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Arizona Corporation Commission

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AZ CORP COMMISSION

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BEFORE THE ARIZONA CORPORATION COMMISSION

AUG 18 2 43 PM '00

2 CARL J. KUNASEK  
CHAIRMAN  
3 JIM IRVIN  
COMMISSIONER  
4 WILLIAM A. MUNDELL  
COMMISSIONER

DOCKETED BY [Signature]

DOCUMENT CONTROL

5 IN THE MATTER OF THE JOINT APPLICATION  
6 OF SUN CITY WATER COMPANY AND SUN  
7 CITY WEST UTILITIES COMPANY FOR  
8 APPROVAL OF CENTRAL ARIZONA PROJECT  
9 WATER UTILIZATION PLAN AND FOR AN  
ACCOUNTING ORDER AUTHORIZING A  
RECOVERY OF DEFERRED CENTRAL  
ARIZONA PROJECT EXPENSES.

DOCKET NO. W-01656A-98-0577  
DOCKET NO. SW-02334A-98-0577

PROCEDURAL ORDER

**BY THE COMMISSION:**

11 On July 31, 2000, Sun City Water Company and Sun City West Utilities ("collectively  
12 "Companies") filed a Request for Extension ("Request") to provisions in Decision No. 62293, dated  
13 February 1, 2000. In particular, the Companies requested an additional three month extension to  
14 submit binding agreements for the delivery of Central Arizona Project water to golf courses. Our  
15 August 10, 2000 Procedural Order granted the extension until November 1, 2000.

16 On August 10, 2000, Staff of the Arizona Corporation Commission ("Staff") filed a Response  
17 to the Request. On August 17, 2000, the Companies filed a Reply to Staff's Response.

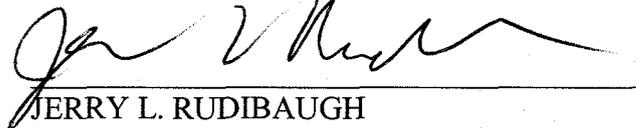
18 Staff did not object to the Companies Request for a three-month extension. However, Staff  
19 requested an extension of corresponding time frames contained in Decision No. 62293 to allow Staff  
20 to submit their comments/objections/recommendations 60 days after the Companies file their binding  
21 commitments. In Reply, the Companies opposed Staff's request to postpone the date for  
22 comments/objections/recommendations until the binding agreements are submitted. The Companies  
23 opined that the binding agreements are completely independent from the preliminary engineering  
24 report. Further, the Companies asserted that the binding agreements "will not be subject to review,  
25 comment or changes and should not be a part of the review and comment period." According to the  
26 Companies, postponing the review period will likewise postpone the construction of the project  
27 resulting in continuing direct groundwater declines.  
28

1 After review of Staff's Response, the Companies Reply, and the August 1, 2000 filing by the  
2 Companies, we find a short continuance is reasonable to allow Staff and other parties to evaluate the  
3 preliminary design/updated cost estimates. As to the binding agreements, we shall allow Staff and the  
4 remaining parties until November 1, 2000 or 15 days after the Companies file the binding agreements,  
5 whichever comes later, to submit comments/objections/recommendations to the binding agreements.

6 IT IS THEREFORE ORDERED that the Commission's Utilities Division as well as the  
7 remaining parties shall have until November 1, 2000 in which to file any  
8 comments/objections/recommendations regarding the preliminary design/updated cost estimates.

9 IT IS FURTHER ORDERED that the Commission's Utilities Division as well as the  
10 remaining parties shall have until November 1, 2000 or 15 days after the Companies file the binding  
11 agreements, whichever comes later, to submit any comments/objections/recommendations regarding  
12 the binding agreements.

13 DATED this 18<sup>th</sup> day of August, 2000.

14   
15 \_\_\_\_\_  
16 JERRY L. RUDIBAUGH  
CHIEF ADMINISTRATIVE LAW JUDGE

17 Copies of the foregoing mailed/delivered  
18 this 18<sup>th</sup> day of August, 2000 to:

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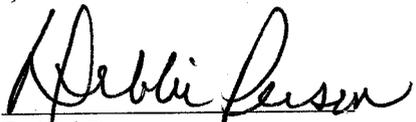
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21 Secretary to Jerry L. Rudibaugh  
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28