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DOCKET NO. 51824

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PETITION OF SAM HILL VENTURE
TO AMEND THE TOWN OF LITTLE
ELM'S CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
DENTON COUNTY BY EXPEDITED
RELEASE

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PUBLIC UTILITY COMMISSION

OF TEXAS

MISSION

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE
COMPLETENESS AND PROPOSED PROCEDURAL SCHEDULE**

On February 22, 2021, Sam Hill Venture (Sam Hill) filed a petition to amend the Town of Little Elm's (Little Elm's) water certificate of convenience and necessity (CCN) in Denton County by streamlined expedited release. Sam Hill seeks the expedited release of 14.5 acres of its tract of land that lies within the boundaries of Little Elm's water CCN number 11202. Sam Hill filed supplemental information on March 11, 2021.

On March 17, 2021, the administrative law judge (ALJ) filed Order No. 1, directing Staff (Staff) of the Public Utility Commission of Texas to file a supplemental recommendation on sufficiency of the amended application by April 12, 2021. Therefore, this pleading is timely filed.

I. ADMINISTRATIVE COMPLETENESS

As detailed in the attached memorandum from Jolie Mathis, Infrastructure Division, Staff has reviewed the amended petition for expedited release and recommends that it be found administratively complete.

II. PROCEDURAL SCHEDULE

Under 16 TAC § 24.245(h)(7) there is an expedited deadline of 60 days for approval of the requested release that begins once the ALJ issues an order finding a petition administratively complete. Staff recommends that the petition be found administratively complete. Therefore, Staff proposes the following procedural schedule and requests that the ALJ populate the deadlines accordingly when the ALJ issues that order.

Event	Date
Deadline for Sam Hill and intervenors to file a response to the administratively complete petition	20 days from the date of the order finding the petition administratively complete
Deadline for Staff's recommendation on final disposition	34 days from the date of the order finding the petition administratively complete
Deadline for petitioner to file a reply to Sam Hill's response and Staff's recommendation on final disposition	41 days from the date of the order finding the petition administratively complete
Sixty-day administrative approval of streamlined expedited release	60 days from the date of the order finding the petition administratively complete

III. CONCLUSION

For the reasons detailed above, Staff respectfully recommends that Sam Hill's petition be found administratively complete and that the proposed procedural schedule be adopted.

Dated: April 12, 2021

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Rachelle Nicolette Robles
Division Director

Heath D. Armstrong
Managing Attorney

/s/ Kevin R. Bartz

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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 April 12, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ *Kevin R. Bartz*
Kevin R. Bartz

Public Utility Commission of Texas

Memorandum

TO: Kevin Bartz, Attorney
Legal Division

FROM: Jolie Mathis, Utility Engineering Specialist
Infrastructure Division

DATE: April 12, 2021

RE: Docket No. 51824 – *Petition of Sam Hill Venture to Amend Town of Little Elm's Certificate of Convenience and Necessity in Denton County by Expedited Release*

On February 22, 2021, Sam Hill Venture (Sam Hill) filed an application for streamlined expedited release from Town of Little Elm's (Little Elm's) water certificate of convenience and necessity (CCN) No. 11202 in Denton County under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(h). Sam Hill 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.

Sam Hill submitted a sworn affidavit attesting that the property was not receiving water service from Little Elm and a warranty deed confirming the Sam Hill's ownership of the tract of land. In addition, Sam Hill submitted sufficient maps and digital data for determining the location of the requested release area within Little Elm's certificated service area.

The total requested area to be released is approximately 16.2 acres. Based on the mapping review by Gary Horton, Infrastructure Division, it was determined the requested area to be released from Town of Little Elm (CCN No. 11202) is approximately 14.5 acres.

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

Based upon the mapping review by Gary Horton, and my technical and managerial review of the information provided by Sam Hill, I recommend the petition be deemed administratively complete and accepted for filing.