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APPLICATION OF ALBURY MANOR § PUBLIC UTILITY COMMISSION
UTILITY COMPANY, INC. FOR A §
CLASS D RATE ADJUSTMENT § OF TEXAS

NOTICE OF APPROVAL

This Notice of Approval addresses the application of Albury Manor Utility Company, Inc., a class D utility, for an annual rate adjustment under Texas Water Code (TWC) § 13.1872. The Commission increases Albury Manor’s monthly water base rates and gallonage rates by 5.0%, effective June 15, 2021.

I. Findings of Fact

The Commission makes the following findings of fact.

Applicant

1. Albury Manor is a Texas corporation registered with the Texas secretary of state under filing number 0049150700.
2. Albury Manor operates and maintains facilities for providing water service under certificate of convenience and necessity (CCN) number 11507 in Harris County and serves 50 active water connections.
3. Albury Manor operates one public water system registered with the Texas Commission on Environmental Quality (TCEQ) under identification number 1012052.

Application

4. On February 12, 2021, Albury Manor filed the application at issue in this proceeding in which it seeks a class D annual rate adjustment of 5.0%.
5. On March 11, 2021, Albury Manor filed supplements to the application.
6. In its March 11, 2021 supplemental filings, Albury Manor requested June 15, 2021, for the effective date for the rate adjustment.
7. This application is Albury Manor’s third requested class D rate adjustment.

8. In Order No. 2 filed on March 19, 2021, the administrative law judge found the application, as supplemented, administratively complete and accepted for filing.

Rate Adjustment

9. Albury Manor requested a 5.0% annual rate adjustment to its monthly water base rates and gallonage rates.
10. Albury Manor proposed increasing its monthly water base rates as follows:

Meter size	Current Water Base Rate	Proposed Water Base Rate
5/8"	\$17.34	\$18.21
3/4"	\$17.34	\$18.21
1"	\$28.96	\$30.41
2"	\$92.41	\$97.03

11. Albury Manor proposed increasing its monthly water gallonage rates as follows:

Tier	Current Gallonage Rate (per 1,000 gallons)	Proposed Gallonage Rate (per 1,000 gallons)
0-15,000 gallons	\$1.90	\$2.00
15,001 gallons and above	\$2.60	\$2.73

Tariffs

12. On March 15, 2021, Commission Staff filed the proposed water tariff as an attachment to its recommendation on administrative completeness and final disposition.

II. Conclusions of Law

The Commission makes the following conclusions of law.

1. The Commission has authority over the application under TWC § 13.1872.
2. Albury Manor is a utility as defined in TWC § 13.002(23) and is a class D utility under TWC § 13.002(4-d).
3. Under TWC § 13.1872(f), Albury Manor may adjust its rates not more than once each year and not more than four times between rate proceedings under TWC § 13.1871.
4. A 5.0% increase in Albury Manor's monthly water base and gallonage rates complies with TWC § 13.1872(e)(2).

5. The Commission processed the application in accordance with the requirements of the TWC, the Administrative Procedure Act,¹ and Commission rules.
6. Albury Manor has demonstrated that it has met the requirements of TWC § 13.1872 for approval of the rate adjustments.
7. Under TWC § 13.1872(c)(1), the applicant must provide notice 30 days before the effective date of the proposed change.
8. Under 16 Texas Administrative Code § 24.49(e), the applicant must provide notice after it receives a written order by the Commission approving or modifying the application.

III. Ordering Paragraphs

In accordance with these findings of fact and conclusions of law, the Commission issues the following orders.

1. The Commission approves Albury Manor's application for a class D annual rate adjustment, effective June 15, 2021.
2. The Commission adjusts Albury Manor's monthly water base rates, effective June 15, 2021, as follows:

Meter size	Approved Water Base Rate
5/8"	\$18.21
3/4"	\$18.21
1"	\$30.41
2"	\$97.03

3. The Commission adjusts Albury Manor's monthly water gallonage rates, effective June 15, 2021, as follows:

Tier	Approved Gallonage Rate (per 1,000 gallons)
0-15,000 gallons	\$2.00
15,001 gallons and above	\$2.73

4. The Commission approves the water tariff attached to Commission Staff's March 15, 2021 recommendation on administrative completeness and final disposition.

¹ Tex. Gov't Code §§ 2001.001–.903.

5. Within ten days of the date of this Notice of Approval, Commission Staff must file a clean copy of the tariff, with the approved effective date, with Central Records to be marked *Approved* and kept in the Commission tariff book.
6. Albury Manor must, by May 1, 2021, provide to each ratepayer by mail, or by electronic mail if the ratepayer has agreed to receive communications electronically, notice of the rate adjustment with the new effective date of June 15, 2021, using the form attached to Commission Staff's recommendation on administrative completeness and final disposition filed on March 15, 2021.
7. By May 14, 2021, Albury Manor must file proof that it has provided notice as specified above.
8. The Commission denies all other motions and any other requests for general or specific relief that have not been expressly granted.

Signed at Austin, Texas the 23 day of March 2021.

PUBLIC UTILITY COMMISSION OF TEXAS



KATIE MOORE
ADMINISTRATIVE LAW JUDGE