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DOCKET NO. 51279

**APPLICATION OF GREEN ACRES
MHP-RIVERVIEW ESTATES FOR A
CLASS D RATE ADJUSTMENT**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

NOTICE OF APPROVAL

This Notice of Approval addresses the application of Green Acres MHP-Riverview Estates, a Class D utility, for an annual rate adjustment under Texas Water Code (TWC) § 13.1872. The Commission increases Green Acres' monthly base and gallonage rate by 5.0%, effective January 3, 2021.

I. Findings of Fact

The Commission makes the following findings of fact.

Applicant

1. Green Acres operates and maintains facilities for providing water service under certificate of convenience and necessity (CCN) number 11785 in El Paso county and serves 110 active water connections.
2. Green Acres operates two public water systems registered with the Texas Commission on Environmental Quality under identification numbers 0710066 and 0710067.

Application

3. On September 14, 2020, Green Acres filed an application for a Class D annual rate adjustment of 5.0%.
4. On September 23, 2020, Green Acres filed a supplement to the application.
5. Green Acres provided "to be determined" for the effective date for the rate adjustment.
6. Green Acres filed one prior Class D rate adjustment application in 2018.
7. In Order No. 2 filed on October 19, 2020, the administrative law judge deemed the application administratively complete.

Rate Adjustment

8. Green Acres requested a 5.0% annual rate adjustment to its water monthly base rate and gallonage rate.
9. Green Acres proposed increasing its monthly base rate. The proposed new monthly base rate reflects a meter size that conforms with Green Acres' previously approved tariff as follows:

Meter size	Current Monthly Minimum Charge (includes 3,000 gallons)	Proposed Monthly Minimum Charge (includes 3,000 gallons)
5/8" or 3/4"	\$ 24.84	\$ 26.08

10. Green Acres proposed increasing its gallonage rate as follows:

Gallons	Current Gallonage Charge (per 1,000 gallons)	Proposed Gallonage Charge (per 1,000 gallons)
3,001 and more	\$ 1.55	\$ 1.63

Tariff

11. On October 14, 2020, Commission Staff filed the proposed water tariff as an attachment to its recommendation on administrative completeness and final disposition.

II. Conclusions of Law

The Commission makes the following conclusions of law.

1. The Commission has authority over the application under TWC § 13.1872.
2. Green Acres 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), Green Acres may adjust its rates not more than once each year and not more than four times between rate proceedings under TWC § 13.1871.
4. A 5.0% increase in Green Acres' monthly water base rates and gallonage rates 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.

¹ Tex. Gov't Code §§ 2001.001–.903.

6. Green Acres has demonstrated that it has met the requirements of TWC § 13.1872 for approval of the rate adjustments.
7. Under TWC § 13.1872(c)(1), the applicant must provide notice 30 days before the effective date of the proposed change.
8. Under 16 TAC § 24.49(e), the applicant must provide notice after it receives a written order by the Commission approving or modifying the application.

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, effective January 3, 2021.
2. The Commission adjusts Green Acres' monthly water base rate, effective January 3, 2021, as follows:

Meter size	Monthly Minimum Charge (includes 3,000 gallons)
5/8" or 3/4"	\$ 26.08

3. The Commission adjusts Green Acres' monthly water gallonage rate, effective January 3, 2021, as follows:

Gallons	Gallonage Charge (per 1,000 gallons)
3,001 and more	\$ 1.63

4. The Commission approves the tariff attached Commission Staff's recommendation on administrative completeness and final disposition filed on October 14, 2020.
5. Within ten days of the date of this Notice of Approval, Commission Staff must file a clean copy of the tariff, with the approved effective date, with central records to be marked *Approved* and kept in the Commission tariff book.
6. Green Acres must, by December 4, 2020, provide to each ratepayer by mail, or by electronic mail if the ratepayer has agreed to receive communications electronically, notice of the rate adjustment with the new effective date of January 3, 2021, using the form

attached to Commission Staff's recommendation on administrative completeness and final disposition filed on October 14, 2020.

7. By December 15, 2020, Green Acres 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 5 day of February 2021.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read "Katie Moore", is written over a horizontal line.

KATIE MOORE
ADMINISTRATIVE LAW JUDGE