



Control Number: 50399



Item Number: 29

Addendum StartPage: 0

RECEIVED

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

20 DEC 30 AM 11:51
PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK

COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Recommendation on Sufficiency of Notice. Staff recommends that the notice be deemed sufficient. 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 portions of the certificated water service areas of Caddo Basin Special Utility District, Copeville Special Utility District, and the City of Josephine in Collin County that will be added to Nevada SUD’s existing service area. The requested service area consists of 1,378 acres and 14 customer connections. Nevada SUD filed proof of notice on December 1, 2020.

On November 3, 2020, the administrative law judge (ALJ) filed Order No. 9, requiring Staff to file a recommendation on sufficiency of notice and to propose a procedural schedule for the further processing of the application by December 30, 2020. Therefore, this pleading is timely filed.

II. SUFFICIENCY OF NOTICE

Staff has reviewed the notice documentation filed by Nevada SUD on December 1, 2020. Nevada SUD filed an Affidavit of Notice to Neighboring Utilities, Landowners and Affected

Parties indicating that notice of the application was mailed to the landowners and entities identified in the affidavit on November 16, 2020. Nevada SUD filed the affidavit and a copy of notice and map in the docket within 30 days of the date of notice.

Nevada SUD’s filing also included a publisher’s affidavit showing that notice was published in *The Collin County Commercial Record*, a newspaper of general circulation in Collin County, on November 19, 2020 and November 26, 2020. Nevada SUD filed the publisher’s affidavit in the docket within 30 days of the date of notice.

Staff has reviewed Nevada SUD’s proof of notice and finds that Nevada SUD provided notice in accordance with Staff’s Third Supplemental Recommendation on Administrative Completeness and Proposed Notice filed on November 2, 2020. Therefore, Staff recommends that Nevada SUD’s notice of the application be deemed sufficient.

III. PROCEDURAL SCHEDULE

Staff recommends that notice be found sufficient. Therefore, Staff proposes the following procedural schedule:

Event	Date
Deadline to Intervene	December 26, 2020
Deadline for Commission Staff to provide final maps, certificates, and tariffs (if applicable), to Nevada SUD, Caddo Basin SUD, Copeville SUD, and the City of Josephine for review and consent	February 24, 2021
Deadline for Nevada SUD, Caddo Basin SUD, Copeville SUD, and the City of Josephine to file signed consent forms with the Commission	March 10, 2021
If no hearing is requested, deadline for Commission Staff to file a final recommendation on the application	March 17, 2021
If no hearing is requested, deadline for the parties to file joint proposed findings of fact and conclusions of law	March 24, 2021

IV. CONCLUSION

For the reasons detailed above, Staff recommends that the notice be found sufficient and that the proposed procedural schedule be adopted.

Dated: December 30, 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

DOCKET NO. 50399

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 December 30, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Robert Dakota Parish
Robert Dakota Parish