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APPLICATION OF SKYLINE DRIVE	§	PUBLIC UTILITY COMMISSION
LANDOWNERS ASSOCIATION TO	§	
DECERTIFY A PORTION OF ITS	§	OF TEXAS
WATER CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY IN	§	
JOHNSON COUNTY	§	

**COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE AND
PROPOSED PROCEDURAL SCHEDULE**

On August 20, 2021, Skyline Drive Landowners Association (Skyline Drive Landowners) filed an application to amend its water Certificate of Convenience and Necessity (CCN) No. 12479 by decertifying a portion of the service area in Johnson County. Skyline Drive Landowners filed supplemental information on September 15, 2021 and September 21, 2021. In the latter filing, Skyline Drive Landowners clarified its intent that it is only requesting to decertify a portion of its water CCN. The requested service area for decertification consists of approximately 22 acres and zero existing customer connections. On November 12, 2021 and November 23, 2021, Skyline Drive Landowners filed its proof of notice.

On November 4, 2021, the administrative law judge (ALJ) filed Order No. 3, establishing a deadline of December 13, 2021 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation on the sufficiency of notice. Therefore, this pleading is timely filed.

I. SUFFICIENCY OF NOTICE

Skyline Drive Landowners filed an Affidavit of Notice to Current Customers, Landowners, Neighboring Utilities, and Affected Parties on November 12, 2021, indicating that notice was provided on November 10, 2021. Skyline Drive Landowners also included a list of the individuals and entities to whom notice was provided and a copy of the map that was deemed sufficient during administrative review. On November 23, 2021, Skyline Drive Landowners filed a copy of the notice that was provided. Staff has reviewed the proof of notice and recommends that Skyline Drive Landowners provided notice in accordance with Staff’s recommendations on proposed notice, filed on November 4, 2021. As such, Staff recommends that notice be found sufficient under 16 Texas Administrative Code (TAC) § 24.245(d)(2).

II. PROPOSED PROCEDURAL SCHEDULE

In accordance with Staff's recommendation that notice be found sufficient, Staff proposes the following procedural schedule:

Event	Date
Notice Completed	November 10, 2021
Deadline for Intervention	December 10, 2021
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable) to Skyline Drive Landowners for review and consent	January 10, 2022
Deadline for Skyline Drive Landowners to file signed consent forms with the Commission	January 18, 2022
If no hearing is requested, deadline for Staff to file a final recommendation on the application	January 25, 2022
If no hearing is requested, deadline for parties to file joint proposed findings of fact, conclusions of law, and ordering paragraphs	February 7, 2022

III. CONCLUSION

For the reasons detailed above, Staff recommends that notice be found sufficient and that the proposed procedural schedule be adopted. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: December 13, 2021

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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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 December 13, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Scott Miles
Scott Miles