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APPLICATION OF THE CITY OF	§	PUBLIC UTILITY COMMISSION
LINDALE AND LINDALE RURAL	§	
WATER SUPPLY CORPORATION FOR	§	OF TEXAS
APPROVAL OF A SERVICE AREAS	§	
CONTRACT UNDER TEXAS WATER	§	
CODE § 13.248 AND TO AMEND	§	
CERTIFICATES OF CONVENIENCE	§	
AND NECESSITY IN SMITH COUNTY	§	

ORDER NO. 2
FINDING APPLICATION ADMINISTRATIVELY COMPLETE, NOTICE
SUFFICIENT, AND ESTABLISHING PROCEDURAL SCHEDULE

This Order addresses the administrative completeness of the September 3, 2021 application of the City of Lindale and Lindale Rural Water Supply Corporation for approval of a service-area contract under Texas Water Code § 13.248 and to amend certificates of convenience and necessity in Smith County. On October 6, 2021, Commission Staff filed its recommendation on administrative completeness, proposed notice and proposed procedural schedule.

The administrative law judge (ALJ) finds the application administratively complete and notice sufficient. Under 16 Texas Administrative Code (TAC) § 24.253(c)(2), if a regulatory authority's board decides to enter into a contract at a duly posted meeting, then the meeting agenda and minutes of the meeting can serve as notice. The meeting agenda and minutes for the applicable Lindale WSC meeting, held on May 28, 2021, were filed as exhibit B of the application. Further, the applicants included an affidavit dated September 1, 2021 attesting to notice, and signed by Jamie Davin, general manager of Lindale WSC. The meeting agenda and minutes for the Lindale meeting, held on June 1, 2021, were filed as exhibit C of the application. An affidavit attesting to notice dated September 1, 2021, signed by Carolyn Caldwell, city manager for Lindale, was also included. Commission Staff further recommended that individual notice under 16 TAC § 24.253(c)(1) is not required because the service area to be transferred does not contain any existing customers.

The ALJ adopts the following procedural schedule:

Event	Date
Deadline for intervention	October 21, 2021
Deadline for Commission Staff to provide final maps, certificates, and tariffs (if applicable) to the applicants for review and consent	November 4, 2021
Deadline for the applicants to file signed consent forms with the Commission	November 18, 2021
If no hearing is requested, deadline for Commission Staff to file a final recommendation on the application	November 30, 2021
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	December 10, 2021

Signed at Austin, Texas the 7th day of October 2021.

PUBLIC UTILITY COMMISSION OF TEXAS



CHRISTINA DENMARK
ADMINISTRATIVE LAW JUDGE