



Control Number: 49924



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# OPEN MEETING COVER SHEET

## COMMISSIONER MEMORANDUM

**MEETING DATE:** MARCH 12, 2020

**DATE DELIVERED:** MARCH 11, 2020

**AGENDA ITEM NO.:** 2

**CAPTION:** **Docket No. 49924** – Petition of Maple Heights Development LLC to Amend Porter Municipal Utility District's Sewer Certificate of Convenience and Necessity in Montgomery County by Expedited Release

**DESCRIPTION:** Commissioner Memoranda

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Commissioner

**Shelly Botkin**  
Commissioner

**John Paul Urban**  
Executive Director



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## *Public Utility Commission of Texas*

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TO: Chairman DeAnn T. Walker  
Commissioner Arthur C. D'Andrea  
Commissioner Shelly Botkin

All Parties of Record (*via electronic transmission*)

FROM: Alexander Scheifler *AS*  
Commission Advising

RE: *Petition of Maple Heights Development LLC to Amend Porter Municipal Utility District's Sewer Certificate of Convenience and Necessity in Montgomery County by Expedited Release, Docket No. 49924, Commissioner Memo, March 12, 2020 Open Meeting, Item No. 2.*

DATE: March 11, 2020

Please find enclosed a memorandum by Chairman Walker regarding the above-referenced docket. No other commissioner will file a memorandum in this docket.

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# *Public Utility Commission of Texas*

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## **Memorandum**

**TO:** Commissioner Arthur C. D'Andrea  
Commissioner Shelly Botkin

**FROM:** Chairman DeAnn T. Walker 

**DATE:** March 11, 2020

**RE:** Open Meeting of March 12, 2020 – Agenda Item No. 2  
Docket No. 49924 – *Petition of Maple Heights Development LLC to Amend Porter Municipal Utility District's Sewer Certificate of Convenience and Necessity in Montgomery County by Expedited Release*

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I recommend that the Commission make the following changes to the order in this proceeding.

A new finding of fact should be added to correct an omission of evidence that Montgomery County is a qualifying county for streamlined expedited release under Texas Water Code § 13.254(a-5) and 16 Texas Administrative Code (TAC) § 24.245(l). The Commission is required by 16 TAC § 24.245(l)(3) to maintain a list of approved counties for streamlined expedited release, and the Commission takes official notice that Montgomery County is on that list. Subsequent findings of fact should be renumbered.

5. Montgomery County is listed as approved for streamlined expedited release on the Commission's website.

Ordering paragraph 1 should be modified for clarity.

1. The Commission grants the petition and removes the 204 acres owned by Maple Heights from the certificated area under Porter MUD's sewer CCN number 20573.

Additionally, I propose delegating to the Office of Policy and Docket Management staff the authority to modify the order to conform to the *Citation and Style Guide for the Public Utility Commission of Texas* and to make other non-substantive changes to the order for such matters as capitalization, spelling, grammar, punctuation, style, correction of numbering, and readability.

I look forward to discussing this matter with you at the open meeting.