



Control Number: 49468



Item Number: 3

Addendum StartPage: 0

TARIFF NO. 49468

RECEIVED

APPLICATION OF TRINITY SO PTN,
LP FOR A PASS THROUGH RATE
CHANGE

§
§
§

PUBLIC UTILITY COMMISSION

PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

COMMISSION STAFF'S RECOMMENDATION

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Recommendation in response to a Notice Setting Deadline for Staff's Recommendation and would show the following:

I. BACKGROUND

On April 23, 2019, Trinity SO PTN, L.P. (Applicant) filed an application to implement a pass-through rate change for fees imposed on it by the North Harris County Regional Water Authority (NHCRWA). The NHCRWA charges a groundwater pumping fee for water pumped from wells. This fee increased to \$3.85 per 1,000 gallons, effective April 1, 2019.

On April 24, 2019, a Notice was issued, establishing a deadline of May 23, 2019, for Staff to file a recommendation on the application and sufficiency of notice and propose a procedural schedule, if necessary. This pleading is therefore timely filed.

II. RECOMMENDATION

As detailed in the attached memorandum from Spencer English in the Commission's Water Utility Regulation Division, Staff has reviewed the application and notice and recommends that both be deemed sufficient. Staff's review also indicates that the application and notice meet the requirements of 16 Texas Administrative Code (TAC) § 24.21 and demonstrate that Applicant has

3

satisfied the requirements of 16 TAC § 24.21. Staff therefore recommends that the application be approved and that the attached tariff pages be provided to Applicant.

III. CONCLUSION

For the reasons detailed above, Staff respectfully recommends that the application and notice be deemed sufficient, that the application be approved, and that Applicant be provided a copy of the attached tariff sheets.

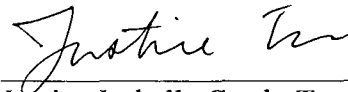
Date: May 23, 2019

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Stephen Mack
Managing Attorney


A handwritten signature in black ink, appearing to read "Justine Tan", is written over a horizontal line.

Justine Isabelle Caedo Tan
State Bar No. 24104914
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7163
(512) 936-7268 (facsimile)
Justine.Tan@puc.texas.gov

TARIFF NO. 49468

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on May 23, 2019, in accordance with 16 TAC § 22.74.



Justine Isabelle Caedo Tan

PUC Interoffice Memorandum

To: Justine Tan, Attorney
Legal Division

Thru: Debi Loockerman, Financial Manager
Water Utility Regulation

From: Spencer English, Financial Analyst
Water Utility Regulation

Date: May 21, 2019

Subject: **Tariff Control No. 49468; Application of Trinity SO PTN, LP for a Pass Through Rate Change**

On April 23, 2019, Trinity SO PTN, LP (Applicant), Certificate of Convenience and Necessity No. 13240, filed an application to implement a pass-through rate change pursuant to 16 Texas Administrative Code (TAC) § 24.25 for an increase in the well pumpage fee billed by North Harris County Regional Water Authority (NHCRWA) from \$3.40 per 1,000 gallons to \$3.85 per 1,000 gallons effective April 1, 2019.

The Applicant requested a NHCRWA pass-through rate change from \$3.51 per 1,000 gallons to \$4.28 per 1,000 gallons for the Trinity Spring Oaks Mobile Home Park (PWS #1010566). The request includes \$0.43 compensation for line loss of 10.1% calculated in accordance with the pass-through equation listed on the tariff.

Staff reviewed the application and calculations in the notice, and has determined that both meet the requirements of 16 TAC § 24.25. Staff recommends that the application be accepted for filing, approved and that the Commission provide the Applicant a copy of the attached tariff.



WATER UTILITY TARIFF
Tariff Control No. 49468

Trinity SO PTN, LP.
(Utility Name)

4783 County Road 302
(Business Address)

Navasota, Texas 77358
(City, State, Zip Code)

713-446-9886
(Area Code/Telephone)

This tariff is effective for utility operations under the following Certificate of Convenience and Necessity:

13240

This tariff is effective in the following county:

Harris

This tariff is effective in the following cities or unincorporated towns (if any):

n/a

This tariff is effective in the following subdivisions or systems:

Trinity Spring Oaks Mobile Home Park (PWS #1012090)

TABLE OF CONTENTS

The above utility lists the following sections of its tariff (if additional pages are needed for a section, all pages should be numbered consecutively):

| | |
|--|----|
| SECTION 1.0 -- RATE SCHEDULE | 2 |
| SECTION 2.0 -- SERVICE RULES AND POLICIES..... | 7 |
| SECTION 2.12 -- SPECIFIC SERVICE RULES AND POLICIES..... | 11 |
| SECTION 3.0 -- EXTENSION POLICY | 15 |
| SECTION 3.02 -- SPECIFIC EXTENSION POLICY | 16 |

APPENDIX A -- DROUGHT CONTINGENCY PLAN

APPENDIX B -- SAMPLE SERVICE AGREEMENT

APPENDIX C. -- APPLICATION FOR SERVICE

APPENDIX D. -- AGREEMENT FOR TEMPORARY WATER SERVICE

SECTION 1.0 -- RATE SCHEDULE

Section 1.01 - Rates

| <u>Meter Size</u> | <u>Monthly Minimum Charge</u> (Includes 0 gallons all meters) | <u>Gallonge Charge</u> |
|-------------------|--|---------------------------------|
| 5/8" or 3/4" | <u>\$20.00</u> | <u>\$2.00</u> per 1,000 gallons |
| 1" | <u>\$50.00</u> | |
| 1½" | <u>\$100.00</u> | |
| 2" | <u>\$160.00</u> | |
| 3" | <u>\$300.00</u> | |
| 4" | <u>\$500.00</u> | |

North Harris County Regional Water Authority Fee

Pass Through Fee Applied to Gallonge Charge \$4.28 per 1,000 gallons***Docket No. 49468***

FORM OF PAYMENT: The utility will accept the following forms of payment:

Cash , Check X, Money Order X, MasterCard X, Visa X, Electronic Fund Transfer

THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH PAYMENTS AT THE CUSTOMER'S OPTION, ANY BILLING TRANSACTION OR COMMUNICATION MAY BE PERFORMED ON THE INTERNET. THIS INCLUDES THE UTILITY SENDING PAPERLESS BILLS BY EMAIL.

REGULATORY ASSESSMENT 1.0%

PUC RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY BILL AND TO REMIT FEE TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ).

Section 1.02 – Miscellaneous FeesTAP FEE \$650.00

TAP FEE IS BASED ON THE AVERAGE OF THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR STANDARD RESIDENTIAL CONNECTION OF 5/8" METER PLUS UNIQUE COSTS AS PERMITTED BY PUC RULE AT COST.

TAP FEE (Unique costs)..... Actual Cost

FOR EXAMPLE, A ROAD BORE FOR CUSTOMERS OUTSIDE OF SUBDIVISIONS OR RESIDENTIAL AREAS.

LARGE METER TAP FEE Actual Cost

TAP FEE IS BASED ON THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR METERS LARGER THAN STANDARD 5/8" METERS.

METER TEST FEE (actual cost of testing the meter up to) \$25.00

THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS A SECOND METER TEST WITHIN A TWO-YEAR PERIOD AND THE TEST INDICATES THAT THE METER IS RECORDING ACCURATELY.

METER RELOCATION FEE..... Actual Relocation Cost

THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS RELOCATION OF AN EXISTING METER.

METER CONVERSION FEE..... Actual Cost to Convert Meter

THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS CHANGE OF SIZE OF AN EXISTING METER OR CHANGE IS REQUIRED BY MATERIAL CHANGE IN CUSTOMERS SERVICE DEMAND.

METER TAMPERING, DAMAGE OR DIVERSION FEE:

ONE TIME PENALTY PER OCCURRENCE FOR TAMPERING WITH OR DAMAGING A WATER METER OR ANY APPURTENANCE THERE TO INCLUDING LOCKS AND METER BOXES OR SERVICE DIVERSION OF ONE HUNDRED DOLLARS (\$100.00).

Tariff Control No. 49468

SECTION 1.0 -- RATE SCHEDULE (Continued)

RECONNECTION FEE

THE RECONNECT FEE WILL BE CHARGED BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS:

- a) Non-payment of bill (Maximum \$25.00)..... \$25.00
- b) Customer's request \$50.00
or other reasons listed under Section 2.0 of this tariff

SEASONAL RECONNECTION FEE:

BASE RATE FOR METER SIZE TIMES NUMBER OF MONTHS OFF THE SYSTEM NOT TO EXCEED SIX MONTHS WHEN LEAVE AND RETURN WITHIN A TWELVE MONTH PERIOD.

TRANSFER FEE \$35.00

THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED.

LATE CHARGE 10%

A ONE-TIME PENALTY MAY BE MADE ON DELINQUENT BILLS BUT MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

RETURNED CHECK CHARGE..... \$30.00**CUSTOMER DEPOSIT RESIDENTIAL (Maximum \$50) \$50.00****COMMERCIAL AND NON-RESIDENTIAL DEPOSIT 1/6TH EST. ANNUAL BILL****LINE EXTENSION AND CONSTRUCTION CHARGES:**

REFER TO SECTION 2.12 SPECIFIC UTILITY SERVICE RULES AND SECTION 3.02 UTILITY SPECIFIC EXTENSION POLICY FOR TERMS, CONDITIONS, AND CHARGES.

GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE CLAUSE:

INCREASES IN INSPECTION FEES AND WATER TESTING COSTS IMPOSED BY STATE OR FEDERAL LAW MAY BE PASSED THROUGH AS AN ADJUSTMENT TO THE MONTHLY BASE RATE CHARGE UNDER THE TERMS AND CONDITIONS OF [16 TAC 24.25(b)(2)(G)] AFTER NOTICE TO CUSTOMERS AND UPON WRITTEN APPROVAL BY THE PUC.

SUPPLEMENTAL EMERGENCY SERVICE FEE

APPLICABLE TO NONRESIDENTIAL WATER SERVICE CUSTOMERS WHO REQUIRE SUPPLEMENTAL SERVICE OVER AND ABOVE THEIR EXISTING WATER SERVICE FROM TIME TO TIME. USAGE IS TO BE DETERMINED BY CUSTOMER. THE MINIMUM DIAMETER FOR SUPPLEMENTAL SERVICE METER SHALL BE 2 INCHES

SECTION 1.0 -- RATE SCHEDULE (Continued)

TEMPORARY WATER RATE:

Unless otherwise superseded by PUC order or rule, if the Utility is ordered by a court or governmental body of competent jurisdiction to reduce its pumpage, production or water sales, the Utility shall be authorized to increase its approved gallonage charge according to the formula:

$$TGC = cgc + \frac{(pr)(cgc)(r)}{(1.0-r)}$$

Where:

- TGC = temporary gallonage charge
- cgc = current gallonage charge
- r = water use reduction expressed as a decimal fraction (the pumping restriction)
- pr = percentage of revenues to be recovered expressed as a decimal fraction, for this tariff pr shall equal 0.5.

To implement the Temporary Water Rate, the utility must comply with all notice and other requirements of 16 TAC § 24.25(j)(l).

PURCHASED WATER AND/OR DISTRICT FEE PASS THROUGH CLAUSE - ALL WATER SUBJECT TO FEE:

Changes in fees imposed by any non-affiliated third party water supplier or underground water district having jurisdiction over the Utility shall be passed through as an adjustment to the water gallonage charge according to the following formula:

$$R = G / (1-L),$$

Where:

- R = the proposed pass-through rate;
- G = the new gallonage charge (per 1,000 gallons);
- B = change in purchased water/district gallonage charge (per 1,000 gallons);
- L = system average line loss for the preceding 12 months not to exceed 0.15

SECTION 1.0 -- RATE SCHEDULE (Continued)

Section 1.02 – Miscellaneous Fees (Continued)**PURCHASED WATER AND/OR DISTRICT FEE PASS THROUGH CLAUSE –
PORTION OF WATER SUBJECT TO FEE:**

Upon notice from a water supplier of either an increase or a decrease in the cost of purchased water, the utility shall provide notice to customers and the Commission of its intent to implement rates imposed by any non-affiliated third party water supplier or underground water district having jurisdiction over the Utility shall be passed through as an adjustment to the water gallonage charge according to the following formula:

Adjustment to the gallonage rate: $AG = (CP/GB) \times 1,000$

Adjustment to the minimum bill: $AMB = GMB \times AG$

Where:

CP: $CP1 - CP0$ = Change in cost of purchased water

CP1: Cost of purchased water during the most recent 12 month period at the new rates;

CP0: Cost of purchased water during the most recent 12 month period at the previous rates;

GMB: Number of gallons in the minimum bill, divided by 1,000; and

GB: Number of gallons billed to customers in excess of the amount included in the monthly minimum bill for the 12 Month period used above.

FRANCHISE FEE PASS THROUGH CLAUSE:

Charges a municipality makes for use of streets and alleys pursuant to Tax Code §182.025 or other applicable state law shall be passed through as an adjustment to the water gallonage charge according to the following formula:

$AG = G + B$

Where:

AG = adjusted gallonage charge, rounded to the nearest one cent:

G = approved gallonage charge (per 1,000 gallons) and

B = projected franchise fees payable (per 1,000 gallons).