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PUBLIC UTILITY COMMISSION  
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**Public Utility Commission of Texas**

December 7, 2015

Commission Advising and Docket Management  
Public Utility Commission of Texas  
1701 North Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326

RE: *Ratepayer Appeal of the Decision by North San Saba Water Supply Corporation to Change Rates, Docket No. 45283*

Commission Advising and Docket Management:

On December 4, 2015, Commission Staff filed its Comments regarding the above-referenced ratepayer appeal. As part of its Comments, Commission Staff referred to a memorandum from Sean Scaff in the Water Utilities Division. Commission Staff inadvertently did not attach this memorandum to its Comments. Mr. Scaff's memorandum is attached to this letter.

Sincerely,

A handwritten signature in black ink, appearing to be "Sam Chang", written over a horizontal line.

Sam Chang  
Attorney, Legal Division

cc: Parties of record

*Public Utility Commission of Texas*

Memorandum

**TO:** Sam Chang, Attorney  
Legal Division

**THRU:** Tammy Benter, Director  
Water Utilities Division

**FROM:** Sean Scaff, Engineering Specialist  
Water Utilities Division

**SUBJECT:** **Docket No. 45283:** *Petition to appeal rates established by North San Saba Water Supply Corporation.*

On October 26, 2015, ratepayers of North San Saba Water Supply Corporation (WSC) (Petitioners) filed with the Public Utility Commission of Texas (Commission) an appeal of the decision by the WSC to increase water rates, which were effective September 5, 2015. This petition is being reviewed under Texas Water Code (TWC) §§ 13.043.

The appeal contained the original petition for review with thirty-six (36) valid signatures. Each signature page contained a clear and concise statement that the petition is an appeal of a decision made by the board of directors of the WSC which affects the water rate charged to customers. The ratepayers were notified, by mail, of the rate change on July 17, 2015; and the rate went into effect September 5, 2015. The name, telephone number, and street address of each signatory ratepayer was provided in the petition.

The public water supply (PWS) has two hundred and ninety-seven (297) service connections, as per the Texas Commission on Environmental Quality (TCEQ) record. In order for a review to be initiated under (TWC) §§ 13.043, protests must be received from a total of 10% of the affected ratepayers. The petition must at least have thirty (30) signatures to warrant a referral to hearing. The petition included more than the required number, thus meets the 10% rule.

The review up to this point is limited to the sufficiency of the petition with regard to (TWC) §§ 13.043, and is not a determination as to whether or not specific elements included in the petition, or the resulting rates, are reasonable and necessary. Staff requests that the petition referenced above is transferred to the State Office of Administrative Hearings (SOAH) and request that a hearing be scheduled.