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PUC DOCKET NO. 51738

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PETITION BY THE SANCTUARY  
TEXAS, LLC,  
FOR EXPEDITED RELEASE FROM  
WATER CCN NO. 13201 HELD BY  
AQUA TEXAS IN  
DENTON COUNTY

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FILED BEFORE THE  
FILING CLERK

PUBLIC UTILITY COMMISSION

OF TEXAS

**THE SANCTUARY TEXAS, LLC'S REPLY TO COMMISSION STAFF'S  
RECOMMENDATION ON FINAL DISPOSITION TO ITS PETITION FOR  
STREAMLINED EXPEDITED RELEASE**

**TO THE PUBLIC UTILITY COMMISSION OF TEXAS:**

The Sanctuary Texas, LLC ("Petitioner" or "The Sanctuary") files this Reply to Commission Staff's Recommendation on Final Disposition ("Staff's Recommendation") to Its Petition for Streamlined Expedited Release and in support thereof respectfully shows as follows:

**I. Procedural Status**

1. On January 20, 2021, Petitioner filed its Petition (the "Petition") with the Public Utility Commission of Texas for expedited release from Aqua Texas's ("Aqua") water certificate of convenience and necessity ("CCN") No. 13201. The Petition was found administratively complete on April 19, 2021. *See* Order No. 3. Staff filed its Recommendation on May 17, 2021. Petitioner now files its Reply seeking approval of its Petition or, alternatively, an opportunity to cure the concern addressed by Staff.

**II. Argument and Authority**

2. Petitioner's request for expedited release from CCN No. 13201 meets the requirements of Texas Water Code Section 13.2541(b) and 16 Texas Administrative Code Section 24.245(l). The "Property," as defined in the Petition, contains the approximately 70.149 acres of contiguous property, as shown by the filed mapping information. The Property is

greater than twenty-five (25) acres, is located within a qualifying county, and is not receiving water service. The Petition has been found administratively complete by meeting these statutory elements.

**A. Response to Commission Staff's Recommendation on Final Disposition**

Staff has recommended that Petitioner revise its mapping in support of its Petition to more accurately reflect prior Commission orders. Specifically, Staff has recommended that Petitioner provide mapping to exclude only the water meter from decertification rather than also including the water line. Petitioner is agreeable to providing revised mapping but is more strongly in favor of Staff's alternative recommendation. Petitioner agrees that the fact that the residence at 106 Garza Lane, Little Elm, Texas 75068, which is the consuming facility, has been removed from the area to be decertified supports a finding that the property is not receiving service and should be decertified.

**III. Conclusion and Prayer**

WHEREFORE, Petitioner respectfully requests this Court to enter and Order GRANTING the Sanctuary' LLC'S Petition for Expedited Decertification.

Respectfully submitted,

COATS | ROSE

By: 

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**ATTORNEY FOR PETITIONER**  
**THE SANCTUARY TEXAS, LLC**

**CERTIFICATE OF SERVICE**

I hereby certify that on this 24<sup>th</sup> day of May, 2021, a true and correct copy of this document was served on all parties of record in this proceeding by electronic mail and by filing on the PUC Interchange System.

**Counsel for Aqua Texas, Inc.**

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A handwritten signature in black ink, reading "Natalie B. Scott". The signature is fluid and cursive, with a horizontal line drawn across the bottom of the signature.

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Natalie B. Scott