



Filing Receipt

Received - 2021-08-09 03:20:21 PM
Control Number - 52126
ItemNumber - 7

DOCKET NO. 52126

APPLICATION OF THE SAN ANTONIO	§	PUBLIC UTILITY COMMISSION
WATER SYSTEM AND YANCEY	§	
WATER SUPPLY CORPORATION FOR	§	OF TEXAS
APPROVAL OF SERVICE AREA	§	
CONTRACT UNDER TEXAS WATER	§	
CODE § 13.248 AND TO AMEND	§	
CERTIFICATES OF CONVENIENCE	§	
AND NECESSITY IN MEDINA	§	
COUNTY	§	

COMMISSION STAFF'S FINAL RECOMMENDATION

On May 13, 2021, the San Antonio Water System and Yancey Water Supply Corporation (collectively, Applicants) filed an application for approval of a service-area contract under Texas Water Code § 13.248 and to amend their water certificates of convenience and necessity (CCNs) in Medina County.

On June 23, 2021, the administrative law judge (ALJ) filed Order No. 2, setting a deadline for the Staff of the Public Utility Commission of Texas (Staff) to file a final recommendation on or before August 9, 2021. Therefore, this pleading is timely filed.

I. RECOMMENDATION ON FINAL DISPOSITION

Staff has reviewed the application and, as detailed in the attached memorandum of Pai Liu of the Infrastructure Division, recommends that it be approved. In accordance with this recommendation, the certificates and maps that the Applicants consented to in their filings dated July 21 and 22, 2021, are attached. On or before August 16, 2021, the parties will file joint proposed findings of fact and conclusions of law as outlined in the procedural schedule in Order No. 2.

II. CONCLUSION

For the reasons detailed above, Staff respectfully recommends that the application be approved.

Dated: August 9, 2021

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

Eleanor D'Ambrosio
Managing Attorney

/s/ Kevin R. Bartz
Kevin R. Bartz
State Bar No. 24101488
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7203
(512) 936-7268 (facsimile)
kevin.bartz@puc.texas.gov

DOCKET NO. 52126

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 August 9, 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: Pai Liu, Infrastructure Analyst
Infrastructure Division

DATE: August 9, 2021

RE: Docket No. 52126 – *Application of San Antonio Water System and Yancey Water Supply Corporation for Approval of Service Area Contract Under Texas Water Code § 13.248 and to Amend Certificates of Convenience and Necessity in Medina County*

On May 13, 2021, San Antonio Water System (SAWS) and Yancey Water Supply Corporation (Yancey Water) (collectively, Applicants) filed an application for approval of a service area contract under Texas Water Code (TWC) § 13.248 and to amend SAWS's water certificate of convenience and necessity (CCN) No. 10640 and Yancey Water's water CCN No. 11463 in Medina County, Texas. The Applicants' TWC § 13.248 service area contract is being reviewed in accordance with 16 Texas Administrative Code (TAC) § 24.253.

Specifically, Applicants entered into a contractual agreement that permits SAWS to provide water service within the agreed upon water certificated service area. The Applicants will not transfer assets or facilities under the terms of the agreement.

Based on the mapping review by Gary Horton, Infrastructure Division, it was determined the requested area includes 0 current customers and approximately 77 acres, comprised of 31 acres of area transferred from CCN No. 11463 to CCN No. 10640 and 46 acres of area transferred from CCN No. 10640 to CCN No. 11463.

Individual notice was not required for this application because there are no affected customers in the area subject to the transfer.

The Applicants submitted documentation to satisfy the notice requirements under 16 TAC § 24.253(c).

The application meets all applicable statutory requirements of TWC Chapter 13 and 16 TAC Chapter 24 rules and regulations. Therefore, I recommend approval of the application.

The Applicants consented to the attached map and certificates on July 21 and 22, 2021.