

# JOHNSON UTILITIES, L.L

5230 East Shea Boulevard \* Scottsdale, Arizona 85261  
PH: (480) 998-3300; FAX: (480) 483-7908



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ORIGINAL

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April 30, 2009

Mr. Ernest Johnson  
Arizona Corporation Commission  
1200 W. Washington Street  
Phoenix, Arizona 85007

AZ CORP COMMISSION  
DOCKET CONTROL

RE: Johnson Utilities, L.L.C.: Compliance with Decision No. 65840, 64062  
RE: Annual Water and Wastewater Compliance with ADEQ regulations.  
WS-02987A-99-0583; WS-02987A-00-0618; W-02234A-00-0371; W-02859A-00-0774;  
W-01395A-00-0784

Dear Mr. Johnson:

Pursuant to the above mentioned decisions, Johnson Utilities hereby submits this compliance filing in accordance with the Commission's orders. Enclosed please find the Arizona Department of Environmental Quality's (ADEQ) Compliance Status letters for the San Tan, and Anthem Waste Water Treatment Plants attached hereto as Attachments 1, and 2 respectively. Also, enclosed please find the ADEQ's Drinking Water Compliance Status Reports for System 11-128 and 11-136 attached hereto as Attachments 3 and 4 respectively. All 4 letters indicate the water & sewer facilities are in full compliance with ADEQ regulations. The Section 11 and Pecan Waste Water Treatment Plants currently have outstanding Notices of Violation issued by ADEQ, which have already been submitted to your attention as required. With respect to the open status of the NOV's we respectfully disagree with ADEQ that the mere existence of an NOV establishes that a facility is not in compliance. Once the notice of closure has been issued to us on these facilities, we will submit them along with the compliance status report showing the facilities are in full compliance. 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,

Brian P. Tompsett  
Johnson Utilities, LLC

Cc: Docket Control  
Mr. Brian Bozzo, Compliance  
Mr. Jeffery Crockett, Snell & Wilmer

Arizona Corporation Commission  
DOCKETED

APR 30 2009

DOCKETED BY	
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# Attachment 1



Janice K. Brewer  
Governor

# ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

1110 West Washington Street • Phoenix, Arizona 85007  
(602) 771-2300 • [www.azdeq.gov](http://www.azdeq.gov)



March 4, 2009

Johnson Utilities Company  
Mr. Greg Brown  
5230 E. Shea Blvd, Suit 200  
Scottsdale, AZ 85254

RE: Compliance Status for San Tan Water Reclamation WWTP, inventory number 105325, Place Id: 18584, Permit number 43235.

Dear Mr. Brown;

Your request for evaluation of compliance status for the above facility is completed. Our records indicate that San Tan Water Reclamation WWTP has Aquifer Protection Permit number 43235 issued on 10/24/2007.

The Aquifer Protection Permit reporting requirements and monitoring results which have been submitted indicate the facility **is in compliance** based on the current information that is available to ADEQ. No enforcement actions are pending.

It should be understood that the compliance status of a facility may change from time to time based upon monitoring results or a facility inspection. Therefore this is based on the most current information available.

Sincerely,

Fred Vakili, EHS II  
Water Quality Data Unit  
Water Quality Compliance Section  
[FAV@AZDEQ.GOV](mailto:FAV@AZDEQ.GOV)

Northern Regional Office  
1801 W. Route 66 • Suite 117 • Flagstaff, AZ 86001  
(928) 779-0313

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

# Attachment 2



Janice K. Brewer  
Governor

# ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

1110 West Washington Street • Phoenix, Arizona 85007  
(602) 771-2300 • [www.azdeq.gov](http://www.azdeq.gov)



January 28, 2009

Johnson Utilities Company  
Mr. Daniel Hodges  
5230 E. Shea Blvd, Suit 200  
Scottsdale, AZ 85254

RE: Compliance Status for Anthem and Merrill Ranch WRP, inventory number 105646, Permit number 36819 and 45436.

Dear Mr. Hodges;

Your request for evaluation of compliance status for the above facility is completed. Our records indicate that Anthem and Merrill Ranch WRP has Aquifer Protection Permit number 45435 issued on 4/30/2008.

The Aquifer Protection Permit reporting requirements and monitoring results which have been submitted indicate the facility **is in compliance** based on the current information that is available to ADEQ. No enforcement actions are pending.

It should be understood that the compliance status of a facility may change from time to time based upon monitoring results or a facility inspection. Therefore this is based on the most current information available.

Sincerely,

Fred Vakili, EHS II  
Water Quality Data Unit  
Water Quality Compliance Section  
[FAV@AZDEQ.GOV](mailto:FAV@AZDEQ.GOV)

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# Attachment 3

**Arizona Department of Environmental Quality**  
 Drinking Water Monitoring and Protection Unit  
 Mail Code 5415B-2  
 1110 West Washington Street  
 Phoenix, AZ 85007

**Drinking Water Compliance Status Report**

<b>System Name</b>	<b>System Type</b>	<b>Is system consecutive?</b>
JOHNSON UTILITIES	X Community	Yes, to PWS #
<b>System ID #</b>	Non-transient Non-community	
11128	Transient Non-community	X No

<b>Overall compliance status</b>	X	No major deficiencies	Major deficiencies
<b>Monitoring and Reporting status</b>	X	No major deficiencies	Major deficiencies
Comments: None			

<b>Operation and Maintenance status</b>	X	No major deficiencies	Major deficiencies
<b>Date of last Sanitary Survey</b>	7/6/2007	<b>Inspector</b>	Karen Berry, CRO
Major unresolved/ongoing operation and maintenance deficiencies:			
<input type="checkbox"/> unable to maintain 20psi	<input type="checkbox"/> inadequate storage		
<input type="checkbox"/> cross connection/backflow problems	<input type="checkbox"/> surface water treatment rule		
<input type="checkbox"/> treatment deficiencies	<input type="checkbox"/> approval to construct/of construction		
<input type="checkbox"/> certified operator	<input type="checkbox"/> other =		
Comments: None			

<b>Is an ADEQ administrative order in effect?</b>		Yes	X	No
Comments: None				

System Information				
Population Served	50148			
Service Connections	17910			
Number of Entry Points to the Distribution System	10			
Number of Sources	14			
Initial Monitoring Year	2000			
Monitoring Assistance Program (MAP) System	X	Yes		No

<b>Evaluation completed by</b>	Donna Calderon, Manager <i>DC</i> Drinking Water Monitoring and Protection Unit			
<b>Phone</b>	602-771-4641	<b>Date</b>	November 20, 2008	
X	Based upon data submitted by the water system, ADEQ has determined that this system <b>is</b> currently delivering water that meets water quality standards required by 40 CFR 141/Arizona Administrative Code, Title 18, Chapter 4.			
	Based upon the monitoring and reporting deficiencies noted above, ADEQ <b>cannot determine</b> if this system is currently delivering water that meets water quality standards required by 40 CFR 141/Arizona Administrative Code, Title 18, Chapter 4.			
	Based upon the operation and maintenance deficiencies noted above, ADEQ <b>cannot determine</b> if this system is currently delivering water that meets water quality standards required by CFR 141/Arizona Administrative Code, Title 18, Chapter 4.			

***This compliance status report does not guarantee the water quality for this system in the future, and does not reflect the status of any other water system owned by this utility company.***

# Attachment 4

**Arizona Department of Environmental Quality**  
**Drinking Water Monitoring and Protection Unit**  
 Mail Code 5415B-2  
 1110 West Washington Street  
 Phoenix, AZ 85007

### Drinking Water Compliance Status Report

<b>System Name</b>	<b>System Type</b>	<b>Is system consecutive?</b>
ANTHEM AT MERRILL RANCH	<input checked="" type="checkbox"/> Community	<input type="checkbox"/> Yes, to PWS #
<b>System ID #</b>	<input type="checkbox"/> Non-transient Non-community	<input checked="" type="checkbox"/> No
11136	<input type="checkbox"/> Transient Non-community	

<b>Overall compliance status</b>	<input checked="" type="checkbox"/> No major deficiencies	<input type="checkbox"/> Major deficiencies
<b>Monitoring and Reporting status</b>	<input checked="" type="checkbox"/> No major deficiencies	<input type="checkbox"/> Major deficiencies
Comments: None		

<b>Operation and Maintenance status</b>	<input checked="" type="checkbox"/> No major deficiencies	<input type="checkbox"/> Major deficiencies
<b>Date of last Sanitary Survey</b>	6/22/07	<b>Inspector</b> Karen Berry, CRO
<b>Major unresolved/ongoing operation and maintenance deficiencies:</b>		
<input type="checkbox"/> unable to maintain 20psi	<input type="checkbox"/> inadequate storage	
<input type="checkbox"/> cross connection/backflow problems	<input type="checkbox"/> surface water treatment rule	
<input type="checkbox"/> treatment deficiencies	<input type="checkbox"/> atc/aoc	
<input type="checkbox"/> certified operator	<input type="checkbox"/> other =	
Comments: None		

<b>Is an ADEQ administrative order in effect?</b>	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Comments: None		

System Information			
Population Served	2668		
Service Connections	953		
Number of Entry Points to the Distribution System	1		
Number of Sources	2		
Initial Monitoring Year	2008		
Monitoring Assistance Program (MAP) System	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/> No

<b>Evaluation completed by</b>	Donna Calderon, Manager <i>DC</i> Drinking Water Monitoring and Protection Unit		
<b>Phone</b>	602-771-4641	<b>Date</b>	January 23, 2009
<input checked="" type="checkbox"/>	Based upon data submitted by the water system, ADEQ has determined that this system is currently delivering water that meets water quality standards required by 40 CFR 141/Arizona Administrative Code, Title 18, Chapter 4.		
<input type="checkbox"/>	Based upon the monitoring and reporting deficiencies noted above, ADEQ <b>cannot determine</b> if this system is currently delivering water that meets water quality standards required by 40 CFR 141/Arizona Administrative Code, Title 18, Chapter 4.		
<input type="checkbox"/>	Based upon the operation and maintenance deficiencies noted above, ADEQ <b>cannot determine</b> if this system is currently delivering water that meets water quality standards required by 40 CFR 141/Arizona Administrative Code, Title 18, Chapter 4.		

***This compliance status report does not guarantee the water quality for this system in the future, and does not reflect the status of any other water system owned by this utility company.***