



## **Filing Receipt**

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**Control Number - 55021**

**Item Number - 3**

**DOCKET NO. 55021**

<b>PETITION OF MC TRILOGY TEXAS,</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>LLC TO AMEND RCH WATER SUPPLY</b>	<b>§</b>	
<b>CORPORATION'S CERTIFICATE OF</b>	<b>§</b>	<b>OF TEXAS</b>
<b>CONVENIENCE AND NECESSITY IN</b>	<b>§</b>	
<b>ROCKWALL COUNTY BY</b>	<b>§</b>	
<b>STREAMLINED EXPEDITED RELEASE</b>	<b>§</b>	

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE  
COMPLETENESS**

**I. INTRODUCTION**

On May 18, 2023, MC Trilogy Texas, LLC (MC Trilogy) filed a petition for streamlined expedited release from the RCH Water Supply Corporation's Certificate of Convenience and Necessity No. 10087 under Texas Water Code § 13.2541 and 16 Texas Administrative Code § 24.245(h). MC Trilogy asserts that the land to be released is at least 25 contiguous acres, is not receiving water service, and is located in Rockwall County, which is a qualifying county.

On May 22, 2023, the administrative law judge filed Order No. 1, requiring Staff to file comments on the administrative completeness of the petition and notice by June 20, 2023. Therefore, this pleading is timely filed.

**II. ADMINISTRATIVE COMPLETENESS**

Staff has reviewed the petition and, as detailed in the attached memorandum from Jolie Mathis of the Infrastructure Division, recommends that the petition is administratively incomplete. Staff further recommends that MC Trilogy be ordered to cure the deficiencies identified in Ms. Mathis' memorandum by July 20, 2023 and that Staff be given a deadline of August 21, 2023 to file a supplemental recommendation on the administrative completeness of the petition and notice.

Staff respectfully requests adoption of these proposed deadlines as the noted deficiencies are related to mapping information and Staff's mapping experts may be required to assist MC Trilogy regarding the supplemental mapping information needed to cure the mapping deficiencies and will require at least thirty days to review same.

### **III. PROCEDURAL SCHEDULE**

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of the docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation that the petition be found administratively complete.

### **IV. CONCLUSION**

For the reasons detailed above, Staff recommends that the petition be found administratively incomplete, that MC Trilogy be ordered to file supplemental information to cure the deficiencies in the petition by July 20, 2023 and that Staff be given a deadline of August 21, 2023 to file a supplemental recommendation. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: June 19, 2023

Respectfully submitted,

#### **PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION**

Marisa Lopez Wagley  
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/s/ Ian Groetsch  
Ian Groetsch  
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**CERTIFICATE OF SERVICE**

I certify that unless otherwise ordered by the presiding officer, notice of the filing of this document will be provided to all parties of record via electronic mail on June 19, 2023 in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Ian Groetsch  
Ian Groetsch

# *Public Utility Commission of Texas*

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## **Memorandum**

**TO:** Ian Groetsch, Attorney  
Legal Division

**FROM:** Jolie Mathis, Utility Engineering Specialist  
Infrastructure Division

**DATE:** June 19, 2023

**RE:** Docket No. 55021 – *Petition of MC Trilogy Texas, LLC to Amend RCH Water Supply Corporation's Certificate of Convenience and Necessity in Rockwall County by Streamlined Expedited Release*

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On May 18, 2023, MC Trilogy Texas, LLC (MC Trilogy) filed a petition for streamlined expedited release from RCH Water Supply Corporation's (RCH WSC) water Certificate of Convenience and Necessity (CCN) No. 10087 in Rockwall County, under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(h). MC Trilogy asserts that the land is at least 25 contiguous acres, is not receiving water service, and is located in Rockwall County, which is a qualifying county.

Based on the mapping review and my technical and managerial review of the information provided by MC Trilogy, I recommend the petition be deemed insufficient for filing and found administratively incomplete.

### **Mapping Content:**

Based on the mapping review by Dave Babicki, Infrastructure Division, the maps and digital mapping data submitted with Item 1 on May 18, 2023 are deficient.

MC Trilogy must submit the following items to resolve the mapping deficiencies:

- A general location map identifying only the tract of land, in reference to the nearest county boundary, city, or town.
- A detailed map identifying only the tract of land, in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.
- Digital mapping data for the tract of land, as a single polygon record, in a shapefile (SHP) format, georeferenced in either NAD83 Texas Statewide Mapping System (Meters) or NAD83 Texas State Plane Coordinate System (US Feet).

Staff recommends MC Trilogy obtain additional mapping guidance from the PUC's mapping staff, Dave Babicki by email at [dave.babicki@puc.texas.gov](mailto:dave.babicki@puc.texas.gov) to resolve the mapping deficiencies.

Staff will need at least 30 days to review the documentation, maps, and digital data provided by MC Trilogy and draft a recommendation.