



Control Number: 50463



Item Number: 5

Addendum StartPage: 0

RECEIVED

2020 MAR -2 AM 10:46

APPLICATION OF ALBURY MANOR §
UTILITY COMPANY, INC. FOR A §
CLASS D ANNUAL RATE §
ADJUSTMENT §

PUBLIC UTILITY COMMISSION

OF TEXAS

PUBLIC UTILITY COMMISSION
FILED'S OFFICE

NOTICE OF APPROVAL

This Notice of Approval addresses the application of Albury Manor Utility Company, Inc. for an annual rate adjustment under Texas Water Code (TWC) § 13.1872. Albury Manor is a Class D utility requesting that its water monthly base rates and gallonage block rates be increased by 5.0%. The Commission approves the application to the extent provided in this Notice of Approval.

I. Findings of Fact

The Commission makes the following findings of fact.

Applicant

1. Albury Manor is a domestic for-profit corporation registered with the Texas secretary of state on September 12, 1979 under registration number 49150700.
2. Albury Manor provides water service under certificate of convenience and necessity (CCN) number 11507 in Harris County and serves 50 active connections.
3. Albury Manor operates one Texas Commission on Environmental Quality-approved public water system (PWS) registered under PWS identification number 1012052.

Application

4. On January 21, 2020, Albury Manor filed an application for a Class D annual rate increase of 5.0%.
5. Albury Manor proposed an effective date of April 1, 2020.
6. In Order No. 2 filed on February 27, 2020, the administrative law judge (ALJ) deemed the application administratively complete and accepted for filing and established an effective date of April 15, 2020.

7. This filing is Albury Manor’s first Class D rate adjustment request, and its second rate adjustment request since its last rate proceeding.

Rate Adjustment

8. Albury Manor requested a 5.0% annual rate adjustment to its water tariff base rate and its water gallonage rates.

9. Albury Manor proposed increasing the monthly water base rate as follows:

Meter Size	Approved Tariff Base Rate	Proposed Base Rate
5/8” or 3/4”	\$ 16.51	\$ 17.34
1”	\$ 27.58	\$ 28.96
2”	\$ 88.01	\$ 92.41

10. Albury Manor proposed increasing the water gallonage rates as follows:

Gallonage Blocks	Approved Gallonage Block Rate (per 1,000 gallons)	Proposed Gallonage Block Rate (per 1,000 gallons)
0 to 15,000	\$ 1.81	\$ 1.90
All usage over 15,000	\$ 2.48	\$ 2.60

Tariff

11. On February 20, 2020, Commission Staff filed the proposed tariff as an attachment to its recommendation.

12. The proposed tariff filed by Commission Staff incorporates an effective date for the new rates of April 15, 2020.

Informal Disposition

13. More than 15 days have passed since the completion of notice provided in this docket.

14. No person filed a protest or motion to intervene.

15. Albury Manor and Commission Staff are the only parties to this proceeding.

16. No party requested a hearing and no hearing is needed.

17. Commission Staff recommended approval of the application.

18. This decision is not adverse to any party.

II. Conclusions of Law

The Commission makes the following conclusions of law.

1. The Commission has jurisdiction over the application under TWC § 13.1872.
2. Albury Manor is a utility as defined in TWC § 13.002(23) and is a Class D utility under TWC § 13.002(4-d).
3. Under TWC § 13.1872(f), Albury Manor may adjust its rates not more than once each year and not more than four times between rate proceedings under TWC § 13.1871.
4. An increase in Albury Manor’s water base rates and gallonage block rates of 5.0% complies with TWC § 13.1872(e)(2).
5. The Commission processed the application in accordance with the requirements of the TWC, the Administrative Procedure Act,¹ and Commission rules.
6. Albury Manor has demonstrated that it has met the requirements of TWC § 13.1872 for approval of the rate adjustments.
7. The requirements for informal disposition under 16 TAC § 22.35 have been met in this proceeding.
8. Under TWC § 13.1872(c)(1), the applicant must provide notice at least 30 days before the effective date of the rate change.

III. Ordering Paragraphs

In accordance with these findings of fact and conclusions of law, the Commission issues the following orders.

1. The Commission approves the application for a Class D annual rate adjustment.
2. The Commission increases Albury Manor’s monthly water base rates for its water system to the following:

Meter Size	Rate
5/8” or 3/4”	\$ 17.34
1”	\$ 28.96
2”	\$ 92.41

¹ Tex. Gov’t Code ch. 2001.

3. The Commission increases Albury Manor's water gallonage block rates to the following:

Gallonage Block	Rate (per 1,000 gallons)
0 to 15,000	\$ 1.90
All usage over 15,000	\$ 2.60

4. The Commission approves the proposed tariff filed by Commission Staff on February 20, 2020.
5. Within ten days of this Notice of Approval, Commission Staff must file a clean copy of the tariff with Central Records to be marked *Approved* and kept in the Commission tariff book.
6. Albury Manor must, by March 15, 2020, provide to each ratepayer by mail, or by electronic mail if the ratepayer has agreed to receive communications electronically, a copy of the notice attached to Commission Staff's February 20, 2020 recommendation.
7. By March 31, 2020, Albury Manor must file proof that it has provided notice as specified above.
8. The Commission denies all other motions and any other requests for general or specific relief that have not been expressly granted.

Signed at Austin, Texas the 2nd day of March 2020.

PUBLIC UTILITY COMMISSION OF TEXAS



HUNTER BURKHALTER
ADMINISTRATIVE LAW JUDGE