



Control Number: 49845



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**DOCKET NO. 49845**

**APPLICATION OF RIVER ACRES  
WATER SUPPLY CORPORATION TO  
AMEND ITS WATER CERTIFICATE  
OF CONVENIENCE AND NECESSITY  
IN NUECES COUNTY**

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**PUBLIC UTILITY COMMISSION**

**OF TEXAS**

2019 NOV 15 11:10:00  
FILING CLERK

**COMMISSION STAFF'S SUPPLEMENTAL RECOMMENDATION ON  
ADMINISTRATIVE COMPLETENESS AND PROPOSED NOTICE**

**COMES NOW** the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and in response to Order No. 3, files this Supplemental Recommendation on Administrative Completeness and Proposed Notice. Staff recommends that the application be deemed insufficient for further review and that the applicant be ordered to address the identified deficiencies. In support thereof, Staff shows the following:

**I. BACKGROUND**

On August 12, 2019, River Acres Water Supply Corporation (River Acres) filed a petition to amend its water Certificate of Convenience and Necessity (CCN) No. 11084 in Nueces County. Specifically, River Acres is requesting a service area comprised of two separate tracts totaling 783 acres and including one current customer that River Acres is already serving. River Acres has received a request for service for a residential development that will include 81 homes and anticipates future residential development of one tract and future mixed used development of the other tract.

On September 19, 2019, Staff recommended that the petition be found administratively incomplete and insufficient for further review. Order No. 3, issued September 30, 2019, deemed the petition administratively incomplete, set October 18, 2019, as the deadline for River Acres to cure the deficiencies in the petition, and required Staff to file a supplemental recommendation regarding administrative completeness by November 15, 2019. Therefore, this pleading is timely filed.

**II. ADMINISTRATIVE COMPLETENESS**

River Acres' application continues to be administratively incomplete because River Acres has not filed any supplemental information in response to Order No. 3. Staff recommends that

River Acres be ordered to cure the deficiencies identified in the memorandum of Elisabeth English filed on September 19, 2019. Staff further recommends that a deadline of December 13, 2019, be established for River Acres to supplement its application and a deadline of January 13, 2020, be established for Staff to review River Acres' supplemental information and make a supplemental recommendation on the administrative completeness of the application. Staff notes that River Acres should not issue notice until the application is found administratively complete.

### **III. COMMENTS ON PROCEDURAL SCHEDULE**

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of this docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation for application sufficiency.

### **IV. CONCLUSION**

For the reasons stated above, Staff respectfully recommends that the application be found administratively incomplete at this time and that River Acres be ordered to file a supplement addressing the identified deficiencies in the application by December 13, 2019.

Dated: November 15, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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**DOCKET NO. 49845  
CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on November 15, 2019, in accordance with 16 Texas Administrative Code § 22.74.

  
Eleanor D'Ambrosio