



Meeting Date: October 31, 2024 **Agenda Type:** Consent Items for Action

From: Adam Willard, P.E. **Reviewed by:** Michael Short, P.E.
Chief Engineer of Water Director of Water Services and
Systems Compliance

Submitted by: Mark Steelman **Approved by:** Ryan Kelso
Chief Operations Officer Chief Executive Officer

RECOMMENDED ACTION: Approve Resolution #2024-190 By The Board Of Trustees Of New Braunfels Utilities Approving (i) A Water Certificate Of Convenience And Necessity (“CCN”) Transfer Agreement Removing 8.422 Acres Of Real Property Near The Intersection Of FM 725 And East County Line Road (The “Property”) From Green Valley Special Utility District’s Water CCN And Adding It To New Braunfels Utilities’ Water CCN; (ii) A Sewer CCN Transfer Agreement Removing The Property From Guadalupe-Blanco River Authority’s Sewer CCN And Adding It To New Braunfels Utilities’ Sewer CCN; And (iii) Other Matters In Connection Therewith

BACKGROUND

Pace Homes of Texas, LLC. (“Developer”) owns 8.442 acres of real property located southeast of the intersection of FM 725 and East County Line Road (the “Property”). The Property is currently located in Green Valley Special Utility District’s (“GVSUD”) Water CCN and Guadalupe Blanco River Authority’s (“GBRA”) Sewer CCN. The Developer has requested (i) GVSUD to transfer the portion of its Water CCN associated with the Property to NBU and (ii) GBRA to transfer the portion of its Sewer CCN associated with the Property to NBU so that NBU can provide both retail water service and sewer service to the Property.

GVSUD has agreed to release its Water CCN associated with the Property to NBU pursuant to a Water CCN Transfer Agreement, and GBRA has agreed to release its Sewer CCN associated with the Property to NBU pursuant to a Sewer CCN Transfer Agreement.

Section 13.248 of the Texas Water Code authorizes contracts between retail public utilities designating areas and customers to be served by those retail public utilities when approved by the Public Utility Commission (“PUC”) after public notice and hearing.

NBU staff requests that the Board of Trustees approve the Water CCN Transfer Agreement with GVSUD and Sewer CCN Transfer Agreement with GBRA.

This item is being presented to the Board because NBU is requesting a change to its current Water CCN and Sewer CCN boundary.

FINANCIAL IMPACT

The Developer has agreed to pay all costs associated with preparing, filing, and advancing the application(s) at the PUC to transfer GVSUD's Water CCN and GBRA's Sewer CCN service areas to NBU.

LINK TO STRATEGIC PLAN

Customers and Community

Stewardship

EXHIBITS

1. Water CCN Transfer Agreement between NBU and GVSUD
2. Sewer CCN Transfer Agreement between NBU and GBRA