



## Filing Receipt

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**Control Number - 52792**  
**ItemNumber - 3**

**DOCKET NO. 52792**

<b>PETITION OF PETRUS</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>INVESTMENT, LP TO AMEND AQUA</b>	<b>§</b>	
<b>TEXAS INC.'S CERTIFICATE OF</b>	<b>§</b>	<b>OF TEXAS</b>
<b>CONVENIENCE AND NECESSITY IN</b>	<b>§</b>	
<b>DENTON COUNTY BY</b>	<b>§</b>	
<b>STREAMLINED EXPEDITED</b>	<b>§</b>	
<b>RELEASE</b>	<b>§</b>	

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE  
COMPLETENESS AND NOTICE**

On November 5, 2021, Petrus Investment, L.P. (Petrus Investment) filed a petition for streamlined expedited release from Aqua Texas Inc.'s water Certificate of Convenience and Necessity No. 13201 under Texas Water Code § 13.2541(b) and 16 Texas Administrative Code § 24.245(h). Petrus Investment asserts that the land to be released is at least 25 contiguous acres, is not receiving water service, and is located in Denton County, which is a qualifying county. Denton County is adjacent to Dallas County, which has a population of at least one million.<sup>1</sup>

On November 8, 2021, the administrative law judge filed Order No. 1, establishing a deadline of December 8, 2021 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file comments regarding the administrative completeness of the petition and notice. Therefore, this pleading is timely filed.

**I. ADMINISTRATIVE COMPLETENESS**

Staff has reviewed the petition, and as detailed in the attached memorandum from Pai Liu of the Infrastructure Division, recommends that the petition be found administratively incomplete at this time. Staff further recommends that Petrus Investment be ordered to cure the deficiencies identified in Ms. Liu's memorandum by January 8, 2022, and that Staff be given a deadline of February 8, 2022, to file a supplemental recommendation on the administrative completeness of the petition. Staff respectfully requests adoption of these proposed deadlines as the noted deficiencies are related to mapping information, and Staff's mapping experts may be required to assist Petrus Investment, which will require at least thirty days.

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<sup>1</sup> U.S. Census Bureau, *QuickFacts Dallas County, Texas* (2020), available at <http://www.census.gov/quickfacts/dallascountytexas>.

## **II. PROCEDURAL SCHEDULE**

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of the docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation that the petition be found administratively complete.

## **III. CONCLUSION**

For the reasons detailed above, Staff recommends that the petition be found administratively incomplete, and that Petrus Investment be ordered to file supplemental information to cure the deficiencies in the petition by January 8, 2022. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: December 8, 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 8, 2021, in accordance with the Order Suspending Rules issued in Project No. 50664.

/s/ Ian Groetsch  
Ian Groetsch

# *Public Utility Commission of Texas*

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## **Memorandum**

**TO:** Ian Groetsch, Attorney  
Legal Division

**FROM:** Pai Liu, Infrastructure Analyst  
Infrastructure Division

**DATE:** December 1, 2021

**RE:** Docket No. 52792 – *Petition of Petrus Investment, L.P. to Amend Aqua Texas Inc.'s Water Certificate of Convenience and Necessity in Denton County by Streamlined Expedited Release*

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On November 5, 2021, Petrus Investment, L.P. (Petrus Investment) filed a petition for streamlined expedited release from Aqua Texas Inc.'s (Aqua) water certificate of convenience and necessity (CCN) No. 13201 in Denton County, under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(h). Petrus Investment asserts that the land is at least 25 contiguous acres, is not receiving water service, and is located in Denton County, which is a qualifying county.

Based on the mapping review by Tracy Montes, Infrastructure Division, and my technical and managerial review of the additional information provided by Petrus Investment, I recommend the petition be deemed insufficient for filing and found administratively incomplete.

### **Mapping Content:**

The maps and digital mapping data submitted with Item 1 on November 5, 2021 are deficient. The revised maps and digital mapping data must identify each tract of land as referenced in the deed.

Applicant must submit the following items to resolve the mapping deficiencies:

- A revised detailed map identifying each tract of land, in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.
- Digital mapping data for each tract of land, each provided as a single polygon record, in a shapefile (SHP) format, georeferenced in either NAD83 Texas Statewide Mapping System (Meters) or NAD83 Texas State Plane Coordinate System (US Feet).

Staff recommends the Applicant obtain additional mapping guidance from the PUC's mapping staff, Ms. Tracy Montes, by email at [tracy.montes@puc.texas.gov](mailto:tracy.montes@puc.texas.gov) to resolve the mapping deficiencies.