

ORIGINAL  
**JOHNSON UTILITIES COMPANY**



5230 East Shea Boulevard \* Scottsdale, Arizona 85254  
P.H. (480) 998-3300; FAX: (480) 483-7908

September 15, 2005

Ernest Johnson, Director  
Utilities Division  
Arizona Corporation Commission  
1200 W. Washington Street  
Phoenix, Arizona 85007

RE: Johnson Utilities Company: Compliance with Decision No. 65840  
Notice of Violation from ADEQ dated July 26, 2005  
WS-02987A-99-0583; WS-02987A-00-0618; W-02234A-00-0371; W-02859A-00-0774;  
W-01395A-00-0784

Dear Mr. Johnson:

Please accept this letter as a follow-up to my August 4, 2005, letter to you concerning the above captioned matter. Enclosed please find the Arizona Department of Environmental Quality's ("ADEQ") Notice of Closure of its July 26, 2005, Notice of Violation ("NOV"). ADEQ closed the NOV based upon its determination that Johnson Utilities Company has met the *Documenting Compliance* provisions of the NOV.

Should you have any questions or concerns, please do not hesitate to contact me. Thank you for your time and consideration in this matter.

Sincerely,

Daniel Hodges  
Johnson Utilities, LLC

Enclosure

Cc: Brian Tompsett, Johnson Utilities (w/out enc.)  
Steve Olea, Assistant Director (w/enc.)  
Brian Bozzo, Compliance Manager (w/enc.)  
Docket Control (w/enc.)

AZ CORP COMMISSION  
DOCUMENT CONTROL

2005 SEP 15 P 3: 09

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# ATTACHMENT 1



Janet Napolitano  
Governor

# ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

1110 West Washington Street • Phoenix, Arizona 85007  
(602) 771-2300 • www.azdeq.gov



Stephen A. Owens  
Director

September 13, 2005  
Ref: #FS06-193

Case ID # 35075

Mr. Brian Tompsett, Vice President  
Johnson Utilities Company  
5230 East Shea Blvd., Suite 200  
Scottsdale, Arizona 85254

Subject: Closure of the July 26, 2005 Notice of Violation Regarding Effluent Monitoring Exceedances

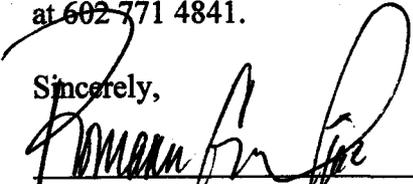
Dear Sir:

The Arizona Department of Environmental Quality (ADEQ) has closed the Notice of Violation (NOV) issued to the Johnson Utilities as the owner and operator of the Section 11 wastewater treatment facility (WWTP) on July 26, 2005. ADEQ has closed the NOV based upon its determination that the Johnson Utilities has met the *Documenting Compliance* provisions of the NOV.

ADEQ will not proceed with further action at this time. However, if additional information regarding the alleged violations is discovered, or if further violations occur, ADEQ may reconsider its position and take additional action as appropriate and as allowed by law.

Thank you for your efforts to comply with the Arizona's environmental requirements. Should you have any comments or questions regarding this matter, please do not hesitate to contact me at 602-771 4841.

Sincerely,

  
Romann G. Diaz, Manager  
Water Quality Field Services Unit

cc: Pinal County Health Department  
Vivian Burns, Program and Project Specialist

Northern Regional Office  
1515 East Cedar Avenue • Suite F • Flagstaff, AZ 86004  
(928) 779-0313

Southern Regional Office  
400 West Congress Street • Suite 433 • Tucson, AZ 85701  
(520) 628-6733