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DOCKET NO. 49280

**PETITION OF PREVILLAGE, LLC TO
AMEND HMW SPECIAL UTILITY
DISTRICT'S WATER CERTIFICATE
OF CONVENIENCE AND NECESSITY
IN HARRIS COUNTY BY EXPEDITED
RELEASE**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

COMMISSION STAFF'S RECOMMENDATION ON FINAL DISPOSITION

COMES NOW the Commission Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and in response to Order No. 6 files this, Commission Staff's Final Recommendation. In support thereof, Staff shows the following:

I. BACKGROUND

On March 1, 2019, Quadvest, LP, filed a petition on behalf of Previllage, LLC, to amend HMW Special Utility District's water Certificate of Convenience and Necessity No. 10342 in Harris County by expedited release, under Texas Water Code (TWC) § 13.254(a-5) and 16 Texas Administrative Code (TAC) § 24.245(l).

Order No. 6, issued September 18, 2019, set September 27, 2019, as the deadline for Staff to file its recommendation on final disposition. This pleading is therefore timely filed.

II. STATUTORY APPROVAL DEADLINE

Pursuant to TWC § 13.254(a-5) and 16 TAC § 24.245(l), the Commission must render a decision on a petition for expedited release "not later than the 60th day after the date the landowner files the petition." A petition is not considered filed until it is deemed administratively complete. The applicant's petition was deemed administratively complete on September 5, 2019.¹ Therefore, the 60-day deadline for administrative approval is November 4, 2019.

¹ See Order No. 5 (Sept. 5, 2019).

III. FINAL RECOMMENDATION

Staff has reviewed the applicant's petition and, as supported by the attached memorandum of Jolie Mathis, an Engineering Specialist in the Commission's Infrastructure Division, Staff recommends that the petition be approved. The maps and digital data submitted by the applicant provide adequate information to demonstrate that the applicant satisfies the requirements of TWC § 13.254(a-5) and 16 TAC § 24.245(l). Specifically, the petition shows that the property for which the applicant seeks expedited release is located in a qualifying county (Harris County), is not receiving water service, and that the aggregated, contiguous tracts of land make up a single property that is at least 25 acres. The applicant has shown through its petition that it meets the requirements for expedited release. Additionally, no property will be rendered useless or valueless as a result of this petition. Therefore, Staff recommends that the petition be approved.

The final map and CCN Certificate are attached to this filing.

IV. CONCLUSION

For the reasons stated above, Staff respectfully recommends that the applicant's petition be approved.

Dated: September 25, 2019

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on September 25, 2019, in accordance with 16 TAC § 22.74.



Steven M. Gonzalez