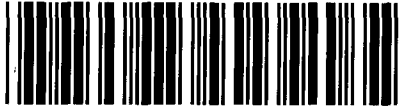




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APPLICATION OF CITY OF §
TOMBALL TO OBTAIN A WATER §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY IN HARRIS AND §
MONTGOMERY COUNTIES §

PUBLIC UTILITY

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COMMISSION STAFF'S RECOMMENDATION

Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) files its Recommendation. In support of its Recommendation, Staff states the following:

I. Background

The City of Tomball requests water and sewer certificates of convenience and necessity for a service area located in Harris and Montgomery Counties. The City of Tomball states that it currently has a water and a sewer system to serve existing residents in the proposed service area.

On January 10, 2017, the City of Tomball filed affidavits with the Commission regarding the provision and publication of notice of its application. The City of Tomball provided notice of its application to affected entities on November 29, 2016. Additionally, the City of Tomball published notice of its application in the *Tomball Potpourri*, a newspaper of general circulation in Harris County and Montgomery County, Texas, on December 7 and 14, 2016.

Subsequently, Quadvest, L.P. and Undine Texas, LLC intervened in this proceeding and requested a hearing on the City of Tomball's application.

II. Recommendation

Staff recommends that the Commission deem the City of Tomball's notice of its application to be sufficient. Additionally, Staff requests that the Commission refer this proceeding to the State Office of Administrative Proceedings.¹

III. Conclusion

Staff recommends that the City of Tomball's notice of its application be deemed sufficient,

¹ See 16 Tex. Admin. Code § 22.207.

and Staff requests that the Commission refer this proceeding to the State Office of Administrative Hearings.

Date: January 23, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

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DOCKET NO. 46336

CERTIFICATE OF SERVICE

I certify that a copy of this document was served on all parties of record on January 23, 2017, in accordance with 16 TAC § 22.74.



Sam Chang