



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 UTILITY COMMISSION 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

1. 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.

7. On October 5, 2021, the District filed supplemental information regarding providing notice to the affected landowners but at the time of the filing the District did not have the Publisher's Affidavit.

II. SUBMITTAL OF PUBLISHER'S AFFIDAVIT

Attached as Attachment A is the Publisher's Affidavit showing the notice to landowners was published in the *Beaumont Enterprise* on September 25, 2021 and October 2, 2021.

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,

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COUNSEL FOR THE APPLICANT

ATTACHMENT A
PUBLISHER'S AFFIDAVIT

AFFIDAVIT OF PUBLICATION

STATE OF TEXAS

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COUNTY OF JEFFERSON

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Before me, the undersigned authority, on this day personally appeared Victoria Bond, known to me to be the person whose name is subscribed below, and who being by me duly sworn, on oath deposed and said that she is the classified representative of the **Beaumont Enterprise**, a newspaper published in Jefferson County, Texas; that the **Beaumont Enterprise** is generally circulated in Jefferson County, Texas, which circulation includes, but is not limited to, the City of Beaumont, Texas; that the **Beaumont Enterprise** devotes not less than twenty-five percent (25%) of its total column lineage to general interest items; that the **Beaumont Enterprise** is published at least once a week; that the **Beaumont Enterprise** is entered as second class postal matter in Jefferson County, Texas; that the **Beaumont Enterprise** has been published regularly and continuously for at least twelve (12) months prior to the publication of the notice attached hereto; and that the attached notice was published in the **Beaumont Enterprise** on September 25, 2021 and October 2, 2021.

Ad # 34150085

Beaumont Enterprise

By: Victoria Bond

STATE OF TEXAS

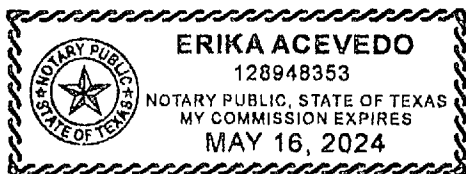
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COUNTY OF JEFFERSON

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This instrument was acknowledged before me on the 5 day of October, 2021, by Victoria Bond.



Erika Acevedo
Notary Public, State of Texas

Docket No. 52132

Notice for Publication
NOTICE OF APPLICATION OF LUMBERTON MUNICIPAL UTILITY DISTRICT TO
AMEND ITS CERTIFICATES OF CONVENIENCE AND NECESSITY TO PROVIDE
WATER AND SEWER UTILITY SERVICES IN HARDIN COUNTY, TEXAS

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 89 acres of uncertificated area. The application proposes the addition of approximately 89 acres to Lumberton MUD (CCN Nos. 10929 and 20367).

A copy of the map showing the requested area is available at: 525 FM 421 Lumberton Texas 77657

Persons who wish to intervene in the proceeding or comment upon action sought should contact the Public P.O. Box 13326, Austin, Texas 78711-3326, or call the Public Utility Commission at (512) 936-7120 or (800) 936-7136 and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136. Intervention in the proceeding is (30 days from the mailing or publication of notice, whichever occurs later by the presiding officer). You must send a letter requesting intervention to the commission which is 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 a 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.

Persons who wish to request this option should file the required documents with the:
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.

