



Control Number: 48561



Item Number: 9

Addendum StartPage: 0

**DOCKET NO. 48561**

<b>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</b>	<b>§ § § § § § § § § §</b>	<b>PUBLIC UTILITY COMMISSION  OF TEXAS</b>  PUBLIC UTILITY COMMISSION FILING CLERK 2018 SEP -6 PM 4:12
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**COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY**

**COMES NOW** the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Recommendation on Sufficiency 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 the WTCPUA holds water CCN No. 13207.

On August 24, 2018, the Commission issued Order No. 2 Granting Extension, which required Staff to file a recommendation on the sufficiency of the application and propose a procedural schedule by September 7, 2018. This pleading is therefore timely filed.

**II. ADMINISTRATIVE COMPLETENESS**

As detailed in the attached memorandum from Andrew Novak in the Commission's Water Utilities Regulation Division, Staff has reviewed the application and recommends that it be found administratively complete. The Commission published notice of the application in the *Texas*

*Register* on August 17, 2018. Staff recommends that no additional notice is required, because there are no customers currently located in the area proposed for transfer.

### **III. PROCEDURAL SCHEDULE**

Staff proposes the following procedural schedule:

<b>Event</b>	<b>Date</b>
Notice Completed	August 17, 2018
Deadline for intervention	September 17, 2018
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable), to Applicant for review and consent	November 16, 2018
Deadline for Applicant to file signed consent forms with the Commission	November 30, 2018
If no hearing is requested, deadline for Staff to file a final recommendation on the Application	December 7, 2018
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	December 14, 2018

### **IV. CONCLUSION**

For the reasons discussed above, Staff respectfully recommends that the application be found administratively complete and requests that the procedural schedule proposed above be adopted.

Dated: September 6, 2018

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Margaret Uhlig Pemberton  
Division Director

Katherine Lengieza Gross  
Managing Attorney

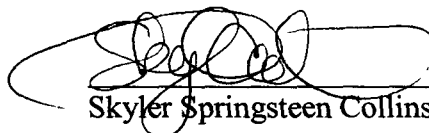


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**DOCKET NO. 48561**

**CERTIFICATE OF SERVICE**

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



Skyler Springsteen Collins

## PUC Interoffice Memorandum

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**To:** Skyler Collins, Attorney  
Legal Division

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

**From:** Andrew Novak, Financial Analyst  
Water Utilities Regulation Division

**Date:** September 5, 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, the City of Austin (City) and West Travis County Public Utility Agency (West Travis County) (collectively, Applicants) filed an application with the Public Utility Commission of Texas (Commission) for approval of a service area contract under Tex. Water Code §13.248 (TWC), to amend Certificates of Convenience and Necessity (CCN) Nos. 11322 (City) and 13207 (West Travis County) in Travis County.

The Applicants have agreed to transfer approximately 11 total acres of the City's water certificated service area to West Travis County.

Staff has reviewed the information and recommends the application be deemed administratively complete and sufficient for filing.

For this application, notice is not required because there are no affected customers in the area subject to the transfer.