



Control Number: 50325



Item Number: 19

Addendum StartPage: 0



**DOCKET NO. 50325**

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

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**PUBLIC UTILITY COMMISSION  
OF TEXAS**

**COMMISSION STAFF'S COMMENTS ON APPLICANTS RESPONSE**

**COMES NOW** the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and in response to Order No. 5 files this Commission Staff's Comments on Applicant's Response. In support thereof, Staff shows the following:

**I. BACKGROUND**

On December 6, 2019, Gristmill Utility Company, LLC (Gristmill) filed an application for a sewer certificate of convenience and necessity (CCN) 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; April 3, 2020; and July 17, 2020.

On June 15, 2020, the Administrative Law Judge issued Order No. 5, setting a deadline of August 10, 2020, for Staff to file a response to Gristmill's comments along with a proposed procedural schedule, if appropriate. Therefore, this pleading is timely filed.

**II. STAFF'S COMMENTS ON APPLICANTS RESPONSE**

Staff and Gristmill have resolved all issues with regards to requiring Gristmill to seek signed consent from the City of Umland (City) for a sewer CCN overlap with the City's municipal boundaries. On July 17, 2020, Gristmill filed signed consent forms from the City, and thus there is no longer an issue regarding the City's consent and abatement is no longer necessary.

**III. PROPOSED PROCEDURAL SCHEDULE**

Since Staff and Gristmill have resolved all issues that necessitated abatement, Staff recommends that Staff be given a deadline of August 14, 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 abatement be lifted, and that Staff be required to file a supplemental recommendation on administrative completeness by August 14, 2020.

Dated: August 10, 2020

Respectfully submitted,

#### **PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION**

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**CERTIFICATE OF SERVICE**

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on August 10, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Robert Dakota Parish  
Robert Dakota Parish