



Control Number: 47203



Item Number: 8

Addendum StartPage: 0

**PUC DOCKET NO. 47203**

**PETITION OF PARKER AREA §  
INVESTMENTS, LLC TO AMEND §  
CITY OF ALEDO'S CERTIFICATES §  
OF CONVENIENCE AND NECESSITY §  
IN PARKER COUNTY BY §  
EXPEDITED RELEASE §**

**RECEIVED**  
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PUBLIC UTILITY COMMISSION  
FILING CLERK  
**OF TEXAS**

**COMMISSION STAFF'S FINAL RECOMMENDATION**

**COMES NOW** the Staff of the Public Utility Commission of Texas (Commission), representing the public interest and files this Final Recommendation in response to Order No. 2 and would show the following:

**I. BACKGROUND**

On May 23, 2017, Parker Area Investments, LLC (Parker) filed a petition for expedited release from the City of Aledo's water certificate of convenience and necessity (CCN) No. 10264 and sewer CCN No. 20102 in Parker County. On June 23, 2017, Order No. 2 was issued, finding the application administratively complete and establishing a deadline of July 7, 2017 for Staff to file a recommendation on final disposition. This pleading is therefore timely filed.

**II. RECOMMENDATION**

As detailed in the attached memorandum from Sean Scaff and Kristy Nguyen in the Commission's Water Utility Regulation Division, Staff has reviewed the petition and recommends that the petition be approved and that no property would be rendered useless or valueless. Specifically, Staff was able to verify the location, acreage, and ownership of the area sought to be released and Staff was unable to identify property that would be rendered useless or valueless by the decertification. Staff therefore recommends that the petition be granted, that no property will be rendered useless or valueless, and that no compensation proceeding is necessary if the

Commission grants the petition and determines that no property is rendered useless or valueless.<sup>1</sup>  
Proposed final maps and CCN certificates are attached to this filing.

### III. CONCLUSION

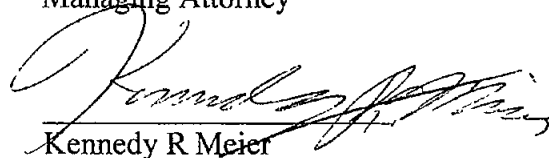
For the reasons detailed above, Staff recommends that the petition be granted and that no property will be rendered useless or valueless by the granting of the petition.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF  
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton  
Division Director

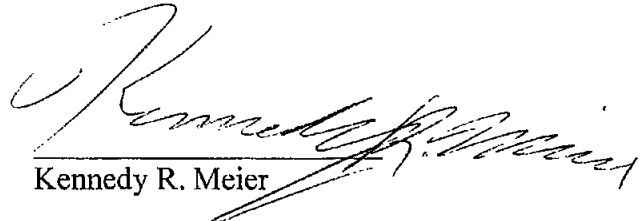
Katherine Lengieza Gross  
Managing Attorney



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State Bar No. 24092819  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
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(512) 936-7268 (facsimile)  
kennedy.meier@puc.texas.gov

### CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on July 7, 2017  
in accordance with 16 Tex. Admin. Code § 22.74.



Kennedy R. Meier

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<sup>1</sup> See 16 Tex. Admin. Code § 24.113(n)(7).

**PUC Interoffice Memorandum**

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**To:** Kennedy Meier, Attorney  
Legal Division

**From:** Sean Scaff, Engineering Specialist  
Kristy Nguyen, GIS Specialist  
Water Utilities Division

**Thru:** Tammy Benter, Director  
Water Utilities Division

**Date:** July 6, 2017

**Subject:** **Docket No. 47203:** *Petition of Parker Area Investments, LLC to Amend the City of Aledo's Certificate of Convenience and Necessity in Parker County by Expedited Release*

On May 23, 2017 Parker Area Investments, LLC (Petitioner) filed a petition for an expedited release from the City of Aledo's (City) water Certificate of Convenience and Necessity (CCN) No. 10264 and sewer CCN No. 20102, in Parker County. This petition is being reviewed under Tex. Water Code § 13.254 (a-5) (TWC), and 16 Tex. Admin. Code §24.113(l) (TAC).

The Petitioner submitted an adequate map delineating the requested area for expedited release with enough detail to confirm the accurate positioning of their digital data pursuant to 16 TAC § 24.113(m). The map and digital data are sufficient for determining the location of the requested release area within the City's certificated area. Mapping Staff were able to confirm the acreage of the subject property, and determined that the requested area is located within the subject property. Furthermore, the Petitioner provided a warranty deed confirming the Petitioner's ownership of the tract of land within the subject property. The area being requested for expedited release is approximately 27.3 acres within the subject property of approximately 28.4 acres that is larger than 25 acres and owned by the Petitioner.

The Petitioner also provided a statement attesting that a copy of the petition was sent to the City the same day the petition was sent to the Public Utility Commission (PUC) pursuant to 16 TAC § 24.113(l)(3)(A)(vi).

Order No. 1 gave a deadline for the City of Aledo to intervene by June 22, 2017. The City of Aledo requested to intervene on June 22, 2017. A Staff review found that there is no property that would be rendered useless or valueless, in accordance with 16 TAC § 24.113(n). Staff further recommends that a compensation proceeding is not necessary, if the Commission determines that there is no useless or valueless property, pursuant to 16 TAC § 24.113(n)(7).

The Petitioner has met the requirements to allow for the release of the requested area from the City of Aledo's water Certificate of Convenience and Necessity No. 10264 and sewer CCN No. 20102. Staff recommends that the petition be approved.



# **Public Utility Commission of Texas**

**By These Presents Be It Known To All That  
City of Aledo**

having obtained certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service the City of Aledo is entitled to this

## **Certificate of Convenience and Necessity No. 10264**

to provide continuous and adequate water utility service to that service area or those service areas in Parker County as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 47203 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of the City of Aledo to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.

Issued at Austin, Texas, this \_\_\_\_\_ day of \_\_\_\_\_ 2017.



# **Public Utility Commission of Texas**

**By These Presents Be It Known To All That**

**City of Aledo**

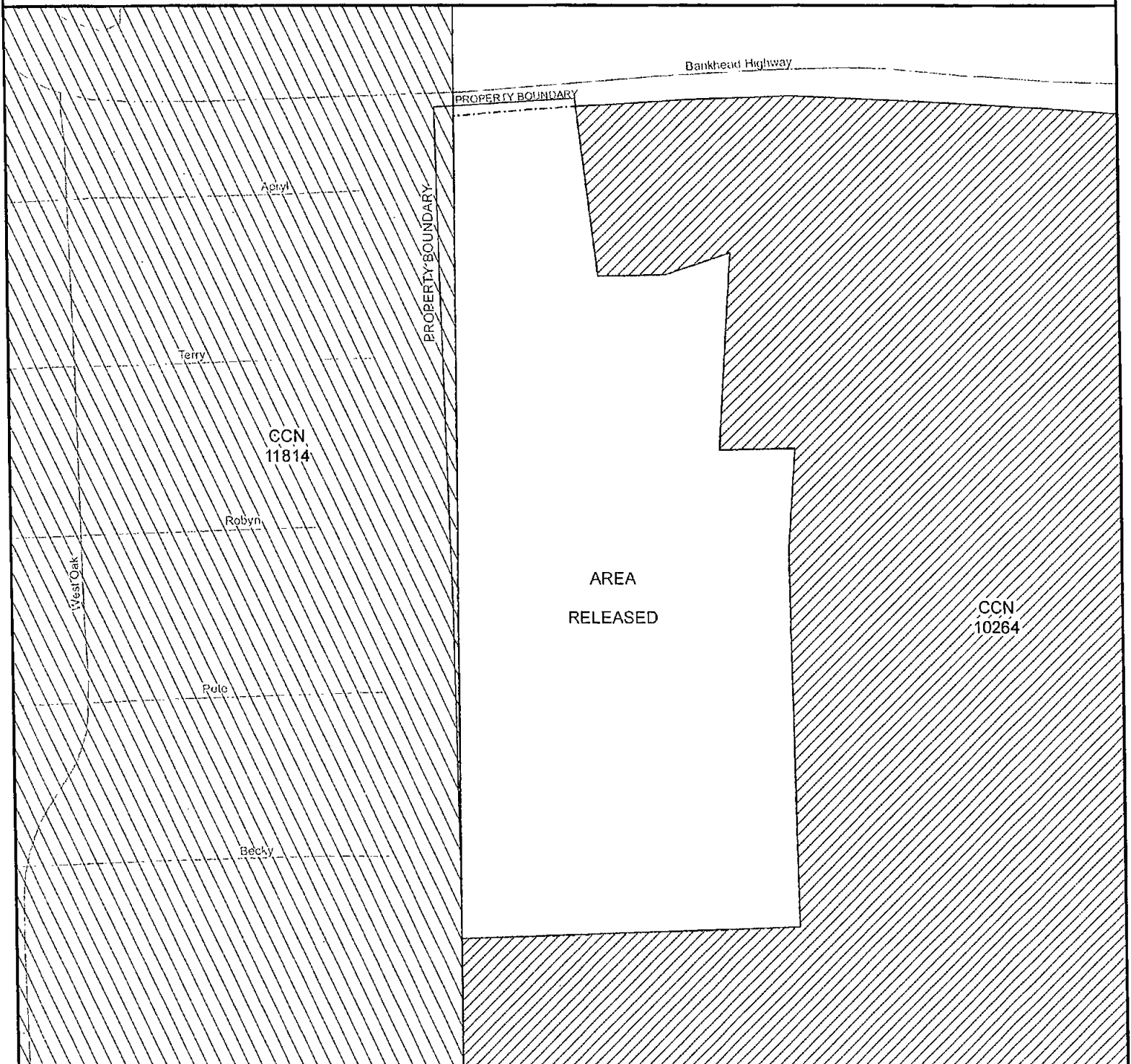
having obtained certification to provide sewer utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service the City of Aledo is entitled to this

## **Certificate of Convenience and Necessity No. 20102**

to provide continuous and adequate sewer utility service to that service area or those service areas in Parker County as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 47203 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of the City of Aledo to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.



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

City of Aledo  
Portion of Water CCN No. 10264  
PUC Docket No: 47203  
Petition by Parker Area Investments, LLC to Amend  
City of Aledo's CCN by Expedited Release in Parker County



Public Utility Commission of Texas  
1701 N. Congress Ave  
Austin, TX 78701

**Water CCN**

-  10264 - City of Aledo
-  11814 - City of Willow Park

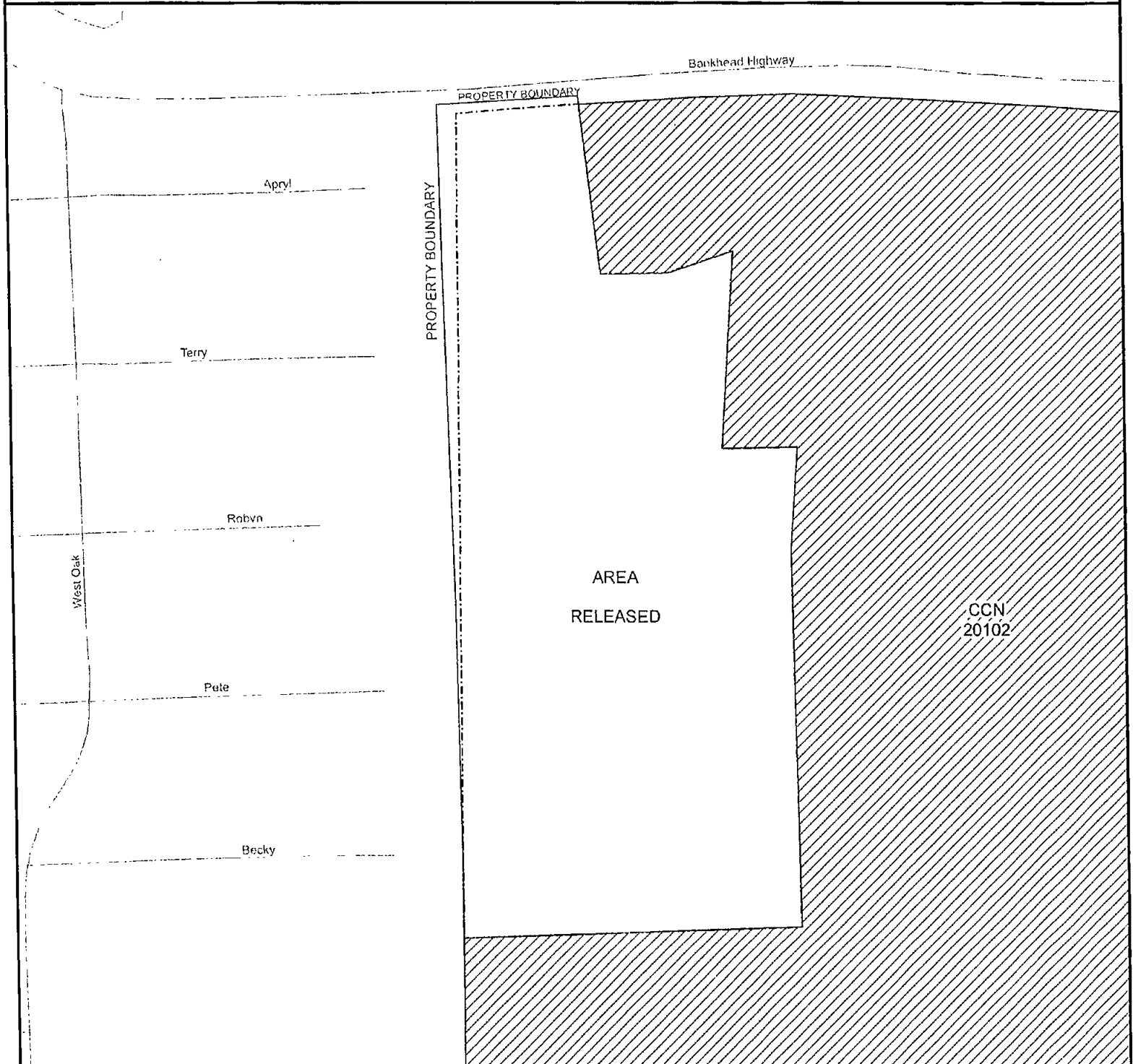
-  Area Released
-  Property Boundary

0 150 300  
Feet



Map by: Komal Patel  
Date created: July 6, 2017  
Project Path: n:\finalmapping\47203ParkerAreaWater.mxd

City of Aledo  
Portion of Sewer CCN No. 20102  
PUC Docket No. 47203  
Petition by Parker Area Investments, LLC to Amend  
City of Aledo's CCN by Expedited Release in Parker County



**Sewer CCN**



20102 - City of Aledo



Area Released



Property Boundary

0 150 300  
Feet

