



Control Number: 46728



Item Number: 25

Addendum StartPage: 0

**DOCKET NO. 46728**

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PUBLIC UTILITY COMMISSION  
OF TEXAS

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

**PUBLIC UTILITY COMMISSION  
OF TEXAS**

**COMMISSION STAFF’S RECOMMENDATION ON MAPPING AND PROPOSED  
PROCEDURAL SCHEDULE**

**COMES NOW** the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Recommendation on Mapping and Proposed Procedural Schedule. 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 Harris 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 ON MAPPING**

Staff has reviewed HMWSUD’s additional mapping data and recommends it be found sufficient, as supported by the attached memorandum of Fred Bednarski of the Water Utility Regulation Division.

**III. PROCEDURAL SCHEDULE**

Staff recommends the mapping data be found sufficient. Staff therefore proposes the following procedural schedule:

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<b>Event</b>	<b>Date</b>
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable) to HMWSUD for review and consent	October 20, 2017
Deadline for HMWSUD to file signed consent forms with the Commission	November 1, 2017
If no hearing is requested, deadline for Staff to file a final recommendation on the application	November 8, 2017
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	November 15, 2017

#### **IV. CONCLUSION**

Staff respectfully requests the entry of an order consistent with the above recommendation.

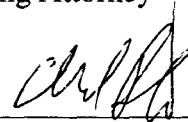
Dated: September 20, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF  
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton  
Division Director

Karen S. Hubbard  
Managing Attorney



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**DOCKET NO. 46728  
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.



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Alexander Petak

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## PUC Interoffice Memorandum

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**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. 46728**; *Application of H-M-W Special Utility District to Amend its Water Certificate of Convenience and Necessity in Harris County*

On January 05, 2017, the 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 and decertify portions of Aqua Texas Inc.'s CCN No. 13203 in Harris County pursuant to 16 Tex. Admin. Code §§ 24.8 and 24.102 - 24.106 (TAC) and Tex. Water Code § 13.246(c) (TWC).

On April 12, 2017, Keith Moore filed a letter and supplemental information requesting to opt out from the requested area. Staff has determined that the "Opt Out" area is already certificated to the Applicant, and is therefore not subject to landowner opt-out requests. The Applicant has filed agreements with Aqua Texas Inc. and City of Tomball, which resolves all overlapping areas. Staff deems the mapping data sufficient for filing.