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DOCKET NO. 53260

APPLICATION OF ROUND ROCK	§	PUBLIC UTILITY COMMISSION
RANCH PUD UTILITY COMPANY, INC.	§	
FOR A CLASS D RATE ADJUSTMENT	§	OF TEXAS

**COMMISSION STAFF’S RECOMMENDATION ON THE APPLICATION AND
NOTICE AND MOTION TO DISMISS**

On February 22, 2022, Round Rock Ranch PUD Utility Company, Inc. (Round Rock Ranch) filed an application for a Class D rate adjustment for its water and sewer Certificates of Convenience and Necessity (CCN) Nos. 12797 and 20805. On March 8, 2022, Round Rock Ranch filed a corrected application.

On March 22, 2022, the administrative law judge (ALJ) filed Order No. 2, establishing a deadline of April 5, 2022 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file comments on the administrative completeness of the application and notice, and, if appropriate, a recommendation on final disposition.

I. RECOMMENDATION AND MOTION TO DISMISS

Staff has reviewed Round Rock Ranch’s application, and, based on Round Rock Ranch’s location inside the City of Round Rock, recommends that dismissal is appropriate under 16 Texas Administrative Code (TAC) § 22.181(d)(1). Comparing the maps attached to this filing, which were generated using the Commission’s Water and Sewer CCN Viewer and the City of Round Rock’s GIS mapping tool, it is evident that Round Rock Ranch’s water and sewer CCN service areas are located within the City of Round Rock.

Under TWC § 13.042(a), “the governing body of each municipality has exclusive original jurisdiction over all water and sewer utility rates, operations, and services provided by a water and sewer utility within its corporate limits.” While municipalities can, under TWC 13.042(b), cede original jurisdiction to the Commission, Staff has reviewed the Commission’s records and finds that the City of Round Rock has not ceded original jurisdiction. Therefore, Staff recommends that the City of Round Rock, not the Commission, is the appropriate entity to evaluate Round Rock Ranch’s rate-change application.

II. CONCLUSION

For the reasons stated above, Staff recommends that Round Rock Ranch's application be dismissed with prejudice on the grounds that the Commission lacks jurisdiction over that application.

Dated: April 6, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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/s/ Merritt Lander
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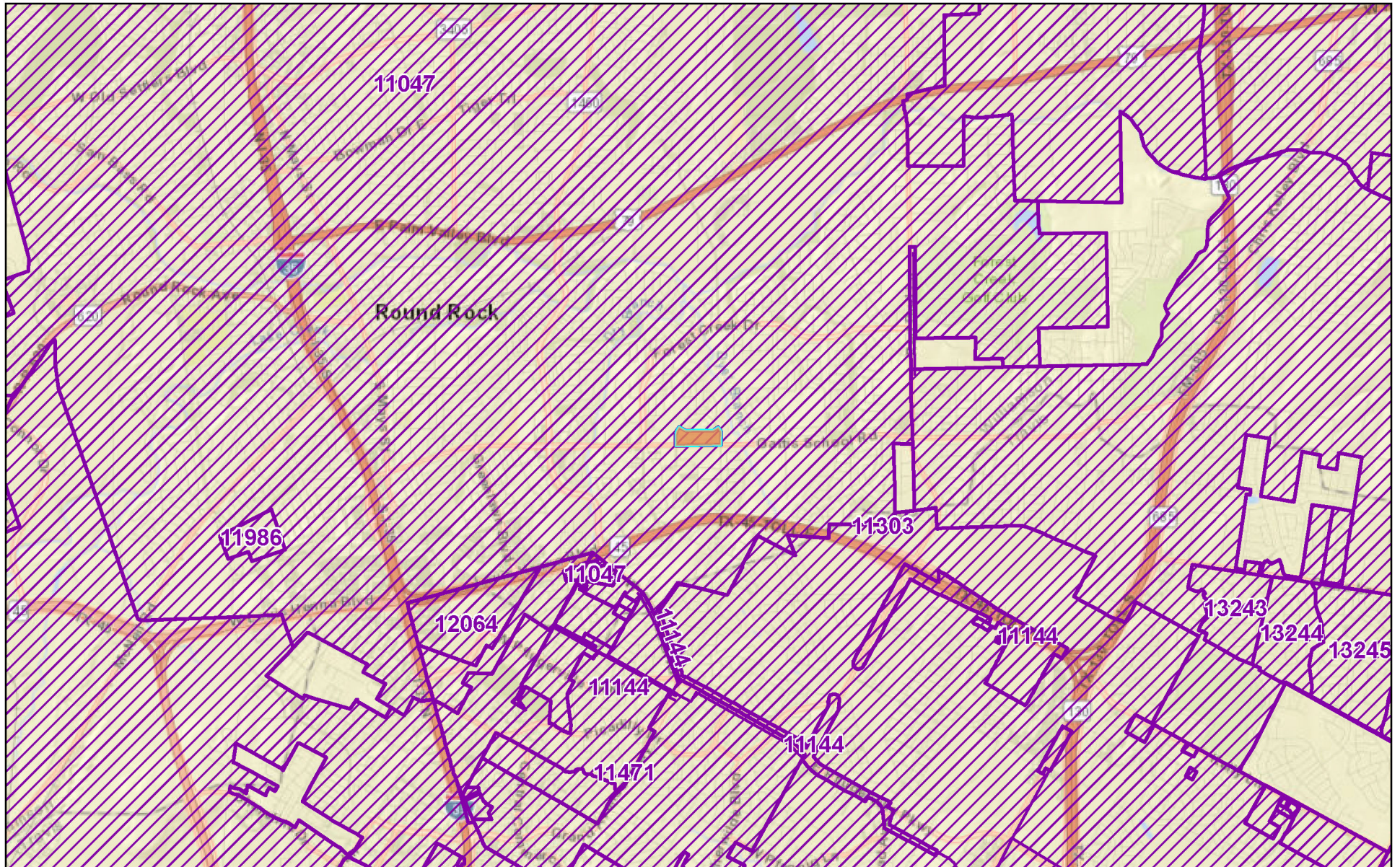
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CERTIFICATE OF SERVICE

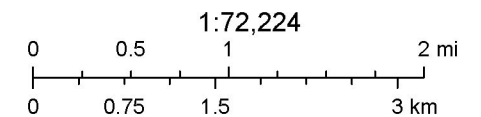
I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on April 6, 2022, in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Merritt Lander _____
Merritt Lander

Round Rock Ranch Sewer CCN 20805 and Water CCN 12797



March 31, 2022



Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand),

