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Arizona Corporation Commission

DOCKETED

JUL 13 2004

DOCKETED BY

9 Attorneys for Arizona-American
10 Water Company

11 **BEFORE THE ARIZONA CORPORATION COMMISSION**

12 IN THE MATTER OF THE
13 APPLICATION OF ARIZONA-
14 AMERICAN WATER COMPANY, AN
15 ARIZONA CORPORATION, FOR A
16 DETERMINATION OF THE CURRENT
17 FAIR VALUE OF ITS UTILITY PLANT
18 AND PROPERTY AND FOR
19 INCREASES IN ITS RATES AND
20 CHARGES BASED THEREON FOR
21 UTILITY SERVICE BY ITS SUN CITY
22 WEST WATER AND WASTEWATER
23 DISTRICTS.

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(CONSOLIDATED)

24 IN THE MATTER OF THE
25 APPLICATION OF ARIZONA-
26 AMERICAN WATER COMPANY, INC.,
AN ARIZONA CORPORATION, FOR A
DETERMINATION OF THE CURRENT
FAIR VALUE OF ITS UTILITY PLANT
AND PROPERTY AND FOR
INCREASES IN ITS RATES AND
CHARGES BASED THEREON FOR
UTILITY SERVICE BY ITS SUN CITY
WATER AND WASTEWATER
DISTRICTS.

ARIZONA-AMERICAN WATER
COMPANY'S NOTICE OF FILING
REVISED TARIFF SCHEDULES
FOR ANTHEM/AGUA FRIA
WASTEWATER DISTRICT

27 IN THE MATTER OF THE
28 APPLICATION OF ARIZONA-
29 AMERICAN WATER COMPANY, AN
30 ARIZONA CORPORATION, FOR A
31 DETERMINATION OF THE CURRENT
32 FAIR VALUE OF ITS UTILITY PLANT
33 AND PROPERTY AND FOR
34 INCREASES IN ITS RATES AND
35 CHARGES BASED THEREON FOR
36 UTILITY SERVICE BY ITS MOHAVE
WATER AND HAVASU WATER
DISTRICTS.

AZ CORP COMMISSION
DOCUMENT CONTROL

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RECEIVED

1 IN THE MATTER OF THE
2 APPLICATION OF ARIZONA-
3 AMERICAN WATER COMPANY, AN
4 ARIZONA CORPORATION, FOR A
5 DETERMINATION OF THE CURRENT
6 FAIR VALUE OF ITS UTILITY PLANT
7 AND PROPERTY AND FOR
8 INCREASES IN ITS RATES AND
9 CHARGES BASED THEREON FOR
10 UTILITY SERVICE BY ITS ANTHEM
11 WATER, AGUA FRIA WATER AND
12 ANTHEM/AGUA FRIA WASTEWATER
13 DISTRICTS.

8 IN THE MATTER OF THE
9 APPLICATION OF ARIZONA-
10 AMERICAN WATER COMPANY, AN
11 ARIZONA CORPORATION, FOR A
12 DETERMINATION OF THE CURRENT
13 FAIR VALUE OF ITS UTILITY PLANT
14 AND PROPERTY AND FOR
15 INCREASES IN ITS RATES AND
16 CHARGES BASED THEREON FOR
17 UTILITY SERVICE BY ITS TUBAC
18 WATER DISTRICT.

14 Arizona-American Water Company ("the Company") hereby filed true copies of its
15 revised tariff schedules for the Anthem/Agua Fria Wastewater District.

16 DATED this 13th day of July, 2004.

17 FENNEMORE CRAIG

18 By 

19 Norman D. James
20 Jay L. Shapiro
21 Attorneys for Arizona-American Water
22 Company

22 ORIGINAL and 21 copies
23 of the foregoing were
24 delivered this 13th day
25 of July, 2004, to:

24 Docket Control
25 Arizona Corporation Commission
26 1200 W. Washington St.
Phoenix, AZ 85007

1 COPY of the foregoing was
2 delivered this 13th day of
July, 2004 to:

3 Timothy Sabo, Esq.
4 Gary Horton, Esq.
5 Legal Division
6 Arizona Corporation Commission
7 1200 West Washington
8 Phoenix, AZ

9 COPY mailed this 13th
10 day of July, 2004 to:

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By Mary Howe
1564421.1

Arizona-American Water Company
(Name of Company)Anthem/Agua Fria Wastewater District
(Name of Service Area)**General Sanitary Sewer Service****Availability**

Available for residential and commercial establishments served by this District.

Note: Charges are applied up to the usage indicated in the schedules. Amounts in excess of the first tier have no charges.

	Monthly Usage Charge	Gallons Included	Commodity Charge Per 1,000 Gallons
Residential Units (SSR)	\$20.30	7,000	\$2.5450
Small Commercial User 5/8"	20.30	10,000	2.5450
Small Commercial User 3/4"	30.48	15,000	2.5450
Small Commercial User 1"	40.64	20,000	2.5450
Commercial Large User	81.26	999,999,999	2.5450
Anthem/Agua Fria Treatco	-	999,999,999	2.3200

Terms and Conditions

Sewer service provided under this rate schedule is subject to this District's Rules and Regulations applicable to Sewer Service.

All rates in this Schedule shall be subject to their proportionate part of any taxes or other governmental imposts which are assessed directly or indirectly on the basis of revenues derived from service under this Schedule, or on the basis of the service provided or the volume of sewage treated or disposed of.

A 1½% late payment penalty will be applied to account balances not paid within twenty-five (25) days after the postmark date of the bill in accordance with Rule 8 (H).

ISSUED: July 1, 2004 EFFECTIVE: July 1, 2004
Month Day Year Month Day Year

ISSUED BY: David Stephenson, Rate Regulation Manager
19820 N. 7th St., Suite 201, Phoenix, Arizona 85024

Decision No. 67093

Anthem/Aqua Fria Wastewater District
(Name of Service Area)

Sewer Facilities Hook-Up Fee SHU – 1
(continued)

Rates

Fee per Equivalent Residential Unit \$750.00

Equivalent Residential Units for various facilities are determined under the following schedule:

<u>Type of Improvement</u>	<u>Associated ERU</u>
Single Family Home	1.00
Apartment Units	0.50
Commercial Units (per acre)	4.00
Resorts (per room)	0.50
Parks acreage, Golf Courses acreage, and Right-of-Way landscaping Acreage	0.00

Special Conditions

1. Assessment of One Time Hook-Up Charge: The hook-up fee may be assessed only once per Service Connection, or residential lot within a platted subdivision (similar to service line installation charges). However, this provision does not exempt from the hook-up fee, any newly created parcel(s) which are the result of further subdivision of a lot or land parcel and which do not have a Service Connection.
2. Time of Payment:
 - (a) In the event that the Applicant is required to enter into a Main Extension Agreement, payment of the charges required hereunder shall be made by the Applicant when operational acceptance is issued for the on-site wastewater facilities constructed to serve the improvement.
 - (b) In the event that the Applicant is not required to enter into a main extension agreement, the charges hereunder shall be due and payable at the time wastewater service is requested for the property.
3. Failure to Pay Charges: Delinquent Payments: Under no circumstances will the Company allow wastewater service to be established if the Applicant has not paid in full all charges as provided by this Sewer Facilities Hook-Up Fee tariff.
4. Off-Site Hook-Up Fees In Addition to Other Charges: The off-site hook-up fees shall be in addition to any costs associated with a main extension agreement for on-site facilities, and are in addition to the amounts to be paid pursuant to charges authorized under other tariffs.

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ISSUED BY: David Stephenson, Rate Regulation Manager
19820 N. 7th St., Suite 201, Phoenix, Arizona 85024

Anthem/Agua Fria Wastewater District
(Name of Service Area)**TABLE OF CONTENTS**

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19820 N. 7th St., Suite 201, Phoenix, Arizona 85024

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(Name of Service Area)

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(Name of Service Area)

RULE NO. 2 (continued)
ESTABLISHMENT OF SERVICE

F. DOUBTFUL PERMANENCY

When in the Company's opinion, the permanent nature of the customer's requirement for sewer service is doubtful, the customer shall be required to enter into an agreement with the Company and shall advance the entire cost of construction, including the mains and associated equipment. The agreement shall include provisions for refund upon proof of permanency to the satisfaction of the Company.

G. SERVICE LOCATION, INFORMATION

1. The Company reserves the right to determine the conditions under which extension will be made. Conditions for service and extending service to the customer will be based upon the following:
 - a. All such installations shall be in accordance with the Company's specifications and located at an outdoor location accessible to the Company.
 - b. Individual customers may be required to have their property corner pins and/or markers installed.

H. IDENTIFICATION OF PREMISES

The premises to be served by the Company shall be clearly identified by the customer at the time of application. If the service address is not recognized in terms of a commonly used identification system, the customer may be required to provide specific written directions and/or legal descriptions before the Company shall be required to act upon a request for sewer service.

I. SERVICE CALLS OR ESTABLISHMENTS DURING REGULAR HOURS

A service charge shall be made to the customer based upon the time, materials and equipment used by the Company for the following:

1. Interruption caused by the customer's willful act or omission, negligence or failure of customer owned equipment, even though the Company is unable to perform any work beyond the point of delivery.
2. Reconnection of sewer service to any customer previously disconnected for nonpayment, unlawful use of service, misrepresentation to the Company, unsafe conditions, threats to Company personnel or property, failure to permit safe access, detrimental effects of customer demands on the Company system, failure to establish credit and/or sign an agreement for service, or any other reason authorizing the Company to make such disconnection.

J. SERVICE CALLS OR ESTABLISHMENTS AFTER REGULAR HOURS

A service charge, not to exceed the actual cost of the employee's time and the materials and equipment used by the Company, will be imposed for a service call after regular hours for the following:

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Arizona-American Water Company
(Name of Company)

Anthem/Aqua Fria Wastewater District
(Name of Service Area)

- c. "Full Gross Up" - Utility requires the contributor/advancer to pay entire FIT/SIT plus a gross-up to reflect the tax on tax resulting from treating all AIAC/CIAC payments as taxable income.
2. For construction or proposed construction which, in the judgment of the Company, will be utilized by ultimate customers of the Company in the near future, the Company shall account for the advances and/or contributions required by this Rule by "Rate Basing" them as defined in Paragraph D.l.b. No additional tax related amount shall be required with the AIAC or CIAC.
3. For construction or proposed construction costs collected pursuant to tariff provisions, Commission Rule and Regulation, or Order, and which are subject to Paragraph D.4, the Company shall require the contributor/advancer to provide funds necessary for Company to pay the state and federal income tax obligations associated with the subject construction or proposed construction.
4. In the event the Company determines that the required construction, proposed construction or development fall within certain criteria, some of which are set forth below, Company may petition the Commission to authorize it to collect from the contributor/advancer funds sufficient to pay the "Full Gross Up" of state and federal income taxes as defined in Paragraph D.l.c. Without intending to limit, examples of events which shall cause Company to require contributor/advancer to advance the taxes as contemplated herein are as follows:
- The development or build-out of the project is remote or speculative; or
 - The size of the development, as compared to the size of this District's customer base, represents undue risk for the Company; or
 - The size of the advance/contribution or its related cost is extraordinarily large relative to this District's rate base or revenues; or
 - The public interest is better served by treating the advance/contribution as other than the "Rate Basing" methodology.

The Company must present sufficient evidence that its request to require "Full Gross Up" of taxes under this paragraph is in the public interest. The Commission may deny, alter, or amend the Company's petition for authorization to require "Full Gross Up".

5. In the event contributor/advancer is required by other tariff, agreement, rule, or order to advance Facilities for the subject development, those AIAC/CIACs shall be subject to the provisions of this Section D.

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Anthem/Aqua Fria Wastewater District
(Name of Service Area)

RULE NO. 6 (continued)
PROVISION OF SERVICE

- b. Intentional service interruptions to make repairs or perform maintenance;
- c. Curtailment.

E. SERVICE INTERRUPTIONS

1. The Company shall make reasonable efforts to reestablish service within the shortest possible time when service interruptions occur.
2. The Company shall make reasonable provisions to address emergencies resulting from failure of service, and shall issue instructions to its employees covering procedures to be followed in the event of emergency in order to prevent or mitigate interruption or impairment of service.
3. In the event of a national emergency or local disaster resulting in disruption of normal service the Company may, in the public interest, interrupt service to other customers to provide necessary service to civil defense or other emergency service agencies on a temporary basis until normal service to these agencies can be restored.
4. When the Company plans to interrupt service for more than four (4) hours to perform necessary repairs or maintenance, the Company shall attempt to inform affected customers, at least twenty-four (24) hours in advance, of the scheduled date and estimated duration of the service interruption. Such repairs shall be completed in the shortest time to minimize the inconvenience to the customers of the Company.
5. The Commission shall be notified of interruptions in service affecting the entire system or any major division thereof. The interruption of service and cause shall be reported within four (4) hours after the responsible representative of the Company becomes aware of said interruption, by telephone to the Commission, and followed by a written report to the Commission.

F. CONSTRUCTION STANDARDS

1. The design, construction and operation of all sewer plants and collection systems shall conform to the requirements of the Arizona Department of Environmental Quality, any local Department of Health authority or any successor agencies, any other governmental agency having jurisdiction thereof, and the Company. Phase construction is acceptable.
2. The Company shall retain the right to specify the type, size and features of the constructed facilities in order to insure high standards of service and to facilitate efficiencies in operation. The Company shall have authority to specify unique manufacturers, models or features (including sole source supplies) to insure system standardization and operational efficiency. Life cycle cost analyses, including capital versus operational costs, shall be used in the process of determining the type, size and features of facilities to be constructed.

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19820 N. 7th St., Suite 201, Phoenix, Arizona 85024

Anthem/Agua Fria Wastewater District
(Name of Service Area)

RULE NO. 10
USE OF SANITARY SEWERS BY INDUSTRIAL DISCHARGERS

A. PURPOSE AND POLICY

This Rule sets forth uniform requirements for industrial discharges into the sanitary sewer system, and also establishes a separate industrial discharge service agreement requirement for industrial users. Implementation of an industrial user pretreatment program is consistent with the Federal Water Pollution Control Act as amended by the Clean Water Act of 1977 (Public Law 95-217) and the general pretreatment regulations contained in Title 40 of the Code of Federal Regulations, Part 403. This program is implemented by Sun City and Sun City West Sewer Districts in order to promote consistent application of pretreatment requirements among their customers, and pursuant to Sun City Sewer District's agreements with the publicly owned treatment works that receive and treat wastewater collected by it.

B. DEFINITIONS

The following words when used in this Rule shall have the following meanings:

1. Approved Laboratory Procedures - The test procedures for the analysis of Pollutants as prescribed in 40 CFR Part 136, and amendments thereto that are performed by an environmental laboratory licensed by the state pursuant to A.R.S. Section 36-395. Alternative or additional validated analytical methods may be approved by the Company consistent with the requirements of applicable federal regulations.
2. BOD (biochemical oxygen demand) - The quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory conditions for five (5) days at a temperature of twenty (20) degrees centigrade, expressed in milligrams per liter.
3. Bypass - The intentional diversion of wastes from any portion of a treatment facility.
4. Categorical Standards - Those pretreatment standards specifying quantities or concentrations of Pollutants or Pollutant properties which may be discharged to a POTW by Industrial Users in specific industrial categories and which are published in 40 CFR Chapter 1, Subchapter N (parts 405-471).
5. CFR - Code of Federal Regulations.
6. COD (chemical oxygen demand) - The quantity of oxygen consumed from a chemical oxidation of inorganic and organic matter present in the water or wastewater, expressed in milligrams per liter.
7. Cooling Water - The wastewater discharged from any heat transfer system such as condensation, air conditioning, cooling or refrigeration.
8. Company - Arizona-American Water Company.
9. Composite Sample - A combination of individual samples obtained at regular intervals over a specified time period no longer than twenty-four (24) hours. The volume of each individual sample shall be either proportional to the flow rate during the sample period (flow composite) or constant and collected at equal time intervals during the sample period (time composite) as set forth in the Industrial Discharge Service Agreement.

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19820 N. 7th St., Suite 201, Phoenix, Arizona 85024

Arizona-American Water Company
(Name of Company)Anthem/Agua Fria Wastewater District
(Name of Service Area)**RULE NO. 10 (Continued)**
USE OF SANITARY SEWERS BY INDUSTRIAL DISCHARGERS

PARAMETER	EFFLUENT LIMITATION (daily average)	PARAMETER	EFFLUENT LIMITATION (daily average)
Arsenic	1 00, µg/l	Mercury	4.6 µg/l
Boron	5600, µg/l	Nickel	5000 µg/l
Cadmium	47, µg/l	Oil & Grease (TPH)	100 mg/l
Chromium	1400, µg/l	Selenium	100 µg/l
Copper	1700, µg/l	Silver	500 µg/l
Cyanide	2000, µg/l	Sulfides	10.0 µg/l
Lead	500 µg/l	Zinc	5400 µg/l

In determining compliance with a daily average effluent limitation, company samples shall not be combined with non-company samples.

- n. When necessary in the opinion of the Company, any Water or Wastewater with BOD or TSS concentrations in excess of the following limits:
- 24-hour average 5-day BOD of 250 ml/l by weight; and
 - Instantaneous Maximum TSS content of 500 ml/l by weight.
- o. Any water or wastewater with pollutant concentrations in excess of the following instantaneous maximum effluent limitations (expressed in the total form unless otherwise stated; µG/L = Micrograms per Liter, mg/l = Milligrams per Liter):

PARAMETER	EFFLUENT LIMITATION (INSTANTANEOUS MAXIMUM)
Benzene	130 µG/L
Chloroform	420 µG/L
Cyanide (amenable to chlorination)	200 µG/L
Methylene Chloride	4,200, µG/L
Sulfides (dissolved)	0.5 MG/L
Tetrachloroethylene	530 µG/L
Trichloroethylene	700 µG/L

- p. Any of the following prohibited substances:

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Anthem/Agua Fria Wastewater District
(Name of Service Area)

**RULE 10
EXHIBIT A**

- b) Contaminated Cooling Water: Cooling Water which may become contaminated, either through the use of water treatment chemicals used for corrosion inhibitors or biocides, or by direct contact with process materials and/or Wastewater.
5. **Customer** - _____, a(n) _____.
6. **Daily Average Effluent Limitation** - The maximum allowable concentration of a Pollutant in the Discharge as measured in a Representative Sample during a sampling day.
7. **Environmental Laws** - All present and future laws and any amendments, permits, and other requirements of governmental authorities applicable to the Customer's Facility and relating to the environment, health or safety, environmental conditions. Environmental Laws includes but is not limited to the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. §§ 9601 et seq. ("CERCLA"); the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act, 42 U.S.C. §§ 6901 et seq. ("RCRA"); the Hazardous Materials Transportation Act, 49 U.S.C. §§ 1801 et seq.; the Federal Insecticide, Fungicide, and Rodenticide Act, 7 U.S.C. §§ 136 to 136y; the Federal Water Pollution Control Act, as amended by the Clean Water Act, 33 U. S. C. §§ 1251 et seq.; the Clean Air Act, 42 U. S. C. §§ 7401 et seq.; the Toxic Substances Control Act, 15 U.S.C. §§ 2601-2671; the Safe Drinking Water Act, 42 U.S.C. §§ 300f-300j-26; the Emergency Planning and Community Right-To-Know Act, 42 U.S.C. §§ 101 et seq.; Title 49 of the Arizona Revised Statutes; and any regulations promulgated pursuant to such listed federal and state statutes.
8. **Grab Sample** - An individual sample collected in less than fifteen (15) minutes, without regard for flow or time of day.
9. **Instantaneous Maximum Effluent Limitation** - The maximum concentration of a Pollutant in the Discharge at any time as measured in a Grab Sample.
10. **Pretreatment Requirements** - All of the duties or responsibilities imposed upon Industrial Users by Rule 10.
11. **Representative Sample** - A Composite Sample obtained by flow-proportional sampling techniques where feasible. Where flow-proportional sampling is infeasible, the Company may allow or conduct composite sampling by time-proportional techniques or by averaging one or more Grab Samples.
12. **TTO** - Total Toxic Organic Compounds as listed on Attachment 11.
13. **Upset** - An exceptional incident in which there is unintentional and temporary noncompliance with Pretreatment Requirements, because of factors beyond the reasonable control of the Customer, excluding noncompliance due to such factors as operational error, improperly designed or inadequate treatment facilities, lack of preventative maintenance or careless or improper operation.

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