



Control Number: 50553



Item Number: 3

Addendum StartPage: 0

DOCKET NO. 50553

RECEIVED

2020 MAR 16 PM 3:09

PUBLIC UTILITY COMMISSION
PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK

APPLICATION OF COUNTY LINE §
SPECIAL UTILITY DISTRICT TO §
AMEND ITS CERTIFICATE OF §
CONVENIENCE AND NECESSITY §
AND TO DECERTIFY A PORTION OF §
POLONIA WATER SUPPLY §
CORPORATION'S CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN §
HAYS AND CALDWELL COUNTIES §

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

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and in response to Order No. 1, files this Recommendation on Administrative Completeness of Application and Proposed Procedural Schedule. Staff recommends that the application be deemed deficient and that the applicant be ordered to address the identified deficiencies. In support thereof, Staff shows the following:

I. BACKGROUND

On February 14, 2020, County Line Special Utility District (County Line SUD), filed an application to amend its water certificate of convenience and necessity (CCN) No. 10292 and to decertify a portion of Polonia Water Supply Corporation's CCN No. 10420 in Hays and Caldwell counties under Texas Water Code (TWC) §§ 13.242 to 13.250 and the 16 Texas Administrative Code (TAC) §§ 24.225 to 24.237. The requested service area consists of 188 acres and no existing customers.

On February 20, 2020, Order No. 1 was issued establishing a deadline of March 16, 2020, for Staff to file a recommendation on the administrative completeness of the application and notice and propose a procedural schedule for further processing of the application. Therefore, this pleading is timely filed.

II. ADMINISTRATIVE COMPLETENESS

As detailed in the attached memorandum from Elisabeth English, in the Commission's Infrastructure Division, Staff has reviewed the application and recommends that it be found administratively incomplete at this time. Staff recommends that County Line SUD be ordered to

cure the deficiencies identified in Ms. English's memorandum by April 16, 2020, and that Staff be given a deadline of May 15, 2020, to file a supplemental recommendation on the administrative completeness of the application. Staff notes that County Line SUD should not issue notice until the application is found administratively complete.

III. COMMENTS ON PROCEDURAL SCHEDULE

In accordance with Staff's deficiency 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 application sufficiency.

IV. CONCLUSION

For the reasons discussed above, Staff respectfully recommends that the application be found administratively incomplete at this time and that County Line SUD be ordered to file a supplement addressing the identified deficiencies in the application by April 16, 2020.

Dated: March 16, 2020

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Rachelle Nicolette Robles
Division Director

s/ Kourtnee Jinks
Kourtnee Jinks
State Bar No. 24097146
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7265
(512) 936-7268 (facsimile)
kourtnee.jinks@puc.texas.gov

DOCKET NO. 50553

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on March 16, 2020, in accordance with 16 TAC § 22.74.

s/ Kourtnee Jinks
Kourtnee Jinks