



Control Number: 50325



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DOCKET NO. 50325 RECEIVED

APPLICATION OF GRISTMILL §
UTILITY COMPANY, LLC TO §
OBTAIN A SEWER CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN §
HAYS COUNTY §

2020 MAR 10 AM 9:17
PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

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. 2 files this Commission Staff's 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 December 6, 2019, Gristmill Utility Company, LLC (Gristmill) filed an application to obtain a sewer certificate of convenience and necessity in Hays County. The requested service area consists of 239 acres, 52 existing customer connections, and 838 additional projected customer connections. Gristmill filed supplemental information on January 31, 2020.

On January 13, 2020, the Administrative Law Judge issued Order No. 2, setting a deadline of March 10, 2020, for Staff to file comments on the administrative completeness of the application, and to propose a procedural schedule. This pleading is therefore timely filed.

II. ADMINISTRATIVE COMPLETENESS

Staff has reviewed the application and, as detailed in the attached memorandum from Greg Charles, Infrastructure Division, recommends that the application be found administratively incomplete. Specifically, Staff has identified deficiencies in the mapping content. Staff recommends that Gristmill submit additional mapping content, as further detailed in the attached memorandum. Staff notes that Gristmill should not issue notice until the application is found administratively complete.

III. COMMENTS ON PROCEDURAL SCHEDULE

Staff recommends that Gristmill be ordered to cure the deficiencies identified in Mr. Charles's memorandum by April 9, 2020, and that Staff be given a deadline of May 11, 2020, to file a supplemental recommendation on the administrative completeness of the application.

IV. CONCLUSION

For the reasons stated above, Staff respectfully recommends that the application be found administratively incomplete at this time and that Gristmill be ordered to file a supplement addressing the identified deficiencies in the application by April 9, 2020.

Dated: March 10, 2020

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 March 10, 2020,
in accordance with 16 TAC § 22.74.



Robert Dakota Parish

PUCT Interoffice Memorandum

To: Robert Dakota Parish, Attorney
Legal Division

From: Greg Charles, Engineer
Infrastructure Division

Date: March 10, 2020

Subject: **Docket No. 50325**, *Application of Gristmill Utility Company, LLC to Obtain a Sewer Certificate of Convenience and Necessity in Hays County*

On December 6, 2019, Gristmill Utility Company, LLC (Applicant) filed with the Public Utility Commission of Texas (Commission) an application to obtain a sewer Certificate of Convenience and Necessity in Hays County, Texas under Texas Water Code §§ 13.242 to 13.250 and the 16 Texas Administrative Code §§ 24.225 to 24.237.

Staff has reviewed the supplemental information provided by the Applicant on January 31, 2020, and recommends the application remain administratively incomplete, and therefore not accepted for filing due to mapping deficiencies.

The digital mapping data provided on January 31, 2020 for the requested area includes some overlaps with the requested area to be obtained by County Line SUD's new sewer CCN in docket 50324. Applicant must submit the following items to resolve the mapping deficiencies:

- Revised digital mapping data for the requested area, provided as a single polygon record, in shapefile (SHP) format, georeferenced in either NAD83 Texas Statewide Mapping System (Meters) or NAD83 Texas State Plane Coordinate System (US Feet); and
- State the approximate total acres for the requested area that reflects the revised digital mapping data.

Staff recommends the Applicant obtain additional mapping guidance from the Commission's mapping staff, Ms. Tracy Montes at (512)936-7187 or tracy.montes@puc.texas.gov to resolve the mapping deficiencies.

Note: Any confidential items should be submitted as confidential filings with the Commission. The instructions for filing confidential documents can be found on our website at: (<http://www.puc.texas.gov/industry/filings/FilingProceed.aspx>).