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DOCKET NO. 50399



**APPLICATION OF NEVADA SPECIAL
UTILITY DISTRICT TO AMEND ITS
WATER CERTIFICATE OF
CONVENIENCE AND NECESSITY AND
TO DECERTIFY PORTIONS OF
CERTIFICATED WATER SERVICE
AREAS OF CADDO BASIN SPECIAL
UTILITY DISTRICT, COPEVILLE
SPECIAL UTILITY DISTRICT, AND
CITY OF JOSEPHINE IN COLLIN
COUNTY**

**PUBLIC UTILITY COMMISSION
OF TEXAS**

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

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and in response to Order No. 4, files this Supplemental Recommendation on Administrative Completeness and Proposed Procedure Schedule. Staff continues to recommend that the application be deemed administratively incomplete and that the applicant be ordered to address the identified deficiencies. In support thereof, Staff shows the following:

I. BACKGROUND

On December 30, 2019, Nevada Special Utility District (Nevada SUD) filed an application to amend its water Certificate of Convenience and Necessity (CCN) No. 12175 through the addition of service area, and to decertify those portions of certificated water service areas of Caddo Basin Special Utility District, Copeville Special Utility District, and City of Josephine in Collin County that will be added to Nevada SUD's existing service area. The requested service area consists of 1,374 acres and 14 customer connections. Applicants filed supplemental information on March 5, 2020, March 31, 2020, April 2, 2020 and April 17, 2020.

On April 7, 2020, Order No. 4 was issued establishing a deadline of May 1, 2020 for Staff to file a supplemental recommendation on the administrative completeness of the application and to propose a procedural schedule for the further processing of the application. Therefore, this pleading is timely filed.

II. ADMINISTRATIVE COMPLETENESS

Staff has reviewed the application and supplemental information filed by Nevada SUD, and as detailed in the attached memorandum from Greg Charles, Infrastructure Division, recommends that the application be found administratively incomplete at this time. Staff recommends that Nevada SUD be ordered to cure the deficiencies identified in Mr. Charles' memorandum by June 1, 2020, and that Staff be given a deadline of July 1, 2020, to file a supplemental recommendation on the administrative completeness of the application. Staff notes that Nevada SUD should not issue notice until the application is found administratively complete.

III. COMMENTS ON PROCEDURAL SCHEDULE

In accordance with Staff's administratively incomplete 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 administrative completeness.

IV. CONCLUSION

For the reasons discussed above, Staff respectfully recommends that the application, as supplemented, be found administratively incomplete at this time and that Nevada SUD be ordered to file supplemental documentation to address the identified deficiencies by June 1, 2020.

Dated: May 1, 2020

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

Heath D. Armstrong
Managing Attorney

/s/ Robert Dakota Parish
Robert Dakota Parish
State Bar No. 24116875
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7442
(512) 936-7268 (facsimile)
Robert.Parish@puc.texas.gov

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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 May 1, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Robert Dakota Parish
Robert Dakota Parish

PUC Interoffice Memorandum

To: Robert Dakota Parish, Attorney
Legal Division

From: Greg Charles, Engineer
Infrastructure Division

Date: May 1, 2020

Subject: **Docket No. 50399**, *Application of Nevada Special Utility District to Amend its Water Certificate of Convenience and Necessity and to Decertify Portions of Certificated Water Service Areas of Caddo Basin Special Utility District, Copeville Special Utility District, and City of Josephine in Collin County*

On December 30, 2019, Nevada Special Utility District (SUD, Applicant) filed with the Public Utility Commission of Texas (Commission) an application to amend its water Certificate of Convenience and Necessity (CCN) and to decertify portions of certified water service areas of Caddo Basin SUD, Copeville SUD, and City of Josephine in Collin County, Texas under Texas Water Code (TWC) §§ 13.242 to 13.250 and the 16 Texas Administrative Code (TAC) §§ 24.225 to 24.237.

Staff has reviewed the supplemental mapping documentation provided by the Applicant on March 31, 2020, and on April 2, 2020, and recommends the application be deemed administratively incomplete and not accepted for filing due to the deficiencies detailed below. Staff requests that the Applicants address the deficiencies by providing the information requested below:

Mapping Content:

The digital mapping data, general location and detailed maps do not accurately identify the portion to be decertified from Caddo Basin SUD's CCN No. 10165. In the digital mapping data, the Applicant must remove portions of the requested area that overlaps with Nevada SUD's CCN No. 12175.

Applicant must file the following items to resolve the mapping deficiencies:

- A revised general location map identifying only the requested area, in reference to the nearest county boundary, city, or town.
- A revised detailed map identifying only the requested area, in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.
- Revised digital mapping data for the requested area, provided as a single polygon record, in a shapefile (SHP) format, georeferenced in either NAD83 Texas Statewide Mapping System (Meters).
- State the approximate total acreage for the revised requested areas, which should reflect the same acreage provided in the digital mapping data.
 - Portion to be decertified from Caddo Basin SUD (CCN No. 10165);
 - Portion to be decertified from Copeville SUD (CCN No. 11376);
 - Portion to be decertified from Josephine (CCN No. 12307); and
 - Portion to be amended to Nevada SUD (CCN No. 12175).

Staff recommends the Applicant's mapping staff obtain additional mapping guidance from the PUC'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 PUC. The instructions for filing confidential documents can be found on our website at: (<http://www.puc.texas.gov/industry/filings/FilingProceed.aspx>).