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DOCKET NO. 51166

PETITION OF COLORADO RIVER PROJECT, LLC TO AMEND SWWC UTILITIES, INC. DBA HORNSBY BEND UTILITY'S CERTIFICATE OF CONVENIENCE AND NECESSITY IN TRAVIS COUNTY BY EXPEDITED RELEASE

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PUBLIC UTILITY COMMISSION OF TEXAS
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ORDER NO. 6
FINDING PETITION ADMINISTRATIVELY COMPLETE AND NOTICE SUFFICIENT, AND ESTABLISHING PROCEDURAL SCHEDULE

This Order addresses the administrative completeness and notice for Colorado River Project, LLC's (CRP) petition for streamlined expedited release. On August 13, 2020 CRP filed a petition to amend SWWC Utilities, Inc. dba Hornsby Bend Utility's (Hornsby Bend) water CCN number 11978 and sewer CCN number 20650 in Travis County by expedited release. CRP filed supplemental information on August 31 and September 9, 17, and 29, 2020. CRP filed an amended petition on October 9, 2020 and a supplement to the amended petition on October 29, 2020.

I. Finding Application Administratively Complete

On November 4, 2020, Commission Staff recommended that the petition, as amended and supplemented, be found administratively complete. The administrative law judge (ALJ) finds the petition, as amended and supplemented, administratively complete.

II. Notice

CRP stated in its October 29, 2020 filing that it mailed a copy of its amended petition and supplement to the amended petition to the CCN holder, Hornsby Bend, by certified mail. The ALJ finds the notice sufficient.

III. Establishing Procedural Schedule

Under 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, in the event the requested release is approved, the docket will continue for the purpose of determining the issue of compensation.

The following procedural schedule applies in this case:

Event	Date
Deadline for Hornsby Bend to substantively respond to the administratively complete petition	November 19, 2020
Deadline for Commission Staff's recommendation on final disposition	December 3, 2020
Deadline for petitioner to file a reply to Hornsby Bend's response and Commission Staff's recommendation on final disposition	December 10, 2020
Sixty-day administrative approval of expedited release	January 4, 2021
<i>In the event expedited release is granted and the petitioner and Hornsby Bend can select an agreed-upon appraiser</i>	
Deadline for petitioner and Hornsby Bend to select an agreed-upon appraiser	Within 10 days after the Commission approves expedited release
Deadline for appraiser's report	Within 70 days after the Commission approves expedited
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to Hornsby Bend	Within 60 days after appraiser's report
Deadline for petition to pay any compensation due to the Hornsby Bend	Within 90 days of Commission's final order on compensation
<i>In the event expedited release is granted and petitioner and Hornsby Bend are unable to select an agreed-upon appraiser</i>	
Deadline for reports from petitioner's appraiser and from Hornsby Bend's appraiser	Within 70 days after the Commission approves expedited release
Deadline for Commission Staff's appraiser's report	Within 100 days after the Commission approves expedited
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to Hornsby Bend	Within 60 days after Commission receives the final appraisal
Deadline for petitioner to pay any compensation due to Hornsby Bend	Within 90 days of Commission's final order on compensation

Signed at Austin, Texas the 5th day of November 2020.

PUBLIC UTILITY COMMISSION OF TEXAS



HUNTER BURKHALTER
CHIEF ADMINISTRATIVE LAW JUDGE

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