

Filing Receipt

Received - 2022-12-13 03:14:46 PM Control Number - 52442 ItemNumber - 65

## **DOCKET NO. 52442**

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

## ORDER NO. 19 ESTABLISHING AMENDED PROCEDURAL SCHEDULE

In Order No. 17 filed on November 15, 2022, the administrative law judge found the amended petition administratively complete. On November 30, 2022, Commission Staff filed a revised recommendation on final disposition.

Under Texas Water Code § 13.2541, the granting of streamlined expedited release initiates an appraisal process to determine the amount of monetary compensation that may be owed by the landowner to the certificate holder for the tract of land that was released. Therefore, an order granting approval for streamlined expedited release is interim in nature and, in the event the requested release is approved, the docket will continue for the purpose of determining the issue of compensation.

The following procedural schedule applies in this case:

Event	Date			
Deadline for CCN holder and intervenors to file a response	December 28, 2022			
to the administratively complete petition				
Deadline for petitioner to file a reply to CCN holder's	January 6, 2023			
response and Commission Staff's recommendation on				
final disposition				
60-day administrative approval of expedited release	January 17, 2023 <sup>1</sup>			
In the event expedited release is granted and the petitioner and CCN holder can select an				
agreed-upon appraiser				
Deadline for petitioner and CCN holder to select an	Within 10 days after the			
agreed-upon appraiser	Commission approves expedited			

<sup>&</sup>lt;sup>1</sup> The 60-day administrative approval deadline falls on a Saturday, January 14, 2023. Under 16 Texas Administrative Code § 22.4(a), the deadline moves to the next day the Commission is open for business, Tuesday, January 17, 2023.

Deadline for appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petition to pay any compensation due to CCN holder  In the event expedited release is granted and petitioner and CCN holder are unable to select an agreed-upon appraiser  Deadline for petitioner and CCN holder to make a filing stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser?  Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's final order on compensation's f		1	
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petition to pay any compensation due to CCN holder  In the event expedited release is granted and petitioner and CCN holder are unable to select an agreed-upon appraiser  Deadline for petitioner and CCN holder to make a filing stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser?  Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to  Within 60 days after appraiser's report  Within 90 days after the Commission approves expedited  Within 10 days after the Commission approves expedited  Within 70 days after the Commission approves expedited  Within 100 days after the Commission approves expedited  Within 60 days after Commission receives the final appraisal	7 111 2	release	
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petition to pay any compensation due to CCN holder  The event expedited release is granted and petitioner and CCN holder are unable to select an agreed-upon appraiser  Deadline for petitioner and CCN holder to make a filing stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser?  Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's Commission's Gommission's Gommission's Gommission due to Within 90 days of Commission's Within 90 days of Commission's Gommission's Gommission's Gommission due to Within 90 days of Commission's Gommission's Gommissi	Deadline for appraiser's report	1	
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petition to pay any compensation due to CCN holder  In the event expedited release is granted and petitioner and CCN holder are unable to select an agreed-upon appraiser  Deadline for petitioner and CCN holder to make a filing stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser?  Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to  Within 60 days after appraiser's report  Within 10 days after the Commission approves expedited release  Within 70 days after the Commission approves expedited within 100 days after the Commission approves expedited  Within 60 days after the Commission approves expedited  Within 100 days after the Commission approves expedited  Within 60 days after the Commission approves expedited  Within 100 days after the Commission approves expedited  Within 60 days after the Commission approves expedited  Within 60 days after Commission receives the final appraisal		1	
amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petition to pay any compensation due to CCN holder  In the event expedited release is granted and petitioner and CCN holder are unable to select an agreed-upon appraiser  Deadline for petitioner and CCN holder to make a filing stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser²  Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's Commis		release	
Deadline for petition to pay any compensation due to CCN holder  In the event expedited release is granted and petitioner and CCN holder are unable to select an agreed-upon appraiser  Deadline for petitioner and CCN holder to make a filing stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser?  Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to  Within 90 days of Commission's final appraisal  Within 90 days of Commission's Commission's Commission approves expedited  Within 90 days of Commission's Commission's Commission approves expedited  Within 90 days of Commission's Commission's Commission approves expedited  Within 90 days of Commission's Commission approves expedited release  Within 90 days of Commission's Commission approves expedited  Within 90 days of Commission's Commission approves expedited  Within 90 days of Commission's Commission approves expedited  Within 90 days of Commission's Commission's Commission's Commission approves expedited		Within 60 days after appraiser's	
Deadline for petition to pay any compensation due to CCN holder  In the event expedited release is granted and petitioner and CCN holder are unable to select an agreed-upon appraiser  Deadline for petitioner and CCN holder to make a filing stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser?  Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's Commission's Commission approves appraised  Within 90 days of Commission's final order determining the amount of monetary compensation due to Within 90 days of Commission's Commission's Commission's Commission due to Within 90 days of Commission's Commission's Commission's Commission's Commission due to Within 90 days of Commission's Commission's Commission's Commission's Commission's Commission's Commission approves appraised within 90 days of Commission's Commission's Commission's Commission due to Commission's Commission's Commission due to Commission's Commission's Commission's Commission due to Commission's Commiss		report	
In the event expedited release is granted and petitioner and CCN holder are unable to select an agreed-upon appraiser  Deadline for petitioner and CCN holder to make a filing stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser <sup>2</sup> Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to  Within 90 days of Commission's	petitioner to CCN holder	-	
In the event expedited release is granted and petitioner and CCN holder are unable to select an agreed-upon appraiser  Deadline for petitioner and CCN holder to make a filing stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser <sup>2</sup> Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's		Within 90 days of Commission's	
Deadline for petitioner and CCN holder to make a filing stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser?  Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's Commi	holder	final order on compensation	
Deadline for petitioner and CCN holder to make a filing stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser?  Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to  Within 100 days after the Commission approves expedited  Within 60 days after Commission receives the final appraisal  Within 90 days of Commission's	In the event expedited release is granted and petitioner and CCN holder are unable to select		
stating that they have been unable to select an agreed-upon appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser?  Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to  Within 100 days after the Commission approves expedited  Within 60 days after Commission receives the final appraisal  Within 90 days of Commission's	an agreed-upon appraiser		
appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser <sup>2</sup> Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's	•	Within 10 days after the	
appraiser and affirming that they will pay half of the cost of Commission Staff's appraiser <sup>2</sup> Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's CCN to the commission approves expedited  Within 60 days after Commission receives the final appraisal  Within 90 days of Commission's Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of Commission's CCN to the commission approves expedited within 90 days of CCN to the commission approves expedited within 90 days of CCN to the commission approves expedited within 90 days of CCN to the commission approves expedited within 90 days of CCN to the commission approves expedited within 90 days of CCN to the commission approves expedited within 90 days of CCN to the commission approves expedite		Commission approves streamlined	
Deadline for reports from petitioner's appraiser and from CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to CCN holder  Within 100 days after the Commission approves expedited  Within 60 days after Commission receives the final appraisal  Within 90 days of Commission's Commission's CCN holder			
CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to  Within 100 days after the Commission approves expedited  Within 60 days after Commission receives the final appraisal  Within 90 days of Commission's		•	
CCN holder's appraiser  Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to  CCN 1 11  Commission approves expedited  Within 100 days after the Commission approves expedited  Within 60 days after Commission receives the final appraisal  Within 90 days of Commission's	Deadline for reports from petitioner's appraiser and from	Within 70 days after the	
Deadline for Commission Staff's appraiser's report  Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's	CCN holder's appraiser	1	
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to CCN holder  Within 60 days after Commission receives the final appraisal Within 90 days of Commission's		1	
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to CCN holder  CCN holder  CCN holder  CCN holder  Deadline for petitioner to pay any compensation due to CCN holder  Within 90 days of Commission's	Deadline for Commission Staff's appraiser's report	Within 100 days after the	
amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's		· ·	
amount of monetary compensation, if any, owed by petitioner to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's	Deadline for Commission's final order determining the	<u> </u>	
petitioner to CCN holder  Deadline for petitioner to pay any compensation due to Within 90 days of Commission's	amount of monetary compensation, if any, owed by	1	
CONT. 11			
CONTILLI	Deadline for petitioner to pay any compensation due to	Within 90 days of Commission's	
	CCN holder	1	

Signed at Austin, Texas the 13th day of December 2022.

## **PUBLIC UTILITY COMMISSION OF TEXAS**

JEFFREY J. HUHN ADMINISTRATIVE LAW JUDGE

IM MA

Q:\CADM\Docket Management\Water\CCN\_EXPEDITED\52xxx\52442-19 suff amend app\_notice\_sched.docx

<sup>&</sup>lt;sup>2</sup> Texas Water Code § 13.2541(i).