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DOCKET NO. 51660

APPLICATION OF PAMPA
INVESTMENT GROUP, LP FOR A
SEWER CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
BELL COUNTY

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PUBLIC UTILITY COMMISSION
OF TEXAS

COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF NOTICE

On December 28, 2020, Pampa Investment Group, LP (Pampa) filed an application to obtain a sewer certificate of convenience and necessity in Bell County, Texas under Texas Water Code (TWC) §§ 13.242 to 13.250 and 16 Texas Administrative Code (TAC) §§ 24.225 to 24.237. The requested service area consists of approximately 218 acres, 0 existing connections, and 488 planned connections. Pampa filed revised mapping information on February 23, 2021 and March 2, 2021.

On March 23, 2021, the administrative law judge filed Order No. 3, finding the application, as supplemented, administratively complete and setting a deadline of May 7, 2021 for Pampa to file with the Commission signed affidavits that the notice was given along with a copy of the notice sent to the affected parties and published in a newspaper of general circulation in Bell County. Order No. 3 also set a deadline of May 17, 2021 for the Staff of the Public Utility Commission of Texas (Staff) to file a recommendation on the sufficiency of notice.

I. NOTICE

Staff has reviewed Pampa's proof of notice and recommends that it be found sufficient. Pampa filed proof of completed notice on May 14, 2021. The filing contains the affidavit of Jane Moon, the classified manager of the *Temple Daily Telegram*, indicating that on April 2, 2021 and on April 9, 2021, notice was published in a newspaper of general circulation in Bell County. The filing also includes the notice of Bret W. Fenner, Pampa's authorized representative, indicating that on March 24, 2021, notice was given to the parties identified in Patricia Garcia's March 23, 2021 memorandum. Finally, Pampa's filing indicates that no customer notice was required as the requested area does not currently serve any customers, and in addition no landowner in the requested service area owns property that is more than 25 acres. Therefore, Pampa has

substantially met the notice requirements of 16 Texas Administrative Code § 24.235(b) and (c) and Staff recommends that the notice be found sufficient.

II. PROPOSED PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule:

Event	Date
Notice completed	April 9, 2021
Deadline for intervention	May 9, 2021 ¹
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable), to Pampa for review and consent	June 16, 2021
Deadline for Pampa to file signed consent forms with the Commission	June 30, 2021
If no hearing is requested, deadline for Staff to file a final recommendation on the application	July 14, 2021
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	July 28, 2021

III. CONCLUSION

For the reasons detailed above, Staff respectfully recommends that Pampa's notice be found sufficient and that the proposed procedural schedule be adopted.

¹ Under 16 TAC § 24.235(a)(3), the intervention deadline is 30 days after the mailing or publication of notice, whichever occurs later. Notice was mailed on March 24, 2021 and published on April 2, 2021 and April 9, 2021. Therefore, 30 days after April 9, 2021 is May 9, 2021.

Dated: May 18, 2021

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on May 18, 2021 in accordance with the Order Suspending Rules, filed in Project No. 50664.

/s/ John Harrison
John Harrison