



Control Number: 48083



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DOCKET NO. 48083

**APPLICATION OF PARK WATER §
COMPANY FOR CERTIFICATES OF §
CONVENIENCE AND NECESSITY IN §
MIDLAND COUNTY §**

**PUBLIC UTILITY COMMISSION
OF TEXAS**

2018 MAR 27 AM 10:29
PUBLIC UTILITY COMMISSION
FILING CLERK

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE
COMPLETENESS AND PROPOSED NOTICE**

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and in response to Order No. 2, files this Recommendation on Administrative Completeness and Proposed Notice. Staff recommends that the application be deemed deficient and that the applicant be ordered to address the identified deficiencies. In support thereof, Staff shows the following:

I. BACKGROUND

On February 20, 2018, Park Water Company (Park) filed an application for a new water certificate of convenience and necessity (CCN) in Midland County. Park received requests for service for three proposed residential developments—The Meadows, Chaney Ranch, and King Ranch. Park plans to build two public water systems to serve these new developments, and the service area requested includes zero current customers.

On March 16, 2018, Staff filed an unopposed request to extend the deadline for filing comments on the application. Order No. 2, issued on March 19, 2018, granted Staff's request and established a new deadline of March 27, 2018, for Staff to file a recommendation on the administrative completeness of the application, the sufficiency of the proposed notice, and to propose a procedural schedule. Therefore, this pleading is timely filed.

II. APPLICATION DEFICIENCY RECOMMENDATION

As further detailed in the attached memorandum of Patricia Garcia of the Commission's Water Utility Regulation Division, Staff has reviewed the application and recommends that it be found administratively incomplete at this time. Staff recommends that Park be ordered to cure the deficiencies identified in Ms. Garcia's memorandum by April 24, 2018, and that Staff be given a deadline of May 22, 2018, to file a supplemental recommendation on the administrative

completeness of the application. Staff notes that Park should not issue notice until the application is found administratively complete.

III. COMMENTS ON PROCEDURAL SCHEDULE

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of this docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation for application sufficiency.

IV. CONCLUSION

For the reasons discussed above, Staff respectfully recommends that the application be found administratively incomplete at this time and that Park be ordered to file a supplement addressing the identified deficiencies in the application by April 24, 2018.

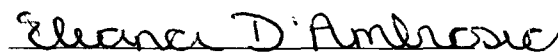
Dated: March 27, 2018

Respectfully Submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Margaret Uhlig Pemberton
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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on March 27, 2018, in accordance with 16 Texas Administrative Code § 22.74.


Eleanor D'Ambrosio

PUC Interoffice Memorandum

To: Eleanor D'Ambrosio
Legal Division

Thru: Lisa Fuentes, Manager
Water Utility Regulation Division

From: Patricia Garcia, Engineering Specialist
Water Utility Regulation Division

Date: March 27, 2018

Subject: **Docket 48083**, *Application of Park Water Company for Certificates of Convenience and Necessity in Midland County*

On February 20, 2018, Park Water Company (Applicant) filed with the Public Utility Commission of Texas (Commission) an application to obtain a water Certificate of Convenience and Necessity (CCN) in Midland County, Texas pursuant to Texas Water Code Ann. (TWC) §§ 13.242 to 13.250 and 16 Texas Administrative Code (TAC) §§ 24.101 to 24.107.

Staff has reviewed the information provided by the Applicant and recommends the application be deemed administratively incomplete and not accepted for filing.

Mapping Information:

The hard copy maps filed in the application are deficient. The general location and detailed maps should only display the two requested areas and should not display any boundaries of existing CCNs. On the maps, do not cover any portion of the outer boundary of the requested area with labels. Also, the maps should include additional roads, streets and/or highways shown in close proximity to both requested areas.

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

- A revised general location map identifying the requested areas in reference to the nearest county boundary, city, or town.
- A revised detailed map identifying the requested areas in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.
- Clarify the approximate total acreage for both requested areas. The approximate total acreage stated in the notice documents is 478 acres, whereas the digital data includes 691 acres.

Application Content:

The Applicant must provide TCEQ approval letters for the public water systems, the water treatment plants and distribution systems associated with the proposed CCN service area.

Financial Information:

The Applicant must provide a loan agreement signed by both the Applicant and CapSource to confirm the source of funding for the two new water systems.

Note: Any confidential items should be submitted as confidential filings with the PUC. The instructions for filing confidential documents can be found on our website at: (<http://www.puc.texas.gov/industry/filings/FilingProceed.aspx>).