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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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COMMISSIONERS

- MIKE GLEASON - Chairman
- WILLIAM A. MUNDELL
- JEFF HATCH-MILLER
- KRISTIN K. MAYES
- GARY PIERCE

2007 DEC 21 A 8:44
AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF SANTA ROSA WATER COMPANY FOR AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICE IN PINAL COUNTY, ARIZONA.

DOCKET NO. W-04137A-05-0286

IN THE MATTER OF THE APPLICATION OF SANTA ROSA UTILITY COMPANY FOR AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WASTEWATER SERVICE IN PINAL COUNTY, ARIZONA.

DOCKET NO. SW-04136A-05-0287

PROCEDURAL ORDER

BY THE COMMISSION:

On October 25, 2005, the Arizona Corporation Commission ("Commission") issued Decision No. 68243 approving Santa Rosa Water Company ("SRWC") and Santa Rosa Utility Company's ("SRUC") request for an extension of their respective water and wastewater Certificates of Convenience and Necessity ("CC&Ns"). Pursuant to Decision No. 68243, SRWC was required to file with Docket Control a copy of the developer's first Certificate of Assured Water Supply ("CAWS") within 365 days of the effective date of the Decision.

On April 14, 2006, SRWC filed a request for an extension of time until October 25, 2007, to file a copy of the developers' first CAWS, stating that significant efforts were being made to obtain the CAWS including having received the Arizona Department of Water Resources' ("ADEQs") Analysis of Assured Water Supply.

On April 25, 2006, the Commission's Utilities Division ("Staff") filed a memorandum in this docket, stating it had no objection to SRWC's request for an extension of time until October 25, 2007 to file a copy of developers' first CAWS.

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1 On May 11, 2006, by Procedural Order, SRWC was granted an extension of time to file a
2 copy of the developers' first CAWS until October 25, 2007.

3 On March 28, 2007, SRWC filed a Motion requesting an additional extension of time to file a
4 copy of the developers' first CAWS, until April 25, 2008. According to SRWC's Motion, the
5 developer has obtained an Analysis of Assured Water Supply, prepared the application to be
6 submitted to ADWR for the CAWS, but due to the time it takes ADWR to process the applications,
7 SRWC believes it needs more time to comply.

8 On April 12, 2007, Staff filed a memorandum recommending denial of SRWC's Motion.
9 Staff stated it contacted ADWR to inquire about the timeframe for processing applications for the
10 CAWS, and Staff believed based on the information from ADWR, the one year extension until
11 October 25, 2007, previously granted by the Commission, would be adequate for SRWC to obtain its
12 CAWS.

13 By Procedural Order dated May 24, 2007, SRWC's Motion for an extension of time until
14 April 25, 2008 was denied.

15 On August 29, 2007, SRWC again filed a Motion for an Extension of Time to file the
16 developers' first CAWS until April 25, 2008. In its Motion, SRWC stated that the application for a
17 CAWS was submitted to ADWR on July 18, 2007, the initial well that will serve the extension area
18 must be converted to a non-exempt well, and the service area right must be established before a
19 CAWS can be issued.

20 On October 9, 2007, SRWC docketed a letter from the developer reiterating the need for
21 service from SRWC and supporting the request for an extension of time to file the CAWS.

22 On November 2, 2007, Staff filed a memorandum in this docket stating it does not object to
23 SRWC's request for an extension of time to file the developers' first CAWS until April 25, 2008.
24 Staff stated that SRWC's statements regarding the on-going ADWR CAWS process had been
25 verified with ADWR, Staff has reviewed the Licensing Timeframe Report ("LTF Report"), which
26 shows the status of pending applications before the agency, and the application for the CAWS is in
27 the administrative completeness stage and remains in the processing stage. Staff further stated that
28 ADWR confirmed SRWC's statement that the service area right must be approved, by the Pinal

1 Active Management Area section of ADWR, prior to the processing of the SRWC's CAWS
2 application. Based on those factors and the fact that there is still a need for service in the extension
3 area, Staff does not object to an extension of time until April 25, 2008 for SRWC to file the
4 developers' first CAWS.

5 Good cause has been shown in support of SRWC's Motion for an Extension of Time to file
6 the developers' first CAWS and accordingly SRWC's Motion should be granted.

7 IT IS THEREFORE ORDERED that SRWC's Motion for an extension of time until April 25,
8 2008 to file the developers' first CAWS, is hereby granted.

9 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
10 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

11 DATED this 21st day of December, 2007.

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14 
15 YVETTE B. KINSEY
ADMINISTRATIVE LAW JUDGE

16 Copies of the foregoing mailed/delivered
17 this 21st day of December, 2007 to:

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27 By: 
28 Debra Broyles
Secretary to Yvette B. Kinsey