



Control Number: 51170



Item Number: 59

**Peter M. Lake**  
Chairman

**Will McAdams**  
Commissioner

**Lori Cobos**  
Commissioner

**Jimmy Glotfelty**  
Commissioner



**Greg Abbott**  
Governor

**Thomas J. Gleeson**  
Executive Director

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## *Public Utility Commission of Texas*

**TO:** Peter M. Lake, Chairman  
Will McAdams, Commissioner  
Lori Cobos, Commissioner  
Jimmy Glotfelty, Commissioner  
  
All Parties of Record

**FROM:** Stephen Journeay, Commission Counsel

**DATE:** 2 March 2022

**RE:** 10 March 2022 Open Meeting – Item No. XX

Docket No. 51170 – *Application of the City of Sweetwater to Amend a Certificate of Convenience and Necessity in Nolan County*

A proposed order in the above-referenced docket is posted for consideration and action by the Commission. If the Commission adopts the proposed order, I recommend the following changes.

A new finding of fact should be added before finding of fact 38 to reflect that it will not be necessary for Sweetwater to construct a physically separate water system to serve the area.

XX. It will not be necessary for Sweetwater to construct a physically separate water system to serve the area.

Conclusion of law 1 should be modified for accuracy.

1. The Commission has authority over this proceeding under TWC §§ ~~13.041~~, 13.241, 13.242, 13.244, and 13.246.

Conclusion of law 6 should be modified to reflect that the recited factors are also required by 16 TAC § 24.277(a).

6. After considering the factors in TWC §§ 13.241(a) and 13.246(c) and 16 TAC § 24.227(a) and (e), Sweetwater demonstrated adequate financial, managerial, and technical capability for providing continuous and adequate service in the requested area and its current service area in Nolan County, as required by TWC § 13.241(a) and 16 TAC § 24.227.

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