



**Control Number: 53336**



**Item Number: 47**

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## *Public Utility Commission of Texas*

**TO:** All Parties of Record  
**FROM:** Stephen Journeay, Commission Counsel  
**DATE:** 27 April 2023  
**RE:** Docket No. 53336 – *Application of Big Easy Agua LLC for a Certificate of Convenience and Necessity in Colorado County.*

The Office of Policy and Docket Management (OPDM) has identified the following evidentiary issue that requires a response from the parties.

Big Easy Agua LLC requests a new certificate of convenience and necessity to provide retail water service in Colorado County, Texas. According to the record evidence, Big Easy Agua will need to construct new water systems to provide service to the proposed service area. Please identify the location in the evidentiary record of the capital improvements plan required by Texas Water Code § 13.244(d)(3). A capital improvements plan includes a budget and estimated timeline for construction of *all facilities* necessary to provide full service to the *entire proposed area* and must be keyed to a map showing where facilities will be located to provide service.

If an applicant is proposing service to a new CCN area requiring capital improvements in excess of \$100,000, the applicant must provide loan approval documents or firm capital commitments affirming funds are available to install a new water system if the applicant is proposing service to a new CCN area or a new subdivision. Please identify the location in the evidentiary record of loan approval documents or firm capital commitments as required by 16 Tex. Admin. Code §§24.11(e)(5), affirming funds are available to install the water system that will serve the remaining 80 lots in the proposed 120 lot subdivision.

If evidence in the record does not include the required capital improvements plan and firm capital commitments, please seek admission of this additional evidence.

OPDM requests a response to this issue by Friday, May 19, 2023 at 3:00 p.m.

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