



Filing Receipt

Filing Date - 2024-02-08 02:45:15 PM

Control Number - 51657

Item Number - 61

DOCKET NO. 51657

| | | |
|--------------------------------------|----------|----------------------------------|
| APPLICATION OF THE CITY OF | § | PUBLIC UTILITY COMMISSION |
| ANNA TO AMEND ITS CERTIFICATE | § | |
| OF CONVENIENCE AND NECESSITY | § | OF TEXAS |
| IN COLLIN COUNTY | § | |

**ORDER NO. 15
REQUIRING CLARIFICATION**

This Order requires the City of Anna and Commission Staff to provide clarification, correction, and possibly additional filings.

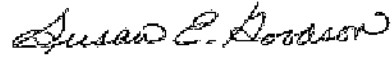
First, section 3.4 of Ms. Jolie Mathis' memo attached to Commission Staff's final recommendation filed on January 5, 2024, says no additional construction will be needed for Anna to serve the requested area. Then, section 3.7 of the memo says Anna will be extending an existing sewer system treatment plant to serve the requested area. The city has gotten a permit for a new wastewater treatment plant to serve the requested area, therefore it is unclear if or how these statements are correct, but if they are they need to be included in the approval. Commission Staff must clarify or correct these statements.

Second, the ALJ was unable to locate in the record of this proceeding where the city provided notice of this application to the sole landowner or filed the affidavit required by 16 Texas Administrative Code (TAC) § 24.235(b) regarding landowners of a tract of land that is at least 25 acres and wholly or partially included in the requested area. The application includes information that John H. Rattan owns the three parcels that make up the requested area and that he has requested service from the city. However, notice of the application must still be provided to Mr. Rattan and the affidavit regarding 25 acres is still required. Therefore, the city must indicate where in the record there is proof that Mr. Rattan was provided notice or provide such notice and provide proof of notice. In addition, the city must indicate where in the record the affidavit for 16 TAC § 24.235(b) is located or provide one.

On or before February 22, 2024, the parties must provide the requested clarifications, corrections, or additional filings. The parties must also request admission of these filings into evidence in this proceeding if appropriate.

Signed at Austin, Texas on the 8th day of February 2024.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in cursive script, reading "Susan E. Goodson".

SUSAN E. GOODSON

ADMINISTRATIVE LAW JUDGE