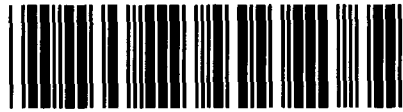




Control Number: 48561



Item Number: 13

Addendum StartPage: 0

DOCKET NO. 48561

APPLICATION OF WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY AND THE CITY OF AUSTIN FOR APPROVAL OF SERVICE AREA CONTRACT UNDER TEXAS WATER CODE § 13.248 AND TO AMEND CERTIFICATES OF CONVENIENCE AND NECESSITY IN TRAVIS COUNTY	§ § § § § § § § § §	PUBLIC UTILITY COMMISSION OF TEXAS 2018 SEP 6 AM 10:18 PUBLIC UTILITY COMMISSION FILED CLERK
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COMMISSION STAFF'S FINAL RECOMMENDATION

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

I. BACKGROUND

On July 31, 2018, the City of Austin (City) and West Travis County Public Utility Agency (WTCPUA) (collectively, Applicants) filed an application under Texas Water Code (TWC) § 13.248 and 16 Texas Administrative Code (TAC) § 24.117 for approval of a service area contract and to amend their water certificates of convenience and necessity (CCN) in Travis County.

The Applicants seek approval to transfer approximately 11 total acres of the City's water certificated service area to the WTCPUA. The City holds water CCN No. 11322, and WTCPUA holds water CCN No. 13207.

On September 10, 2018, the Commission issued Order No. 3, which required Staff to file a final recommendation on the application by December 7, 2018. This pleading is therefore timely filed.

II. RECOMMENDATION

As detailed in the attached memorandum from Andrew Novak in the Commission's Water Utilities Regulation Division (Attachment A), Staff has reviewed the application and recommends that it be approved. In accordance with this recommendation, the certificates (Attachment B) and

map (Attachment C) that the parties consented to in their filings on November 19, 2018 and November 30, 2018 are attached. On or before December 14, 2018, the parties will jointly file proposed findings of fact and conclusions of law.

III. CONCLUSION

Staff respectfully recommends that the application be approved.

Respectfully Submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Margaret Uhlig Pemberton
Division Director



Katherine Lengieza Gross
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(512) 936-7277
(512) 936-7268 (facsimile)
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DOCKET NO. 48561

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on December 6, 2018, in accordance with 16 TAC § 22.74.



Katherine Lengieza Gross

Attachment A

Public Utility Commission of Texas

TO: Katherine Gross, Attorney
Legal Division

THRU: Heidi Graham, Manager
Water Utility Regulation Division

FROM: Andrew Novak, Financial Analyst
Water Utility Regulation Division

DATE: December 6, 2018

SUBJECT: **Docket No. 48561**, *Application of the West Travis County Public Utility Agency and the City of Austin for Approval of Service Area Contract under Texas Water Code § 13.248 and to Amend Certificates of Convenience and Necessity in Travis County*

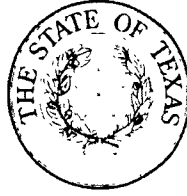
On July 31, 2018, City of Austin (City) and West Travis County Public Utility Agency (West Travis County PUA), (collectively, Applicants) filed an application with the Public Utility Commission of Texas (Commission) for approval of a service area contract under Texas Water Code (TWC) § 13.248, to amend Certificates of Convenience and Necessity (CCN) Nos. 11322 (City) and 13207 (West Travis County PUA) in Travis County, Texas.

The Applicants request is to decertify approximately 11 total acres from the City's water CCN No. 11322 and amend the West Travis County PUA's CCN No. 13207. Notice is not required because there are no affected customers in the area subject to the application.

Applicants consented to the attached map and certificates on November 19, 2018 and November 30, 2018.

The application meets all of the statutory requirements of TWC Chapter 13 and 16 Texas Administrative Code Chapter 24 rules and regulations; therefore, Staff recommends approval of the application. Enclosed are the final maps and certificates for Commission approval. Staff further recommends that the Applicants file certified copies of the CCN maps along with written descriptions of the CCN service areas in the Travis county clerk's office pursuant to TWC §§ 13.257 (r)-(s).

Attachment B



Public Utility Commission of Texas

By These Presents Be It Known To All That

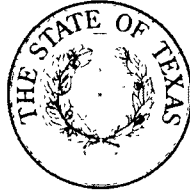
West Travis County Public Utility Agency

having obtained certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service, West Travis County Public Utility Agency, is entitled to this

Certificate of Convenience and Necessity No. 13207

to provide continuous and adequate water utility service to that service area or those service areas in Hays and Travis Counties as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 48561 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of the West Travis County Public Utility Agency, to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.

Issued at Austin, Texas, this _____ day of _____ 2018.



Public Utility Commission of Texas

By These Presents Be It Known To All That

City of Austin

having obtained certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service, the City of Austin, is entitled to this

Certificate of Convenience and Necessity No. 11322

to provide continuous and adequate water utility service to that service area or those service areas in Bastrop, Hays, Travis, and Williamson Counties as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 48561 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of the City of Austin, to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.

Issued at Austin, Texas, this _____ day of _____ 2018.

Attachment C

West Travis County Public Utility Agency
Portion of Water CCN No. 13207
PUC Docket No. 48561
13.248 Agreement Amended CCN No. 13207 and
Decertified a Portion of City of Austin, CCN No. 11322 in Travis County



Public Utility Commission of Texas
1701 N. Congress Ave
Austin, TX 78701

Water CCN



13207 - West Travis County PUA



11322 - City of Austin

0 200 400
Feet



Map by Komal Patel
Date created November 7, 2018
Project Path n \finalmapping\
48561WestTravisCoPUA.mxd