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**DOCKET NO. 47229**

**APPLICATION OF CITY OF AUSTIN §  
TO AMEND A WATER §  
CERTIFICATE OF CONVENIENCE §  
AND NECESSITY AND TO §  
DECERTIFY SUNFIELD MUNICIPAL §  
UTILITY DISTRICT NO. 4 IN HAYS §  
COUNTY §**

**PUBLIC UTILITY COMMISSION  
OF TEXAS**

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OF TEXAS

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

**COMES NOW** the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Third Supplemental Recommendation on Administrative Completeness. In support thereof, Staff shows the following:

**I. BACKGROUND**

On May 31, 2017, the City of Austin filed an application to amend its water certificate of convenience and necessity (CCN) No. 11322 and Sunfield MUD No. 4's CCN No. 13116 in Hays County. Sunfield MUD No. 4 is in a portion of CCN No. 13116 and seeks to be decertified and transferred to the City of Austin's CCN No. 11322. The total area being requested includes approximately 655 acres and includes 0 current customers.

On October 25, 2017, the Administrative Law Judge issued Order No. 4, which required Staff to file a supplemental recommendation on administrative completeness by December 15, 2017. Therefore, this pleading is timely filed.

**II. RECOMMENDATION ON ADMINISTRATIVE COMPLETENESS**

Staff has reviewed the application and recommends that the application be found deficient, as supported by the attached memorandum of Debbie Reyes Tamayo of the Water Utility Regulation Division. Staff recommends that the City of Austin be ordered to correct and supplement its mapping content as described in the attached memorandum. This additional information is required before a recommendation on the proposed notice can be made.

### **III. PROPOSED PROCEDURAL SCHEDULE**

Staff proposes the following procedural schedule:

<b>Event</b>	<b>Date</b>
Deadline for the City of Austin to amend its application to cure deficiencies	January 15, 2018
Deadline for Staff to file a supplemental recommendation on the amended application	February 15, 2018

### **IV. CONCLUSION**

Staff respectfully requests the entry of an order finding the application deficient, and requests that the proposed procedural schedule be adopted.

**DATED:** December 13, 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 this the 13<sup>th</sup> of December, 2017, in accordance with. 16 TAC § 22.74.



Joshua Barron

## PUC Interoffice Memorandum

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**To:** Joshua Barron, Attorney  
Legal Division

**Thru:** Lisa Fuentes, Manager  
Water Utility Regulation Division

**From:** Debbie Reyes Tamayo, Program Specialist  
Water Utility Regulation Division

**Date:** December 12, 2017

**Re:** **Docket No. 47229:** *Application of City of Austin to Amend a Water Certificate of Convenience and Necessity and to Decertify Sunfield MUD No. 4 in Hays County*

On May 31, 2017, the City of Austin (City) filed with the Public Utility Commission of Texas (Commission) an application to amend their water Certificate of Convenience and Necessity (CCN) No. 11322 and to decertify a portion of Sunfield MUD 4's CCN No. 13116, in Hays County, Texas. This application is being reviewed pursuant to the criteria in the Texas Water Code Ann., §§ 13.242 to 13.250 (TWC) and the 16 Tex. Admin. Code §§ 24.101 to 24.107 (TAC).

Based on a review of the information filed by the City on November 17, 2017, Staff recommends that the application be deemed insufficient for filing and found administratively incomplete due to the deficiencies detailed below:

### **Mapping**

The district boundaries for Sunfield MUD 2 shown in the revised digital data do not match the PUC's certificated service area for Sunfield Mud 4, CCN No. 11316. Therefore, there are remaining certificated areas that should be included in the requested area to be transferred to the City. Also, there is a discrepancy between the total acreage stated on the agreement document (page 2), which states 575.7 total acres, and the revised digital data, which includes approximately 583 total acres.

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

- Revised digital mapping data for the requested area to be transferred, 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).
- State the approximate total acres for the requested area to be transferred. This information is needed for the notice documents, which should reflect the same total acreage as stated in the agreement document.