

Control Number: 48396



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DOCKET NO. 48396

APPLICATION OF THE CITY OF §
JUSTIN AND AQUA TEXAS, INC. §
FOR APPROVAL OF SERVICE §
AREA CONTRACT UNDER TEXAS §
WATER CODE § 13.248 AND TO §
AMEND CERTIFICATES OF §
CONVENIENCE AND NECESSITY §
IN DENTON COUNTY §

PUBLIC UTILITY COMMISSION
OF TEXAS

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PUBLIC UTILITY COMMISSION
FILING CLERK

REQUEST FOR ACTION ON APPLICATION

COMES NOW the City of Justin (Justin) and submits this Request for Action on Application. In support thereof, the Parties show the following:

On May 29, 2018, Justin and Aqua Texas, Inc., (Applicants) filed an application under Texas Water Code §13.248¹ for approval of a service area contract and to amend their water certificates of convenience and necessity (CCN) in Denton County. On September 21, 2018, Justin, Aqua, and Commission Staff filed their Joint Proposed Notice of Approval and Motion to Admit Evidence.” Subsequently on October 8, 2018, the Commission Administrative Law Judge entered Order No. 3 admitting into evidence the documents referenced in the joint filing. Since the issuance of Order No. 3, no final order or other order has been issued in this matter.

Justin is unaware of any outstanding issues or questions pertaining to the application. The application is based on an agreement between Justin and Aqua addressing service to a tract that is currently being developed, and all parties have requested the application be approved. Justin, and the developer of the tract that is the subject of the application, have invested significant funds in development of the tract and need to commence construction of necessary water service facilities. This construction is awaiting the Commission’s approval of the service area agreement.

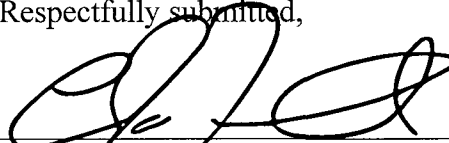
PRAYER

Justin respectfully requests that the Commission take action on the application and issue a Notice of Approval of the service area contract between Justin and Aqua.

¹ Justin and Aqua chose to use §13.248 because of the consensual nature of the agreement and to avoid forcing the Commission to act under the statutory deadlines required by Texas Water Code §13.254(a-5).

Dated: November 9, 2018

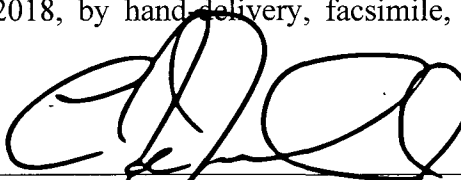
Respectfully submitted,



C. Joe Freeland
State Bar No. 07417500
Mathews & Freeland, LLP
8140 N. MoPac Expy
Austin, Texas 78759
T: (512) 404-7800 F: (512) 703-2785
ATTORNEYS FOR CITY OF JUSTIN

CERTIFICATE OF SERVICE

I certify that a copy of the preceding document was served on all parties of record in this proceeding on this 9th day of November, 2018, by hand delivery, facsimile, electronic mail, and/or First Class Mail.



C. Joe Freeland