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APPLICATION OF LAKEVIEW HILLS § PUBLIC UTILITY COMMISSION
PROPERTY OWNERS ASSOCIATION §
FOR A CLASS D RATE ADJUSTMENT § OF TEXAS

NOTICE OF APPROVAL

This Notice of Approval addresses the application of Lakeview Hills Property Owners Association for an annual rate adjustment under Texas Water Code (TWC) § 13.1872. Lakeview Hills is a Class D utility requesting that its water monthly meter charge and monthly gallonage rate be increased by 5.0%. The Commission increases Lakeview Hills' monthly water base rates and gallonage rates by 5.0%, effective September 30, 2021.

I. Findings of Fact

The Commission makes the following findings of fact.

Applicant

1. Lakeview Hills is a domestic non-profit corporation registered with the Texas secretary of state under filing number 36836201.
2. Lakeview Hills operates and maintains facilities for providing water service under certificate of convenience and necessity (CCN) number 12949 in San Jacinto County and serves 52 active water connections in the Lakeview Hills subdivision.
3. Lakeview Hills operates a public water systems registered with the Texas Commission on Environmental Quality (TCEQ) under identification number 2040021.

Application

4. On June 11, 2021, Lakeview Hills filed an application for a Class D annual rate adjustment of 5.0%.
5. Lakeview Hills proposed an effective date of July 24, 2021.
6. Lakeview Hills filed supplements to the application on June 30, 2021.
7. Lakeview Hill's supplement revised the propose effective date to August 31, 2021.

8. This application is Lakeview Hills' second requested class D rate adjustment between base rate proceedings.
9. In Order No. 2 filed on July 20, 2021, the administrative law judge (ALJ) found the application, as supplemented, administratively complete and accepted for filing.

Rate Adjustment

10. Lakeview Hills requested a 5.0% annual rate adjustment to its water tariff base rates and its water gallonage rates.
11. Lakeview Hills proposed increasing the monthly water base rate as follows:

Meter Size (Includes 0 Gallons)	Approved Base Rate	Proposed Rate
5/8" or 3/4"	\$ 16.80	\$ 17.64

12. Lakeview Hills proposed increasing the water gallonage rate (per 1,000 gallons) as follows:

Previously Approved Gallonage Rate	Proposed Rate
\$ 3.15	\$ 3.31

Tariff

13. On July 19, 2021, Commission Staff filed the proposed water tariff as an attachment to its recommendation on administrative completeness and final disposition.

II. Conclusions of Law

The Commission makes the following conclusions of law.

1. The Commission has authority over the application under TWC § 13.1872.
2. Lakeview Hills is a utility as defined in TWC § 13.002(23) and is a Class D utility under TWC § 13.002(4-d).
3. Under TWC § 13.1872(f), Lakeview Hills may adjust its rates not more than once each year and not more than four times between rate proceedings under TWC § 13.1871.
4. A 5.0% increase in Lakeview Hills' monthly water base and gallonage rates complies with TWC § 13.1872(e)(2).).

5. The Commission processed the application in accordance with the requirements of the TWC, the Administrative Procedure Act,¹ and Commission rules.
6. Lakeview Hills demonstrated that it has met the requirements of TWC § 13.1872 for approval of the rate adjustments.
7. Under TWC § 13.1872(c)(1), the applicant must provide notice 30 days before the effective date of the proposed change.
8. Under 16 TAC § 24.49(e), the applicant must provide notice after it receives a written order by the Commission approving or modifying the application.

III. Ordering Paragraphs

In accordance with these findings of fact and conclusions of law, the Commission issues the following orders.

1. The Commission approves Lakeview Hills' application for a class D annual rate adjustment, effective September 30, 2021.
2. The Commission adjusts Lakeview Hills's previously approved base rate to the following proposed water base rate, effective September 30, 2021, as follows:

Meter Size (Includes 0 Gallons)	Approved Base Rate	Proposed Rate
5/8" or 3/4"	\$ 16.80	\$ 17.64

3. The Commission adjusts Lakeview Hills's proposed gallonage charges per each 1,000 gallons used as follows:

Previously Approved Gallonage Rate	Proposed Rate
\$ 3.15	\$ 3.31

4. The Commission approves the water tariff attached to Commission Staff's July 19, 2021 recommendation on administrative completeness and final disposition.
5. Within ten days of the date of this Notice of Approval, Commission Staff must file a clean copy of the tariff, with the approved effective date, with Central Records to be marked *Approved* and kept in the Commission tariff book.

¹ Tex. Gov't Code §§ 2001.001–903.

6. Lakeview Hills must, by August 30, 2021, provide to each ratepayer by mail, or by electronic mail if the ratepayer has agreed to receive communications electronically, notice of the rate adjustment with the new effective date of September 30, 2021, using the form attached to Commission Staff's recommendation on administrative completeness and final disposition filed on July 19, 2021.
7. By October 7, 2021, Lakeview Hills must file proof that it has provided notice as specified above.
8. The Commission denies all other motions and any other requests for general or specific relief that have not been expressly granted.

Signed at Austin, Texas the 20th day of July 2021.

PUBLIC UTILITY COMMISSION OF TEXAS



GREGORY R. SIEMANKOWSKI
ADMINISTRATIVE LAW JUDGE