



Control Number: 47200



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**DOCKET NO. 47200**

**APPLICATION OF UNION GROVE §  
WATER SUPPLY CORPORATION TO §  
AMEND A CERTIFICATE OF §  
CONVENIENCE AND NECESSITY AND §  
FOR DUAL CERTIFICATION IN §  
CERTAIN AREAS IN UPSHUR COUNTY §**

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**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 May 23, 2017, Union Grove Water Supply Corporation ("Union Grove" or "Applicant") filed an application ("Application") to amend its water certificate of convenience and necessity (CCN) No. 10514 in Upshur County. Union Grove seeks to add three new areas of service that total approximately 2,212 acres and include 35 current customers. Union Grove seeks to be dually-certificated with the City of East Mountain (the "City") in a portion of the new service area.

On June 28, 2017, the Administrative Law Judge (the "ALJ") issued Order No. 2 deeming the Application insufficient for filing and requiring the Applicant to file supplemental documentation by July 18, 2017. Order No. 2 also instructed Staff to file a sufficiency recommendation by July 31, 2017.

The Applicant made supplemental filings on July 19<sup>th</sup> and July 25<sup>th</sup>.

**II. Staff's Recommendation**

Staff has reviewed Union Grove's supplemental filings, and as detailed by the attached memorandum from Jolie Mathis and Tracy Montes of the Water Utilities Division, Staff recommends that the Application remains deficient. The memorandum suggests documentation that should be provided to cure the deficiencies.

### **III. Proposed Procedural Schedule**

Staff recommends that Union Applicant be given a deadline of August 28, 2017, by which to submit the curative information, and that Staff be given until October 6, 2017, to review the supplemental documentation and file another recommendation on administrative completeness.

### **IV. Conclusion**


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

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Margaret Uhlig Pemberton  
Division Director

Stephen Mack  
Managing Attorney



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**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on July 31, 2017, in accordance with 16 TAC § 22.74.



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Douglas M. Brown

## PUC Interoffice Memorandum

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**To:** Douglas Brown, Attorney  
Legal Division

**Thru:** Tammy Benter, Director  
Heidi Graham, Manager  
Water Utilities Division

**From:** Jolie Mathis, Utility Engineering Specialist  
Tracy Montes, GIS Specialist  
Water Utilities Division

**Date:** July 26, 2017

**Subject:** **Docket 47200**, *Application of Union Grove WSC to Amend a CCN for Dual Certification in Certain Areas in Upshur County*

On May 23, 2017, Union Grove WSC filed with the Public Utility Commission of Texas (Commission) an application to amend its water Certificate of Convenience and Necessity (CCN) No. 10514 in Upshur 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.

Staff has reviewed the information provided and recommends that the application be deemed administratively incomplete and insufficient for filing. Staff recommends the Applicants be directed to provide the following information.

### **Mapping**

On July 18, 2017, the Applicant filed deficient mapping documentation with the application. The Applicant's revised general location map and detailed map do not show the same requested areas. The revised hard copy maps should identify the same requested areas including the portion of dual certification with the City of East Mountain (City). The digital mapping data must be revised to remove unintended overlaps and gaps between the requested areas and certificated service areas belonging to the Applicant and the City, which are not part of their dual certification agreement. Also, the requested area located to the west overlaps a portion of the corporate boundaries for the City of Gladewater and the City of Union Grove. The Applicant may either remove the overlaps from the requested area, or they must obtain written documentation from the City of Gladewater and the City of Union Grove allowing the overlap.

Applicant must file the following items to resolve the mapping deficiencies:

- A revised general location map identifying the requested areas (including the portion of dual certification with the City) in reference to the nearest county boundary, city, or town.
- A revised detailed map identifying the requested areas (including the portion of dual certification with the City) in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.
- Revised digital mapping data for the requested areas (removing gaps and overlaps with

existing CCNs). Each requested area and the portion of dual certification must be provided as a single polygon record, in a shapefile (SHP) format or drawing (DWG) format, georeferenced in either NAD83 Texas Statewide Mapping System (Meters) or NAD83 Texas State Plane Coordinate System (US Feet).

- State the total acreages for each requested area. The total acreage must correspond to the revised digital mapping data filed for each requested area.

PUC mapping staff will continue to work with the Applicant to help them resolve the mapping deficiencies.