



Control Number: 49891



Item Number: 1

Addendum StartPage: 0



# 4 9 8 9 1 Application to Obtain or Amend a Water or Sewer Certificate of Convenience and Necessity (CCN)

Pursuant to 16 Texas Administrative Code (TAC) Chapter 24, Substantive Rules Applicable to Water and Sewer Service Providers, Subchapter G: Certificates of Convenience and Necessity

## CCN Application Instructions

- I. **COMPLETE:** In order for the Commission to find the application sufficient for filing, you should be adhere to the following:
- Answer every question and submit all required attachments.
  - Use attachments or additional pages if needed to answer any question. If you use attachments or additional pages, reference their inclusion in the form.
  - Provide all mapping information as detailed in Part F: Mapping & Affidavits.
  - Provide any other necessary approvals from the Texas Commission on Environmental Quality (TCEQ), or evidence that a request for approval is being sought at the time of filing with the Commission.
- II. **FILE:** Seven (7) copies of the completed application with numbered attachments. One copy should be filed with no permanent binding, staples, tabs, or separators; and 7 copies of the portable electronic storage medium containing the digital mapping data.
- SEND TO:** Public Utility Commission of Texas, Attention: Filing Clerk, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 78711-3326 (NOTE: Electronic documents may be sent in advance of the paper copy; however, they will not be processed and added to the Commission's on-line Interchange until the paper copy is received and file-stamped in Central Records).
- III. The application will be assigned a docket number, and an administrative law judge (ALJ) will issue an order requiring Commission Staff to file a recommendation on whether the application is sufficient. The ALJ will issue an order after Staff's recommendation has been filed:
- DEFICIENT (Administratively Incomplete):** Applicant will be ordered to provide information to cure the deficiencies by a certain date (usually 30 days from ALJ's order). *Application is not accepted for filing.*
  - SUFFICIENT (Administratively Complete):** Applicant will be ordered by the ALJ to give appropriate notice of the application using the notice prepared by Commission Staff. *Application is accepted for filing.*
- IV. Once the Applicant issues notice, a copy of the actual notice sent (including any map) and an affidavit attesting to notice should be filed in the docket assigned to the application. Recipients of notice may choose to take one of the following actions:
- HEARING ON THE MERITS:** an affected party may request a hearing on the application. The request must be made within 30 days of notice. If this occurs, the application may be referred to the State Office of Administrative Hearings (SOAH) to complete this request.
  - LANDOWNER OPT-OUT:** A landowner owning a qualifying tract of land (25+ acres) may request to have their land removed from the requested area. The Applicant will be requested to amend its application and file new mapping information to remove the landowner's tract of land, in conformity with this request.
- V. **PROCEDURAL SCHEDULE:** Following the issuance of notice and the filing of proof of notice in step 4, the application will be granted a procedural schedule for final processing. During this time the Applicant must respond to hearing requests, landowner opt-out requests, and requests for information (RFI). The Applicant will be requested to provide written consent to the proposed maps, certificates, and tariff (if applicable) once all other requests have been resolved.
- VI. **FINAL RECOMMENDATION:** After receiving all required documents from the Applicant, Staff will file a recommendation on the CCN request. The ALJ will issue a final order after Staff's recommendation is filed.

### FAQ:

#### Who can use this form?

Any retail public utility that provides or intends to provide retail water or wastewater utility service in Texas.

#### Who is required to use this form?

A retail public utility that is an investor owned utility (IOU) or a water supply corporation (WSC) must use this form to obtain or amend a CCN prior to providing retail water or sewer utility service in the requested area.

#### What is the purpose of the application?

A CCN Applicant is required to demonstrate financial, managerial, and technical (FMT) capability to provide continuous and adequate service to any requested area. The questions in the application are structured to support an Applicant's FMT capabilities, consistent with the regulatory requirements.

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## Application Summary

Applicant: Mustang Special Utility District

CCN No. to be amended: 11856 and 20930

or ☐ Obtain NEW CCN ☒ Water ☒ Sewer

County(ies) affected by this application: Denton

Dual CCN requested with: \_\_\_\_\_

CCN No.: \_\_\_\_\_ (name of retail public utility) ☐ Portion or ☐ All of requested area

Decertification of CCN for: \_\_\_\_\_

CCN No.: \_\_\_\_\_ (name of retail public utility) ☐ Portion or ☐ All of requested area

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### Please mark the items included in this filing

<input type="checkbox"/> Partnership Agreement	Part A: Question 4
<input type="checkbox"/> Articles of Incorporation and By-Laws (WSC)	Part A: Question 4
<input type="checkbox"/> Certificate of Account Status	Part A: Question 4
<input checked="" type="checkbox"/> Franchise, Permit, or Consent letter	Part B: Question 7
<input type="checkbox"/> Existing Infrastructure Map	Part B: Question 8
<input checked="" type="checkbox"/> Customer Requests For Service in requested area	Part B: Question 9
<input type="checkbox"/> Population Growth Report or Market Study	Part B: Question 10
<input type="checkbox"/> TCEQ Engineering Approvals	Part B: Question 11
<input checked="" type="checkbox"/> Requests & Responses For Service to ½ mile utility providers	Part B: Question 12.B
<input checked="" type="checkbox"/> Economic Feasibility (alternative provider) Statement	Part B: Question 12.C
<input type="checkbox"/> Alternative Provider Analysis	Part B: Question 12.D
<input type="checkbox"/> Enforcement Action Correspondence	Part C: Question 16
<input checked="" type="checkbox"/> TCEQ Compliance Correspondence	Part D: Question 20
<input checked="" type="checkbox"/> Purchased Water Supply or Treatment Agreement	Part D: Question 23
<input type="checkbox"/> Rate Study (new market entrant)	Part E: Question 28
<input type="checkbox"/> Tariff/Rate Schedule	Part E: Question 29
<input checked="" type="checkbox"/> Financial Audit	Part E: Question 30
<input checked="" type="checkbox"/> Application Attachment A & B	Part E: Question 30
<input type="checkbox"/> Capital Improvement Plan	Part E: Question 30
<input type="checkbox"/> Disclosure of Affiliated Interests	Part E: Question 31
<input checked="" type="checkbox"/> Detailed (large scale) Map	Part F: Question 32
<input checked="" type="checkbox"/> General Location (small scale) Map	Part F: Question 32
<input checked="" type="checkbox"/> Digital Mapping Data	Part F: Question 32
<input checked="" type="checkbox"/> Signed & Notarized Affidavit	Page 12

**Part A: Applicant Information**

1. A. Name: Mustang Special Utility District  
(individual, corporation, or other legal entity)  
☐ Individual ☐ Corporation ☐ WSC ☒ Other: District
- B. Mailing Address: 7985 FM 2931  
Aubrey, Texas 76227  
Phone No.: (940) 440-9561 Email: cboyd@mustangwater.com
- C. Contact Person. Please provide information about the person to be contacted regarding this application. Indicate if this person is the owner, operator, engineer, attorney, accountant, or other title.  
Name: Leonard Dougal Title: Attorney  
Mailing Address: Jackson Walker, LLP, 100 Congress Ave. Suite 1100, Austin, TX 78701  
Phone No.: (512) 236-2233 Email: ldougal@jw.com
2. If the Applicant is someone other than a municipality, is the Applicant currently paid in full on the Regulatory Assessment Fees (RAF) remitted to the TCEQ?  
☒ Yes ☐ No ☐ N/A
3. If the Applicant is an Investor Owned Utility (IOU), is the Applicant current on Annual Report filings with the Commission?  
☐ Yes ☒ No If no, please state the last date an Annual Report was filed: \_\_\_\_\_
4. The legal status of the Applicant is:  
☐ Individual or sole proprietorship  
☐ Partnership or limited partnership (*attach* Partnership agreement)  
☐ Corporation: Charter number (recorded with the Texas Secretary of State): \_\_\_\_\_  
☐ Non-profit, member-owned, member controlled Cooperative Corporation [Article 1434(a) Water Supply or Sewer Service Corporation, incorporated under TWC Chapter 67]  
Charter number (as recorded with the Texas Secretary of State): \_\_\_\_\_  
☐ Articles of Incorporation and By-Laws established (*attach*)  
☐ Municipally-owned utility  
☒ District (MUD, SUD, WCID, FWSD, PUD, etc.)  
☐ County  
☐ Affected County (a county to which Subchapter B, Chapter 232, Local Government Code, applies)  
☐ Other (please explain): \_\_\_\_\_
5. If the Applicant operates under an assumed name (i.e., any d/b/a), provide the name below:  
Name: N/A

**Part B: Requested Area Information**

6. Provide details on the existing or expected land use in the requested area, including details on requested actions such as dual certification or decertification of service area.

The existing and expected land use in the requested areas is residential development on:  
Requested Area 1 for water: Denton Sorrells and Punkadilly Ltd., CADG Crutchfield, CADG Sutton Fields,  
Requested Area 1a and 1b: CADG Crutchfield and CADG Sutton Fields  
Requested area 2: Shahan Prairie

See Attachments under Part B.6. for details on land use and requested action.

7. The requested area (check all applicable):

☒ Currently receives service from the Applicant ☒ Is being developed with no current customers

☒ Overlaps or is within municipal boundaries ☐ Overlaps or is within district boundaries

Municipality: City of Celina; City of Little Elm District: \_\_\_\_\_

Provide a copy of any franchise, permit, or consent granted by the city or district. If not available please explain:

Some of Requested Area 1 overlaps with the city limits of the City of Celina; In July, 2017, Mustang SUD and City of Celina signed an Interlocal Agreement for Billing Services and Provisions of Retail Water Service between Mustang SUD and The City of Celina, Texas. (See Attachment Part B.7.1)

Some of the Requested Area 2 overlaps with the city limits of the City of Little Elm; Mustang SUD already provides service within the city limits because the City of Little Elm is unable to serve due to the intervening lake. Mustang SUD and Shahan Prairie, L.P. have a Non-Standard Service Contract for Phase 1 and Future Phases that cover this area ((See Attachment Part B.7.2).

8. Describe the circumstances (economic, environmental, etc.) driving the need for service in the requested area:

The landowners have requested water service from Mustang SUD. Such Services will economically benefit the land and region by allowing the area to develop into a residential subdivision. See Attachment B.9 (referenced below) for copies of applicable requests for service and or NSAs.

9. Has the Applicant received any requests for service within the requested area?

☒ Yes\* ☐ No \*Attach copies of all applicable requests for service and show locations on a map  
See Attachments Part B.9.1 and Part B.9.2

10. Is there existing or anticipated growth in the requested area?

☒ Yes\* ☐ No \*Attach copies of any reports and market studies supporting growth - Mustang SUD has no reports or studies but growth is evidenced by the requests listed in B.9 above.

11. A. Will construction of any facilities be necessary to provide service to the requested area?

☒ Yes\* ☐ No \*Attach copies of TCEQ approval letters NA

B. Date Plans & Specifications or Discharge Permit App. submitted to TCEQ: Construction needed is mostly minor or internal facility changes that are exempt from TCEQ Plan & Specifications review.

C. Summarize an estimated timeline for construction for any required facilities to serve the requested area:

Construction is done as needed by the builder or developer of the subdivision.

D. Describe the source and availability of funds for any required facilities to serve the requested area:

Builders or developers will build internal facilities for the subdivisions.

**Note: Failure to provide applicable TCEQ construction or permit approvals, or evidence showing that the construction or permit approval has been filed with the TCEQ may result in the delay or possible dismissal of the application.**

12. A. If construction of a physically separate water or sewer system is necessary, provide a list of all retail public water and/or sewer utilities within one half mile from the outer boundary of the requested area below:

There will be no separate facilities constructed.

B. Did the Applicant request service from each of the above water or sewer utilities?

☐

Yes\*

☒

No

\*Attach copies of written requests and copies of the written response

C. Attach a statement or provide documentation explaining why it is not economically feasible to obtain retail service from the water or sewer retail public utilities listed above.

D. If a neighboring retail public utility agreed to provide service to the requested area, attach documentation addressing the following information:

- (A) A description of the type of service that the neighboring retail public utility is willing to provide and comparison with service the applicant is proposing;
- (B) An analysis of all necessary costs for constructing, operating, and maintaining the new facilities for at least the first five years of operations, including such items as taxes and insurance; and
- (C) An analysis of all necessary costs for acquiring and continuing to receive service from the neighboring retail public utility for at least the first five years of operations.

13. Explain the effect of granting the CCN request on the Applicant, any retail public utility of the same kind serving in the proximate area, and any landowners in the requested area. The statement should address, but is not limited to, regionalization, compliance, and economic effects.

See response in Attachment Part B.13

### Part C: CCN Obtain or Amend Criteria Considerations

14. Describe the anticipated impact and changes in the quality of retail utility service for the requested area:

Mustang SUD is currently provided water and sewer services to these areas and the quality of retail utility service will not change. See Attachment Part C.14 for additional information.

15. Describe the experience and qualifications of the Applicant in providing continuous and adequate retail service:

See response in Attachment Part C.15

16. Has the Applicant been under an enforcement action by the Commission, TCEQ, Texas Department of Health (TDH), the Office of the Attorney General (OAG), or the Environmental Protection Agency (EPA) in the past five (5) years for non-compliance with rules, orders, or state statutes?

☐ Yes\* ☒ No

\*Attach copies of any correspondence with the applicable regulatory agency concerning any enforcement actions, and attach a description of any actions or efforts the Applicant has taken to comply with these requirements.

17. Explain how the environmental integrity of the land will or will not be impacted or disrupted as a result of granting the CCN as requested:

Granting the proposed CCN amendment will allow the area to receive service from Mustang SUD and to be developed in the manner requested by the landowners. The proposed areas currently contain 582 5/8" water residential connections, four 1" connections and three 1.5" water connection and 582 sewer connections. Growth in the area is anticipated of additional residential customers, currently estimated at approximately 1931 proposed water connections sewer connections over the next 4 years. Additionally, an organized water and wastewater utility will provide better environmental protection than if the land is developed with individual wells and septic systems per lot.

18. Has the Applicant made efforts to extend retail water or sewer utility service to any economically distressed area located within the requested area?

N/A - no requests of this nature have been received by the Applicant at this time.

19. List all neighboring water or sewer retail public utilities, cities, districts (including ground water conservation districts), counties, or other political subdivisions (including river authorities) providing the same service located within two (2) miles from the outer boundary of the requested area:

See Attachment Part C.19.

**Part D: TCEQ Public Water System or Sewer (Wastewater) Information**

20. A. Complete the following for all Public Water Systems (PWS) associated with the Applicant's CCN:

TCEQ PWS ID:	Name of PWS:	Date of TCEQ inspection*:	Subdivisions served:
0610036	Mustang SUD	2/8/2019	N/A
0610226	Mustang SUD Light Ranch Estates	1/30/2017	N/A
0610200	Countryview Estates	1/30/2017	N/A
0610022	Midway Water Utility	2/8/2017	N/A

\*Attach evidence of compliance with TCEQ for each PWS  
See Attachment Part 20.A

- B. Complete the following for all TCEQ Water Quality (WQ) discharge permits associated with the Applicant's CCN:

TCEQ Discharge Permit No:	Date Permit expires:	Date of TCEQ inspection*:	Subdivisions served:
WQ- 0015536001	10/1/2021		N/A
WQ- Other wastewater is			
WQ- treated by Upper Trinity			
WQ- Regional Water District			

\*Attach evidence of compliance with TCEQ for each Discharge Permit

- C. The requested CCN service area will be served via: PWS ID: 0610036  
WQ - 0015536001 at Requested Area 1  
See Attachment Part D.20.A and 20.B

21. List the number of existing connections for the PWS & Discharge Permit indicated above (Question 20. C.):

Water				Sewer	
	Non-metered		2"	582	Residential
582	5/8" or 3/4"		3"		Commercial
4	1"		4"		Industrial
3	1 1/2"		Other		Other
Total Water Connections:			582	Total Sewer Connections:	582

22. List the number of additional connections projected for the requested CCN area:

Water				Sewer	
	Non-metered		2"	1,931	Residential
1,931	5/8" or 3/4"		3"		Commercial
	1"		4"		Industrial
	1 1/2"		Other		Other
Total Water Connections:			1,931	Total Sewer Connections:	£ 1,931

23. A. Will the system serving the requested area purchase water or sewer treatment capacity from another source?

☒ Yes\* ☐ No

\*Attach a copy of purchase agreement or contract.

Capacity is purchased from:

See Attachment Part D.23.A for a recent Upper Trinity Regional  
Water District Billing Statement -Contracts are too voluminous to a  
attach here.

Water: Upper Trinity Regional Water

Sewer: Upper Trinity Regional Water

- B. Are any of the Applicants PWS's required to purchase water to meet the TCEQ's minimum capacity requirements or TCEQ's drinking water standards?

☒ Yes ☐ No

- C. What is the amount of supply or treatment purchased, per the agreement or contract? What is the percent of overall demand supplied by purchased water or sewer treatment (if any)?

	Amount in Gallons	Percent of demand
Water:	4.48	70%
Sewer:	2.73	95%

24. Does the PWS or sewer treatment plant have adequate capacity to meet the current and projected demands in the requested area?

☒ Yes ☐ No

25. List the name, class, and TCEQ license number of the operators that will be responsible for the operations of the water or sewer utility service provided to the requested area:

Name (as it appears on license)	Class	License No.	Water/Sewer
See Attachment Part D.25 for License Information			

26. A. Are any improvements required for the existing PWS or sewer treatment plant to meet TCEQ or Commission standards?

☒ Yes ☐ No

- B. Provide details on each required major capital improvement necessary to correct deficiencies to meet the TCEQ or Commission standards (attach any engineering reports or TCEQ approval letters):

Description of the Capital Improvement:	Estimated Completion Date:	Estimated Cost:
See Attachment Part D.26.B for the most recent Engineer's Report		

27. Provide a map (or maps) showing all facilities for production, transmission, and distribution, and the location of existing or proposed customer connections, in the requested area. Facilities should be identified on subdivision plats, engineering planning maps, or other large scale maps. Color coding can be used, and is encouraged, to distinguish types of facilities.

Not applicable. All new facilities will be minor extensions of Mustang SUD's existing regional water and sewer facilities.

## Part E: Financial Information

28. If the Applicant seeking to obtain a CCN for the first time is an Investor Owned Utility (IOU) and under the original rate jurisdiction of the Commission, a proposed tariff must be attached to the application. The proposed rates must be supported by a rate study, which provides all calculations and assumptions made. Once a CCN is granted, the Applicant must submit a rate filing package with the Commission within 18 months from the date service begins. The purpose of this rate filing package is to revise a utility's tariff to adjust the rates to a historic test year and to true up the new tariff rates to the historic test year. It is the Applicant's responsibility in any future rate proceeding to provide written evidence and support for the original cost and installation date of all facilities used and useful for providing utility service. Any dollar amount collected under the rates charged during the test year in excess of the revenue requirement established by the Commission during the rate change proceeding shall be reflected as customer contributed capital going forward as an offset to rate base for ratemaking purposes.

29. If the Applicant is an existing IOU, please attach a copy of the current tariff and indicate:

A. Effective date for most recent rates: \_\_\_\_\_

B. Was notice of this increase provided to the Commission or a predecessor regulatory authority?

☐ No

☐ Yes

Application or Docket Number: \_\_\_\_\_

C. If notice was not provided to the Commission, please explain why ( ex: rates are under the jurisdiction of a municipality)

**If the Applicant is a Water Supply or Sewer Service Corporation (WSC/SSC) and seeking to obtain a CCN, attach a copy of the current tariff.**

### 30. **Financial Information**

SEE ATTACHMENT PART E.30 2018 COMPREHENSIVE ANNUAL FINANCIAL REPORT

Applicants must provide accounting information typically included within a balance sheet, income statement, and statement of cash flows. If the Applicant is an existing retail public utility, this must include historical financial information and projected financial information. However, projected financial information is only required if the Applicant proposes new service connections and new investment in plant, or if requested by Commission Staff. If the Applicant is a new market entrant and does not have its own historical balance sheet, income statement, and statement of cash flows information, then the Applicant should establish a five-year projection.

**Historical Financial Information may be shown by providing any combination of the following that includes necessary information found in a balance sheet, income statement, and statement of cash flows:**

1. Completed Appendix A;
2. Documentation that includes all of the information required in Appendix A in a concise format; or
3. Audited financial statements issued within 18 months of the application filing date. This may be provided electronically by providing a uniform resource locator (URL) or a link to a website portal.

**Projected Financial Information** may be shown by providing any of the following:

1. Completed Appendix B;
2. Documentation that includes all of the information required in Appendix B in a concise format;
3. A detailed budget or capital improvement plan, which indicates sources and uses of funds required, including improvements to the system being transferred; or
4. A recent budget and capital improvements plan that includes information needed for analysis of the operations test for the system being transferred and any operations combined with the system. This may be provided electronically by providing a uniform resource locator (URL) or a link to a website portal.

31. Attach a disclosure of any affiliated interest or affiliate. Include a description of the business relationship between all affiliated interests and the Applicant.

**DO NOT INCLUDE ATTACHMENTS A OR B IF LEFT BLANK**

**Part F: Mapping & Affidavits** See Attachments Part F.32.1, Part F.32.2, Part F.32.3iii

32. Provide the following mapping information with each of the seven (7) copies of the application:

1. A general location (small scale) map identifying the requested area in reference to the nearest county boundary, city, or town. The Applicant should adhere to the following guidance:
  - i. If the application includes an amendment for both water and sewer certificated service areas, separate maps must be provided for each.
  - ii. A hand drawn map, graphic, or diagram of the requested area is not considered an acceptable mapping document.
  - iii. To maintain the integrity of the scale and quality of the map, copies must be exact duplicates of the original map. Therefore, copies of maps cannot be reduced or enlarged from the original map, or in black and white if the original map is in color.
2. A detailed (large scale) map identifying the requested area in reference to verifiable man-made or natural landmarks such as roads, rivers, and railroads. The Applicant should adhere to the following guidance:
  - i. The map should be clearly labeled and the outer boundary of the requested area should be marked in reference to the verifiable man-made or natural landmarks. These verifiable man-made and/or natural landmarks must be labeled and marked on the map as well.
  - ii. If the application includes an amendment for both water and sewer certificated service area, separate maps need to be provided for each.
  - iii. To maintain the integrity of the scale and quality of the map, copies must be exact duplicates of the original map. Therefore, copies of maps cannot be reduced or enlarged from the original map, or in black and white if the original map is in color.
3. One of the following identifying the requested area:
  - i. A metes and bounds survey sealed or embossed by either a licensed state land surveyor or a registered professional land surveyor. Please refer to the mapping guidance in part 2 (above);

- ii. A recorded plat. If the plat does not provide sufficient detail, Staff may request additional mapping information. Please refer to the mapping guidance in part 2 (above); or
- iii. Digital mapping data in a shapefile (SHP) format georeferenced in either NAD 83 Texas State Plane Coordinate System (US Feet) or in NAD 83 Texas Statewide Mapping System (Meters). The digital mapping data shall include a single, continuous polygon record. The following guidance should be adhered to:
  - a. The digital mapping data must correspond to the same requested area as shown on the general location and detailed maps. The requested area must be clearly labeled as either the water or sewer requested area.
  - b. A shapefile should include six files (.dbf, .shp, .shx, .sbx, .sbn, and the projection (.prj) file).
  - c. The digital mapping data shall be filed on a data disk (CD or USB drives), clearly labeled, and filed with Central Records. Seven (7) copies of the digital mapping data is also required.

**Part G: Notice Information**

The following information will be used to generate the proposed notice for the application.  
DO NOT provide notice until the application is deemed sufficient for filing and the Applicant is ordered to provide notice.

33. Complete the following using verifiable man-made and/or natural landmarks such as roads, rivers, or railroads to describe the requested area (to be stated in the notice documents). Measurements should be approximated from the outermost boundary of the requested area:

The total acreage of the requested area is approximately: 1,013

Number of customer connections in the requested area: 376

The closest city or town: Prosper, TX

Approximate mileage to closest city or town center: 5

Direction to closest city or town: southeast

The requested area is generally bounded on the North by: FM 428

on the East by: Smiley Road

on the South by: Parvin Road

on the West by: FM 1385

34. A copy of the proposed map will be available at 7985 FM 2931, Aubrey, Texas 76227; Telephone (940) 440-9561

- ii. A recorded plat. If the plat does not provide sufficient detail, Staff may request additional mapping information. Please refer to the mapping guidance in part 2 (above); or
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The total acreage of the requested area is approximately: 115

Number of customer connections in the requested area: 86

The closest city or town: Prosper, TX

Approximate mileage to closest city or town center: 5

Direction to closest city or town: southeast

The requested area is generally bounded on the North by: FM 428

on the East by: Smiley Road

on the South by: Parvin Road

on the West by: FM 1385

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33. Complete the following using verifiable man-made and/or natural landmarks such as roads, rivers, or railroads to describe the requested area (to be stated in the notice documents). Measurements should be approximated from the outermost boundary of the requested area:

The total acreage of the requested area is approximately: 493

Number of customer connections in the requested area: 287

The closest city or town: Prosper, TX

Approximate mileage to closest city or town center: 5

Direction to closest city or town: southeast

The requested area is generally bounded on the North by: FM 428

on the East by: Smiley Road

on the South by: Parvin Road

on the West by: FM 1385

34. A copy of the proposed map will be available at 7985 FM 2931, Aubrey, Texas 76227; Telephone (940) 440-9561

- ii. A recorded plat. If the plat does not provide sufficient detail, Staff may request additional mapping information. Please refer to the mapping guidance in part 2 (above); or
- iii. Digital mapping data in a shapefile (SHP) format georeferenced in either NAD 83 Texas State Plane Coordinate System (US Feet) or in NAD 83 Texas Statewide Mapping System (Meters). The digital mapping data shall include a single, continuous polygon record. The following guidance should be adhered to:
  - a. The digital mapping data must correspond to the same requested area as shown on the general location and detailed maps. The requested area must be clearly labeled as either the water or sewer requested area.
  - b. A shapefile should include six files (.dbf, .shp, .shx, .sbx, .sbn, and the projection (.prj) file).
  - c. The digital mapping data shall be filed on a data disk (CD or USB drives), clearly labeled, and filed with Central Records. Seven (7) copies of the digital mapping data is also required.

**Part G: Notice Information**

The following information will be used to generate the proposed notice for the application.  
DO NOT provide notice until the application is deemed sufficient for filing and the Applicant is ordered to provide notice.

33. Complete the following using verifiable man-made and/or natural landmarks such as roads, rivers, or railroads to describe the requested area (to be stated in the notice documents). Measurements should be approximated from the outermost boundary of the requested area:

The total acreage of the requested area is approximately: 195

Number of customer connections in the requested area: 212

The closest city or town: Oak Point

Approximate mileage to closest city or town center: 2

Direction to closest city or town: west

The requested area is generally bounded on the North by: Lloyd's Road

on the East by: Lake Lewisville

on the South by: Cedar Lane

on the West by: Grouse Ridge Lane

34. A copy of the proposed map will be available at 7985 FM 2931, Aubrey, Texas 76227; Telephone (940) 440-9561

## Applicant's Oath

STATE OF TEXAS

COUNTY OF DENTON


I, Chris Boyd being duly sworn, file this application to  
obtain or amend a water or sewer CCN, as General Manager, Mustang Special Utility District

(owner, member of partnership, title as officer of corporation, or authorized representative)

I attest that, in such capacity, I am qualified and authorized to file and verify such application, am personally familiar with the documents filed with this application, and have complied with all the requirements contained in the application; and, that all such statements made and matters set forth therein with respect to Applicant are true and correct. Statements about other parties are made on information and belief. I further state that the application is made in good faith and that this application does not duplicate any filing presently before the Commission.

I further represent that the application form has not been changed, altered, or amended from its original form.

I further represent that the Applicant will provide continuous and adequate service to all customers and qualified applicants within its certificated service area should its request to obtain or amend its CCN be granted.

  
\_\_\_\_\_  
AFFIANT

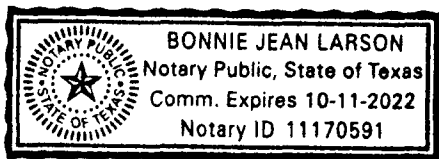
(Utility's Authorized Representative)

If the Affiant to this form is any person other than the sole owner, partner, officer of the Applicant, or its attorney, a properly verified Power of Attorney must be enclosed.

SUBSCRIBED AND SWORN BEFORE ME, a Notary Public in and for the State of Texas


this day the 19 of August, 20 19

SEAL



  
\_\_\_\_\_  
NOTARY PUBLIC IN AND FOR THE

STATE OF TEXAS

  
\_\_\_\_\_  
PRINT OR TYPE NAME OF NOTARY

My commission expires: 10-11-2022

## Appendix A: Historical Financial Information (Balance Sheet and Income Schedule)

*(Audited financial statements may be substituted for this schedule – see item 29 of the instructions)*

HISTORICAL BALANCE SHEETS (ENTER DATE OF YEAR END)	CURRENT(A) ( - - )	A-1 YEAR ( - - )	A-2 YEAR ( - - )	A-3 YEAR ( - - )	A-4 YEAR ( - - )	A-5 YEAR ( - - )
<b>CURRENT ASSETS</b>						
Cash						
Accounts Receivable						
Inventories						
Other						
<b>A. Total Current Assets</b>						
<b>FIXED ASSETS</b>						
Land						
Collection/Distribution System						
Buildings						
Equipment						
Other						
Less: Accum. Depreciation or Reserves						
<b>B. Total Fixed Assets</b>						
<b>C. TOTAL Assets (A + B)</b>						
<b>CURRENT LIABILITIES</b>						
Accounts Payable						
Notes Payable, Current						
Accrued Expenses						
Other						
<b>D. Total Current Liabilities</b>						
<b>LONG TERM LIABILITIES</b>						
Notes Payable, Long-term						
Other						
<b>E. Total Long Term Liabilities</b>						
<b>F. TOTAL LIABILITIES (D + E)</b>						
<b>OWNER'S EQUITY</b>						
Paid in Capital						
Retained Equity						
Other						
Current Period Profit or Loss						
<b>G. TOTAL OWNER'S EQUITY</b>						
<b>TOTAL LIABILITIES+EQUITY (F + G) = C</b>						
<b>WORKING CAPITAL (A – D)</b>						
<b>CURRENT RATIO (A / D)</b>						
<b>DEBT TO EQUITY RATIO (E / G)</b>						

DO NOT INCLUDE ATTACHMENTS A OR B IF LEFT BLANK

**HISTORICAL NET INCOME INFORMATION**

<b>(ENTER DATE OF YEAR END )</b>	<b>CURRENT(A)</b> <b>( - - )</b>	<b>A-1 YEAR</b> <b>( - - )</b>	<b>A-2 YEAR</b> <b>( - - )</b>	<b>A-3 YEAR</b> <b>( - - )</b>	<b>A-4 YEAR</b> <b>( - - )</b>	<b>A-5 YEAR</b> <b>( - - )</b>
<b>METER NUMBER</b>						
Existing Number of Taps						
New Taps Per Year						
<b>Total Meters at Year End</b>						
<b>METER REVENUE</b>						
Revenue per Meter (use for projections)						
Expense per Meter (use for projections)						
<b>Operating Revenue Per Meter</b>						
<b>GROSS WATER REVENUE</b>						
Revenues- Base Rate & Gallonage Fees						
Other (Tap, reconnect, transfer fees, etc.)						
<b>Gross Income</b>						
<b>EXPENSES</b>						
General & Administrative (see schedule)						
Operating (see schedule)						
Interest						
Other (list)						
<b>NET INCOME</b>						

<b>HISTORICAL EXPENSE INFORMATION (ENTER DATE OF YEAR END )</b>	<b>CURRENT(A) ( - - )</b>	<b>A-1 YEAR ( - - )</b>	<b>A-2 YEAR ( - - )</b>	<b>A-3 YEAR ( - - )</b>	<b>A-4 YEAR ( - - )</b>	<b>A-5 YEAR ( - - )</b>
<b>GENERAL/ADMINISTRATIVE EXPENSES</b>						
Salaries & Benefits–Office/Management						
Office (services, rentals, supplies, electricity)						
Contract Labor						
Transportation						
Insurance						
Telephone						
Utilities						
Property Taxes						
Professional Services/Fees (recurring)						
Regulatory- other						
Other (describe)						
Interest						
Other						
<b>Total General Admin. Expenses (G&amp;A)</b>						
<b>% Increase Per Year</b>	0%	0%	0%	0%	0%	0%
<b>OPERATIONS &amp; MAINTENANCE EXPENSES</b>						
Salaries & Benefits (Employee, Management)						
Materials & Supplies						
Utilities Expense-office						
Contract Labor						
Transportation Expense						
Depreciation Expense						
Other(describe)						
<b>Total Operational Expenses (O&amp;M)</b>						
<b>Total Expense (Total G&amp;A + O&amp;M)</b>						
<b>Historical % Increase Per Year</b>	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
<b>ASSUMPTIONS</b>						
Interest Rate/Terms						
Depreciation Schedule (attach)						
Other assumptions/information (List all)						

## Appendix B: Projected Information

<b>HISTORICAL BALANCE SHEETS (ENTER DATE OF YEAR END)</b>	<b>CURRENT(A) ( - - )</b>	<b>A-1 YEAR ( - - )</b>	<b>A-2 YEAR ( - - )</b>	<b>A-3 YEAR ( - - )</b>	<b>A-4 YEAR ( - - )</b>	<b>A-5 YEAR ( - - )</b>
<b>CURRENT ASSETS</b>						
Cash						
Accounts Receivable						
Inventories						
Income Tax Receivable						
Other						
<b>A. Total Current Assets</b>						
<b>FIXED ASSETS</b>						
Land						
Collection/Distribution System						
Buildings						
Equipment						
Other						
Less: Accum. Depreciation or Reserves						
<b>B. Total Fixed Assets</b>						
<b>C. TOTAL Assets (A + B)</b>						
<b>CURRENT LIABILITIES</b>						
Accounts Payable						
Notes Payable, Current						
Accrued Expenses						
Other						
<b>D. Total Current Liabilities</b>						
<b>LONG TERM LIABILITIES</b>						
Notes Payable, Long-term						
Other						
<b>E. Total Long Term Liabilities</b>						
<b>F. TOTAL LIABILITIES (D + E)</b>						
<b>OWNER'S EQUITY</b>						
Paid in Capital						
Retained Equity						
Other						
Current Period Profit or Loss						
<b>G. TOTAL OWNER'S EQUITY</b>						
<b>TOTAL LIABILITIES+EQUITY (F + G) = C</b>						
<b>WORKING CAPITAL (A - D)</b>						
<b>CURRENT RATIO (A / D)</b>						
<b>DEBT TO EQUITY RATIO (F / G)</b>						

## PROJECTED NET INCOME INFORMATION

(ENTER DATE OF YEAR END )	CURRENT(A) ( - - )	A-1 YEAR ( - - )	A-2 YEAR ( - - )	A-3 YEAR ( - - )	A-4 YEAR ( - - )	A-5 YEAR ( - - )
<b>METER NUMBER</b>						
Existing Number of Taps						
New Taps Per Year						
<b>Total Meters at Year End</b>						
<b>METER REVENUE</b>						
Revenue per Meter (use for projections)						
Expense per Meter (use for projections)						
<b>Operating Revenue Per Meter</b>						
<b>GROSS WATER REVENUE</b>						
Revenues- Base Rate & Gallonage Fees						
Other (Tap, reconnect, transfer fees, etc.)						
<b>Gross Income</b>						
<b>EXPENSES</b>						
General & Administrative (see schedule)						
Operating (see schedule)						
Interest						
Other (list)						
<b>NET INCOME</b>						

PROJECTED EXPENSE DETAIL	YEAR 1	YEAR 2	YEAR 3	YEAR 4	YEAR 5	TOTALS
<b>GENERAL/ADMINISTRATIVE EXPENSES</b>						
Salaries						
Office						
Computer						
Auto						
Insurance						
Telephone						
Utilities						
Depreciation						
Property Taxes						
Professional Fees						
Other						
<b>Total</b>						
<b>% Increase Per projected Year</b>	0%	0%	0%	0%	0%	0%
<b>OPERATIONAL EXPENSES</b>						
Salaries						
Auto						
Utilities						
Depreciation						
Repair & Maintenance						
Supplies						
Other						
<b>Total</b>						

<b>PROJECTED SOURCES AND USES OF CASH STATEMENTS</b>	<b>YEAR 1</b>	<b>YEAR 2</b>	<b>YEAR 3</b>	<b>YEAR 4</b>	<b>YEAR 5</b>	<b>TOTALS</b>
<b>SOURCES OF CASH</b>						
Net Income						
Depreciation (If funded by revenues of system)						
Loan Proceeds						
Other						
<b>Total Sources</b>						
<b>USES OF CASH</b>						
Net Loss						
Principle Portion of Pmts.						
Fixed Asset Purchase						
Reserve						
Other						
<b>Total Uses</b>						
<b>NET CASH FLOW</b>						
<b>DEBT SERVICE COVERAGE</b>						
Cash Available for Debt (CADS)						
A: Net Income (Loss)						
B: Depreciation, or Reserve Interest						
<b>C: Total CADS (A + B = C)</b>						
<b>D: DEBT SERVICE</b>						
Annual Principle Plus Interest						
<b>E: DEBT SERVICE COVERAGE RATIO</b>						
CADS Divided by DS (E = C / D)						

## LIST OF ATTACHMENTS

Attachment Part B.6	Requested Area Information
Attachment Part B.6.1	PUC 48700 Denton Sorrells Water CCN Notice of Approval
Attachment Part B.6.2	PUC 48975 Punkadilly Water CCN Notice of Approval
Attachment Part B.6.3a	PUC 44629 Order on Petition of CADG Sutton Fields Water and Sewer CCN Decertification
Attachment Part B.6.3b	PUC 45151 CADG Sutton Fields Water CCN Notice of Approval
Attachment Part B.6.4	PUC 45848 City of Celina/Crutchfield CCN Order
Attachment Part B.7.1	Non-Standard Service Agreement between Mustang SUD and Sutton Fields
Attachment Part B.7.2	Non-Standard Service Agreement between Mustang SUD and Shahan Prairie Lakeview, L.P.
Attachment Part B.9.1	CCN Water and Sewer Service Request from Denton Sorrells LLC
Attachment Part B.9.2	CCN Water and Sewer Service Request from Punkadilly, Ltd.
Attachment Part B.13	Explanation of effect of granting CCN request on the applicant, any retail public utility of the same kind serving in the area and any landowners in the requested area.
Attachment Part C.14	Ability to Provide Adequate Service
Attachment Part C.15	Experience and Qualifications to Provide Service
Attachment Part C.19	List of all neighboring water or sewer retail public utilities, cities, counties, or other political subdivisions, within two miles from out boundary of requested area
Attachment Part D.20.A	Evidence of compliance with TCEQ for each PWS
Attachment Part D.20.B	Startup Notification for water quality facility
Attachment Part D.23.A	Upper Trinity Regional Water District Billing Statement
Attachment Part D.25	Operator License Information
Attachment Part D.26.B	Steger & Bizell Engineer's Report for May 13, 2019, Board Meeting
Attachment Part E.30	Mustang SUD 2018 Comprehensive Annual Financial Report
Attachment Part F.32.1	General Location Maps for Water Requested Areas (RA) 1 and RA 2 and Sewer RA 1A and Sewer RA 1B
Attachment Part F.32.2	Detailed Maps for Water Requested Areas (RA) 1 and RA 2 and Sewer RA 1A and Sewer RA 1B
Attachment Part F.32.3	CD of digital mapping data

## **ATTACHMENT PART B.6.**

**Part B.6: Provide details on the existing or expected land use in the requested area, including details on requested actions such as dual certification or decertification of service area.**

**Requested Area 1 for Water:** Requested Area 1 consists of approximately 324.64 acres owned by Denton Sorrells, LLC and approximately 61.58 acres owned by Punkadilly, LTD, both of which have been decertified from Aqua Texas, Inc.'s water CCN No. 13201.

On January 29, 2019, the PUC signed a Notice of Approval in PUC Docket No. 48700 approving Denton Sorrells, LLC's petition to amend Aqua Texas, Inc.'s certificate of convenience and necessity (CCN) No. 13201 by expedited release. The PUC Notice of Approval (see Attachment Part B.6.1) approved the petition and released the 324.64 acres owned by Denton Sorrells, LLC from Aqua Texas, Inc.'s water CCN No. 13201 in Denton County.

On January 29, 2019, the PUC signed a Notice of Approval in PUC Docket No. 48975 approving Punkadilly, LTD's petition to amend Aqua Texas, Inc.'s certificate of convenience and necessity (CCN) 13201 by expedited release. The PUC Notice of Approval (see Attachment Part B.6.2) approved the petition and released the 61.58 acres owned by Punkadilly, LTD from Aqua Texas, Inc.'s water CCN No. 13201 in Denton County.

There are currently no customers and no service being provided in this area. Both of these tracts are already located within the Mustang SUD sewer CCN No. 20930.

Additionally, Requested Area 1 includes the CADG Sutton Fields 494.819-acre tract that was decertified from Mustang SUD water CCN No. 11856 and sewer CCN No. 20930 in Docket No. 44629 (see Attachment Part B.6.3a). Later, the City of Celina in PUC Docket No. 45151 (see Attachment Part B.6.3b) sought PUC approval to provide water and sewer service to this area and was ordered to pay \$258,081 to Mustang SUD prior to serving. The payment has not been made, and the City has chosen to not provide retail water or sewer service to the area. The PUC's mapping database shows the area is currently under no CCN for water or sewer.

Requested Area 1 also includes the CADG Crutchfield 128-acre tract that the City of Celina was allowed to provide water and sewer service to in PUC Docket No. 45848 (see Attachment Part B.6.4). The City of Celina has chosen not to provide retail water or sewer service. The PUC's mapping database shows the area is currently under no CCN for water or sewer.

Homes are already construction or are being built in these area and Mustang is already providing water and sewer service in these two areas.

**Requested Area 1A and 1B for Sewer:** CADG Sutton Fields is a 494.819-acre tract that was decertified from Mustang SUD water CCN No. 11856 and sewer CCN No. 20930 in Docket No. 44629 (see Attachment Part B.6.3a). Later, the City of Celina in PUC Docket No. 45151 (see

Attachment Part B.6.3b) sought to provide water and sewer service to this area but the PUC's mapping database shows the area is currently under no CCN for water or sewer.

CADG Crutchfield is a 128-acre tract that the City of Celina was allowed to provide water and sewer service to in PUC Docket No. 45848 (see Attachment Part B.6.4) but the PUC's mapping database shows the area is currently under no CCN for water or sewer.

Homes are already construction or are being built in these areas and Mustang is already providing water and sewer service in these two areas.

Requested Area 2 for Water: Shahan Prairie Tract is a 180-acre tract which was decertified from Terra Southwest, CCN No. 11608 TCEQ Application No. 37389-C. Mustang SUD is already providing water service to homes in this area and currently it is within the Mustang SUD sewer CCN No. 20930.