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**DOCKET NO. 45151**

2015 SEP 18 AM 11:10

**CITY OF CELINA'S NOTICE OF  
INTENT TO PROVIDE WATER AND  
SEWER SERVICE TO AREA  
DECERTIFIED FROM MUSTANG  
SPECIAL UTILITY DISTRICT IN  
DENTON COUNTY**

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**PUBLIC UTILITY COMMISSION  
OF TEXAS**

FILED  
PUBLIC UTILITY COMMISSION  
FILING CLERK

**ORDER NO. 1  
REGARDING INDEPENDENT APPRAISER**

**I. Petition**

On September 14, 2015, pursuant to 16 Tex. Admin. Code § 24.113(i) (TAC), the City of Celina filed with the Public Utility Commission of Texas (Commission) notice of its intent to serve a 494.819-acre tract in Denton County that was decertified from water Certificate of Convenience and Necessity (CCN) No. 11856 and sewer CCN No. 20930 held by Mustang Special Utility District (Mustang SUD) in Docket No. 44629.<sup>1</sup> The 494.819-acre tract at issue was decertified by expedited release, pursuant to Tex. Water Code § 13.254(a-5) (TWC).

TWC § 13.254(a-6) provides that the Commission may require an award of compensation to a decertified retail public utility that is the subject of a petition filed under TWC § 13.254(a-5). TWC § 13.254(e) provides that the monetary amount of compensation, if any, shall be determined at the time another retail public utility seeks to provide service in the previously decertified area and before service is actually provided. Further, the Commission is required to ensure that the monetary amount of compensation is determined not later than the 90th calendar day after the date on which a retail public utility notifies the Commission of its intent to provide service to the decertified area.

**II. Schedule**

Pursuant to TWC § 13.254(g-1) and 16 TAC § 24 113(j), if within 10 calendar days after the date on which a retail public utility notifies the Commission of its intent to provide service to

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<sup>1</sup> *Petition of CADG Sutton Fields, LLC to Amend Mustang Special Utility District's Certificates of Convenience and Necessity in Denton County by Expedited Release, Docket No. 44629 (Apr. 9, 2015).*

a decertified area, the retail public utilities cannot agree on an independent appraiser, each retail public utility shall engage its own appraiser at its own expense and each appraisal shall be submitted to the Commission, within 60 calendar days of the date the Commission received notice. In this case, Thursday, September 24, 2015 is the 10th calendar day after the Commission received notification from the City of Celina that it intends to serve the 494.819-acre tract decertified in Docket No. 44629.


Therefore, no later than **September 24, 2015**, the City of Celina and Mustang SUD shall notify the Commission whether they have agreed on an independent appraiser.

### III. Notice

The Commission will submit notice of the petition to the *Texas Register* for publication on October 2, 2015.

SIGNED AT AUSTIN, TEXAS the 18<sup>th</sup> day of September 2015.

PUBLIC UTILITY COMMISSION OF TEXAS

  
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JEFFREY J. HUIN  
ADMINISTRATIVE LAW JUDGE