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2006 SEP 25 P 4:01

TOWN OF  
QUEEN CREEK

Handwritten initials and a box with 'BY' and 'DO' written inside.

WS-02987A-06-0077

February 24, 2006

AZ CORP COMMISSION  
DOCUMENT CONTROL

Mr. Brian C. McNeil  
Executive Director  
Arizona Corporation Commission  
1200 W. Washington  
Phoenix, Arizona 85008-2996

Arizona Corporation Commission  
**DOCKETED**

SEP 25 2006

Re: **Proposed CCN Amendment for Johnson Utilities, Pinal County**

DOCKETED BY

Dear Mr. McNeil:

It has come to our attention that Johnson Utilities Company will be filing an amendment to their CCN for wastewater service in certain geographic areas located within the Town of Queen Creek's adopted service area. The purpose of this letter is to inform your office that the Town will be opposing any encroachment into Queen Creek's adopted wastewater service area by any private utility company.

Approximately 28 square miles of the 64 square mile municipal planning area is included in the Town's wastewater service area (see attachment – sewer service area map, adopted by Resolution 508-05). Five square miles of the 28 square miles of wastewater service is located within Pinal County.

The Town sends its wastewater to the south reclamation treatment plant located at approximately Greenfield and Ocotillo Roads in Gilbert. This treatment plant is a regional facility owned by Gilbert, Mesa and Queen Creek, with Mesa as the operator. The Town of Queen Creek is an 18% owner of the plant (nearly \$40M). The Town's \$40M ownership is financed with development fees over a twenty year term. Phase I of our collection system servicing approximately half of the sewer service area is already in the ground. Phase II (the final phase) of our collection system serving all 28-square miles is currently nearing design completion. Construction of phase II is scheduled to start next fiscal year. The Town has designed its collection system and purchased sufficient capacity at the regional plant for all 28-square miles of the wastewater area, including the areas designated within the Town's planning area and located within Pinal County.

Upon ACC's receipt of an application for CCN amendment or expansion, it is respectfully requested that the Town of Queen Creek be notified for comment.

Should there be any questions regarding this matter, please do not hesitate to contact me or Assistant Town Manager, John Kross at (480) 987-9887.

Sincerely

Cynthia Seelhammer  
Town Manager

Attachments

# *JOHNSON UTILITIES COMPANY L.L.C*

5230 East Shea Boulevard \* Scottsdale, Arizona 85254

PH: (480) 998-3300; FAX: (480) 483-7908

Cynthia Seelhammer  
Town Manager  
Town of Queen Creek  
22350 South Ellsworth Road  
Queen Creek, Arizona 85007

September 30, 2004

**RECEIVED**

OCT - 4 2004

Town of Queen Creek

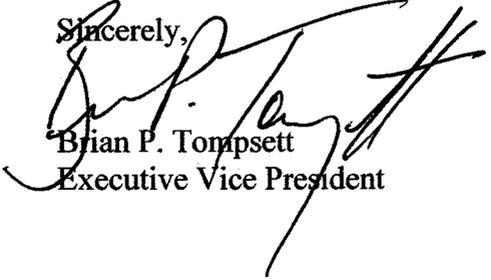
RE: AUSS & Johnson Utilities

Dear Ms. Seelhammer:

It was a pleasure meeting with you on Tuesday of this week to discuss the situation occurring within Arizona Utility Supply & Services, L.L.C. ("AUSS") service area just east of the Town of Queen Creek. As you are aware, Johnson Utilities Company L.L.C. ("Johnson"), is currently providing bulk wastewater treatment and effluent treatment and disposal for certain areas within the Certificate of Convenience and Necessity ("CC&N") of AUSS to prevent a public health and environmental crisis. The two wastewater treatment plants located within the AUSS CC&N are not working properly at this time. It is the intention of numerous parties, including Johnson, to pursue the deletion of AUSS's entire CC&N area with the Arizona Corporation Commission ("ACC"). Assuming that the ACC does in fact delete AUSS's CC&N area, Johnson will ask that its CC&N be extended only into those portions of Sections 20, 21 & 22 of Township 2 South, Range 8 East.

We would like to wish you success in your pursuit on sewer service in Sections 19 & 30, Township 2 South, Range 8 East and would like to offer assistance if you need it. Thank you for your consideration and if you have any questions please call me directly.

Sincerely,

  
Brian P. Tompsett  
Executive Vice President