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DOCKET NO. 50405

**PETITION OF THE SANCTUARY
TEXAS, LLC TO AMEND AQUA
TEXAS, INC.'S CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
DENTON COUNTY BY EXPEDITED
RELEASE**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**



**ORDER NO. 5
FINDING PETITION ADMINISTRATIVELY COMPLETE, NOTICE SUFFICIENT,
AND ESTABLISHING PROCEDURAL SCHEDULE**

This Order addresses the January 2, 2020, petition of The Sanctuary Texas, LLC for expedited release of 70.146 acres of land within the boundaries of Aqua Texas, Inc.'s water certificate of convenience and necessity number 13201 in Denton County.

On March 19, 2020, Commission Staff recommended that the petition be found administratively complete and notice be found sufficient. The administrative law judge (ALJ) finds the petition administratively complete and notice sufficient.

Under the provisions of Texas Water Code (TWC) § 13.2541, the granting of streamlined expedited release initiates an appraisal process to determine the amount of monetary compensation that may be owed by the landowner to the certificate holder for the tract of land that was released. Therefore, an order granting approval for streamlined expedited release is interim in nature, and the docket will continue for the purpose of determining the issue of compensation.

In light of the applicability of the recent statutory amendments, the following procedural schedule applies in this case:

Event	Date
Deadline for Aqua Texas and intervenors to file a response to the administratively complete petition	July 17, 2020
Deadline for Commission Staff's recommendation on final disposition	July 24, 2020
Deadline for Sanctuary to file a reply to both Aqua Texas' response and Commission Staff's recommendation on final disposition	July 31, 2020
Sixty-day administrative approval of streamlined expedited release	September 8, 2020

<i>In the event streamlined expedited release is granted and The Sanctuary and Aqua Texas can select an agreed-upon appraiser</i>	
Deadline for The Sanctuary and Aqua Texas to select an agreed-upon appraiser	September 18, 2020
Deadline for appraiser's report	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by The Sanctuary to Aqua Texas	Within 60 days after appraiser's report
Deadline for The Sanctuary to pay any compensation due to Aqua Texas	Within 90 days of Commission's final order on compensation
<i>In the event streamlined expedited release is granted and The Sanctuary and Aqua Texas are unable to select an agreed-upon appraiser</i>	
Deadline for reports from The Sanctuary's appraiser and from Aqua Texas' appraiser	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission Staff's appraiser's report	Within 100 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by The Sanctuary to Aqua Texas	Within 60 days after Commission receives the final appraisal
Deadline for The Sanctuary to pay any compensation due to Aqua Texas	Within 90 days of Commission's final order on compensation

Service of pleadings is typically governed by 16 TAC § 22.74. However, in light of the Commission's Order entered in Docket No. 50664, which suspended the service requirements found in 16 TAC § 22.74, all parties must file any pleading or document with the Commission solely through the Interchange on the Commission's website and provide notice, by e-mail, to all other parties that the pleading or document has been filed with the Commission, unless otherwise ordered by the presiding officer. It will be incumbent upon all other parties to obtain a copy of the pleading or document by accessing the Interchange.

Signed at Austin, Texas the 10th day of July 2020.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read 'Isaac TA', written over a horizontal line.

ISAAC TA
ADMINISTRATIVE LAW JUDGE