



Control Number: 47389



Item Number: 9

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**P.U.C. DOCKET NO. 47389**

**APPLICATION OF FOREST GLEN § PUBLIC UTILITY COMMISSION**  
**UTILITY COMPANY TO AMEND A §**  
**SEWER CERTIFICATE OF § OF TEXAS**  
**CONVENIENCE AND NECESSITY §**  
**IN MEDINA COUNTY §**

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

**COMES NOW** the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Recommendation on Completeness in response to Order No. 1 and would show the following:

**I. BACKGROUND**

On July 10, 2017, Forest Glen Utility Company (Applicant) filed an application to obtain a water Certificate of Convenience and Necessity (CCN) in Medina County, Texas, pursuant to Texas Water Code (TWC) §§ 13.242-.250 and 16 Tex. Admin Code (TAC) §§ 24.101-.107. The Applicant proposed that the CCN include 84.62 acres with 0 current customers. The proposed CCN area is currently undeveloped, in the process of being platted into a subdivision, and future lot owners will have a need for potable water service from Forest Glen Utility Company.

Order No. 2 required Staff to provide a recommendation regarding administrative completeness of this application by September 28, 2017. Therefore, Staff's recommendation is timely filed.

**II. RECOMMENDATION ON COMPLETENESS**

Staff has reviewed the application, and as supported by the attached memorandum from Janie Kohl of the Water Utility Division, recommends that the application be found administratively complete. Staff further recommends the Applicant be ordered to do the following:

- 1) Provide notice of the application to the following:

- a) cities, districts, and neighboring retail public utilities providing the same utility service whose corporate boundaries or certificated service area are located within two miles from the outer boundary of the requested area; and
  - b) the county judge of each county that is wholly or partially included in the requested area; and
  - c) each owner of a tract of land that is at least 25 acres and is wholly or partially included in the requested area. The landowner information may be obtained from the most current tax appraisal rolls of the applicable central appraisal district; and
  - d) publish notice once each week for two (2) consecutive weeks in a newspaper of general circulation in Medina County.
- 2) Provide notice to the following:
    - City of Castroville
    - San Antonio Water System
    - Edwards Aquifer Authority
    - Medina County GCD
    - Medina County Judge Christ Schuchart
  - 3) Provide an accurate map delineating the requested service area with each individual notice to neighboring utilities, other affected parties, and landowners.
  - 4) File in the docket an affidavit specifying every person and entity to whom notice was provided and the date that the notice.

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

Staff proposes the following procedural schedule:

<b>Event</b>	<b>Date</b>
Deadline for Applicant to file with the Commission signed affidavits that the notice was given along with a copy of the notice sent to the affected parties and published in a newspaper of general circulation	October 17, 2017
Deadline for Staff to file a recommendation on sufficiency of notice	October 26, 2017
Deadline to intervene	30 days after notice is issued

### **IV. CONCLUSION**

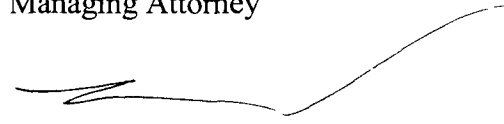
Staff respectfully requests that the ALJ issue an order consistent with Staff's recommendations.

PUBLIC UTILITY COMMISSION  
LEGAL DIVISION

Respectfully Submitted,

Margaret Uhlig Pemberton  
Division Director

Karen S. Hubbard  
Managing Attorney

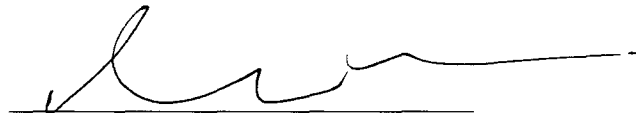


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**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on September 28, 2017, in accordance with P.U.C. Procedural Rule 22.74.



Landon J. Lill

## PUC Interoffice Memorandum

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**To:** Landon Lill  
Legal Division

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

**From:** Janie Kohl, Financial Analyst  
Water Utility Regulation Division

**Date:** September 27, 2017

**Subject:** **Docket No. 47389**, *Application of Forest Glen Utility Company to Amend a Sewer Certificate of Convenience and Necessity in Medina County*

On July 10, 2017, Forest Glen Utility Company (Applicant) filed an application to amend its sewer Certificate of Convenience and Necessity (CCN) No. 21070 in Medina County, Texas, pursuant to Texas Water Code (TWC) §§ 13.242 to 13.250 and 16 Tex. Admin Code (TAC) §§ 24.101-24.107. The Applicant proposes to add 84.62 acres with 0 current customers to their CCN.

Staff has reviewed the additional information filed by the Applicant on September 13, 2017, in response to Order No. 2, and found that it is sufficient for filing and administratively complete.