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

COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF REVISED MAPPING

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Staff's Recommendation on Sufficiency of Revised Mapping. In support thereof, Staff shows the following:

I. BACKGROUND

On March 1, 2019, the City of Fort Worth (Fort Worth) filed an application for a sewer certificate of convenience and necessity in Tarrant, Denton, Wise, and Parker Counties. On October 16, 2019, Fort Worth filed supplemental information, constituting a substantial amendment to its original application (Amended Application). The requested service area now consists of 25,452 acres and has no customers and no requests for service.

On October 12, 2020, the administrative law judge (ALJ) issued Order No. 18, requiring Staff to file a recommendation on the sufficiency of Fort Worth's revised mapping by December 9, 2020. This pleading is therefore timely filed.

II. SUFFICIENCY OF REVISED MAPPING

As further detailed in the attached memorandum from Patricia Garcia of the Commission Infrastructure Division, Staff has reviewed the revised mapping and digital data filed by Fort Worth and recommends that it be found sufficient.

V. CONCLUSION

For the reasons stated above, Staff respectfully recommends that Fort Worth's revised mapping be found sufficient.

Dated: December 9, 2020

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Rachelle Nicolette Robles
Division Director

Heath D. Armstrong
Managing Attorney

/s/ Rustin Tawater
Rustin Tawater
State Bar No. 24110430
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7230
(512) 936-7268 (facsimile)
rustin.tawater@puc.texas.gov

DOCKET NO. 49277 CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on December 9, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Rustin Tawater
Rustin Tawater

Public Utility Commission of Texas

Memorandum

TO: Rustin Tawater, Attorney
Legal Division

FROM: Patricia Garcia, Senior Engineering Specialist
Infrastructure Division

DATE: December 9, 2020

RE: 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*

The City of Fort Worth (Fort Worth) filed with the Public Utility Commission of Texas (Commission) an application to obtain a sewer certificate of convenience and necessity (CCN) in Denton, Parker, Tarrant, and Wise Counties, Texas under Texas Water Code (TWC) §§ 13.242 to 13.250 and 16 Texas Administrative Code (TAC) §§ 24.225 to 24.237.

On August 31, 2020, the City of Weatherford (Weatherford) filed a request to intervene in this proceeding, indicating that the service area sought under the amended application extended into Weatherford's extraterritorial jurisdiction (ETJ). On September 4, 2020, Robert and Betty Browder filed a letter requesting that their property be excluded from the requested area. Additional mapping data was submitted by Fort Worth on November 12, 2020. Tracy Montes of the Commission's Infrastructure Division reviewed the maps and digital data and determined they were sufficient to resolve the opt-out request and the City of Weatherford's ETJ adjustments. The revised mapping data shows the requested area is approximately 25,452.86 acres with no existing customers and no requests for service.¹ The requested area lies entirely within Fort Worth's ETJ.²

¹ Response (November 16, 2020) at page 7.

² Response (November 16, 2020) at page 8.