



## Filing Receipt

**Received - 2022-11-10 04:49:03 PM**

**Control Number - 52442**

**ItemNumber - 62**

**DOCKET NO. 52442**

<b>PETITION OF MERITAGE HOMES</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>OF TEXAS, LLC, TO AMEND THE</b>	<b>§</b>	
<b>NORTH COLLIN SPECIAL UTILITY</b>	<b>§</b>	<b>OF</b>
<b>DISTRICT'S CERTIFICATE OF</b>	<b>§</b>	
<b>CONVENIENCE AND NECESSITY IN</b>	<b>§</b>	<b>TEXAS</b>
<b>COLLIN COUNTY BY EXPEDITED</b>	<b>§</b>	
<b>RELEASE</b>	<b>§</b>	

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE  
COMPLETENESS OF THE FIRST AMENDED PETITION**

On August 23, 2021, Meritage Homes of Texas, LLC (Meritage) filed a petition for streamlined expedited release from the North Collin Special Utility District's (North Collin SUD) water Certificate of Convenience and Necessity (CCN) No. 11035 under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(h). Meritage asserts that the land is at least 25 contiguous acres, is not receiving water service, and is located in Collin County, Texas, which is a qualifying county. Meritage filed revised mapping information on September 29, 2022.

On September 26, 2022, the administrative law judge (ALJ) filed Order No. 17, establishing a deadline of November 10, 2022, for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation on the final disposition of the amended petition. Therefore, this pleading is timely filed.

**I. RECOMMENDATION ON ADMINISTRATIVE COMPLETENESS OF THE  
PETITION**

Staff has reviewed the amended petition and, as detailed in the attached memorandum from Jolie Mathis, Infrastructure Division, recommends that the amended petition, as supplemented with revised mapping, is administratively complete. Staff's recommendation on administrative completeness is not a comment on the merits of the petition. In lieu of filing a supplemental recommendation on the final disposition of the amended petition, it is Staff's policy to rescind the previous filing of administrative completeness when revised mapping information is submitted for review before filing a revised recommendation on final disposition.

## **II. CONCLUSION**

For the reasons detailed above, Staff recommends that the petition, as supplemented with revised mapping, be found administratively complete and that the Commission issue an order consistent with this recommendation. Additionally, Staff requests that the procedural schedule be amended and that the deadline for Staff to file a revised recommendation on final disposition, accompanied by its revised final map, be extended until December 2, 2022.

Dated: November 10, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Keith Rogas  
Division Director

Sneha Patel  
Managing Attorney

/s/ Forrest Smith  
Forrest Smith  
State Bar No. 24093643  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
(512) 936-7388  
(512) 936-7268 (facsimile)  
Forrest.Smith@puc.texas.gov

**DOCKET NO. 52442**

### **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 November 10, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Forrest Smith  
Forrest Smith

# *Public Utility Commission of Texas*

---

## **Memorandum**

**TO:** Forrest Smith, Attorney  
Legal Division

**FROM:** Jolie Mathis, Utility Engineering Specialist  
Infrastructure Division

**DATE:** November 10, 2022

**RE:** Docket No. 52442 – *Petition of Meritage Homes of Texas, LLC to Amend North Collin Special Utility District's Certificate of Convenience and Necessity in Collin County by Expedited Release*

---

On August 23, 2021, Meritage Homes of Texas, LLC (Meritage Homes) filed a petition for streamlined expedited release from North Collin Special Utility District's (North Collin SUD) water certificate of convenience and necessity (CCN) No. 11035 in Collin County, under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(h). Meritage Homes asserts that the land is at least 25 contiguous acres, is not receiving water service, and is located in Collin County, which is a qualifying county.

Meritage Homes submitted a sworn affidavit attesting that the tract of land was not receiving water service from North Collin SUD and a warranty deed confirming ownership of the landowner's total property. Meritage Homes included a statement indicating a copy of the petition was sent via certified mail to North Collin SUD on the date the petition was filed with the Commission.

Based on the mapping review by Tracy Montes, Infrastructure Division, the revised maps and digital mapping data submitted with Item 59 on September 29, 2022 are sufficient for determining the location of the tract of land considered for streamlined expedited release is located within North Collin SUD's water CCN.

The landowner's total property is approximately 273.5 acres. The tract of land in the petition for streamlined expedited release is approximately 272.23 acres, of which approximately 272.23 acres overlap North Collin SUD (CCN No. 11035) and would be decertified from CCN No. 11035.

Based on my technical and managerial review and the mapping review by Tracy Montes of the information provided by Meritage Homes on September 29, 2022, I recommend the petition be deemed administratively complete and accepted for filing.