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DOCKET NO. 46727

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PUBLIC UTILITY COMMISSION
OF TEXAS
FILE NO. 46727

APPLICATION OF H-M-W SPECIAL §
UTILITY DISTRICT TO AMEND A §
WATER CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN §
MONTGOMERY COUNTY §

COMMISSION STAFF'S RECOMMENDATION ON ADDITIONAL MAPPING

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and H-M-W Special Utility District (HMWSUD), and files this Commission Staff's Recommendation on Additional Mapping. In support thereof, Staff shows the following:

I. BACKGROUND

On January 5, 2017, H-M-W Special Utility District (HMWSUD) filed a petition to amend water certificate of convenience and necessity (CCN) No. 10342 and to decertify a portion of CCN No. 10342 in Montgomery County. In Order No. 7, issued August 18, 2017, Staff was ordered to file a recommendation on the mapping data and propose an additional procedural schedule by September 20, 2017. This pleading is therefore timely filed.

II. RECOMMENDATION

Staff recommends that the mapping data be found insufficient, as supported by the attached memorandum of Fred Bednarski of the Water Utility Regulation Division. Staff and the Applicant are working together on the revised mapping and request that HMWSUD be given a deadline to file revised maps of October 30, 2017 and that Staff be given a deadline for a recommendation of November 13, 2017.

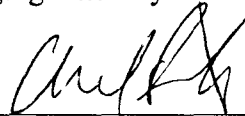
Dated: September 20, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

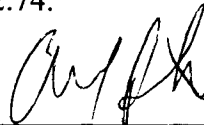
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CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record September 20, 2017, in accordance with 16 Texas Admin. Code § 22.74.



Alexander Petak

PUC Interoffice Memorandum

To: Alexander Petak, Attorney
Legal Division

Thru: Lisa Fuentes, Manager
Water Utility Regulation Division

From: Fred Bednarski
Financial & Managerial Review Specialist
Water Utility Regulation Division

Date: September 20, 2017

Subject: **Docket No. 46727;** *Application of H-M-W Special Utility District to Amend its Water Certificate of Convenience and Necessity in Montgomery County*

On January 5, 2017, H-M-W Special Utility District (Applicant or H-M-W SUD) filed an application to amend its water Certificate of Convenience and Necessity (CCN) No. 10342 in Montgomery County pursuant to 16 Tex. Admin. Code §§ 24.8 and 24.102 - 24.106 (TAC) and Tex. Water Code § 13.246(c) (TWC). Specifically, the Applicant is seeking to amend its CCN service area boundary to incorporate uncertificated areas and by decertifying portions of neighboring utilities' CCN service area boundaries.

On August 25, 2017, H-M-W filed supplemental mapping data. Staff has reviewed the mapping data and finds it insufficient, due to unresolved overlapping areas with Johnson County Water Utility LLC, CCN 12788.