



Control Number: 44963



Item Number: 16

Addendum StartPage: 0

DOCKET NO. 44963

**APPLICATION OF TWIN LAKES
WATER SUPPLY FOR A
CERTIFICATE OF CONVENIENCE
AND NECESSITY IN TARRANT
COUNTY**

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PUBLIC UTILITY COMMISSION

OF

TEXAS

2016 MAR 22 PM 2:24
PUBLIC UTILITY COMMISSION
FILING CLERK

COMMISSION STAFF'S RECOMMENDATION

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

I. BACKGROUND

On July 22, 2015, Twin Lakes Water Supply (Twin Lakes or Applicant) filed with the Public Utility Commission of Texas (Commission) an application (Application) to obtain a new water certificate of convenience and necessity (CCN) in Tarrant County, Texas.

The Applicant provided proof of notice. Order No. 4 allowed Staff until March 22, 2016 to file a recommendation.

II. RECOMMENDATION

As noted in the Attached memorandum of Heidi Graham of the Water utilities Division (Attachment A), Staff recommends that the notice issued by the Applicant is sufficient.

III. PROPOSED PROCEDURAL SCHEDULE

In a recent phone call with Staff, the Applicant explained that it is still awaiting approval of one of its wells from the Texas Commission on Environmental Quality (TCEQ). The well issue must be resolved for Staff to proceed with its technical review. Therefore, recommends that the Applicant file a status update by April 30, 2016 and that Staff file a supplemental recommendation by May 15, 2016.

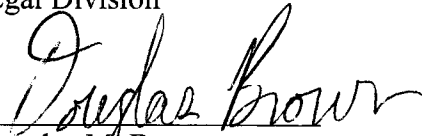
IV. CONCLUSION

Staff respectfully requests the issuance of an order consistent with the above recommendations.

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division

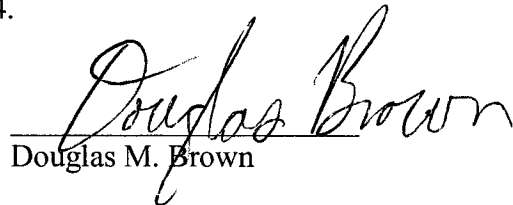
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DOCKET NO. 44963
CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on or before
March 22, 2016 in accordance with 16 TAC § 22.74.


Douglas M. Brown

ATTACHMENT A

PUC Interoffice Memorandum

To: Doug Brown, Attorney
Legal Division

Through: Tammy Benter, Director
Lisa Fuentes, Manager
Water Utilities Division

From: Heidi Graham, Engineering Specialist
Water Utilities Division

Date: March 21, 2016

Subject: **Docket No. 44963:** *Application of Twin Lakes Water Supply for a Certificate of Convenience and Necessity in Tarrant County.*

On July 22, 2015, Twin Lakes Water Supply (Twin Lakes), filed an application with the Public Utility Commission of Texas (Commission) to obtain a water Certificate of Convenience and Necessity (CCN) in Tarrant County pursuant to the criteria in the Texas Water Code.

Twin Lakes filed an affidavit of notice with the Commission on January 14, 2016. Staff recommends that notice provided to neighboring utilities and affected parties is sufficient.

Twin Lakes has an outstanding violation for well records with the Texas Commission on Environmental Quality (TCEQ) under Public Water System No. 2200190. Twin Lakes is in the process of resolving the violation with the TCEQ. Staff recommends that an extension be given to allow Twin Lakes to resolve the violation with TCEQ. Once the violation with TCEQ is resolved, Staff requests that Twin Lakes file documentation with the Commission that shows the outstanding violation has been resolved.

In determining whether to grant a CCN, the Commission shall ensure that the Applicant possesses the financial, managerial, and technical capability to provide continuous and adequate service. For water utility service, the Commission shall ensure that the Applicant has a TCEQ approved system that it is capable of meeting TCEQ rules. Staff cannot make a final recommendation for this application until Twin Lakes provides documentation that supports the requirements of the Commission's rules.