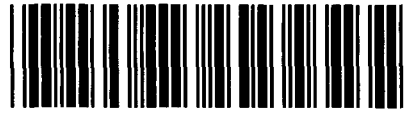


Control Number: 49277



Item Number: 17

Addendum StartPage: 0

DOCKET NO. 49277

APPLICATION OF THE CITY OF FORT WORTH FOR A SEWER CERTIFICATE OF CONVENIENCE AND NECESSITY IN TARRANT, DENTON, WISE AND PARKER COUNTIES

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BEFORE THE  
PUBLIC UTILITY COMMISSION  
OF TEXAS

CITY OF FORT WORTH'S APPLICATION AMENDMENT

COMES NOW, the City of Fort Worth (the "City"), by and through its undersigned attorneys of record, and files this Application Amendment. In support thereof, the City would respectfully show as follows:

**I. BACKGROUND**

On March 1, 2019, the City filed with the Public Utility Commission of Texas (the "Commission") its application to obtain a sewer Certificate of Convenience and Necessity ("CCN") in Tarrant, Denton, Wise, and Parker Counties (the "Application"). The requested sewer CCN service area included approximately 261,819 acres and 600,851 customers. The City filed supplements to the Application on April 29, 2019 and June 21, 2019. On July 29, 2019, the Administrative Law Judge found the Application to be administratively complete, and directed the City to provide notice of the Application to affected parties by September 16, 2019. After further review and consideration of the Application, the City has decided to amend the Application to significantly reduce the sewer service area requested, as provided in more detail, herein.

**II. GENERAL DESCRIPTION OF APPLICATION AMENDMENT**

The City hereby amends its Application in order to reduce the overall sewer CCN service area being requested. As amended, the Application no longer requests sewer CCN coverage for the vast majority of the City's corporate limits, but instead requests a sewer CCN service area

| /

including only those areas where the City's investment in oversized infrastructure and/or pre-existing annexation/development agreements demonstrate a need for service. Specifically, the Application now requests a smaller sewer CCN service area of approximately 26,812.74 acres, with no existing retail wastewater customer connections. The amended requested area is more accurately depicted on the large and small scale maps attached hereto as **Exhibit A**. Also attached, as **Exhibit B**, is a CD-ROM containing projectable digital data, with metadata, which further depicts the requested sewer CCN service area, as amended.

### III. AMENDMENTS TO APPLICATION

The City hereby amends its Application as follows:

- The City's response to Part B, Question 6 of the Application is replaced with the following: "The proposed wastewater service area (the "Service Area") consists of (i) portions of the City's corporate limits, which includes expected rural, residential, industrial, and public land uses; and (ii) portions of the City's extra-territorial jurisdiction that is within the City's sewer main basins, which includes expected residential, commercial, and industrial land uses. Additional information is available in Chapter 4 of the City's 2018 Comprehensive Plan, available at: [http://fortworthtexas.gov/uploadedFiles/Planning\\_and\\_Development/Planning\\_and\\_Design/Comprehensive\\_Plan:04LandUse.pdf](http://fortworthtexas.gov/uploadedFiles/Planning_and_Development/Planning_and_Design/Comprehensive_Plan:04LandUse.pdf). The City is not requesting dual certification or decertification with this application because the Service Area does not overlap with any other retail public utilities' sewer CCN boundaries."

- The City's response to Part B, Question 7 of the Application is revised to indicate that the Service Area "[i]s being developed with no current customers" and "[o]verlaps or is within municipal boundaries." but does not "[c]urrently receive[]" service from the Applicant."

- The City's response to Part B, Question 8 of the Application is replaced with the following: "The need for wastewater service within the Service Area is driven in primary part

from population growth and development. The City has met with a number of landowners within the proposed Service Area for wastewater service, and it anticipates a number of such landowners developing such land and obtaining retail wastewater service from the City. Additionally, the City has conducted responsible and thorough planning for the growth of its wastewater system, and it is now implementing such plans, including, but not limited to making significant expenditures and investment in major wastewater infrastructure to meet, in part, the demands arising from the Service Area. With this investment and planning, centralized wastewater service can be provided in an orderly and efficient manner. Further information regarding the population, economic growth, and need for service is provided in the Application's appendices at pages 4-26, and 264-267."

- The City's response to Part B, Question 9 of the Application is revised to mark the "Yes" check box.

- The City's response to Part C, Question 14 of the Application is replaced with the following: "The Application will have a beneficial impact on the people and businesses located within the Service Area. At this time, such residents are likely to install a septic system to meet their wastewater needs; and septic systems are likely to fail or need expensive maintenance at some point. But, with an option to obtain retail wastewater service from a centralized retail wastewater provider, such residents will have the benefits of connecting to the City's wastewater system (ratifying ratepayer investment in existing and proposed wastewater infrastructure) and obtaining high quality and centralized wastewater service at a lower price (due to central wastewater service being cheaper in general and economies of scale with the City's larger, regional wastewater system). Further, generally speaking, the Application will encourage the decommissioning of septic systems and discourage the construction of new septic systems within the Service Area."

- The City's response to Part D, Question 22 of the Application is revised to state that the number of additional residential sewer customers projected for the requested area is zero (0), and the number of additional commercial sewer customers projected for the requested area is zero (0).

- The City's response to Part F of the Application is supplemented with the written and electronic maps provided in Exhibits A and B, respectively, attached hereto.

- The City's response to Part G, Question 33 of the Application is revised as follows:  
The total acreage of the requested area is approximately: 26,812.74.

Number of customer connections in the requested area: 0.

The requested area is generally bounded on the North by: 1 mile north of FM 407

On the East by: Rendon Road.

On the South by: McPherson Road

On the West by: Trinity Road

#### IV. CONCLUSION & PRAYER

The City of Fort Worth respectfully requests that the Application be approved, as amended herein, and for all other orders, acts, procedures, and relief to which it is entitled.

Respectfully submitted,

**LLOYD GOSSELINK ROCHELLE &  
TOWNSEND, P.C.**

816 Congress Avenue, Suite 1900  
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**ATTORNEYS FOR THE CITY OF FORT  
WORTH**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was transmitted by fax, hand-delivery and/or regular, first class mail on this 16th day of October, 2019 to the parties of record, in accordance with 16 Tex. Admin. Code § 22.74.

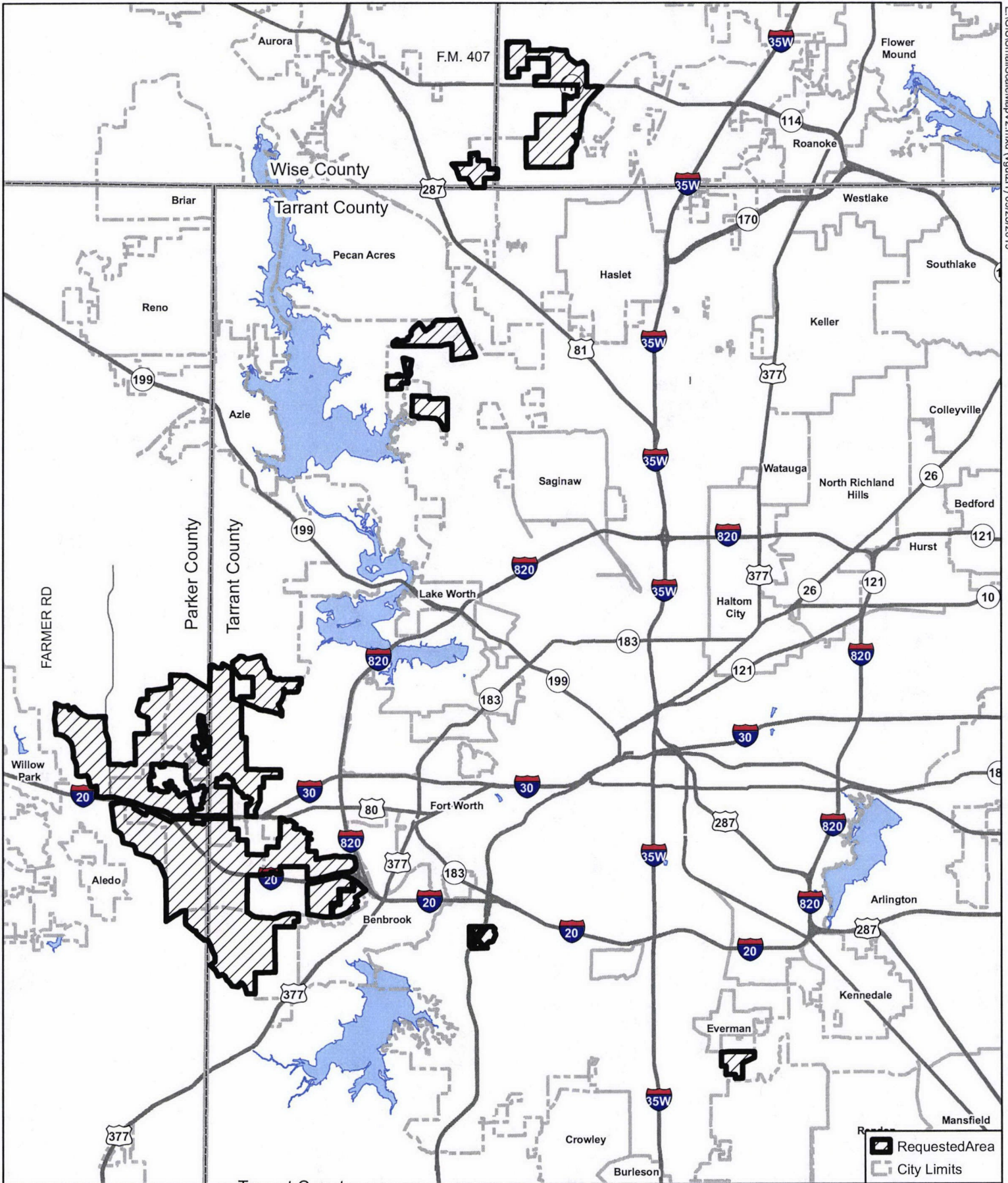


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David J. Klein

**EXHIBIT A**

**EXHIBIT A**



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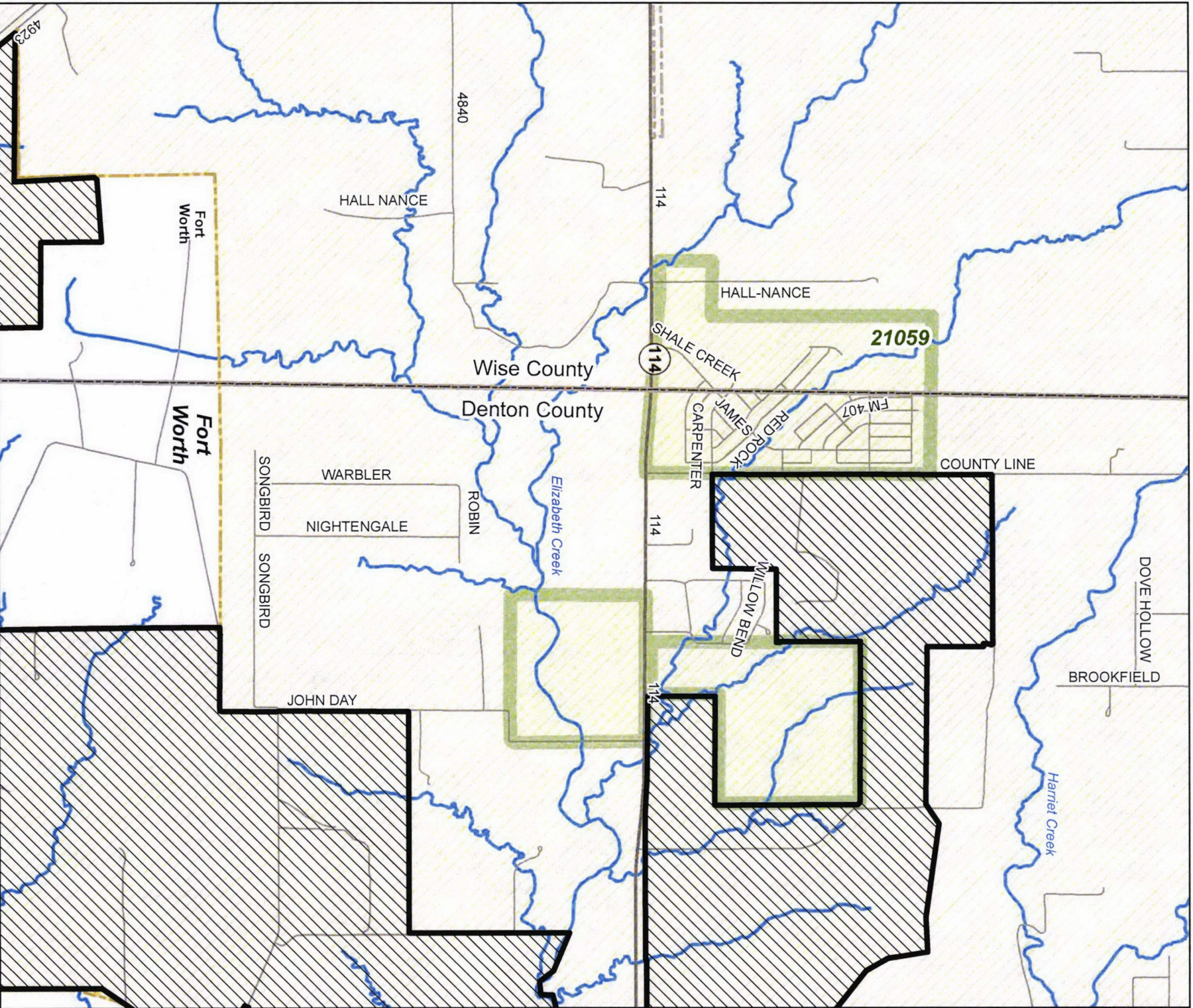
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### Small Scale Map Fort Worth Water New Sewer CCN

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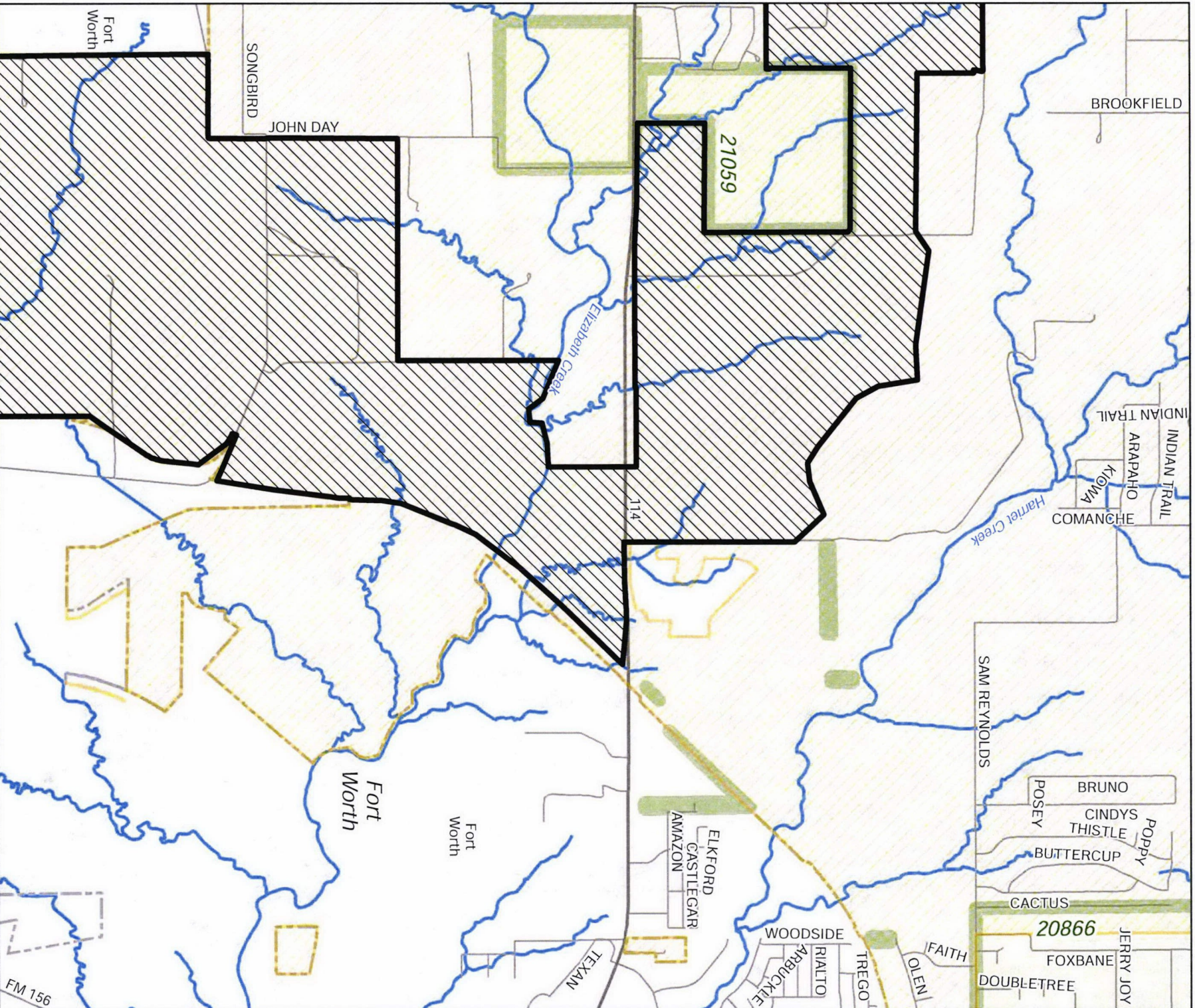


**Large Scale Map  
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Large Scale Map  
Fort Worth Water  
New Sewer CCN

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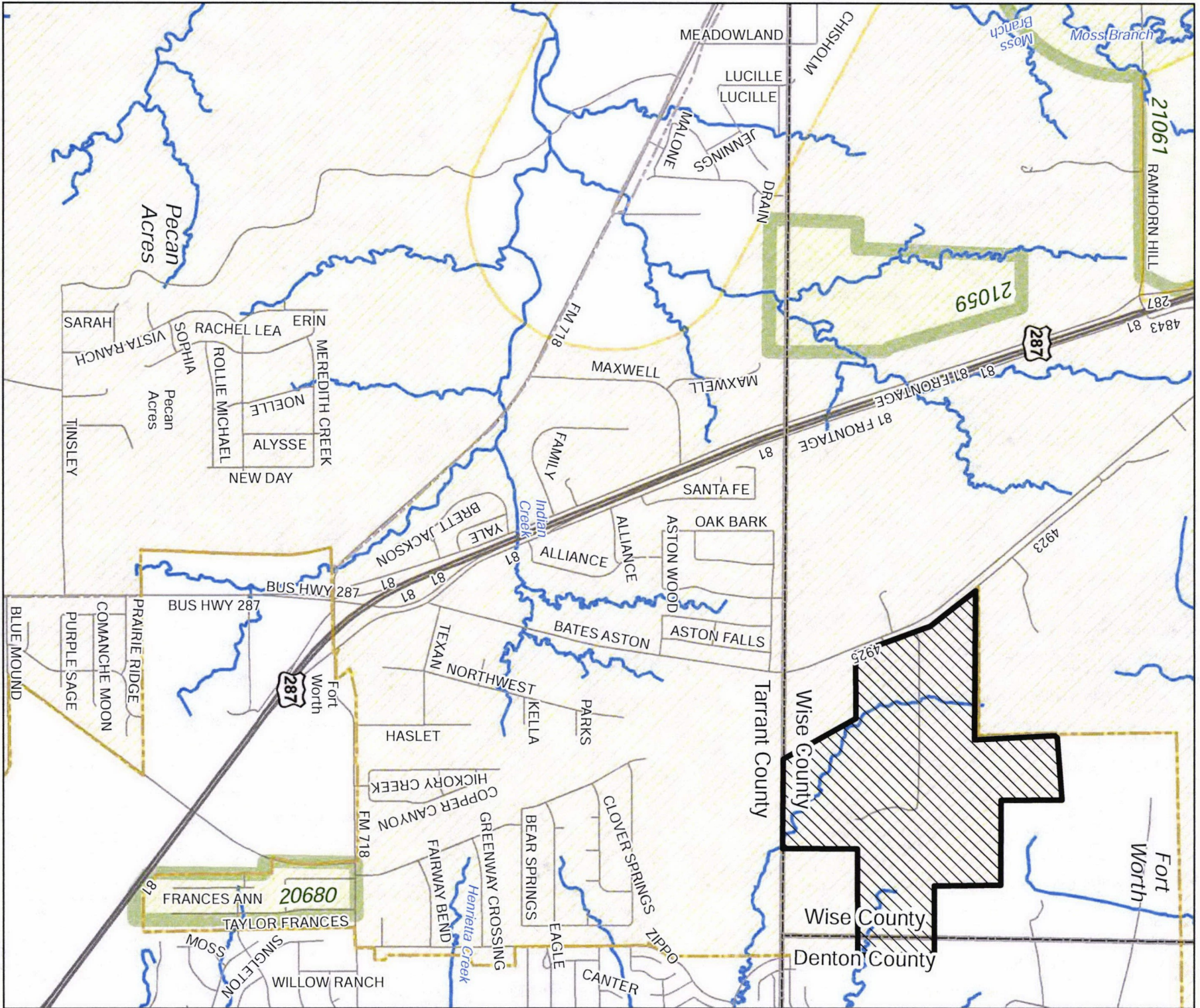
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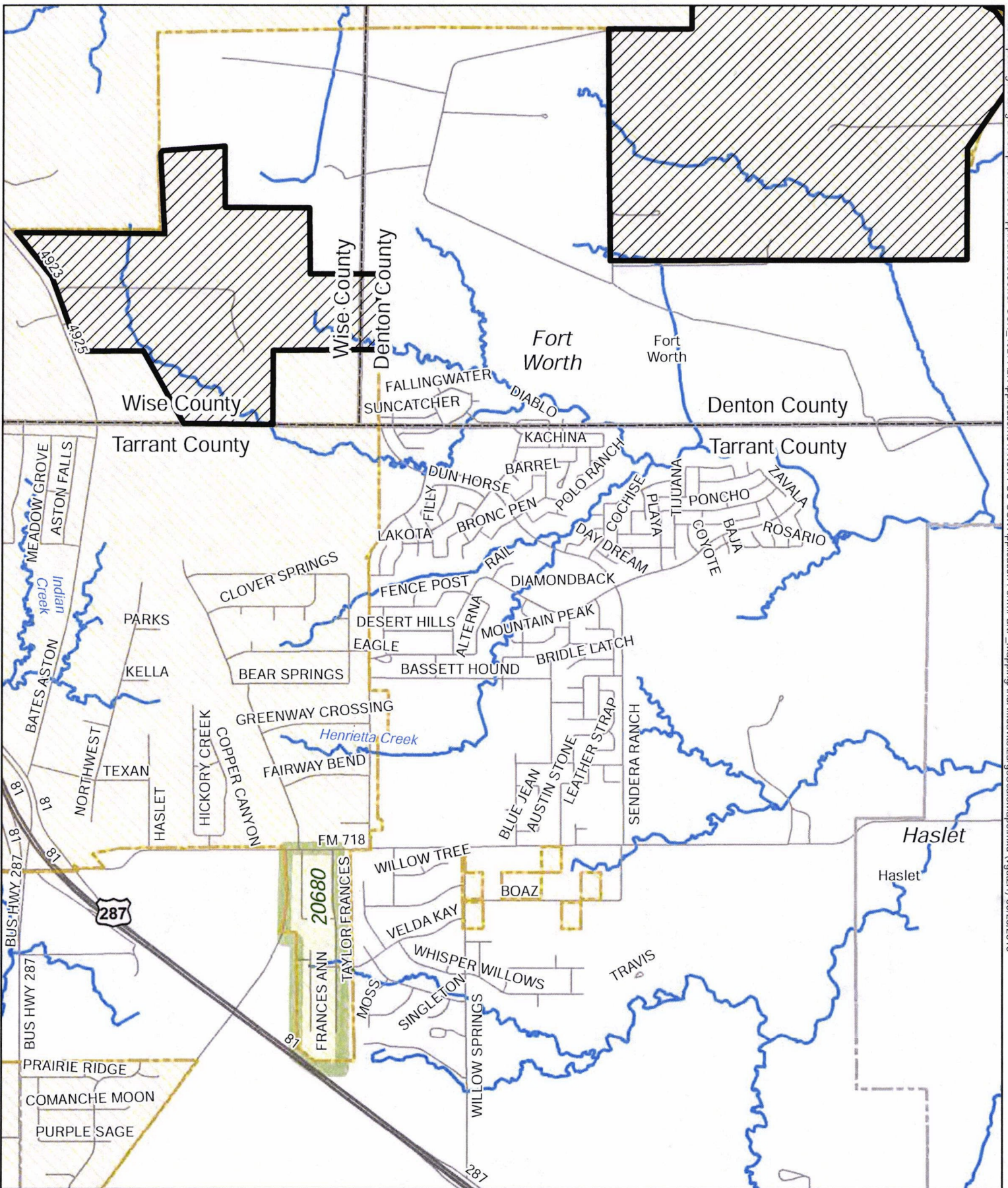
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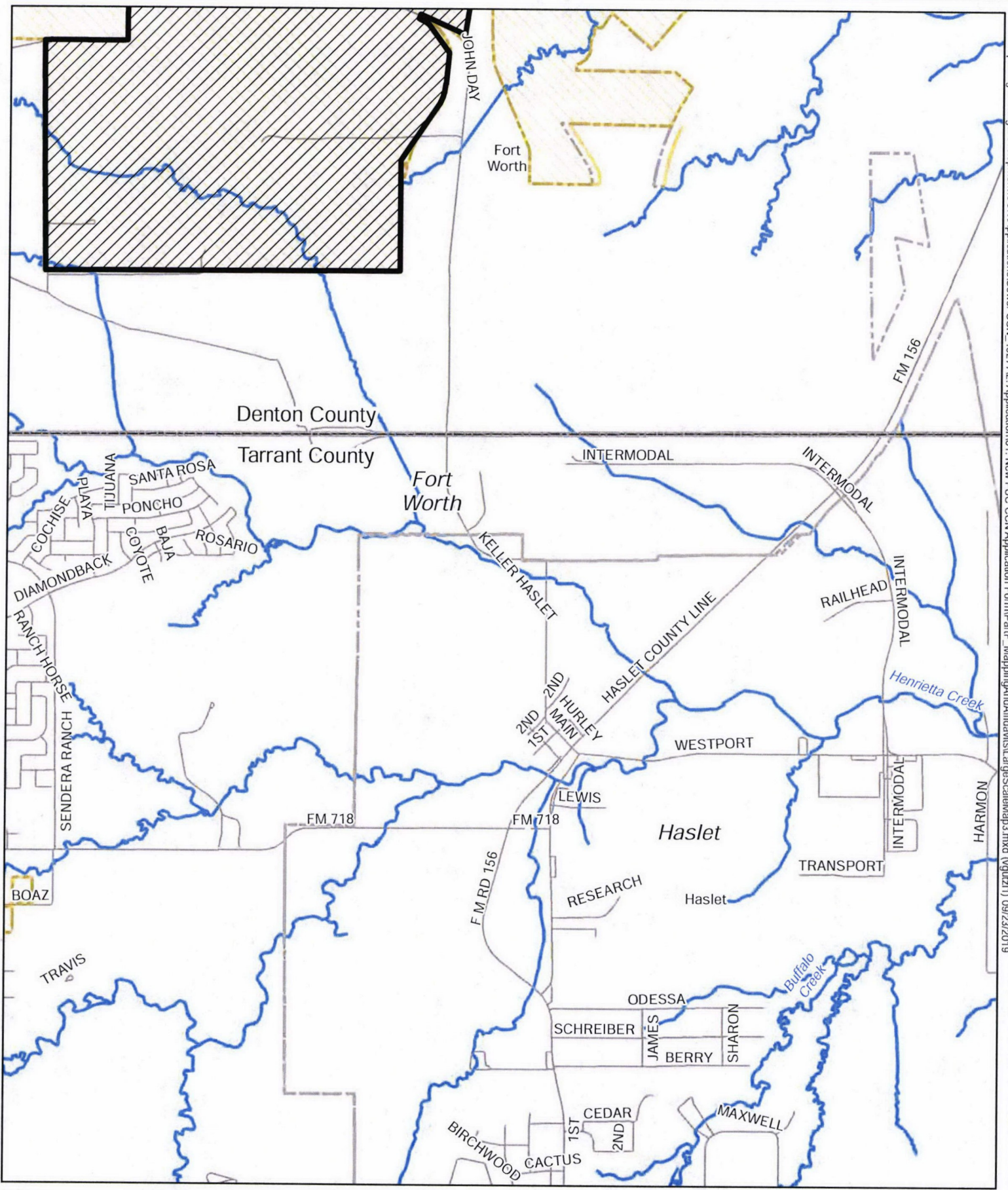




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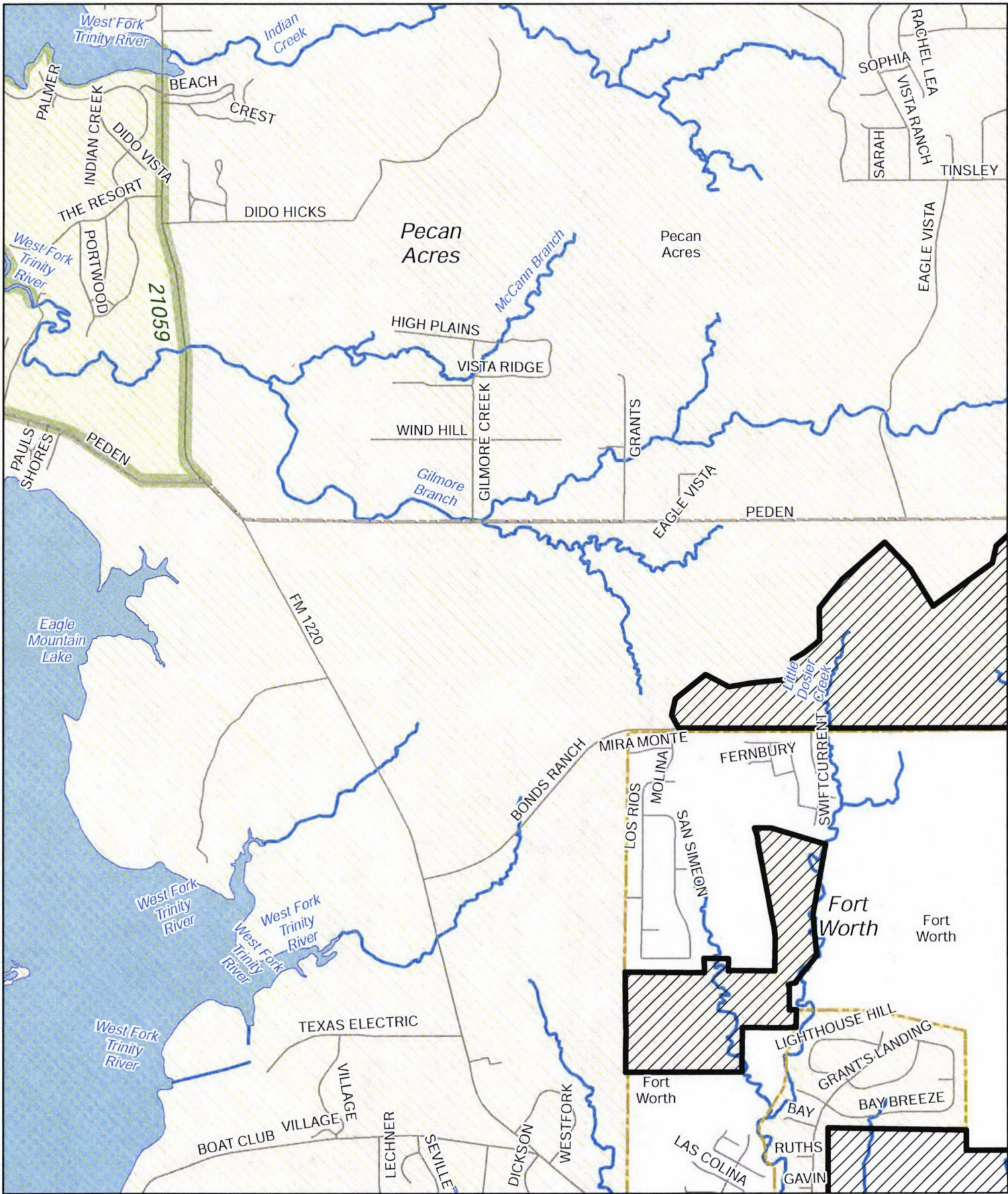
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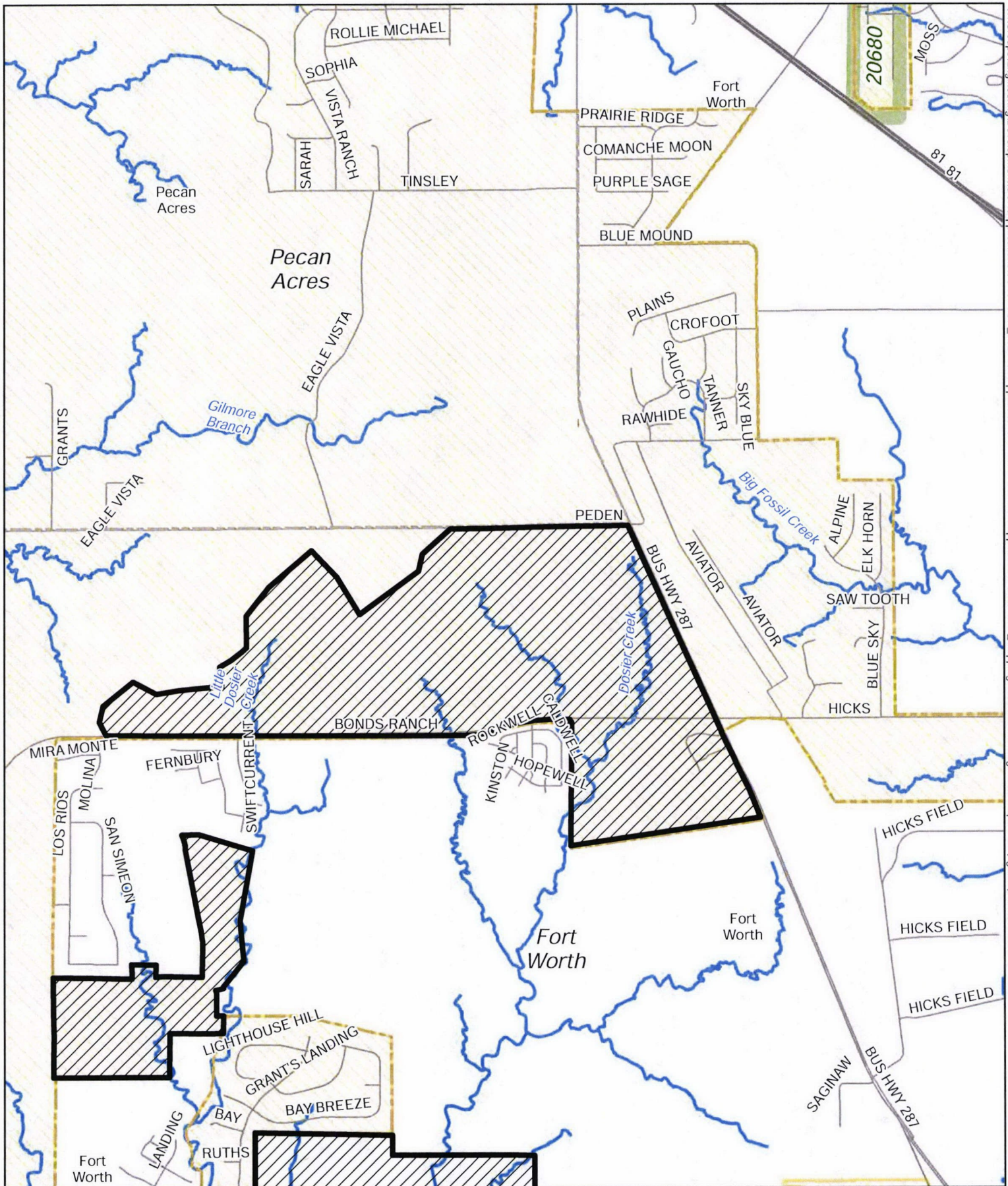
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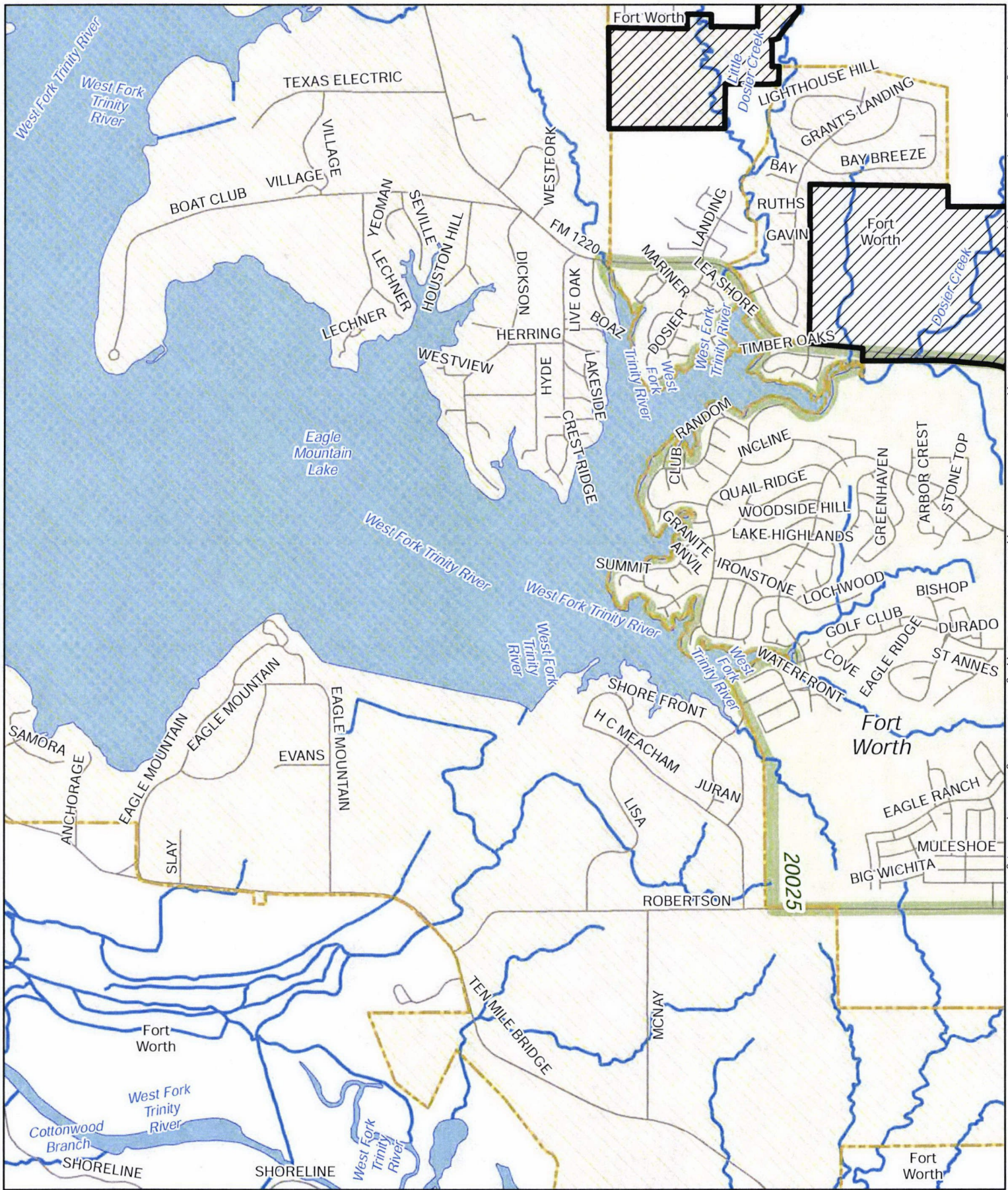


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Large Scale Map  
 Fort Worth Water  
 New Sewer CCN

FORT WORTH  
 WATER

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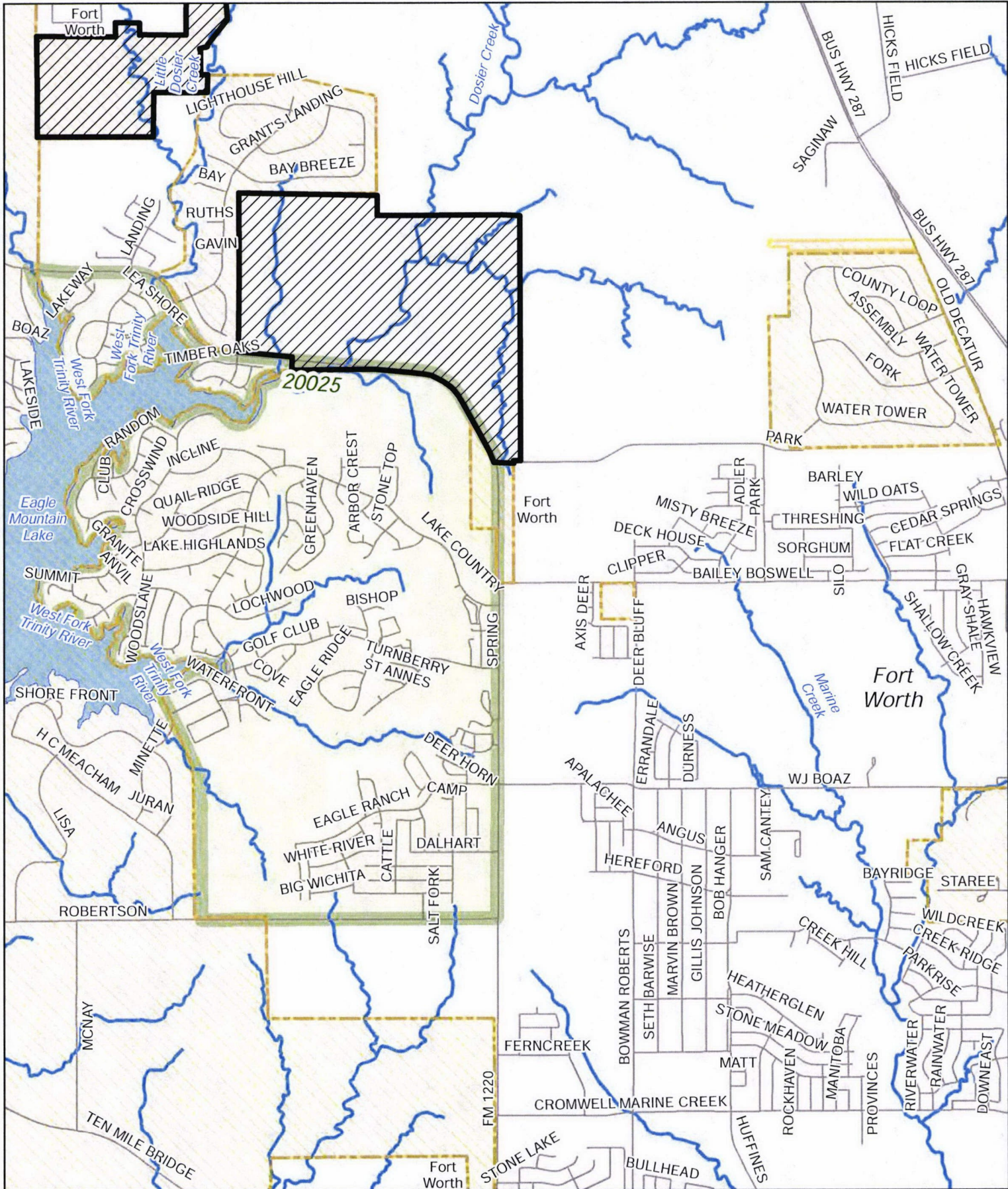
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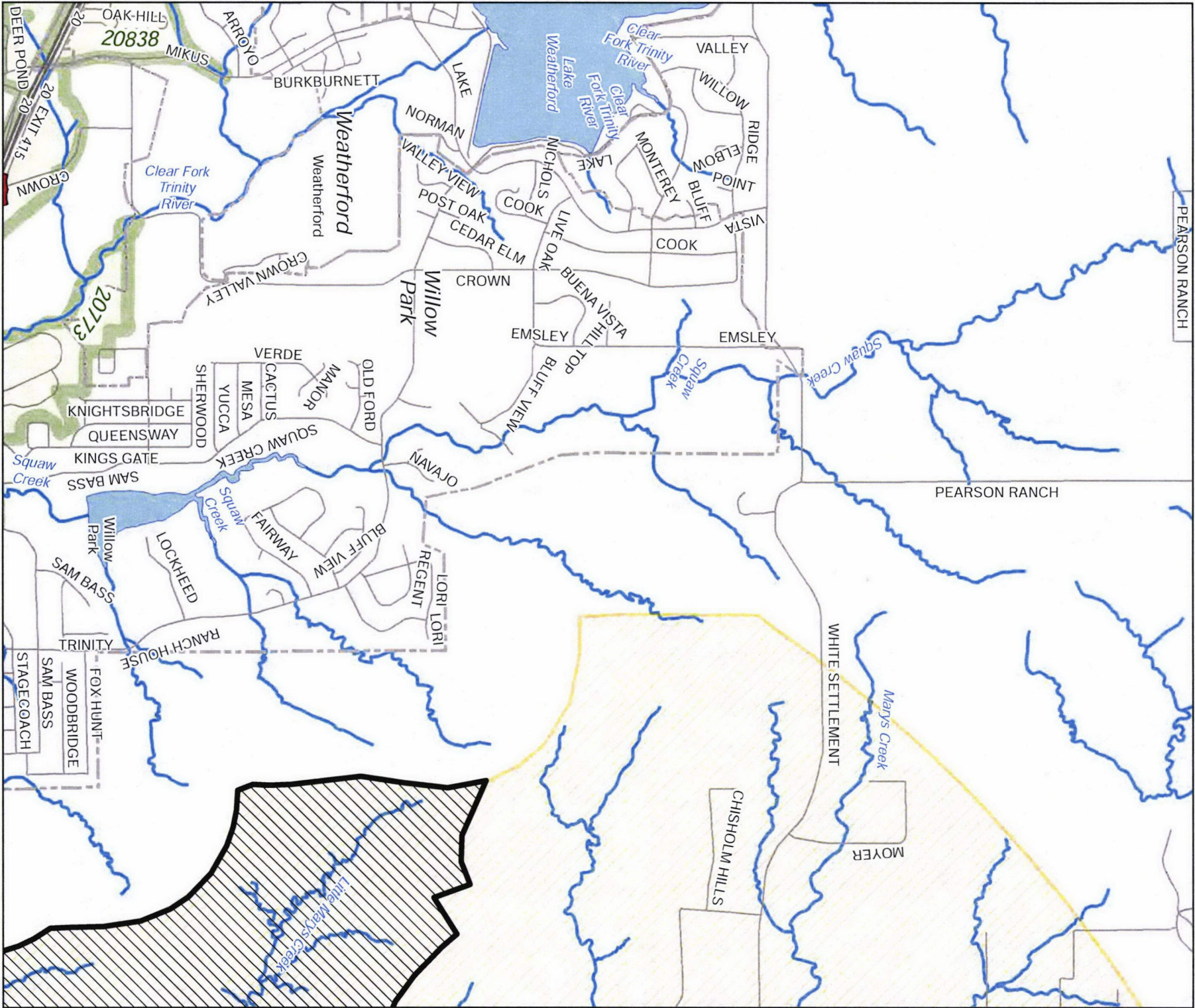
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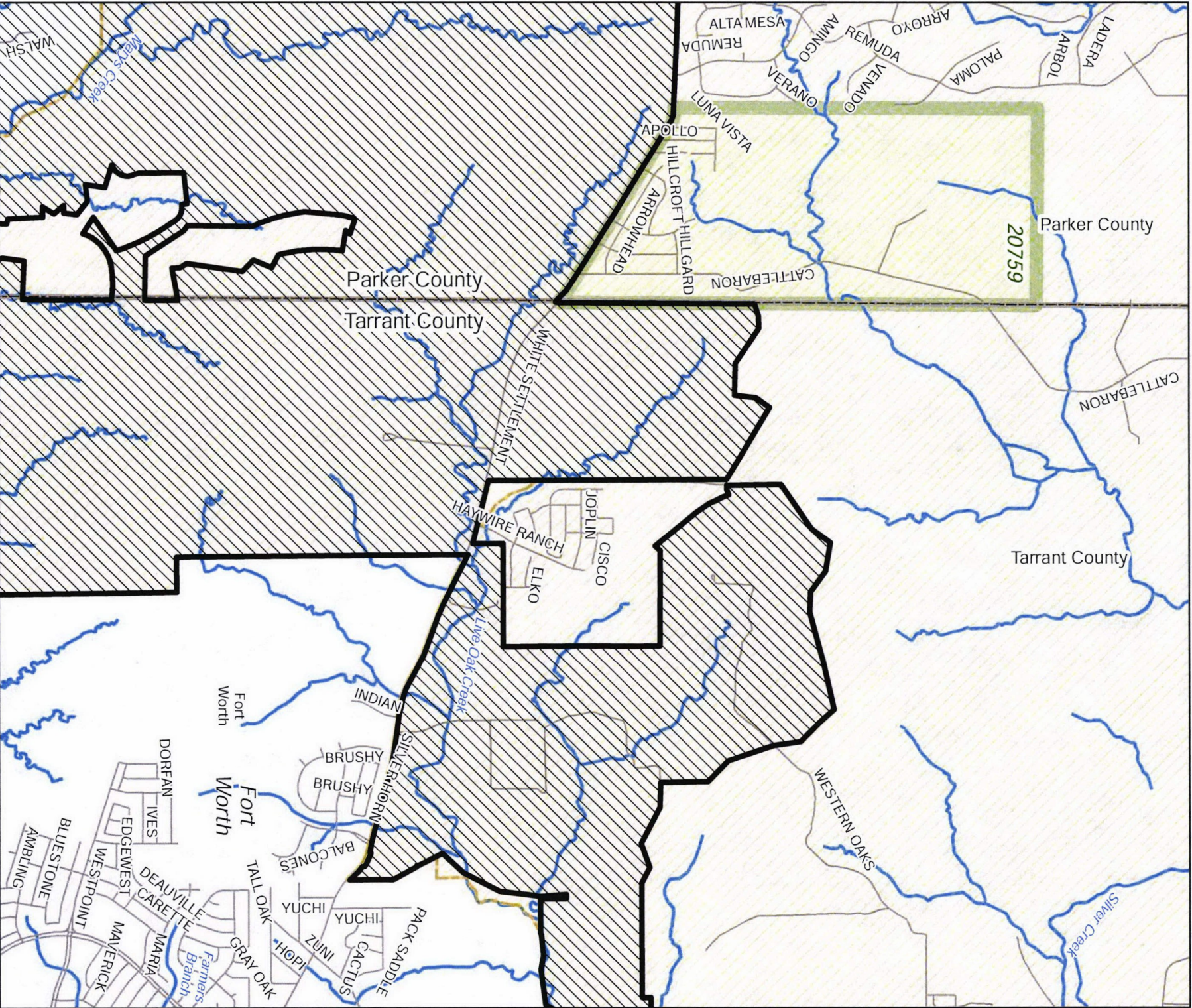
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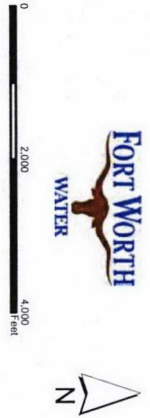






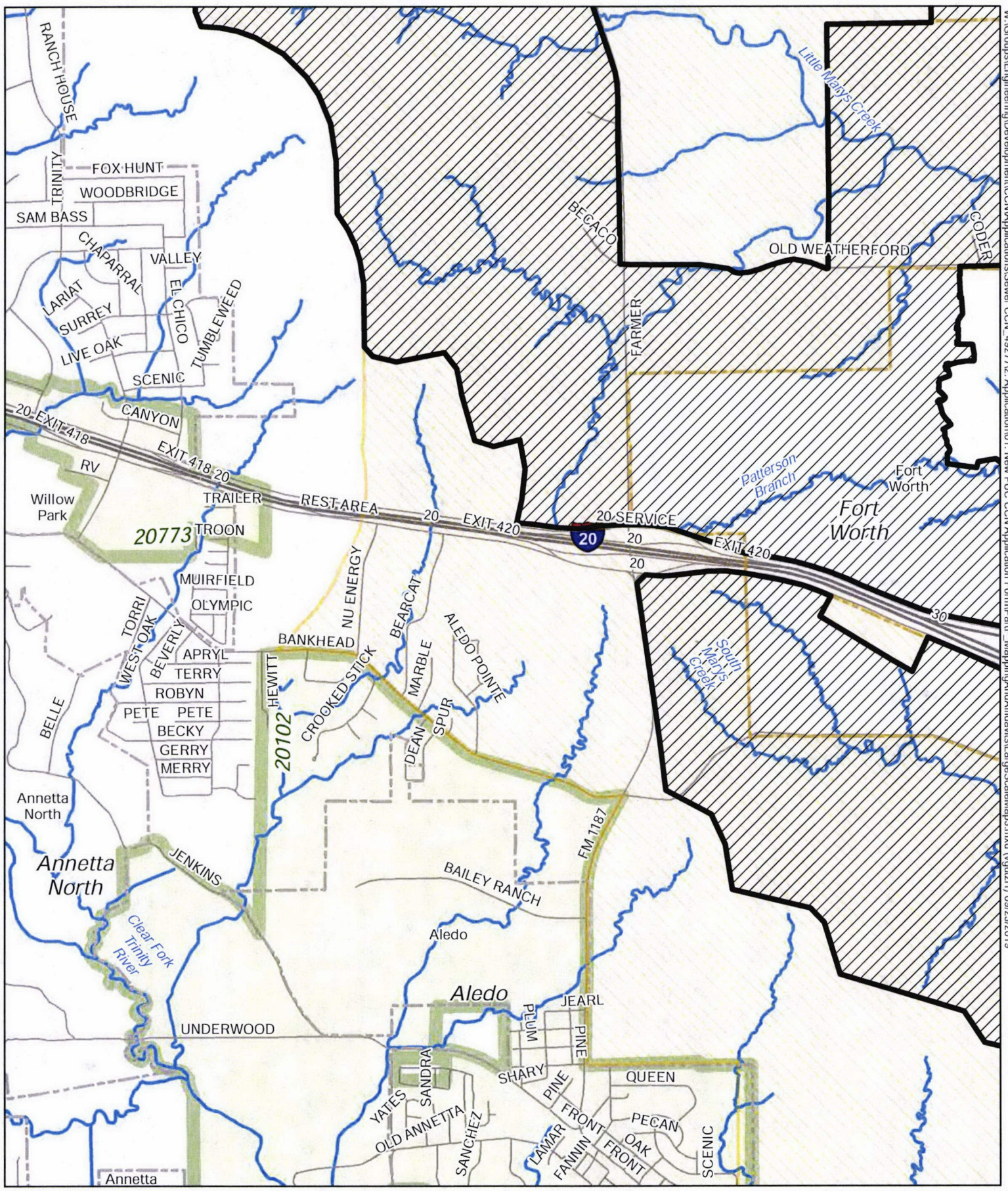


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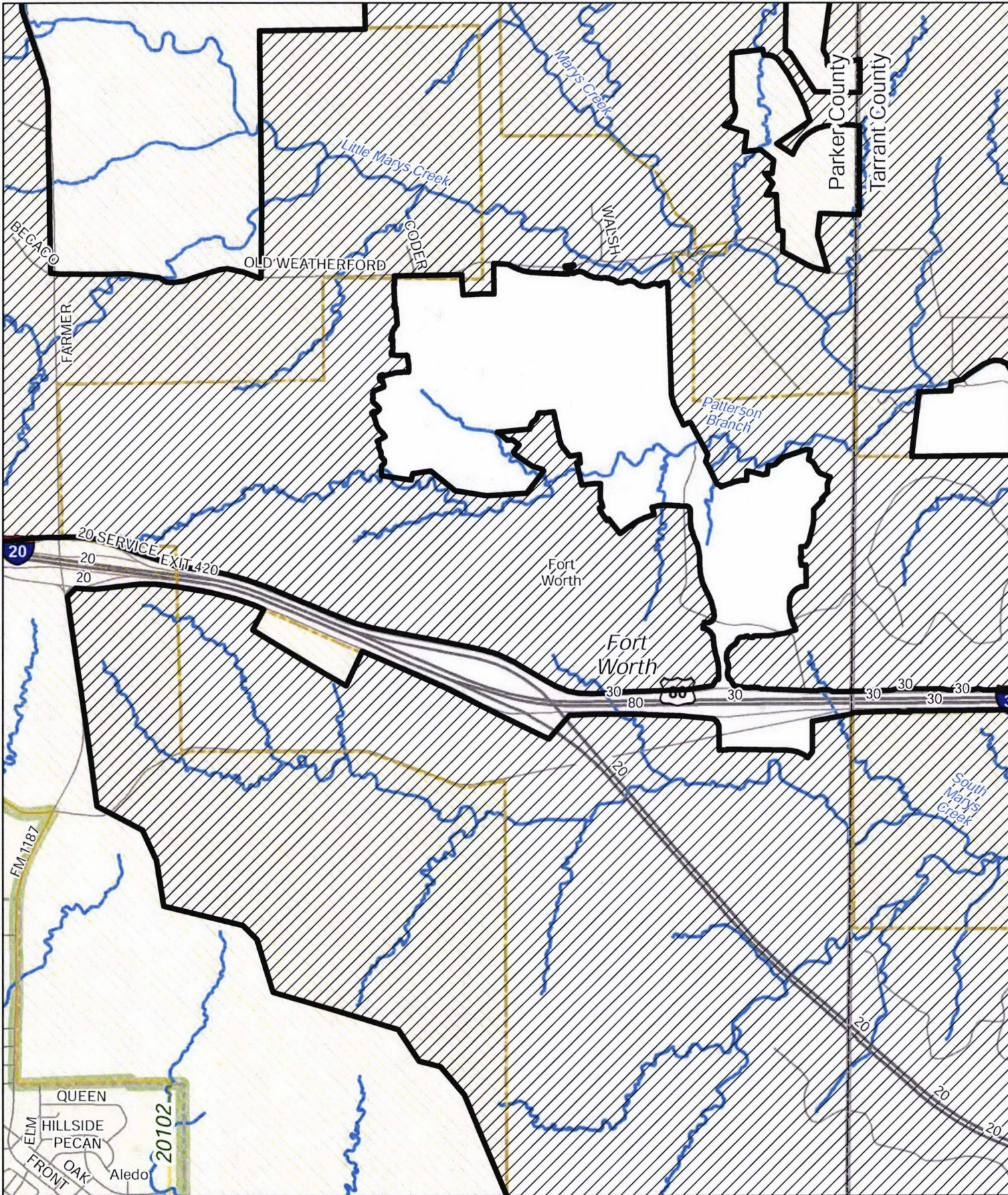
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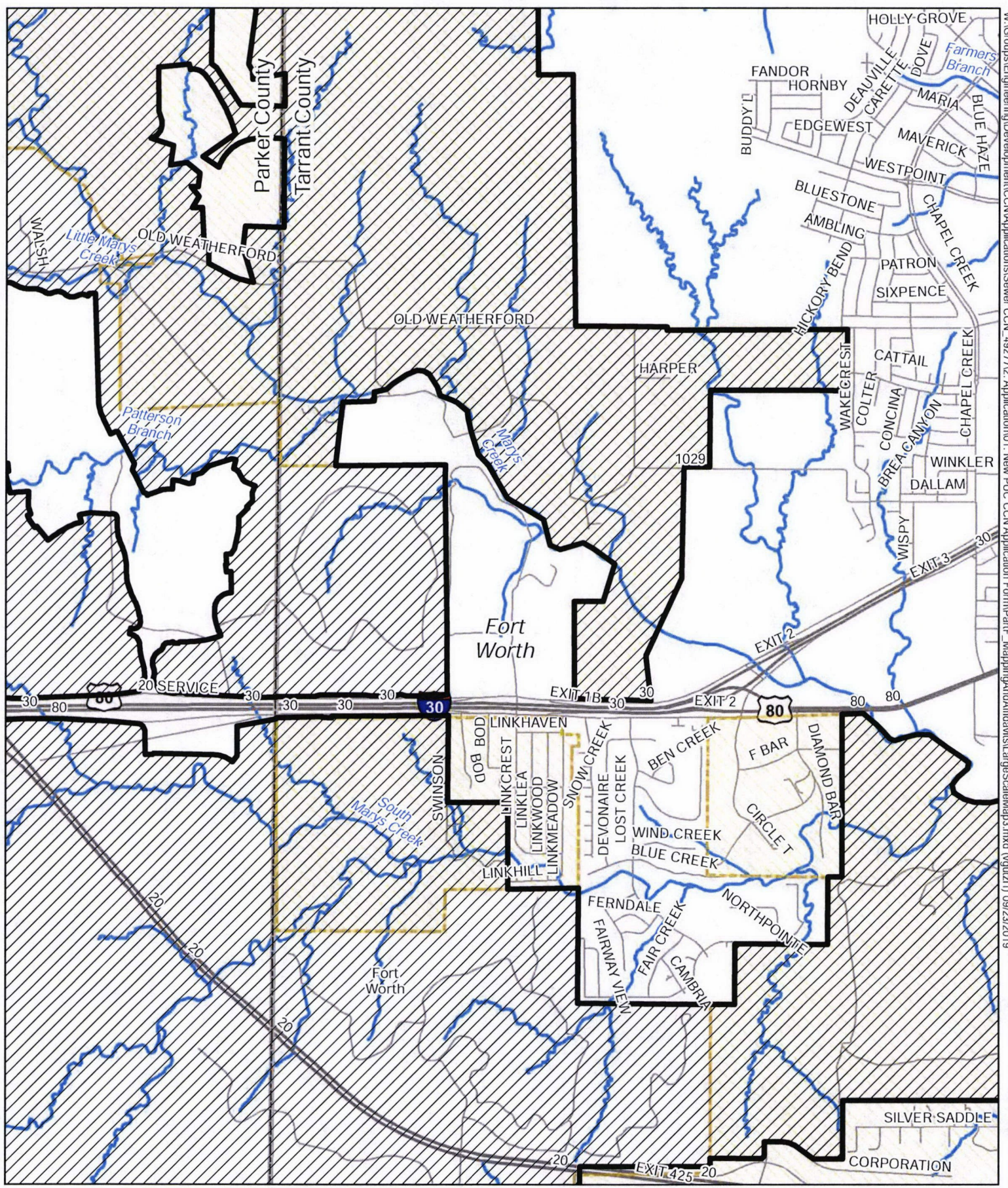
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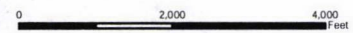


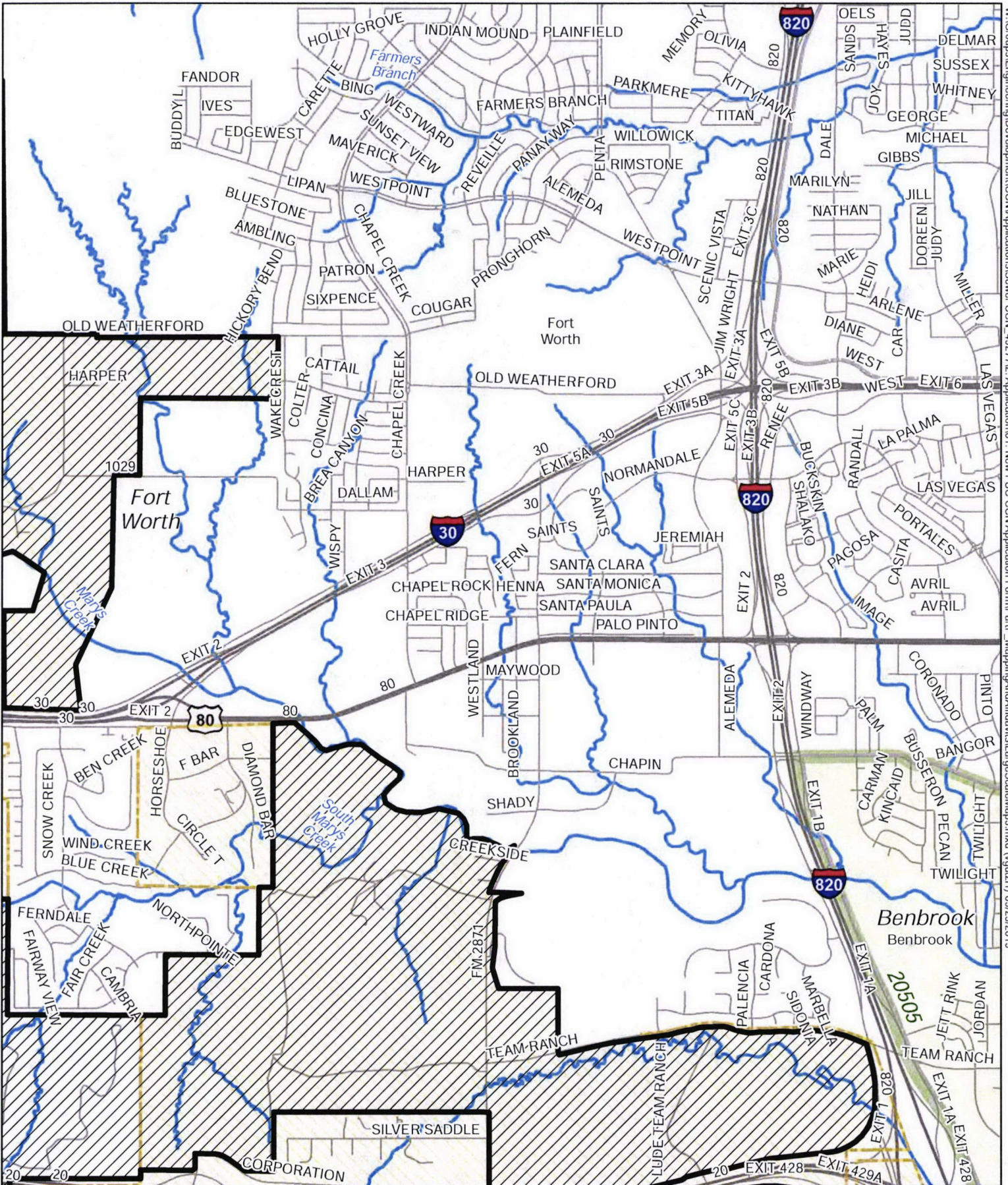


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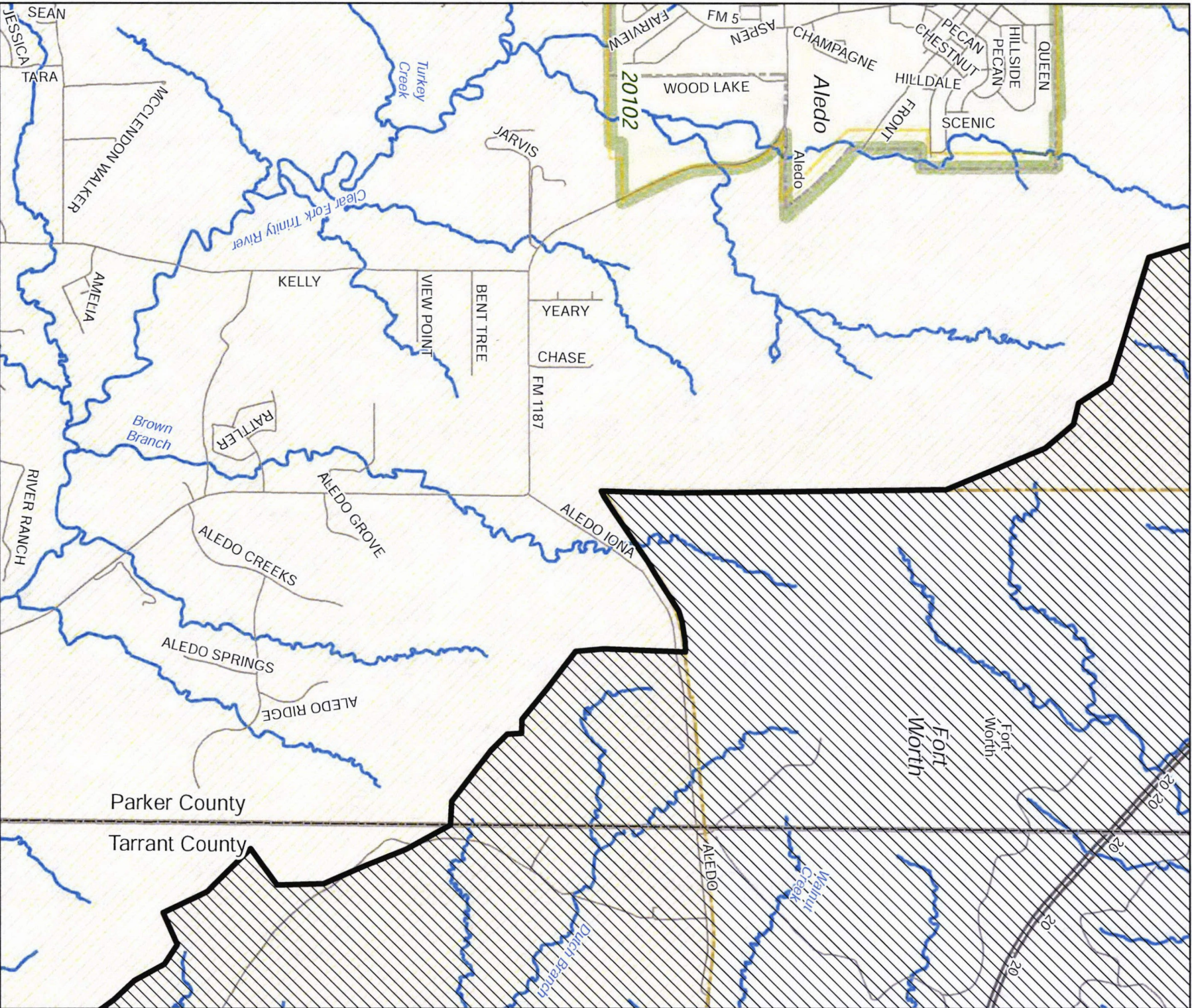
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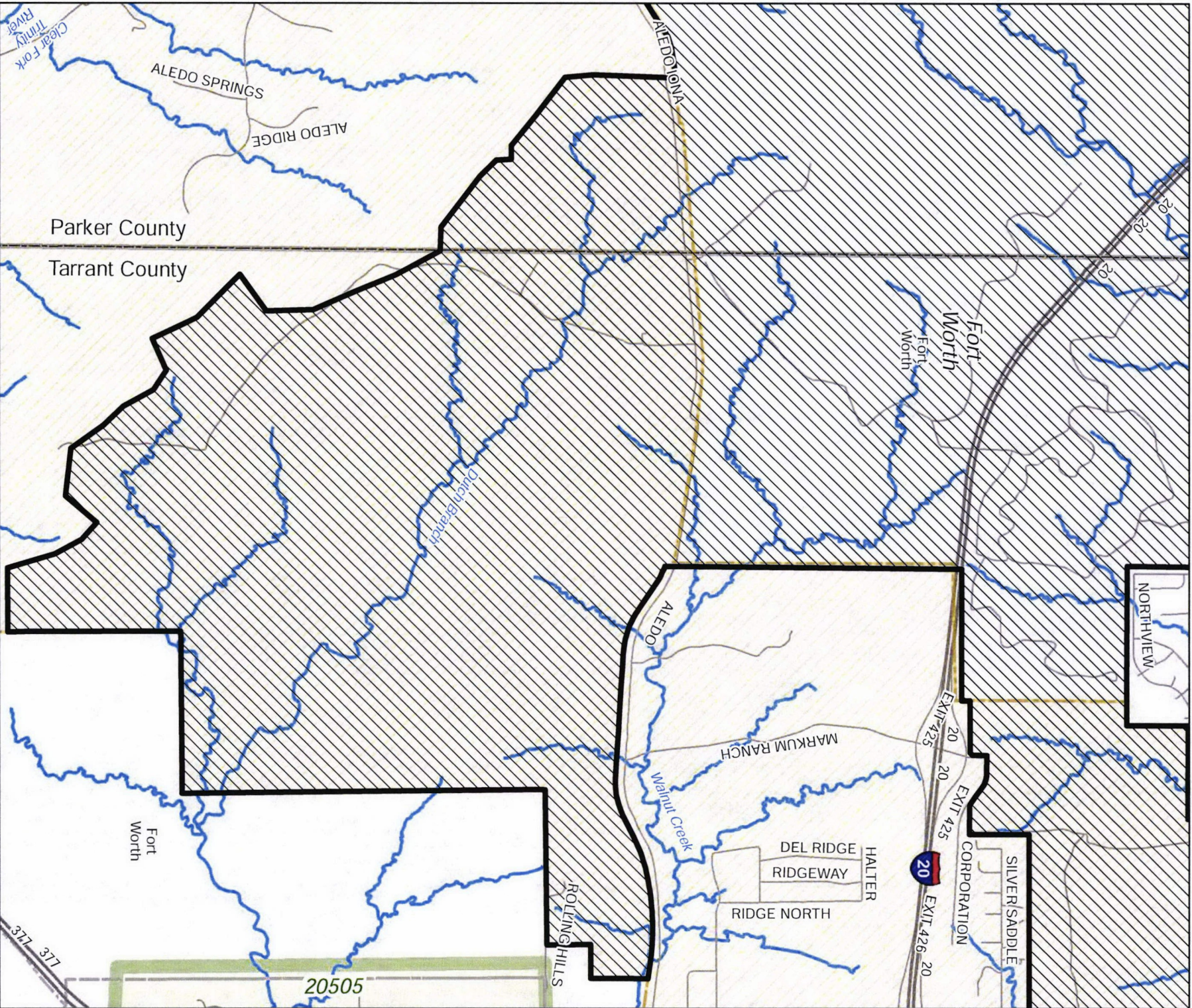
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Fort Worth Water logo featuring a stylized water drop and the text "FORT WORTH WATER".

A simple north arrow pointing upwards.

A scale bar showing distances in feet: 0, 2,000, and 4,000 feet.

9/23/2019

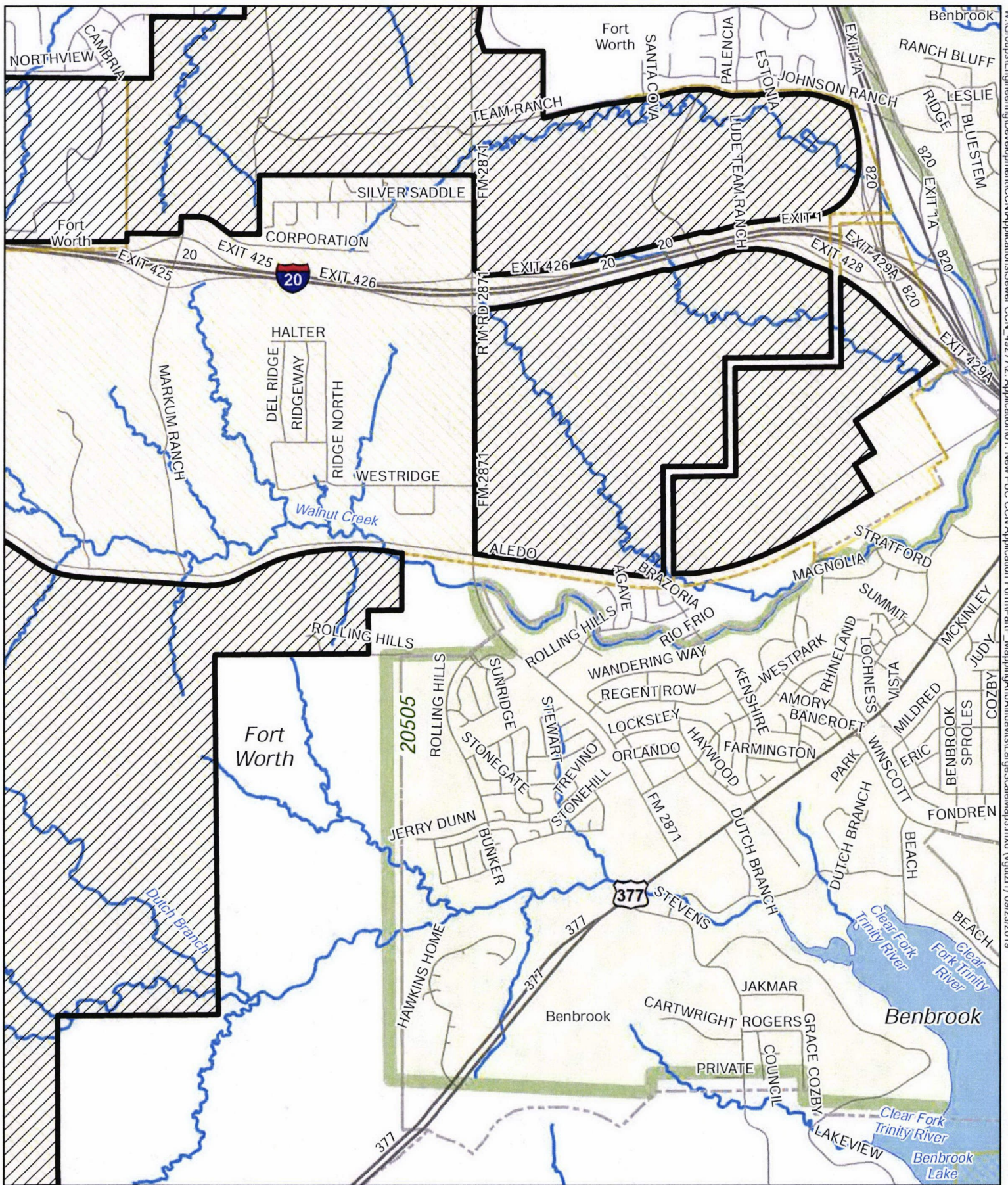


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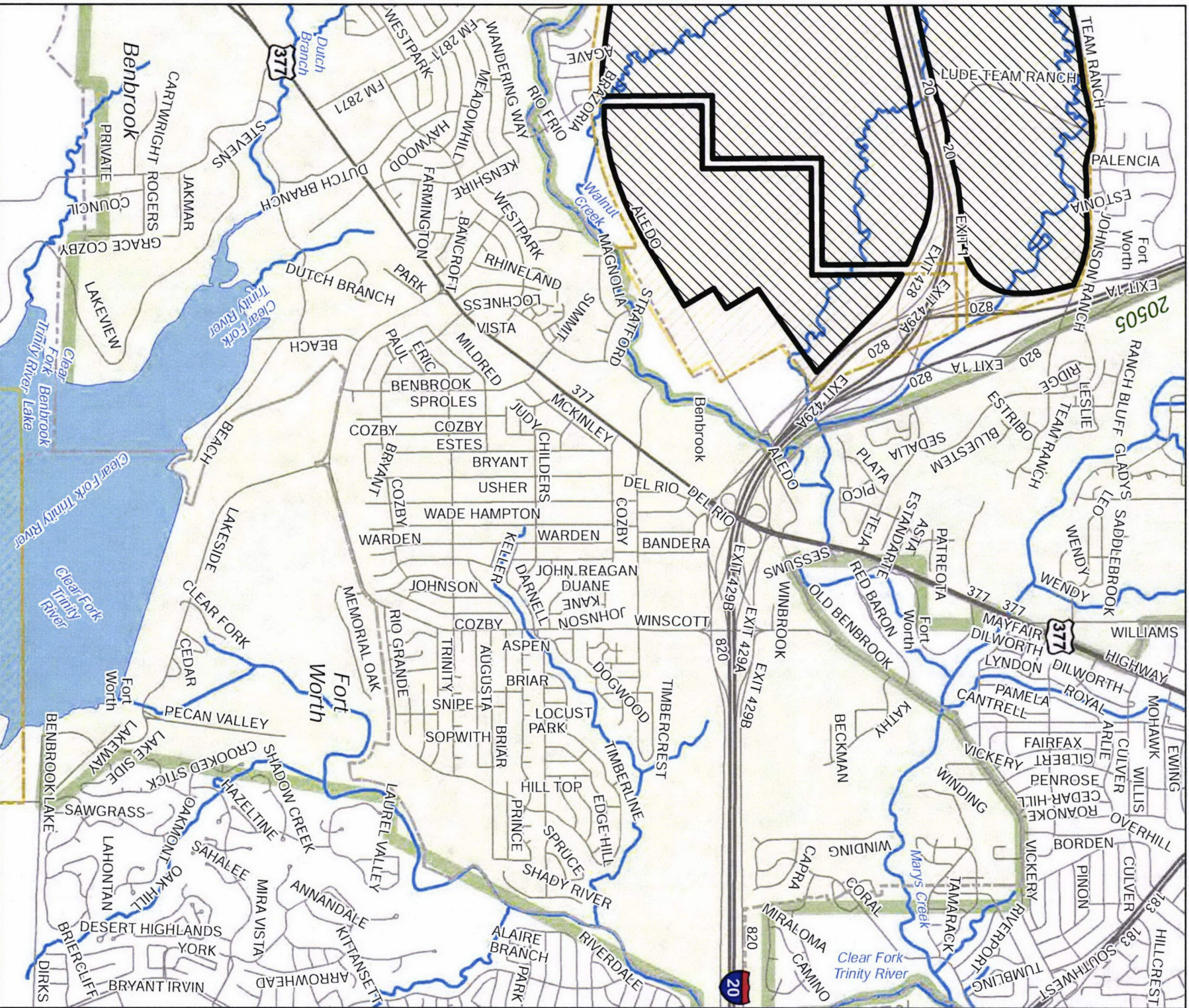


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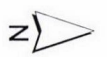
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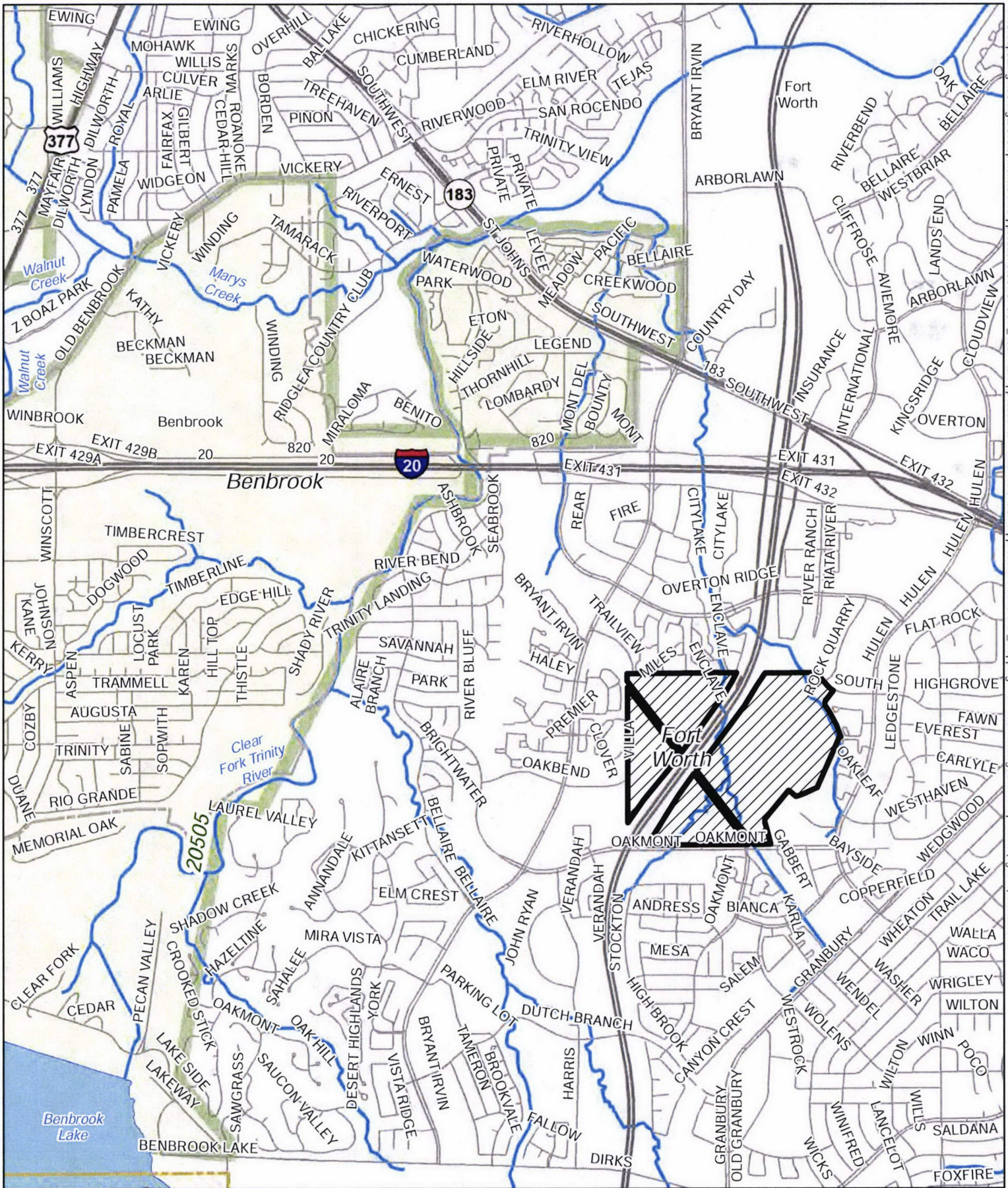
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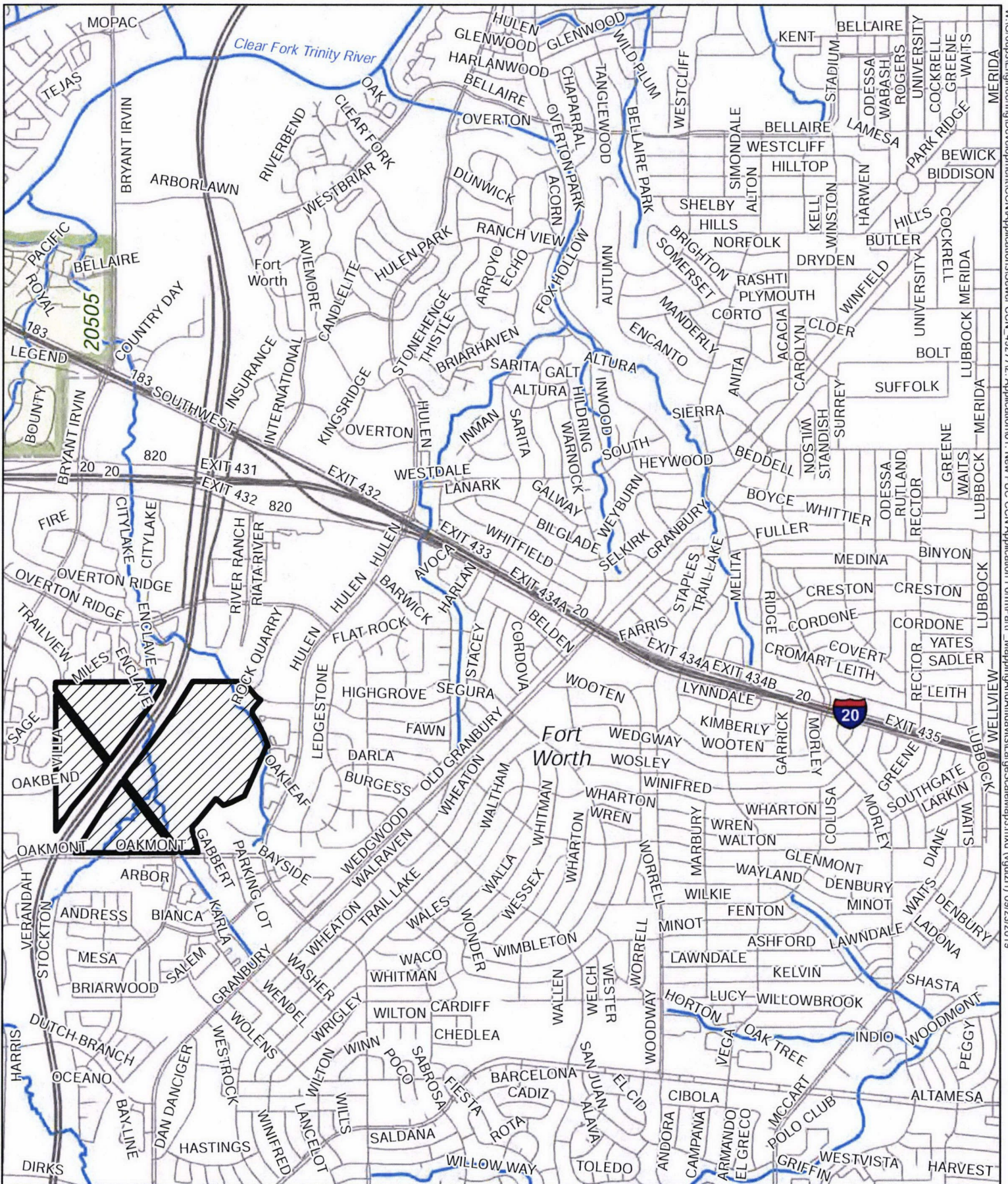




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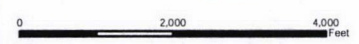




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### Large Scale Map Fort Worth Water New Sewer CCN

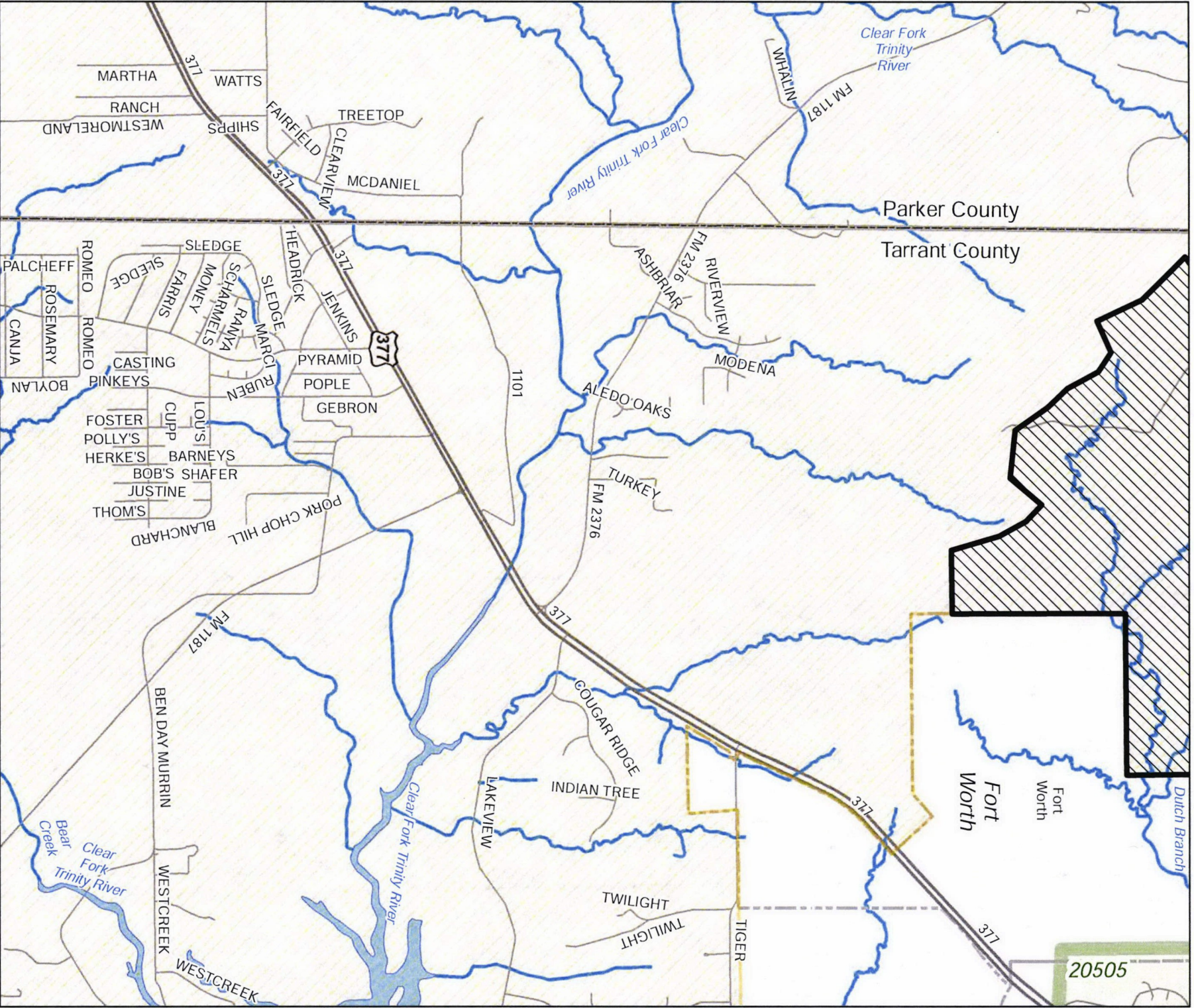


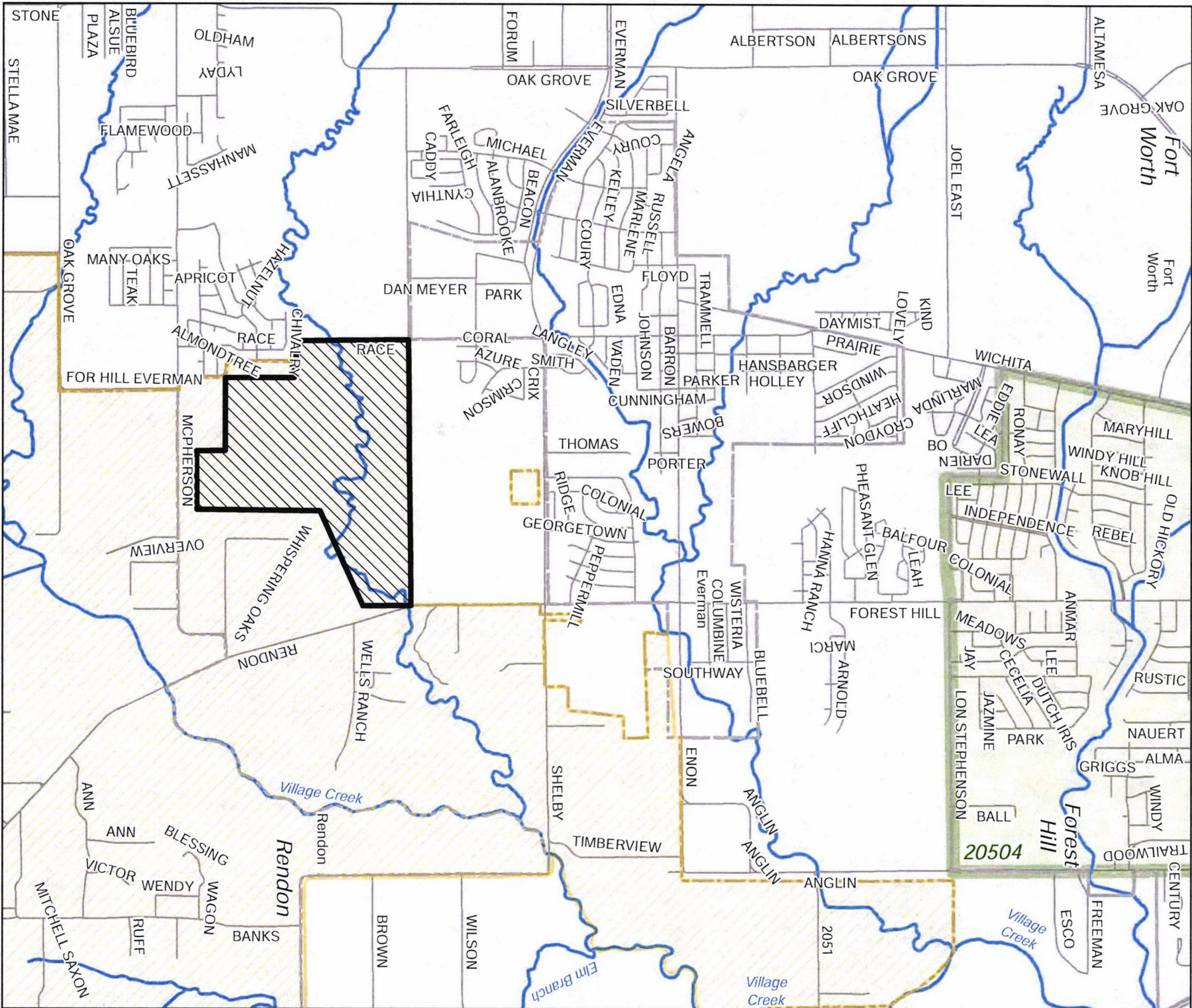
9/23/2019

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### Large Scale Map Fort Worth Water New Sewer CCN

0 2,000 4,000  
feet





Large Scale Map  
Fort Worth Water  
New Sewer CCN



0 2000 4000 Feet

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9/23/2019

**EXHIBIT B**

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**PUC DOCKET NO. 49277**

**The City of Fort Worth's  
Application Amendment  
Exhibit B**