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DOCKET NO. 47011

**APPLICATION OF UTOPIA WATER §
SUPPLY CORPORATION FOR AN §
AMENDMENT TO A WATER §
CERTIFICATE OF CONVENIENCE AND §
NECESSITY IN UVALDE COUNTY §**

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PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK**

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE
COMPLETENESS**

Comes now the Staff ("Staff") of the Public Utility Commission of Texas ("Commission"), representing the public interest, and files its Recommendation on Administrative Completeness in response to Order No. 1. In support thereof, Staff would show the following:

I. Background

On March 31, 2017, Utopia Water Supply Corporation ("Utopia" or "Applicant") filed an application to amend its water certificate of convenience and necessity (CCN) No. 12383 in Uvalde County. The proposed new service area being requested includes approximately 13 acres. On April 5, 2017, the Administrative Law Judge (the "ALJ") issued Order No. 1, requiring Staff to file a recommendation on administrative completeness and propose a procedural schedule by May 1, 2017. This pleading is therefore timely filed.

II. Staff's Recommendation

Staff has reviewed Utopia's application and, as detailed by the attached memorandum from Andrew Novak, Gary Horton Jr., and Sean Scaff of the Water Utilities Division, Staff recommends that the application be deemed insufficient for filing and, therefore, administratively incomplete.

Staff recommends that Utopia:

- 1) Submit new maps including the following:
 - A general location map identifying the requested area in reference to the nearest county boundary, city, or town.
 - A detailed map identifying the requested area in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.

- Digital mapping data for the requested area, as a single polygon record, in shapefile (SHP) format, georeferenced in either NAD83 Texas Statewide Mapping System (Meters) or NAD83 Texas State Plane Coordinate System (US Feet); OR metes and bounds survey sealed or embossed by either a licensed state surveyor or a registered professional land surveyor.
- 2) Submit a copy of Utopia's most recent Commission-approved tariff.

III. Proposed Procedural Schedule

Because the application is insufficient for filing, Staff does not recommend a procedural schedule for the evaluation of the merits of the application at this time. Staff recommends that Utopia be given a deadline of May 26, 2017, by which to submit the curative information, and that Staff be given until June 9, 2017, to review the amended application and file another recommendation on administrative completeness.

IV. Conclusion

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

Dated: May 1, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on May 1, 2017,
in accordance with 16 TAC § 22.74.



Michael Crnich

PUC Interoffice Memorandum

To: Michael Crnich, Attorney
Legal Division

Through: Lisa Fuentes, Manager
Water Utilities Division

From: Andrew Novak, Financial Analyst
Gary Horton Jr. GIS Specialist
Sean Scaff, Engineering Specialist
Water Utilities Division

Date: May 1, 2017

Subject: **Docket No. 47011:** *Application of Utopia Water Supply Corporation for an Amendment to a Water Certificate of Convenience and Necessity in Uvalde County*

On March 31, 2017, Utopia Water Supply Corporation (Applicant) filed with the Public Utility Commission of Texas (Commission) an application to amend water Certificate of Convenience and Necessity (CCN) No. 12383 in Uvalde County, Texas pursuant to Texas Water Code Ann. (TWC), §§ 13.242 to 13.250 and the 16 Tex. Admin. Code (TAC) §§ 24.101 to 24.107.

A Staff review of the original filing found that the information is insufficient for filing, and Staff recommends the application be deemed administratively incomplete. Staff further recommends the following:

- 1) Submit new maps which would include the following:
 - A general location map identifying the requested area in reference to the nearest county boundary, city, or town.
 - A detailed map identifying the requested area in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.
 - Digital mapping data for the requested area, as a single polygon record, in shapefile (SHP) format, georeferenced in either NAD83 Texas Statewide Mapping System (Meters) or NAD83 Texas State Plane Coordinate System (US Feet); **OR** metes and bounds survey sealed or embossed by either a licensed state surveyor or a registered professional land surveyor.
- 2) Submit a copy of the Applicant's most recent commission approved tariff.