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DOCKET NO. 55020

PETITION OF NMCV TAYLOR	§	PUBLIC UTILITY COMMISSION
PROPERTY INVESTORS, LLC TO	§	
AMEND MANVILLE WATER SUPPLY	§	OF TEXAS
CORPORATION'S CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY IN	§	
WILLIAMSON COUNTY BY	§	
STREAMLINED EXPEDITED	§	
RELEASE	§	

COMMISSION STAFF'S RECOMMENDATION ON FINAL DISPOSITION

I. BACKGROUND

On May 18, 2023, NMCV Taylor Property Investors, LLC (NMCV) filed a petition to amend Manville Water Supply Corporation's (Manville WSC) water certificate of convenience and necessity (CCN) number 11144 in Williamson County by streamlined expedited release. On May 31, 2023, NMCV filed supplemental information.

On June 21, 2023, the administrative law judge (ALJ) filed Order No. 2, directing the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation on final disposition by August 1, 2023. Therefore, this pleading is timely filed.

II. FINAL RECOMMENDATION

Staff has reviewed the petition as supplemented, and as supported by the attached memorandum of Chase Lipscomb of the Infrastructure Division, recommends that the petition satisfies the requirements of Texas Water Code (TWC) § 13.2541 and 16 Texas Administrative Code (TAC) § 24.245(h). Additionally, the final water CCN map and certificate are attached to this filing. Staff recommends that the final map and certificate be provided to Manville WSC and that Manville WSC be directed to file a certified copy of the CCN map and a boundary description of the CCN service area with the Williamson County Clerk's office, as required by TWC § 13.257(r)-(s).

III. CONCLUSION

Staff respectfully recommends that NMCV's petition, as supplemented, be approved and respectfully requests the entry of an order consistent with this recommendation.

Dated: August 1, 2023

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Marisa Lopez Wagley
Division Director

/s/ Phillip Lehmann
Phillip Lehmann
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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 August 1, 2023 in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Phillip Lehmann
Phillip Lehmann

Public Utility Commission of Texas

Memorandum

TO: Phillip Lehmann, Attorney
Legal Division

FROM: Chase Lipscomb, Infrastructure Analyst
Infrastructure Division

DATE: August 1, 2023

RE: Docket No. 55020 – *Petition of NMCV Taylor Property Investors, LLC to Amend Manville Water Supply Corporation's Certificate of Convenience and Necessity in Williamson County by Streamlined Expedited Release*

On May 18, 2023, NMCV Taylor Property Investors, LLC (NMCV) filed a petition for streamlined expedited release from Manville Water Supply Corporation's (Manville WSC) water Certificate of Convenience and Necessity (CCN) No. 11144 in Williamson County, under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(h). NMCV asserts that the land is at least 25 contiguous acres, is not receiving water service, and is located in Williamson County, which is a qualifying county.

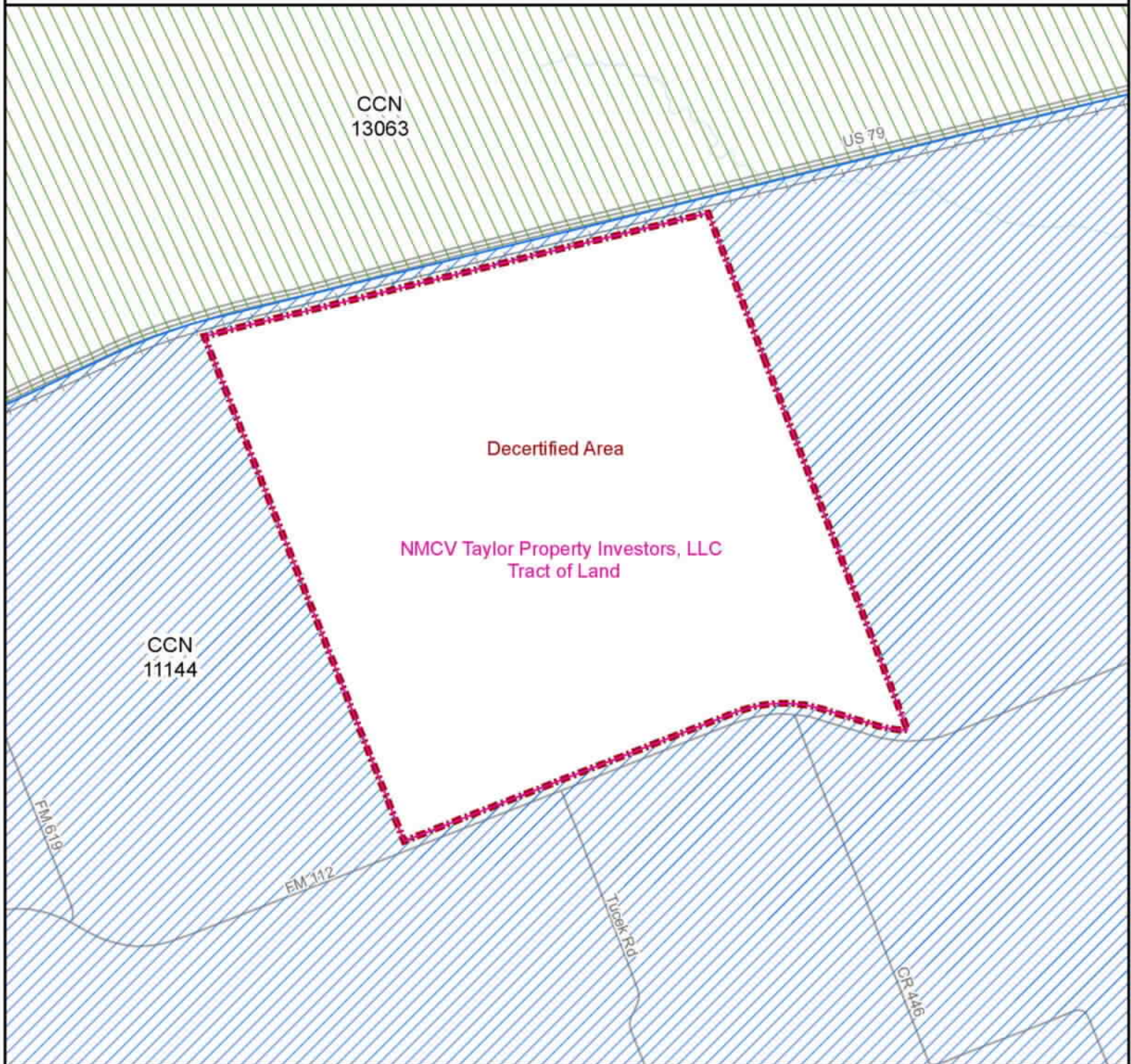
NMCV provided a warranty deed confirming ownership of the tract of land within Manville WSC's certificated service area. In addition, NMCV submitted a sworn affidavit attesting that the tract of land was not receiving water service from the CCN holder. Manville WSC did not request to intervene.

Based on the mapping review by Hank Journeay, Infrastructure Division, it was determined that the landowner's total property is approximately 486.4 acres. The tract of land in the petition for streamlined expedited release is approximately 486.4 acres, of which approximately 486.4 acres overlap Manville WSC (CCN No. 11144) and would be decertified from CCN No. 11144.

In accordance with TWC § 13.2541 and 16 TAC § 24.245(h), NMCV has met the Commission's requirements to allow for the release of the tract of land from Manville WSC's CCN No. 11144. Therefore, I recommend approval of the petition. Enclosed is a final map and certificate for Commission approval.



Additionally, I recommend that a final map and certificate be provided to the CCN holder.



PUCT Docket No. 55020
Manville Water Supply Corporation
Portion of Water CCN No. 11144
Petition by NMCV Taylor Property Investors, LLC to Amend
Manville Water Supply Corporation's CCN by Streamlined Expedited Release in Williamson County



Public Utility Commission of Texas
1701 N. Congress Ave
Austin, TX 78701

Water CCN

-  11144 - Manville WSC
-  13063 - City of Thrall

-  Decertified Area
-  Tract of Land

0 625 1,250
Feet



Map by: Komal Patel
Date: July 31, 2023
Project: 55020ManvilleWSC.mxd



Public Utility Commission of Texas

By These Presents Be It Known To All That

Manville Water Supply Corporation

having obtained certification to provide water utility service for the convenience and necessity of the public, and it having been determined by this Commission that the public convenience and necessity would in fact be advanced by the provision of such service, Manville Water Supply Corporation is entitled to this

Certificate of Convenience and Necessity No. 11144

to provide continuous and adequate water utility service to that service area or those service areas in Lee, Travis, and Williamson Counties as by final Order or Orders duly entered by this Commission, which Order or Orders resulting from Docket No. 55020 are on file at the Commission offices in Austin, Texas; and are matters of official record available for public inspection; and be it known further that these presents do evidence the authority and the duty of the Manville Water Supply Corporation to provide such utility service in accordance with the laws of this State and Rules of this Commission, subject only to any power and responsibility of this Commission to revoke or amend this Certificate in whole or in part upon a subsequent showing that the public convenience and necessity would be better served thereby.