

Control Number: 44950



Item Number: 22

Addendum StartPage: 0



April 28, 2016

Austin, TX 78701

A-DYNAMIC-PERSPECTIVE

R40 East Mer Street, Suite 600 Longview, TX 75601 2016 APR 29 PM 1988236.7700

PUBLIC UTILITY COMMISSION FILING CLERK

Central Records **Public Utility Commission of Texas**1701 N. Congress Ave.

via email and UPS delivery

Re: City of Mount Pleasant

CCN Amendment Application, Docket No. 44950

**Documents Requested** 

To Whom It May Concern:

The purpose of this letter is to respond to your request memorandum dated March 31, 2016 for the referenced CCN amendment application. A copy of the memorandum has been attached for your reference. Enclosed are the original and nine (9) copies of the following documents requested in the memorandum:

- Publisher's Affidavit from Mount Pleasant Daily Tribune for the publications
- Tear sheets from each publication date (4/8/16 and 4/15/16) for the newspaper
- Copy of the Notice to Neighboring Systems, Landowners and Cities
- Copy of the maps for the proposed water and sewer service areas that was included in each notice.
- Affidavit of Notice to Neighboring Utilities, Landowners and Affected Parties Docket No. 44950
- Titus County FWSD I written permission to provide retail water and sewer service

If you have any questions or require additional information, please advise.

Sincerely,

**KSA** 

lerem Orr, EIN

Senior Design Engineer

JO/af

**Enclosures** 

pc: Mike Ahrens CPM, City of Mount Pleasant

J)

#### DOCKET NO. 44950

| APPLICATION OF CITY OF MOUNT  | Ş | PUBLIC UTILITY COMMISSION |
|-------------------------------|---|---------------------------|
| PLEASANT FOR AMENDMENT TO     | § |                           |
| CERTIFICATE OF CONVENIENCE    | Š | OF TEXAS                  |
| AND NECESSITY IN TITUS COUNTY | Š |                           |

### COMMISSION STAFF'S RESPONSE TO ORDER NO. 6 AND RECOMMENDATION ON SUFFICIENCY OF APPLICATION

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Response to Order No. 6 and Recommendation on Sufficiency of Application. In support thereof, Staff shows the following:

#### I. BACKGROUND

On July 16, 2015, City of Mount Pleasant (Mount Pleasant) filed with the Commission an application to amend its water and sewer certificates of convenience and necessity (CCN) Nos. 10509 and 20196 in Titus County, Texas. The total area being requested includes approximately 2,222.26 acres and 47 current customers. Notice of the application appeared in the August 7, 2015 issue of the *Texas Register*.

In Order No. 6, issued February 1, 2016, Staff was ordered to file a recommendation on the administrative completeness of the application, the proposed notice and to file a procedural schedule by March 31, 2016. This pleading is therefore timely filed.

#### II. RECOMMENDATION ON ADMINISTRATIVE SUFFICIENCY

Staff has reviewed Mount Pleasant's application and recommends it be found sufficient for filing, as supported by the attached memorandum of Fred Bednarski and Tracy Montes of the Water Utilities Division (Attachment A). The Applicant should be ordered to provide notice and proof of that notice using the forms (Attachment B) and in the manner detailed in the attached memorandum.

Page 883

Mar 31 2016 15:16:05 512-936-7069

# PROCEDURAL SCHEDULE , , , , , , , , ,

Staff proposes the following procedural schedule:

| Event   | Date  |
|---|---|
| Deadline for Applicant to file Proof of Notice   May 9, 2016                            | May 9, 2016                                   |
| and District Consent from Titus County  |   |
| FWSD 1  |   |
| Deadline for intervention; deadline for Within 30 calendar days of mailing or           | Within 30 calendar days of mailing or         |
| intervenors to file comments or request a publication of notice, whichever occurs later | publication of notice, whichever occurs later |
| hearing   |   |
| Deadline for Commission Staff to file a final   August 26, 2016                         | August 26, 2016                               |
| recommendation on the application or  |   |
| request a hearing,  |   |
| Deadline for Applicant to request a hearing Within 10 working days from Staff's         | Within 10 working days from Staff's           |
| or respond to Staff's recommendation on   | recommendation on final disposition.          |
| final disposition; or if no disputed issues   | *   |
| exist, deadline for parties to file proposed  |   |
| findings of fact, conclusions of law, and   |   |
| ordering paragraphs.  |   |

# CONCLUSION , , , , ,

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

Dated: March 31, 2016

Respectfully Submitted,

N. Standard and S. Shatis ... The course of the

#### **PUC Interoffice Memorandum**

To:

Alexander Petak

Legal Division

Thru:

Lisa Fuentes, Team Leader Water Utilities Division

From:

Fred Bednarski, Financial & Managerial Review Specialist

Tracy Montes, GIS Specialist Water Utilities Division

Date:

March 31, 2016

Subject:

Docket No. 44950; Application of City of Mount Pleasant for Amendment to

Certificate of Convenience and Necessity in Titus County

On July 16, 2015, the City of Mount Pleasant (Applicant) filed an application to amend its water and sewer Certificates of Convenience and Necessity (CCN) Nos. 10509 and 20196, and to decertify a portion of CCN No. 10402 held by TRI SUD in Titus County, pursuant to 16 Tex. Admin. Code §§ 24.8, and 24.102 through 24.106 (TAC) and Tex. Water Code § 13.246(c) (TWC).

Order No. 4 ordered the Applicant to amend its application and cure the deficiencies by January 15, 2016. The Applicant filed and was granted 2 extensions requiring the applicant to file supplemental information by March 1, 2016. The Applicant filed supplemental mapping documentation on March 4, 2016. Staff has reviewed the supplemental information and finds the application administratively complete and sufficient for filing pursuant to 16 TAC §§24.8. Staff recommends the Applicant provide the following:

- 1. Notice to the following entities in addition to those entities listed in the application. These entities are located within a 2-mile buffer of the proposed water and sewer service areas requested with this application:
  - Alpha Utility of Camp County (CCN No. 12696)
  - Titus County FWSD 1 ((District No. 7790000)
- 2. Notice of the application to the following:
  - a) any districts, groundwater conservation districts, counties, utilities, cities, cities with an extraterritorial jurisdiction within two (2) miles of the proposed service areas:
  - b) any city with an extraterritorial jurisdiction which overlaps the proposed service areas;
  - c) Notice to landowners with more than 25 acres in the requested CCN service areas. The landowner information may be obtained from the county appraisal district tax rolls for the county or counties in which the proposed CCN lies; and
  - d) Publish notice once each week for two (2) consecutive weeks in a newspaper of general circulation in Titus County

The Applicant should include copy of a map showing the proposed service areas with the

individual notices to neighboring utilities, other affected parties and each landowner. It is the Applicant's burden to provide an accurate map delineating both the proposed water and sewer service areas with each individual notice. Information related to districts including addresses can be obtained by the Applicant from the TCEQ web site located at <a href="http://www14.tceq.texas.gov/iwud/">http://www14.tceq.texas.gov/iwud/</a>.

Within 30 days of the Commission order, the Applicants should submit a copy of the actual notice issued, the map issued with the individual mailed notice, tear sheets of the newspaper notice, and the signed affidavits (copies attached), indicating that the notice was given. We will continue to review the application pursuant to 16 TAC §§24.102 - 24.109 as applicable.

#### **Technical Review**

The Applicant must file written documentation from Titus County FWSD I allowing the Applicant to provide retail water and sewer services within the district's boundaries. Failure to provide the requested information may delay processing the application.

### PUBLIC UTILITY COMMISSION



#### PUBLISHER'S AFFIDAVIT DOCKET NO. 44950

|   |                                 |                    |                  | <del></del>   |
|---|---------------------------------|--------------------|------------------|---|
| STATE OF TEXAS  |                                 |                    |                  |   |
| COUNTY OF   | Titus                           |                    |                  |   |
| Before me, the undersi  | gned authority, on t            | this day persona   | ally appeared    |   |
| Richard   | Fazzo                           | 2ne                | ,who bein        | g by me   |
| duly sworn, deposes and that                                  | (s)he is the                    | Publish            | (TITLE)          |   |
| of the Mount Pleasant Dai                                     | ily Tribune<br>(NAME OF NE      | EWSPAPER)          |                  |   |
| that said newspaper is regular                                | rly published in: _             | Tit.<br>(COUN      | ی چ<br>TY/COUNTI | ES)   |
| and generally circulated in                                   | (COUN                           | Fus<br>TY/COUNTIES | S)               | , Texas: and  |
| that the attached notice was pu                               | ıblished in said new            | spaper on the f    | ollowing dat     | e(s), to wit:                                       |
| April 8, 201  | Lo (DAT                         | April 15           | 5,201            | 6   |
| Gras-   |                                 | ,                  |                  |   |
| (SIGNATURE OF NEWSPAP)  | ER REPRESENTAT                  | CIVE)              |                  |   |
| Subscribed and sworn to before to certify which witness my ha | e me this                       | 1 day of           | April            | _ , 20 <b>_l6</b>                                   |
| TINA K. Notary Public, Comm. Expire Notary ID 1               | State of Texas<br>es 01-15-2019 | Tina               | K. V             | the State of Texas<br>incent<br>ne of Notary Public |
|   |                                 | Commission I       | Evnires          | 1-15-2019   |

# MOUNT PERASANT DAILY TRIBUNE

tiques, many 1971 VW, many nems! 576 CR items! 576 - GR Friday/Saturday; , bike, etc., Fig.

Saturday 8 am. Lots Lof Lid's clothes, Miss Mo jeans, mime brand termis shoes & lots more! 406 £, Magnolia. No ears

4 Families Vard Sale! Large wood entertainment cabinet, saddle, sewing machine, 4 drawer filing cabinet, twin captain bed w/storage bottom car seat haby walker, Jumperoo: King, Queen, fullsize comforter sets; western twin bed set, lots of house iewelry. hold items & décor. Baby boy's 0-4T, Lil girls 4-6, Jr. Girls 0-4, lots of plus size women's, few men's mediums, shoes, & more! 9350 271 7am-2pm

Sabre 93.00
Saturday 8am miles sakii
2 kamis 5163.00 Cail 00
garage sale! 403 853.0462
Codec in Point North subdivision Baby & toddler clothes women's & men's clothes, furniture, kitch-en odds-n-ends, Priced to solli-Lots of clothes!

Saturday Rain-Spin Macedonia Baptist Church Youth fundraises 2016 CR 2110, Pittsburg 903 Pittsburg 855-9184

Saturday, April 9th, & Sunday, April 10th, 8am-4pm. From Talco store, East 3/10 mile on North Side Road, Prices are flexible. Call for more info. 903-220-9856 or 903-387-7132

Saturday only. Furniture, clothes, toys, shoes, home decor, setc. 3339 HWY 271 N

609 N. Johnson Friday & Saturday 7am-5pm Mi-crowave, toaster oven, crockpot,

SERVICES OFFERED

MOUNT PLEASANT, TEXAS

LOCK REPAIR & RADIO REPAIR MICR BAL 572-7459 • 563-4138 Bob & Shirley Brown Call for hours



Tanker Endorse ment, 2 years ver inable experience and good MVR

pany benefits & Local Positions! Veterans Welcome! Call 903-563-2396.

ATV Mechanics/ Service Writ-SULPHUR SPRINGS SSATV is freshering up this spring! Qualified applicants un-derstand flat rate. hasic motorcycle/ aty etc mechanics and have strong work ethic. Tor pay and benefits for right people... 888,548.2282 Reme to roland  $\hat{a}$ christianmotors-ports.com.

Cashier Needed: Barefoot Bay Marina, 5244 FM 1520, Pittsburg.

ervicer and In-taller for satellite and home theater Apply at New-man Electronics, or send resume to applicant@newmanelectronics COED

OVER ROAD DRIV-ER: CDL-CLASS A. 2 YRS EXP. DRUG AND AL-INGREOURED GOOD DRIVING RECORD. KEL-LEY PRODUCE TRUCKING 903-632.4437

The Daily Tribune is seeking a Contract Circula-tion Sales repreentative. To le more about this position, and to apply, respond in person to the Daiy Tribune, 210 S. an Buren Ave.

FOR SALE

ranty! NEW DIS-COUNT RUGS \$19.95 & Up! Huge selection!

Huge selection! Affordable Fur-

niture Warehouse

2910 South Lake

Dr. 903-276-9354

**WANT TO BUY** 

**(20)** (23)

WE BUY US COIN COLLECTIONS

27 t 2 t t

LEGALS

CITATION BY

PUBLICATION/

Divorce with Children-TRC

109 & 114, FC 6.409 & 102.010

THE SATATE OF TEXAS: Cause No. 36,135

TO: Aleiandro

Perez, Jr. and to

all it may concern

Respondent(s)

NOTICE

GREETING

RESPONDENT:

sued. You may employ an at-

employ an at-torney. If you or your attorney do

not file a written

answer with the clerk who issued

this citation by

10:00 a.m. on the

Monday next fol-

lowing the expi-

ration of 20 days after the date

you were served this citation and

pefifion, a de-fault judgement may be taken against you."

The petition of

You have been

POSTING

3 BR 1 BATH 450.00/MO 18x9 Carport, twin cylinder hy-DEP drestatic riding 1314 W. Ferguson mower. Call 903-Read, Mt. Pleas-305-3207 ant, TX 75455 Call 903.572.0457 NEW PILLOW TOP MAT-TRESS SET! or 903.572.5251 Twin \$99, Full \$109, Queen \$109, Queen \$139 & King \$189! With War

Pleasant 2bd/Iba, CH/A, washer/dryer connection. Call 972 938-9261 or 214 949-9486

FOR RENT

...t. Vermon 3bd/2ba +--OH/\* crnon apo/2ba brick; OH/A, gas fire-place all new kitchen ances, \$975/mo. + deposit. No pets. 903-588-0602

3 bed 1 bath, 2 car carport, cor-ner large lot, 116 Chester. \$850/ Chester. bodeposit, credit and references, 903-563-0135

3bd/2ba in the country. \$900/ mo. No inside pets. Call 903-572-6866

on Lake Bob Sandlin Bay Marina. 4836 FM 1520 in Pittsburg. 903-856-3643.

NORTHRIDGE HUNTINGTON RIDGE APT'S Now Taking



903-572-4911

**B&B** 2121 Burton Br., Mt. Pleasant, TX

1 bedroom \$440 2 bedroom \$500 w/washer & dryer (903)572-9123

AGEA WIDE STORAGE 903-577-198.

watermelons, vegetables, & cattle etables, & carrie-Rancy Day Mel-ons. Pay by acre for 2 years 903-305-3474 or 903-204-3817 LECALS

decree dissolving the marriage and providing for the division of property that will be binding on you.] The court ha thority in this suit to render an order in the child's/childien's interest that will be binding on you, includ-ing the term of the Parent-child Relationship, the term of paternity, and the appointment of conservator with author-ity to consent the child's/children's adoption.

sued and given undermy hand and seal of said Court at Mt. Pleasant, Texas this the 5th day of April 2016.

Atty. For Peti-tioner or Peti-Jessica tioner Perez Nicole 616 South Florey Mt. Pleasant. 7.5455 Texas

Clerk of the Court: Debra Abston 761h/276th Debra District Court Coun Titus ty, Texas

By Renee Blan-Deputy ton,

Docket No. 44950 Notice Publication

NOTICE OF AP-PLICATION FOR CERTIFICATES OF CONVE-NEINCE AND NECESSITY CCN) TO PROVIDE WATER AND SEWER UTILITY SER-VICE IN TO COUN-TEXAS TY,

The City of Mount Pleasant has filed an application with the Public Utility Commis-sion of Texas to amend its wa-ter CCN 10509 and sewer CCN 20196, and to decertify a portion of water CCN No. 10402, held by TRI SUD in County. Titus

The proposed water and sew-er service areas generally lo-ed 1.8 miles northeast and 4.1 miles south of of Mount Pleasant, Texas, and are generally bounded

LEGALS

Mount Pleasant Texas 903-572-3412

request for a public hearing must be in writing You must state (1) your name, mailing address, and daytıme telephone number, (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement, "I/we statement, request a public hearing"; (4) a brief description of how you or the persons you rep-resent, would be adversely affected by the granting of the application for a CCN and (5) your pro-posed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

Persons wish to intervene or comment should write the:

Public I Itil-Commis ıty sion of Texas 1701 North Congress Avenue P.O. Box 13326 Persons Austin, Texas meet the 78.711-3326 ments to and wis

or notice. A pub lic hearing will be held only if a legally sufficient hearing request is received or if the commission on its own motion requests a hear-ing. Only those individuals who submit a written hearing request quest to be notified if a hearing is set will receive notice if a hearing is scheduled.

If a public hearing is requested, the commission not issue the CCN. and will forward the application to the State Office

LEGALS

of Administrative Hearings (SOAH) for a hearing. If settlement 1s reached and an evidentiary hearing is held, the SOAH will submit a recommendation to commission the for final decision. If an evidentiary hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

If you are a landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the pro-posed CCN service areas. may request to be excluded from the proposed CCN service areas (or proposed opt out") by providing notice to the commission within (30) days from the date that notice was provided by the applicant All requests to opt out of the requested water and sewer CCN service areas must include a large scale map and metes and bounds description the tract of land.

meet the requirements to opt out, wathin thirty (30) quest this option days from the date, should file the of this publication, required documents with the:

> Filing sblec Commis ity sion of Texas 1701 North Congress Avenue P.O. Box 13326 Austin, Texas 7 8 7 1 1 - 3 3 2 6

> A copy of the re-quest to opt out of the proposed service areas must also be sent to the applicant. Staff may request additional infor-mation regarding your request.

Si desea informacion en Espanol, puede llamar al 1-888-782-8477



Spring



Truck Drivers needed in Mt Pleasant IX to hand live chick-ens and/or Offal.

required. Com-

Saturday, April 9th. (Sath-Ppint 160 CR 3240 (3 miles North of I-30 on FM 1402) I & XL men's clethes ince la dies' size 10-XI: elliptical, lots of miscellaneous



son (just South of Sock Motors) Friday & Samu-

clothes & much

Family sale! 1174

CR 4218 Friday & Saturday 8am.

Lots of every

thing!

VFHICH FS N. Saturday only 7am-2pm 1998 Buick Le

CLE: 2009 Ya-maha 1/100 V State 5500mi, garage kept \$4750 OBO

SERVICES OFFERE

eling: Foundation repair, Replace Floors, Floor Joists & Seals, 25 yrs exp. Free est. 903-784-1849 or 903-782-4347

DAVIS Tree Service · Complete Free Service

Jerry Don Davis 903-285-1125

rompson 903-572-1234 SERVICE <u>ON ALL</u> BRANDS

300:00

For rent: 4 bedroom lake house Barefoot



Apartments

0/dep. \* 6 mo. le

WANT TO RENT

land Mt. Pleasant area. for farming

Jessica Nicole Perez, Petitioner, was filed in the 76th/276th Dis-trict Court of Mt. Pleasant Texas on the 14th day of

February, 2012, against Alejandro Perez, Ir., Respondent(s), numbered 36,135, and entitled ["In the Matter of

## ASSIFIED

HAVE AVERS

ANCELLED.

HUGE ESTATE SALE! Rain or

shine, Sat. April 16, 9am-4pm Many items. Fur-

niture, kitchen-ware, clothing,

ware, clothing collectables, re-frigerator, TVs, tools, 1224 CR 2120 From MP, take 127 S to

2120 Between 2400 & 427. Park across file street

**VERICLES** 

truck 2005-2008 model, 5.9L, low mileage.

MOTORCY-CLE: 2009 Ya-

maha 1100 V-Star,

black and chrome

5500mi, garage kept.**\$**4750 OBO.

SERVICES OFFERED

H&S House Lev

eling: Foundation report: Replace Floors: Floor

Fig. 7. Fig. 1. Fig. 1

DAVIS Tree Service

Jerry Don Davis

nompson

903-572-1234

SERVICE ON ALL BRANDS

FREE ESTIMATES

ÜBRIAK

TRANE

903-563-6518.

EVERYTHING MUST GO! Fur piture, appliances, and more! Saturday April 16th 7:30am-11:00am 1008 Samuel Jane MP TX

**新教** 是

4 Family Garage Sale! Saturday £16-16 only, 7 am mili? 1102 W. Pe-čan St. Mt. Pleus aur. TX. Woun-eu's & children's clothes & shoes, toys: meature & much more! aturday

Fri. & Sat. April 15 & 16. Recliner, Victo-ria chair, lamps, antique serving cart, Feather-weight sewing machine, glassglassware, dishes, pots & pans, men's & men's clothes -XL-1X-2X shoes, linens, too much to mention! CR 4215 #2323, follow signs. Rain or shine! 903-572-7536

Annual Hope's Landing Neighborhood rage/Yard Saturday, Sale April 8AM-4PM. Highway 21 across from Bob Sandlin Park, 12+ Households! Furniture, home décor, fishcloth me, tel: Thease travel through entire neighbor-hood for won-derful treasures!

Neighborhood Garage Sale! Sat. Apr. 16. Starts at m. On the lake 2850 off of FM 21. Furniture, vin household items wedding/prom

Saturday, 16th Slugger s - Buid-raiser sale! Multiple families! /arn-ppn 303 N. Van Buren Ave. Please help these girls get to the World Series in Florida!

LiARGE Back-yard Sale 305 East Magnolia Drive Saturday April 16th Lots

SERVICES OFFERED

MOUNT PLEASANT, TEXAS

HARITAL ERVIC

B TREE SERVICÉ Commercial and Residential Pree Estimate (903) 315-9102

CLOCK REPAIR 572-7459 • 563-4138 Bob & Shirley Brown

-Call for hours HELP WANTED



Servicer and Installer for satellite and home theater. Apply at New-man Electronics, 1202 N. Jeffer-son, Mt. Pleasant or send resume to applicant@newmanelectronics.

com OVER THE ROAD DRIV-ER: CDL-CLASS A. 2 YRS EXP DRUG AND AL-COHOL : /TEST ING REQUIRED GOOD DRIVING RECORD KELL LEV PRODUCE TRUCKING 903.

The Daily Tribuse is seeking a Contract Circulaion Sales repre seutative. To léarn more : about this position and to apply, respond in person to the Daiy Iribune, 210 S. Van Buren Ave., Mt Pleasant

WORK WANTED

LOCAL Christian man looking for odd jobs. Decks. Painting, Pressure Washing & more 903-884-3008



COMMERCIAL PROPERTY

FOR RENT: Of fice; and/or sales lor on Interstate 30. Good location

REAL ESTATE

For sale in Detroit, some wooded, possible owner finance. 903-439-7548

DIANA KENNEDY Puts Buyers & Sellers together C21 Landmark Call Me 903-563-3196



**FOR RENT** 

New 3bd/2ba fo rent or possible owner financing. No credit checks, Case Mobile Homes, 903-524 2050 or 2400 N 1-30 Frontage Rd.

3 bed 1 bath, 2 3 beu a car car carport cor-ner large lot, 116 Chester \$850/ Chester. \$850/ month, deposit, credit and refer-903-563-0135

3bd/2ba in the country. \$900/ mo: No inside pets. Cal 572-6866

För rent: 4 bed-Sandin near Bare-foot Baye Marine 4836 FM 1520 an Pittsburg 903-856-3643, ...

VORTHE DEP HUNTINGTON RIDGE APT'S Now Taking Applications

B&B 2121 Burton Dr., 'Mt. Pleasant./IX 300/dep.\* 6 ma le

903-572-4911

903)572-9123

WANT TO BEST

Looking to leas wegetables. & cattle Ranev Day Melons. Pay by acre for 2 years. 203-305-3474 or 903-204-3817

MOBILE NOMES

RENT TO OWN brand new homes 3 and 4 bedrooms on land Call for pre qualification RBI 36579 (903) 524-2050 524-2050.

MUST SEE GOOD USED 3/2 doublewide only 19,900, 3/2 single only 6,900 must see. RBI 36579 903 524 2050

BRAND NEW doublewide set up on % acre must see owner finance available no credit check RBI 36579 (903) 524 2050

FOR SALE

NEW PILLOW TOP MATTERSS SET! Twin \$99, Full \$109, Queen \$139 & King \$189! With Warranty! NEW DIS-COUNT RUGS \$19.95 & Up! Huge selection! Affordable Furniture Warehouse .2910 South Lake Dr. 903-276-9354

FOR SALE: .55 lets \$5, and end rolls 2510; Call Grante Printing, 512,352,3687. or come by 267. CR 374. Circley

WART TO BUY



LEGALS Docket No.

44950 Notice for Publication

3DAY, APRIL 15, 2016

NOTICE OF APPLICATION FOR . **CERTIFICATES** OF CONVENEINCE

AND NECESSITY (CCN) TO PROVIDE WATER AND SEWER UTILITY

SERVICE IN THUS COUNTY. TEXAS The City of Mount

Pleasant has filed an application with the Public

Utility Commission of Texas to amend its water CCN. 10509 and sewer CCN 20196, and to decertify a ... portion of water CCN No. 10402, held by TRI SUD. in Titus County.

The proposed water and sewer service areas are generally located 1.8 miles northeast and 4.1 miles south of downtown <u>City of</u> Mount Pleasant, Texas, and are

generally bounded on the north by CR 3210: on the east by the intersecand State Hwy 49; on the south by Big Cypress Teek, and on the west by the

intersection of US 67 and Interstate <u>, 30</u> The proposed water service greas being toduested include approximately. 1060 acres and 47 courtent constructs. The proposed sewer service areas

being requested include approximately
1675 acres and 9
current custom-

Maps showing the proposed water and sewer service available at 501 North Madison Avenue Mount Pleasant of Administrative Hearings (SOAH) Texas: 25455

LEGALS

903-572-3412 A request for a public hearing must be in writing. You must state (1) your name

mailing address, and daytime telephone number; (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement.

'I/we request a public hearing"; (4) a brief description of how you or the persons you present, would be adversely

affected by the granting of the application for a CCN; and (5) your proposed adjustment to the application or CCN which

would satisfy our concerns and cause you to withdraw you request for a hearing.

Persons who wish to intervene should write the:

Filing Clerk Public Utility Commission of Texas 1701 North Congress Avenue P.O. Box 13326

Austin, Texas 78711-3326 within thirty (30)

days from the date of this publication or notice. A
public
hearing will be
held only if a

legally sufficient hearing request is received or if the commission on its own motion requests a hearing. Only those

individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

If a public hearing is requested, the commission will not issue the CCN and will forward the application to the State Office

LEGALS

for a hearing If no settlement is reached and an evidentiary hearing is held, the SOAH will submit a

recommendation to the commission for final decision. If an evidentiary hearing is held it will be a legal proceeding

similar to a civil trial in state district court. If you are a

landowner with a tract of land at least 25 acres or more, that is partially or wholly located

within the proposed CCN service areas, you may request to be excluded from the proposed CCN service areas (or

opt out") by providing written notice to the commission within (30) days from the date that notice was provided by the applicant. All equests to opt out of the requested water and sewer

CCN service areas must include a large scale man and a metes and bounds description of the

tract of land. Persons who meet the requirements to opt out, and wish to request this option should file the required

the: Filing Clerk Public Utility Commission of

Texas 1701 North Congress Avenue P.O. Box 13326 Austin, Texas 78711-3326

A copy of the request to opt out of the proposed service areas must also be sent to the applicant. Staff may request additional information regarding your request.

informacion en Espanol, puede flamor of 1-888-782-8477

April 8, 2016

Honorable Brian P. Lee County Judge **Titus County** 100 West First St. Mount Pleasant, TX 75455

Re:

City of Mount Pleasant, Texas CCN Amendment Application Notice to Neighboring System, Landowners and Cities

Mr. Lee:

The City of Mount Pleasant has filed an application to amend water system Certificate of Convenience and Necessity (CCN) No. 10509 and sewer system CCN No. 20196 and to decertify a portion of Tri Special Utility District. Enclosed is a map of the proposed utility service areas.

The attached Notice to Neighboring Systems, Landowners and Cities has been provided by the Public Utility Commission (PUC) for your review and consideration.

Feel free to contact me at (903) 572-4000 if you have any questions or concerns.

Mike Ahrens, CPM
City Manager

**Enclosures** 

#### Notice to Neighboring Systems, Landowners and Cities

NOTICE OF APPLICATION FOR CERTIFICATES OF CONVENEINCE AND NECESSITY (CCN) TO PROVIDE WATER AND SEWER UTILITY SERVICE IN TITUS COUNTY, TEXAS

To: <u>Titus County</u>

100 West First St.

Mount Pleasant, TX 75455

Date Notice Mailed: April 8, 2016

The City of Mount Pleasant has filed an application with the Public Utility Commission of Texas to amend its water CCN 10509 and sewer CCN 20196, and to decertify a portion of water CCN No. 10402, held by TRI SUD in Titus County.

The proposed water and sewer service areas are generally located <u>1.8</u> miles <u>northeast and 4.1</u> miles south of downtown <u>City of Mount Pleasant</u>, Texas, and are generally bounded on the north by <u>CR 3210</u>; on the east by <u>the intersection of CR 4215 and State Hwy 49</u>; on the south by <u>Big Cypress Creek</u>; and on the west by <u>the intersection of US 67 and Interstate 30</u>.

#### See enclosed maps of the proposed water and sewer service areas.

The proposed <u>water service</u> areas being requested include approximately 1060 acres and  $\underline{47}$  current customers. The proposed <u>sewer service</u> areas being requested include approximately 1675 acres and  $\underline{0}$  current customers.

A request for a public hearing must be in writing. You must state (1) your name, mailing address, and daytime telephone number; (2) the applicant's name, application number or another recognizable reference to this application; (3) the statement, "I/we request a public hearing"; (4) a brief description of how you or the persons you represent, would be adversely affected by the granting of the application for a CCN; and (5) your proposed adjustment to the application or CCN which would satisfy your concerns and cause you to withdraw your request for a hearing.

#### Persons who wish to intervene or comment should write the:

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

within thirty (30) days from the date of this publication or notice. A public hearing will be held only if a legally sufficient hearing request is received or if the commission on its own motion requests a hearing. Only those individuals who submit a written hearing request or a written request to be notified if a hearing is set will receive notice if a hearing is scheduled.

If a public hearing is requested, the commission will not issue the CCN and will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, the SOAH will submit a recommendation to the commission for final decision. If an evidentiary hearing is held, it will be a legal proceeding similar to a civil trial in state district court.

If you are a landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the proposed CCN service areas, you may request to be excluded from the proposed CCN service areas (or "opt out") by providing written notice to the commission within (30) days from the date that notice was provided by the applicant. All requests to opt out of the requested water and sewer CCN service areas must include a large scale map and a metes and bounds description of the tract of land.

Persons who meet the requirements to opt out, and wish to request this option should file the required documents with the:

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

A copy of the request to opt out of the proposed sewer CCN service area must also be sent to the applicant. Staff may request additional information regarding your request.

Si desea informacion en Espanol, puede llamar al 1-888-782-8477

# OVERSIZED MAP(S)

TO VIEW
OVERSIZED MAP(S),
PLEASE GO TO
CENTRAL RECORDS.

(512) 936-7180

#### PUBLIC UTILITY COMMISSION



AFFIDAVIT OF NOTICE TO NEIGHBORING UTILITIES, LANDOWNERS AND AFFECTED PARTIES DOCKET NO. 44950 STATE OF TEXAS COUNTY OF Titus City of Mount Pleasant has provided individual notice to the following entities and landowners: DATE Titus County April 8, 2016 Titus County Fresh Water Supply District 1 April 8, 2016 Tri-Special Utility District April 8, 2016 City of Winfield April 8, 2016 Bi-County Water Supply Corporation April 8, 2016 Alpha Utility of Camp County April 8, 2016 MIVI Real Estate Partners, LP April 8, 2016 David Ross Bynum April 8, 2016 Micki Lou Bynum April 8, 2016 Thomas Jovner April 8, 2016 PMCI Properties II, LP April 8, 2016 B Barc, LLC April 8, 2016 William W. Garretson April 8, 2016 Ricky F. Anderson April 8, 2016 Sarah M. Shelton April 8, 2016 Eleno Guillen and Antonio Navarro April 8, 2016 Michael and Tina Norfleet April 8, 2016 Marshal J. Dillard April 8, 2016 Pilgrims Pride Corp April 8, 2016 George Edd Richey April 8, 2016 Steve and Cathy Hoffman April 8, 2016 OATH Mike Ahrens ,being duly sworn, file this form as City Manager (indicate relationship to applicant, that is, owner, member of partnership, title of officer of corporation, or other authorized representative of applicant); that in such capacity, I am qualified and authorized to file and verify such form, am personally familiar with the notices given with this application, and have complied with all notice requirements in the application and application acceptance letter; and that all such statements made and matters set for therein are true and correct.

#### Applicant's Authorized Representative

If the applicant to this form is any person other than the sole owner, partner, officer of the applicant, or its' attorney, a properly verified Power of Attorney must be enclosed.

Subscribed and sworn to before me this 21 day of 400, to certify which witness my hand and seal of office.

DARLEEN D. DENMAN
Notary Public State of Texas
Commission Expires
OCTOBER 11, 2016

Notary Public in and for the State of Texas

Darleen Denman
Print or Type Name of Notary Public

Commission Expires 10-11-2016



Mike Ahrens, City Manager City of Mount Pleasant Mailing Address: 501 N. Madison Mount Pleasant, TX 75455-3650 Telephone: 903-575-4000

Fax: 903-577-1828
e-mail: mahrens@mpcity.org
Web Page: www.mpcity.net

January 7, 2016

Darrell D. Grubbs, P.E. Executive Director Titus County Fresh Water Supply District No. 1 352 Fort Sherman Dam Rd, Mount Pleasant, TX 75455

Re: City of Mount Pleasant, Texas

**CCN** Amendment Application

Retail Water and Sewer Service Permission

Mr. Grubbs:

The City of Mount Pleasant has filed an application to amend water system Certificate of Convenience and Necessity (CCN) No. 10509 and sewer system CCN No. 20196 and to decertify a portion of TRI Special Utility District.

The Public Utility Commission requires that the City of Mount Pleasant obtain written permission from Titus County Fresh Water Supply District No. 1 to provide retail water and sewer service within the District's boundaries. Enclosed are maps of the proposed water and sewer CCN service areas.

Please sign and return this letter providing your approval for the City of Mount Pleasant to provide retail water and sewer service in the areas indicated in the enclosed maps.

Mike Ahrens, CPM

City Manager

Enclosures

Mr. Darrell D. Grubbs, P.E. Page 2

Titus County Fresh Water Supply District No. 1 does hereby agree to allow the City of Mount Pleasant to provide retail water and sewer service in within the District's boundaries as shown on the attached exhibits on this, the <u>11+16</u> day of <u>April</u> 2016.

Darrell D. Grubbs, Executive Director Name and Title of Authorized Individual TCFWSD

Signature