

Filing Receipt

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DOCKET NO. 52132

PETITION OF	§	PUBLIC UTILITY COMMISSION
LUMBERTON MUNICIPAL	§	
UTILITY DISTRICT TO AMEND	§	OF TEXAS
CERTIFICATES OF CONVENIENCE	§	
AND NECESSITY IN HARDIN COUNTY	§	

SUPPLEMENTAL FILING OF LUMBERTON MUNICIPAL UTILITY DISTRICT TO AMEND CERTIFICATES OF CONVENIENCE AND NECESSITY IN HARDIN COUNTY, TEXAS

TO THE HONORABLE PUBLIC UTITLITY COMMISION OF TEXAS:

The Lumberton Municipal Utility District ("the District and/or Petitioner") files this petition to amend its sewer Certificate of Convenience and Necessity No. 20376 and water Certificate of Convenience and Necessity ("CCN") No. 10929.

I. BACKGROUND

- The District is authorized to provide retail water and sewer service under sewer CCN No. 20367
 and water CCN No. 10929 in certain areas in Hardin County.
- 2. The District filed its amended application to amend its CCN on June 2, 2021.
- 3. On July 1, 2021, the District received the Commission Staff's Recommendation on Administrative Completeness and Notice and Proposed Procedural Schedule.
- 4. On July 21, 2021, the District filed supplemental information to also request an amendment to its sewer CCN number 20367.
- 5. On July 22, 2021, the District filed supplemental mapping information along with additional information requested by the PUCT.
- 6. On August 25, 2021 the administrative law judge ("ALJ") found the amended application, as supplemented, administratively complete and provided a procedural schedule.

II. REQUIREMENT OF NOTICE TO AFFECTED LANDOWNERS

The District published¹ the notice provided by the PUCT in a newspaper of general circulation on September 25, 2021 and October 2, 2021. *See* Attachment A. Further, the District mailed to each affected landowner the notice document provided by the PUCT on September 23, 2021. *See* Attachment B.

III. PRAYER

Petitioners respectfully request the Commission to approve the supplemental filing of Lumberton Municipal Utility District water and sewer CCN and find the notice requirements have been satisfied.

Respectfully submitted,

GERMER PLLC

P.O. Box 4915

Beaumont, Texas 77704

(409) 654-6700 - Telephone

(409) 835-2115 - Facsimile

Latofleverto

Kate K. Leverett

State Bar No. 24083292

kleverett@germer.com - Email

COUNSEL FOR THE APPLICANT

¹ The District requested the publisher's affidavit from the Beaumont Enterprise. The Beaumont Enterprise sent via UPS on Monday, October 4, 2021 to the District's legal counsel but as of the date of this filing legal counsel has not received. The filing will be supplemented upon receipt.

ATTACHMENT A TEAR SHEET



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Notice of Application for Fluid Injection Well Permit

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FORMAL BIDS FOR BEAUMONT ISD

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Additional bid information: Email bids bibmlish com

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Additional bid information: Emph bigs semand.com

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Accepting Applications | SENIOR Citizens 62 & up or handicepped, How available tow income. Efficiency, 1 & 2 Bectoom Apartments, Apply at 3030 French Rd. Call. (409) 892-0196 Raintree Tower Apts Equal Housing Opportunity

CURRENTLY ACCEPTING APPLICATIONS 1 SENIOR CITIZENS 62 OR OLDER Section B Efficiency Appartments. Rent Includes Utilities. Apply: 930 Calder or Cult (409) 633-966. Handicap Accessibility. SENIOR CITIZENS Y HOUSE Court Housing Opportunity

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\$1,100 each. Call 409-893-0891

Legal Notices

Legal Bids & Proposals Legal Bids & Proposals

REQUEST FOR PROPOSALS FOR CONSERVATION MANAGER AT RISE BRIGGE CITY THOS PERCENT SCHOOL DISTRICT BRIGGE CITY TEAS

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EXCAVATION | PARKER'S FISH FARM POND STOCKING YWW.PARKERSFISHFARM.COM 1-800-362-3390

Legals/Public Hotices

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What makes newspapers the best source for oublic notice?

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Advertise your items in the **Beaumont Enterprise!** For more information, call 409-838-2888 today!





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1-600-631-6348.

Further reformation may also be obtained from Excontloid Od Conjugation with eading a stated above or by calling Mr. Kenney Sellin at (409) 348-2518 inued September 2, 2021

Legal Bids & Proposals Legal Bids & Proposals

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Legal Bids & Proposals Legal Bids & Proposals

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Applicants may obtain an information packet with gen-posed project from:

Se, Milks Kelly, Superintention of Suberin Redge, City ISD 1035 W. Broadfasech Read Redge 2th, TX 778D Telephone, ISO 1278-1810 Fax: (458) 738-3812



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ATTACHMENT B LETTERS TO LANDOWNERS

To:	Martin Bush	Date Notice Mailed: 9/23/2021
	(Neighboring System, Landowner, Customer or City)	
	41033 Paula Poad	
	(Address)	
	Fountze TX 77425	
	(City State Zip)	

Lumberton Municipal Utility District has filed an application with the Public Utility Commission of Texas to amend its Certificates of Convenience and Necessity (CCN) Nos. 10929 and 20367 for the provision of retail water and sewer utility services in Hardin County, Texas.

The requested area overlaps the district boundaries of the Lower Neches Valley Authority. If Lower Neches Valley Authority does not request a public hearing, the Commission shall determine that the district is consenting to the Lumberton Municipal Utility District's request to provide retail water and sewer utility services in the requested area.

The requested area includes 11 current customers, is located approximately 2.3 miles northwest of downtown <u>Lumberton</u>, Texas, and is generally bounded on the north by <u>intersection of U.S.</u> <u>Highway 69 and Beaumont Drive</u>; on the east by <u>Bryan Lane</u>; on the south by <u>intersection of U.S.</u> <u>Highway 69 and Hampshire Lane</u>; and on the west by <u>Ellis Drive</u>.

The requested area includes approximately <u>89</u> acres of uncertificated area. The application proposes the addition of approximately <u>89</u> acres to Lumberton MUD (CCN Nos. 10929 and 20367).

See enclosed map showing the requested area.

Persons who wish to intervene in the proceeding or comment upon action sought should contact the Public Utility Commission, P.O. Box 13326, Austin, Texas 78711-3326, or call the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136. The deadline for intervention in the proceeding is (30 days from the mailing or publication of notice, whichever occurs later, unless otherwise provided by the presiding officer). You must send a letter requesting intervention to the commission which is received by that date. The letter must include the person's name, address, email address and fax number if applicable.

If a valid public hearing is requested, the Commission will forward the application to the State Office of Administrative Hearings (SOAH) for a hearing. If no settlement is reached and an evidentiary hearing is held, SOAH will submit a recommendation to the Commission for final decision. An evidentiary hearing is a legal proceeding similar to a civil trial in state district court.

A landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the requested area, may file a written request with the Commission to be excluded from the requested area ("opt out") within (30) days from the date that notice was provided by the Utility. All opt out requests must include a large-scale map, a metes and bounds description of the landowner's tract of land, landowner's name, address, email address and fax number, if applicable.

Public Utility Commission of Texas Central Records 1701 N. Congress, P. O. Box 13326 Austin, TX 78711-3326

In addition, the landowner must also send a copy of the opt out request to the Utility. Staff may request additional information regarding your request.

Si desea información en español, puede llamar al 1-888-782-8477.

To:	Hardin county 450 2	Date Notice Mailed: 9/23 202
	(Neighboring System, Landowner, Customer or City)	
	PD BOX 85/06	
	(Address)	
	Lumberton IX 77657	
	(City State Zip)	

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To:	AFAB HOLDINGS LLC	Date Notice Mailed: 7/23/20 2
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	339 Tuler one	
	(Address)	
	Lumberton IX 77657	
	(City State Zip)	

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	(Neighboring System, Landowner, Customer or City)	
	(Address)	
	SIBBLE IX 77054	
	(City State Zip)	

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Si desea información en español, puede llamar al 1-888-782-8477.

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То:	John Lundberg	Date Notice Mailed 1/23 20 2
	(Neighboring System, Landowner, Customer or City)	
	5274 Brun Lane	
	(Address)	
	Kauntre 1x 77(025	
	(City State Zip)	

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То:	Monzene Rodgess	Date Notice Mailed: 9/23, 2021
	(Neighboring System, Landowner, Customer or City)	1-37
	1553 NI Walten Road	
	(Address)	
	Lumberten IX 77 LOST	
	(City State Zip)	

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Public Utility Commission of Texas Central Records 1701 N. Congress, P. O. Box 13326 Austin, TX 78711-3326

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Si desea información en español, puede llamar al 1-888-782-8477.

To:	FUITH Sharen Waters	Date Notice Mailed 9/23 /20 2
	(Neighboring System, Landowner, Customer or City)	
	(Neighboring System, Landowner, Customer or City) [279 Old S. WIII Ferd Road	
	(Address)	
	tounile 1x 77625	
	(City State Zip)	

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То:	Jerry Williamson	Date Notice Mailed: 9/23/20_2
	(Neighboring System, Landowner, Customer or City)	
	152 Bryan Lane	
	Humberton Tx 77657	
	(City State Zip)	

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To:	Jeff+ Snanna Cherry	Date Notice Mailed: 1/23/202/
	(Neighboring System, Landowner, Customer of City)	
	(Address)	
	(City State Zip)	

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To: Old Williamson Date Notice Mailed:	
(Neighboring System, Landowner, Customer or City)	9123,2021
(rivingoring Djotom, philotophilo, Castomal of City)	
(Neighboring System, Landowner, Customer or City)	
(Address)	
Lumberton TX 77657	
(City State Zip)	

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To:	VNP Properties LLC	Date Notice Mailed 1/23/202/
	(Neighboring System, Landowner, Customer or City)	
	Le315 Windermere Park Lane	
	(Address)	
	Sugar Land TX 774179	
	(City State Zip)	

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	WITER AND SEVER CIEDITI SERVICES IN TEMPORAL COURT, TEMAS	
To:	Troy + Kelly Moulder	Date Notice Mailed: 1723, 202
	(Neighboring System. Landowner, Customer or City)	
	LUSZ PUYVIS ROAD	
	(Address)	
	Silspe TX Tlusto	
	(City State Zip)	
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To:	Trustees - Crestivoci Raptist Church Date Notice Mailed: 9/23/2021
	(Neighboring System, Landowner, Customer or City)
	(Address) LUMberton TX 77457
	(City State Zip)

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To:	Alliana Industrial Emplu	Date Notice Mailed: 1/23/2021
	(Neighboring System, Landowner, Customer or City)	
	510 NORTH LHS	
	(Address)	
	Lymberten 1x 77657	
	(City State Zip)	

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A landowner with a tract of land at least 25 acres or more, that is partially or wholly located within the requested area, may file a written request with the Commission to be excluded from the requested area ("opt out") within (30) days from the date that notice was provided by the Utility. All opt out requests must include a large-scale map, a metes and bounds description of the landowner's tract of land, landowner's name, address, email address and fax number, if applicable.

Public Utility Commission of Texas Central Records 1701 N. Congress, P. O. Box 13326 Austin, TX 78711-3326

In addition, the landowner must also send a copy of the opt out request to the Utility. Staff may request additional information regarding your request.

Si desea información en español, puede llamar al 1-888-782-8477.

To: Mutin Bus Date Notice Mailed: 1/23 20 2 |

(Neighboring System, Landowner, Customer or City)

(Address)

(Address)

(City State Zip)

Lumberton Municipal Utility District has filed an application with the Public Utility Commission of Texas to amend its Certificates of Convenience and Necessity (CCN) Nos. 10929 and 20367 for the provision of retail water and sewer utility services in Hardin County, Texas.

The requested area overlaps the district boundaries of the Lower Neches Valley Authority. If Lower Neches Valley Authority does not request a public hearing, the Commission shall determine that the district is consenting to the Lumberton Municipal Utility District's request to provide retail water and sewer utility services in the requested area.

The requested area includes 11 current customers, is located approximately 2.3 miles northwest of downtown <u>Lumberton</u>, Texas, and is generally bounded on the north by <u>intersection of U.S. Highway 69 and Beaumont Drive</u>; on the east by <u>Bryan Lane</u>; on the south by <u>intersection of U.S. Highway 69 and Hampshire Lane</u>; and on the west by <u>Ellis Drive</u>.

The requested area includes approximately <u>89</u> acres of uncertificated area. The application proposes the addition of approximately <u>89</u> acres to Lumberton MUD (CCN Nos. 10929 and 20367).

See enclosed map showing the requested area.

Persons who wish to intervene in the proceeding or comment upon action sought should contact the Public Utility Commission, P.O. Box 13326, Austin, Texas 78711-3326, or call the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136. The deadline for intervention in the proceeding is (30 days from the mailing or publication of notice, whichever occurs later, unless otherwise provided by the presiding officer). You must send a letter requesting intervention to the commission which is received by that date. The letter must include the person's name, address, email address and fax number if applicable.

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Public Utility Commission of Texas Central Records 1701 N. Congress, P. O. Box 13326 Austin, TX 78711-3326

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TO: Tri-CON INC.	_ Date Notice Mailed 9123 20-2
(Neighboring System, Landowner, Customer or Ci	ity)
(Address)	
Blaumont IX 77720	
(City State Zip)	

Lumberton Municipal Utility District has filed an application with the Public Utility Commission of Texas to amend its Certificates of Convenience and Necessity (CCN) Nos. 10929 and 20367 for the provision of retail water and sewer utility services in Hardin County, Texas.

The requested area overlaps the district boundaries of the Lower Neches Valley Authority. If Lower Neches Valley Authority does not request a public hearing, the Commission shall determine that the district is consenting to the Lumberton Municipal Utility District's request to provide retail water and sewer utility services in the requested area.

The requested area includes 11 current customers, is located approximately 2.3 miles northwest of downtown <u>Lumberton</u>, Texas, and is generally bounded on the north by <u>intersection of U.S. Highway 69 and Beaumont Drive</u>; on the east by <u>Bryan Lane</u>; on the south by <u>intersection of U.S. Highway 69 and Hampshire Lane</u>; and on the west by <u>Ellis Drive</u>.

The requested area includes approximately <u>89</u> acres of uncertificated area. The application proposes the addition of approximately <u>89</u> acres to Lumberton MUD (CCN Nos. 10929 and 20367).

See enclosed map showing the requested area.

Persons who wish to intervene in the proceeding or comment upon action sought should contact the Public Utility Commission, P.O. Box 13326, Austin, Texas 78711-3326, or call the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136. The deadline for intervention in the proceeding is (30 days from the mailing or publication of notice, whichever occurs later, unless otherwise provided by the presiding officer). You must send a letter requesting intervention to the commission which is received by that date. The letter must include the person's name, address, email address and fax number if applicable.

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Public Utility Commission of Texas Central Records 1701 N. Congress, P. O. Box 13326 Austin, TX 78711-3326

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То:	(Neighboring System, Landowner, Customer or City)	Date Notice Mailed: 9/22/202
	(Address) SISDY TX 77U5(City State Zip)	

Lumberton Municipal Utility District has filed an application with the Public Utility Commission of Texas to amend its Certificates of Convenience and Necessity (CCN) Nos. 10929 and 20367 for the provision of retail water and sewer utility services in Hardin County, Texas.

The requested area overlaps the district boundaries of the Lower Neches Valley Authority. If Lower Neches Valley Authority does not request a public hearing, the Commission shall determine that the district is consenting to the Lumberton Municipal Utility District's request to provide retail water and sewer utility services in the requested area.

The requested area includes <u>11</u> current customers, is located approximately <u>2.3</u> miles <u>northwest</u> of downtown <u>Lumberton</u>, Texas, and is generally bounded on the north by <u>intersection of U.S. Highway 69 and Beaumont Drive</u>; on the east by <u>Bryan Lane</u>; on the south by <u>intersection of U.S. Highway 69 and Hampshire Lane</u>; and on the west by <u>Ellis Drive</u>.

The requested area includes approximately <u>89</u> acres of uncertificated area. The application proposes the addition of approximately <u>89</u> acres to Lumberton MUD (CCN Nos. 10929 and 20367).

See enclosed map showing the requested area.

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Public Utility Commission of Texas Central Records 1701 N. Congress, P. O. Box 13326 Austin, TX 78711-3326

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То:	American Thermwell LLC	Date Notice Mailed 1/23, 2021
	(Neighboring System. Landowner, Customer or City)	7-31
	(Address)	
	(City State Zip)	

Lumberton Municipal Utility District has filed an application with the Public Utility Commission of Texas to amend its Certificates of Convenience and Necessity (CCN) Nos. 10929 and 20367 for the provision of retail water and sewer utility services in Hardin County, Texas.

The requested area overlaps the district boundaries of the Lower Neches Valley Authority. If Lower Neches Valley Authority does not request a public hearing, the Commission shall determine that the district is consenting to the Lumberton Municipal Utility District's request to provide retail water and sewer utility services in the requested area.

The requested area includes 11 current customers, is located approximately 2.3 miles northwest of downtown <u>Lumberton</u>, Texas, and is generally bounded on the north by intersection of U.S. <u>Highway 69 and Beaumont Drive</u>; on the east by <u>Bryan Lane</u>; on the south by intersection of U.S. <u>Highway 69 and Hampshire Lane</u>; and on the west by <u>Ellis Drive</u>.

The requested area includes approximately <u>89</u> acres of uncertificated area. The application proposes the addition of approximately <u>89</u> acres to Lumberton MUD (CCN Nos. 10929 and 20367).

See enclosed map showing the requested area.

Persons who wish to intervene in the proceeding or comment upon action sought should contact the Public Utility Commission, P.O. Box 13326, Austin, Texas 78711-3326, or call the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136. The deadline for intervention in the proceeding is (30 days from the mailing or publication of notice, whichever occurs later, unless otherwise provided by the presiding officer). You must send a letter requesting intervention to the commission which is received by that date. The letter must include the person's name, address, email address and fax number if applicable.

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Public Utility Commission of Texas Central Records 1701 N. Congress, P. O. Box 13326 Austin, TX 78711-3326

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To: FC | MOPE (44 + TO CUTY LLC (Neighboring System, Landowner, Customer or City) | 14527 Smith Road (Address) | 1705 to TX 7739 6 (City State Zip)

Lumberton Municipal Utility District has filed an application with the Public Utility Commission of Texas to amend its Certificates of Convenience and Necessity (CCN) Nos. 10929 and 20367 for the provision of retail water and sewer utility services in Hardin County, Texas.

The requested area overlaps the district boundaries of the Lower Neches Valley Authority. If Lower Neches Valley Authority does not request a public hearing, the Commission shall determine that the district is consenting to the Lumberton Municipal Utility District's request to provide retail water and sewer utility services in the requested area.

The requested area includes 11 current customers, is located approximately 2.3 miles northwest of downtown Lumberton, Texas, and is generally bounded on the north by intersection of U.S. Highway 69 and Beaumont Drive; on the east by Bryan Lane; on the south by intersection of U.S. Highway 69 and Hampshire Lane; and on the west by Ellis Drive.

The requested area includes approximately <u>89</u> acres of uncertificated area. The application proposes the addition of approximately <u>89</u> acres to Lumberton MUD (CCN Nos. 10929 and 20367).

See enclosed map showing the requested area.

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Public Utility Commission of Texas Central Records 1701 N. Congress, P. O. Box 13326 Austin, TX 78711-3326

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Si desea información en español, puede llamar al 1-888-782-8477.

То:	Poricke City Bank	Date Notice Mailed 1/23 20 21
	(Neighboring System, Landowner, Customer or City) 701 West Round bun (h Road)	
	(Address) Poricye City TX 771e11	
	(City State Zip)	

Lumberton Municipal Utility District has filed an application with the Public Utility Commission of Texas to amend its Certificates of Convenience and Necessity (CCN) Nos. 10929 and 20367 for the provision of retail water and sewer utility services in Hardin County, Texas.

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The requested area includes 11 current customers, is located approximately 2.3 miles northwest of downtown <u>Lumberton</u>, Texas, and is generally bounded on the north by intersection of U.S. <u>Highway 69 and Beaumont Drive</u>; on the east by <u>Bryan Lane</u>; on the south by intersection of U.S. <u>Highway 69 and Hampshire Lane</u>; and on the west by <u>Ellis Drive</u>.

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