. The comment period ended May 29, 2016, and no protests or opt-out requests were received.

Staff reviewed the notice and map submitted along with the affidavits and finds them satisfactory.