

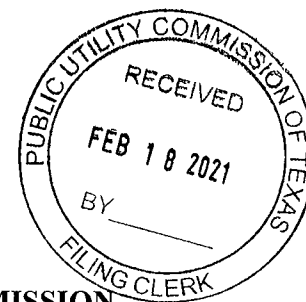


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DOCKET NO. 51738

PETITION OF SANCTUARY TEXAS,	§	PUBLIC UTILITY COMMISSION
LLC TO AMEND AQUA TEXAS, INC.'S	§	
CERTIFICATE OF CONVENIENCE	§	OF TEXAS
AND NECESSITY IN DENTON	§	
COUNTY BY EXPEDITED RELEASE	§	

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE
COMPLETENESS AND PROPOSED NOTICE**

On January 20, 2021, Sanctuary Texas, LLC (Sanctuary) filed a petition for streamlined expedited release of approximately 69.113 acres of land within the boundaries of the Aqua Texas, Inc.'s (Aqua Texas) water certificate of convenience and necessity (CCN) No. 13201 in Denton County, Texas, under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(h). Sanctuary asserts that the tract of land is at least 25 acres, is not receiving water service, and is located in Denton County, which is a qualifying county. Sanctuary filed supplemental information on February 3, 2021. Aqua Texas filed a motion to intervene on February 5, 2021.

On January 21, 2021, Order No. 1 was filed setting a deadline of February 18, 2021, for the Staff of the Public Utility Commission of Texas (Staff) to file comments on the administrative completeness of the petition, the sufficiency of the notice, and to propose a procedural schedule. This pleading is therefore timely filed.

I. ADMINISTRATIVE COMPLETENESS

As detailed in the attached memorandum from Pai Liu in the Commission's Infrastructure Division, Staff recommends that the supplemented petition be found administratively incomplete. Specifically, Staff has noted deficiencies in the mapping content.

II. PROPOSED PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule for the continued processing of this docket:

Event	Date
Deadline for Sanctuary to file information to cure deficiencies identified in Staff's memorandum	March 18, 2021

5

Deadline for Commission Staff to file a supplemental recommendation on sufficiency of the petition and proposed procedural schedule	April 16, 2021
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III. CONCLUSION

Staff respectfully requests the issuance of an order consistent with the foregoing recommendation.

Dated: February 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 on February 18, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Creighton R. McMurray
Creighton R. McMurray

Public Utility Commission of Texas

Memorandum

TO: Creighton McMurray, Attorney
Legal Division

FROM: Pai Liu, Policy Advisor
Infrastructure Division

DATE: February 18, 2021

RE: Docket No. 51738 – *Petition of Sanctuary Texas, LLC to Amend Aqua Texas, Inc.'s Certificate of Convenience and Necessity in Denton County by Expedited Release*

On January 20, 2021, Sanctuary Texas, LLC (Sanctuary) filed an application for streamlined expedited release from Aqua Texas. Inc.'s (Aqua Texas) water certificate of convenience and necessity (CCN) No. 13201 in Denton County, under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(h). Sanctuary asserts that the land is at least 25 contiguous acres, is not receiving water service, and is located in Denton County, which is a qualifying county.

Sanctuary submitted a sworn affidavit attesting that the property was not receiving water service from Aqua Texas and a warranty deed confirming Sanctuary's ownership of the tract of land.

The petition also includes a statement indicating a copy of the petition was sent via certified mail to Aqua Texas on the date the petition was filed with the Commission.

Based on the mapping review by Gary Horton, Infrastructure Division, and my technical and managerial review of the information provided by Sanctuary, I recommend the petition be deemed insufficient for filing and found administratively incomplete.

Mapping Content:

Maps submitted with Interchange Item 1 on January 20, 2021 and Interchange Item 3 on February 3, 2020 are deficient.

Sanctuary must submit the following items to resolve the mapping deficiencies:

- A general location map identifying only the requested area, in reference to the nearest county boundary, city, or town.
- A detailed map identifying only the requested area, in reference to verifiable man-made

and natural landmarks, such as roads, rivers, and railroads.

- Digital mapping data for the requested area, as a single polygon record, in shapefile (SHP) format, georeferenced in either NAD83 Texas Statewide Mapping System (Meters) or NAD83 Texas State Plane Coordinate System (US Feet); OR metes and bounds survey sealed or embossed by either a licensed state surveyor or a registered professional land surveyor.