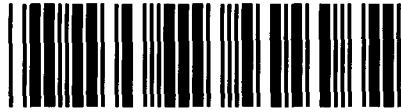


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DOCKET NO. 48161

APPLICATION OF CITY OF LOS	§	PUBLIC UTILITY COMMISSION
FRESNOS AND EAST RIO HONDO	§	
WATER SUPPLY CORPORATION	§	OF TEXAS
FOR APPROVAL OF A SERVICE	§	
AREA CONTRACT UNDER TEXAS	§	
WATER CODE § 13.248 AND TO	§	
AMEND CERTIFICATES OF	§	
CONVENIENCE AND NECESSITY IN		
CAMERON COUNTY		

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

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Recommendation on Administrative Completeness and would show the following:

I. BACKGROUND

On March 13, 2018, the City of Los Fresnos (Los Fresnos or "the City") and East Rio Hondo Water Supply Corporation (Rio Hondo) (collectively, "Applicants") filed an application under Texas Water Code (TWC) § 13.248 for approval of a service area contract and to amend Los Fresnos's water certificate of convenience and necessity (CCN) no. 11554 and Rio Hondo's water CCN no. 11552 in Cameron County. The application seeks to partially decertify areas that had been dually-certificated to Rio Hondo and Los Fresnos so that the areas are singly-certificated to either Los Fresnos or Rio Hondo. The application also seeks to transfer approximately 33.72 acres from Los Fresnos's singly-certificated area to Rio Hondo.

On March 15, 2018, the Administrative Law Judge (ALJ) issued Order No. 1, requiring Staff to file a recommendation on administrative completeness and propose a procedural schedule by April 13, 2018. Therefore, this pleading is timely filed.

II. COMMENTS ON ADMINISTRATIVE COMPLETENESS

As detailed in the attached memorandum of Gregory Charles of the Water Utility Regulation Division, Staff recommends that the application be found administratively incomplete. Applicants did not provide digital mapping data with the application, and the maps

provided were illegible. Staff recommends that Applicants file the mapping data indicated in the attached memoranda. Staff further recommends that be ordered to correct the deficiencies in the application by May 14, 2018, and that Staff file a supplemental recommendation on the administrative completeness of the amended application by June 12, 2018.

III. PROPOSED PROCEDURAL SCHEDULE

Due to the deficiencies in the application, Staff does not recommend a procedural schedule for the evaluation of the merits of the application at this time.

IV. CONCLUSION

For the reasons stated above, Staff respectfully requests an order consistent with the above recommendation.

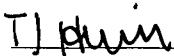
Dated: April 13, 2018

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Stephen Mack
Managing Attorney

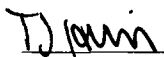


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on April 13, 2018 in accordance with 16 TAC § 22.74.



TJ Harris

PUC Interoffice Memorandum

To: TJ Harris, Attorney
Legal Division

Through: Tammy Benter, Director
Water Utilities Division

From: Gregory Charles, Engineer
Water Utilities Division

Date: April 13, 2018

Subject: **Docket No. 48161** *Application of City of Los Fresnos Texas and East Rio Hondo Water Supply Corporation for Approval of a Service Area Contract Under Texas Water Code Chapter 13.248 and to Amend Certificates of Convenience and Necessity in Cameron County.*

On March 13, 2018, the City of Los Fresnos (City) and East Rio Hondo Water Supply Corporation (ERHWSC), (collectively, Applicants) filed an application with the Public Utility Commission ("Commission") for approval of a service area contract under Tex. Water Code §13.248 (TWC), to amend Certificates of Convenience and Necessity (CCN) Nos. 11554 (City) and 11552 (ERHWSC) in Cameron County, Texas.

Staff has reviewed the information provided by the Applicants and recommends that the application be deemed administratively incomplete and insufficient for filing due to the deficiencies noted below.

Mapping

The maps submitted were illegible and digital mapping data was not included with the application. To resolve the mapping deficiencies, the Applicants must file the following items:

- 1) A detailed map identifying the requested areas in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads; and
- 2) Digital mapping data for the requested areas, 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); **OR** metes and bounds survey sealed or embossed by either a licensed state surveyor or a registered professional land surveyor.