



Filing Receipt

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DOCKET NO. 51872

APPLICATION OF THE CITY OF	§	PUBLIC UTILITY COMMISSION
WOODWAY TO AMEND ITS	§	
CERTIFICATE OF CONVENIENCE AND	§	OF TEXAS
NECESSITY AND FOR DUAL	§	
CERTIFICATION WITH THE CITY OF	§	
WACO IN MCLENNAN COUNTY	§	

**COMMISSION STAFF’S SUPPLEMENTAL RECOMMENDATION ON SUFFICIENCY
OF APPLICATION AND PROPOSED PROCEDURAL SCHEDULE**

On March 5, 2021, the City of Woodway (Woodway) filed an application to amend its water certificate of convenience and necessity (CCN) 10022 and for dual certification with the City of Waco’s CCN number 10039 in McLennan County. The requested service area consists of 170 acres and 450 existing customers. Woodway filed supplemental information on May 10, 2021 and August 13, 2021.

On October 7, 2021 the administrative law judge (ALJ) filed Order No. 6, establishing a deadline of October 15, 2021 for the Staff of the Public Commission of Texas (Staff) to file a supplemental recommendation on the sufficiency of the application and propose a procedural schedule. Therefore, this pleading is timely filed.

I. SUFFICIENCY OF APPLICATION

Staff has reviewed the application and supplemental information and, as detailed in the attached memorandum from Jolie Mathis, Infrastructure Division, recommends that the application continues to be incomplete from a managerial and technical perspective. Staff further recommends that Woodway be ordered to cure the deficiencies identified in Ms. Mathis’ memorandum by Mr. Gary Horton, for the mapping content by November 15, 2021 and that Staff be given a deadline of December 15, 2021 to file a supplemental recommendation on the administrative completeness of the application.

II. PROCEDURAL SCHEDULE

In accordance with Staff’s deficiency recommendation, Staff does not propose a procedural schedule for further processing of the docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation that the application be found

administratively complete. Staff notes that Woodway should not issue notice until the application is deemed sufficient.

III. CONCLUSION

For the reasons detailed above, Staff recommends that the application be found administratively incomplete and that Woodway be ordered to file supplemental information to cure the deficiencies in the application by November 15, 2021. Staff respectfully requests the entry of an order consistent with these recommendations.

Date: October 15, 2021

Respectfully Submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Rachelle Nicolette Robles
Division Director

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/s/ Kourtnee Jinks

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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 October 15, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Kourtnee Jinks
Kourtnee Jinks

Public Utility Commission of Texas

Memorandum

TO: Kourtnee Jinks, Attorney
Legal Division

FROM: Jolie Mathis, Utility Engineering Specialist
Infrastructure Division

DATE: October 13, 2021

RE: Docket No. 51872 – *Application of the City of Woodway to Amend its Certificate of Convenience and Necessity and Dual Certification with the City of Waco in McLennan County*

On March 5, 2021, the City of Woodway filed with the Public Utility Commission of Texas (Commission) an application to amend its water certificate of convenience and necessity (CCN) No. 10039 in McLennan County, Texas for dual certification with the City of Waco under Texas Water Code (TWC) §§ 13.242 to 13.250 and 16 Texas Administrative Code (TAC) §§ 24.225 to 24.237.

Based on the mapping review by Gary Horton, Infrastructure Division, and my technical and managerial review, I recommend that the application be deemed administratively incomplete and not accepted for filing.

The following deficiencies must be remedied:

Mapping Content:

Maps submitted with **Item 1** on **3/5/2021** and **Item 5** on **5/10/2021** and **Item 10** on **8/13/2021** are deficient.

Applicant 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.

Note: Any confidential items should be submitted as confidential filings with the PUC. The instructions for filing confidential documents can be found on our website at: (<http://www.puc.texas.gov/industry/filings/FilingProceed.aspx>).