



**Water & Wastewater Commission  
Review and Recommendation**

<b>Commission Meeting Date:</b>	September 9, 2020	<b>COA Strategic Direction:</b>	Government That Works For All
<b>Council Meeting Date:</b>	September 17, 2020		
<b>Department:</b>	Austin Water		
<b>Client:</b>	Virginia Collier, Kevin Critendon		
<b>Agenda Item</b>			
Recommend approval to negotiate and execute an agreement allowing for the formal transfer of the portion of the Aqua Texas, Inc. water certificate of convenience and necessity ("CCN") No. 13254 to the City of Austin water CCN No. 11322 for the area that overlaps with the Porter Tract.			
<b>Amount and Source of Funding</b>			
No City funds are required for the transfer of the balance of this tract to the City's CCN.			
<b>Purchasing Language:</b>	N/A		
<b>Prior Council Action:</b>	N/A		
<b>Boards and Commission Action:</b>	September 9, 2020 – To be reviewed by the Water and Wastewater Commission.		
<b>MBE/WBE:</b>	N/A		

The Porter Tract is located in southern Travis County approximately one tenth of a mile south of the intersection of Black Bear Drive and Ben Johnson Road. A portion of the property is currently in the City of Austin certificate of convenience and necessity ("CCN") No. 11322 and the balance of the tract is located in the Aqua Texas, Inc. water CCN No. 13254.

There are currently no customers located in the area and a Service Extension Request ("SER") is currently in review. Austin Water will provide water service to the proposed development contingent on completion of the CCN transfer, which requires approval by the Public Utility Commission of Texas. Austin Water will provide wastewater for the entire tract, as the entire tract is already within the City's wastewater CCN.

Under 16 Texas Administrative Code § 24.253, public notice of a water service area transfer agreement is sufficient if the decision to enter into the agreement is discussed at a meeting of a city council, provided there are no affected customers in the transfer area. Since there are no affected customers located in the Porter Tract, notice will be sufficient if Council approves negotiation and execution of this agreement at a public meeting.

The proposed project is located in zip code 78652, near City Council Districts 5 and 8.