



## **Filing Receipt**

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**Item Number - 20**

**DOCKET NO. 54283**

<b>PETITION OF SJWTX, INC.DBA</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>CANYON LAKE WATER SERVICE</b>	<b>§</b>	
<b>COMPANY AND SAN ANTONIO</b>	<b>§</b>	<b>OF TEXAS</b>
<b>WATER SYSTEM FOR APPROVAL OF</b>	<b>§</b>	
<b>A SERVICE AREA CONTRACT</b>	<b>§</b>	
<b>UNDER TEXAS WATER CODE § 13.248</b>	<b>§</b>	
<b>AND TO AMEND CERTIFICATES OF</b>	<b>§</b>	
<b>CONVENIENCE AND NECESSITY IN</b>	<b>§</b>	
<b>KENDALL COUNTY</b>	<b>§</b>	

**COMMISSION STAFF'S FINAL RECOMMENDATION**

On October 28, 2022, SJWTX, Inc. DBS Canyon Lake Water Service Company (SJWTX) and San Antonio Water System (SAWS) (collectively, Petitioners) filed an application for approval of a service-area contract under Texas Water Code (TWC) § 13.248 and to amend portions of SAWS's water Certificate of Convenience and Necessity (CCN) No. 10640 and sewer CCN No. 20285 and SJWTX's water CCN No. 10692 and sewer CCN No. 20877, all located in Kendall County, Texas.

On March 6, 2023, the administrative law judge (ALJ) filed Order No. 7, directing the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a final recommendation on the application if no hearing was requested by April 27, 2023. Therefore, this pleading is timely filed.

**I. FINAL RECOMMENDATION**

As detailed in the memorandum of Chase Lipscomb, Infrastructure Division, Staff has reviewed the application and recommends that it be approved. Staff's review indicated that the petition meets the applicable requirements of TWC Chapter 13 and 16 Texas Administrative Code Chapter 24. The application proposes the transfer of approximately 520 acres from CCN No. 10640 to CCN No. 10692 and transfer approximately 314 acres from CCN No. 20285 to CCN No. 20877. Individual Notice was not required for this petition because there are no affected customers in the area subject to the transfer.

On April 21, 2023, both SJWTX and SAWS filed their consent to the map and certificate that was transmitted to them by email on March 31, 2023.

**II. CONCLUSION**

For the reasons discussed above, Staff respectfully recommends approval of the petition.

Dated: April 27, 2023

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Marisa Lopez Wagley  
Interim Division Director

/s/Sneha Patel  
Sneha Patel  
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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 27, 2023 in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/Sneha Patel  
Sneha Patel

# *Public Utility Commission of Texas*

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## **Memorandum**

**TO:** Sneha Patel, Attorney  
Legal Division

**FROM:** Chase Lipscomb, Infrastructure Analyst  
Infrastructure Division

**DATE:** April 27, 2023

**RE:** Docket No. 54283 – *Petition of SJWTX, Inc. dba Canyon Lake Water Service Company and San Antonio Water System for Approval of a Service Area Contract Under Texas Water Code § 13.248 and to Amend Certificates of Convenience and Necessity in Kendall County*

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On October 28, 2022, SJWTX, Inc. dba Canyon Lake Water Service Company (SJWTX) and San Antonio Water System (SAWS) (collectively, Petitioners) filed a petition for approval of a service area contract under Texas Water Code (TWC) § 13.248 and to amend SJWTX's water and sewer Certificate of Convenience and Necessity (CCN) No. 10692 and 20877 and SAWS's water and sewer CCN No. 10640 and 20285 in Kendall County, Texas. The Petitioners' TWC § 13.248 service area contract is being reviewed in accordance with 16 Texas Administrative Code (TAC) § 24.253.

Based on the mapping review by Tracy Montes, Infrastructure Division:

- The *requested water area* includes 0 customer connections and approximately 520 acres, comprised of 520 acres of transferred area from SAWS (CCN No. 10640) to SJWTX, Inc. (CCN No. 10692). The petition proposes the subtraction of approximately 520 acres from CCN No. 10640 and the addition of approximately 520 acres to CCN No. 10692.
- The *requested sewer area* includes 0 customer connections and approximately 314 acres, comprised of 314 acres of transferred area from SAWS (CCN No. 20285) to SJWTX, Inc. (CCN No. 20877). The petition proposes the subtraction of approximately 314 acres from CCN No. 20285 and the addition of approximately 314 acres to CCN No. 20877.

Individual Notice was not required for this petition because there are no affected customers in the area subject to the transfer.

The Petitioners submitted documentation to satisfy the notice requirements under 16 TAC § 24.253(c).

The petition meets all applicable statutory requirements of TWC Chapter 13 and 16 TAC Chapter 24 rules and regulations. Therefore, I recommend approval of the petition.

The Petitioners consented to the attached map and certificates on April 21, 2023.