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BEFORE THE ARIZONA CORPORATION COMMISSION

8 IN THE MATTER OF THE
 9 APPLICATION OF VALLEY UTILITIES
 10 WATER COMPANY, AN ARIZONA
 CORPORATION, FOR A
 11 DETERMINATION OF THE FAIR
 VALUE OF ITS UTILITY PLANT AND
 12 PROPERTY AND FOR INCREASES IN
 ITS RATES AND CHARGES FOR
 13 UTILITY SERVICE BASED THEREON.

DOCKET NO: W-01412A-08-0586

NOTICE OF COMPLIANCE

14 Valley Utilities Water Company ("VUWCO" or the "Company") hereby files this
 15 Notice of Compliance pursuant to Decision No. 71482 (February 3, 2010) ("Order"). The
 16 Order requires the Company to file copies of Approvals of Construction received for its
 17 arsenic treatment facilities.

18 Attached as **Exhibit 1** is the Certificate of Approval of Construction with
 19 Stipulations for the Glendale Avenue Arsenic Treatment Facility ("AOC"), issued on
 20 March 17, 2010. VUWCO is currently addressing provision number six to the AOC,
 21 which requires that the facility be monitored remotely by a Supervisory Control and Data
 22 Acquisition (SCADA) system. There is no SCADA at the facility; however, the Company
 23 is endeavoring to install devices which will satisfy the requirement.

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Arizona Corporation Commission
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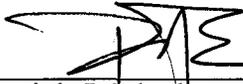
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DATED this 29th day of April, 2010.

FENNEMORE CRAIG, P.C.

By: 
Patrick J. Black
Attorneys for Walley Utilities Water Company

ORIGINAL and 13 copies of the foregoing filed
this 29th day of April, 2010 with:

Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

COPY of the foregoing hand-delivered
this 29th day of April, 2010 to:

Steven M. Olea, Director
Utilities Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

Compliance Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

By: 
2309414.1/24964.003

EXHIBIT

1



Maricopa County

Environmental Services
Water and Waste Management Division

1001 N. Central Ave., Suite 150
Phoenix, AZ 85004
Phone: (602) 506-6666
Fax: (602) 506-6925
TDD: 602 506 6704
www.maricopa.gov/envsvc

CERTIFICATE OF APPROVAL OF CONSTRUCTION WITH STIPULATIONS

PROJECT DESCRIPTION: Valley Utilities Water Company, Glendale Avenue Arsenic Treatment Facility (ATF). The project included construction of a 433-gpm capacity Severn Trent ATF that uses Bayoxide® E33 granular ferric oxide adsorption media. The treatment process includes two 8-ft diameter by 5.25-ft sideshell height vessels that will operate in series to remove arsenic from the well water to comply with the 10 ppb Maximum Contaminant Level (MCL). There is also:

- A self-cleaning filter ahead of the ATF that will remove contaminants down to 50 microns in size.
- A new sodium hypochlorite disinfection system with a 300-gallon containment tank and dual metering pumps that will maintain a 2.0-mg/L chlorine residual at maximum flow.
- An 16,500-gallon backwash holding tank.

The three existing wells on the site (Numbers 1, 2, and 7) have arsenic concentrations as shown below. There is an existing 102,000-gallon and 108,000-gallon reservoir at the site. The site also includes an existing booster station and hydropneumatic tank.

Of the total 650-gpm flow from the three wells, a maximum 433 gpm will be treated to a maximum of 5.0 ppb and blended with a maximum 217 gpm of untreated water that bypasses treatment to provide treated water with a maximum arsenic level of 8.0 ppb. Blending will be controlled with a flow control valve on the bypass line.

The Maricopa County Planning and Development Department has issued a Special Use Permit for the project (Zoning Case Number Z2008010).

MCESD Project #2011737

LOCATION:

Glendale, Maricopa County
SEC of Glendale Avenue and 137th Avenue
T2N, R1W, Sec 10NW
PWS # 07-079

PROJECT OWNER:

Attn: Bob Prince
Valley Utilities Water Company
6808 N. Dysart Road, Suite 112
Glendale, AZ 85037

Well 1:

ADWR #55-55-639720
Well capacity = 75 gpm
Arsenic concentration = 12 ppb

Well 2:

ADWR #55-55-639921
Well capacity = 125 gpm
Arsenic concentration = 13 ppb

Well 7

ADWR #55-208819
Well capacity = 450 gpm
Arsenic concentration = 13 ppb

Pursuant to Arizona Administrative Code (AAC) Title 18, Chapter 4, or Chapter 9 and Maricopa County Environmental Health Code Chapters II and V, approval of construction of the above-described facilities as represented in the approved plan documents on file with the Maricopa County Environmental Services Department (MCESD) is hereby given subject to the following provisions:

1. This certificate is being issued based on submission of: an application for Certificate of Approval of Construction prepared by the Owner on 6/2/09; an Engineer's Certificate of Completion executed by Ramesh Narasimhan, P.E. (#28112), of NCS, on 6/2/09; validation and commissioning test results transmitted on 3/1/10; as-built drawings prepared by Ramesh Narasimhan, P.E. (#28112), dated 3/15/10; and an operations and maintenance manual prepared by Ramesh Narasimhan, P.E. (#28112), dated 3/1/10. The Department inspected the project on 11/3/09.
2. This approval is based on the following conditions:
 - Strict adherence to the post-treatment blending conditions described above.
 - No other sources shall be connected to the facility or be blended with the treated water without Department approval.

- Raw water shall be only be allowed to bypass treatment in conformance with the approved **blending strategy**.
 - Regenerated media shall not be used unless approved by the Department.
 - **No other types or formulas of media shall be installed in the vessels without Department approval.**
3. The Owner shall send the Department a report whenever there is a media change-out, vessel reconfiguration, or other process change. Provide the reasons for the change and relevant data that support the decision, such as laboratory test results and the number of bed volumes treated. Submit the reports to MCESD on approved forms within 10 days of the process change.
 4. Failure to comply with all conditions of this certificate may result in forfeiture and cancellation of this permit and may require the treatment facility to be immediately taken out of service.
 5. Any change to the treatment facility that affects the treatment capacity, water quality, flow, location or operational performance, either in whole or in part, shall receive Department approval prior to construction.
 6. A Grade 2 water treatment operator, certified by the Arizona Department of Environmental Quality, shall be in direct responsible charge of this facility. Daily operations of this facility shall be remotely monitored using a Supervisory Control and Data Acquisition (SCADA) system with a minimum of one visit per week to this facility by the responsible operator.
 7. Representative(s) of Maricopa County Environmental Services Department (MCESD) shall be allowed access to the site to conduct inspections of the treatment plant during reasonable hours.
 8. The water treatment facility shall meet all applicable sampling and reporting requirements under the Safe Drinking Water Act Rule, Title 18, Chapter 4 of the Arizona Administrative Code, and subsequent amendments.
 9. All materials or products that come into contact with drinking water or with water treatment chemicals shall conform to ANSI/NSF 60 and 61 in accordance with AAC R18-4-119.
 10. No connection shall exist between potable and non-potable water.
 11. MCESD reserves the right to modify the Approval of Construction pursuant to future state drinking water quality standards.

WATER AND WASTE MANAGEMENT DIVISION

by: *Kenneth R. James, P.E. for*
Mr. Dale G. Bodiya, PE
Manager, Water \ Wastewater Treatment Program

Approval Date: March 17, 2010

cc: ADEQ Drinking Water Section, 1110 W. Washington Street, Phoenix, AZ 85003
Kevin Chadwick, PE, Manager, MCESD Water and Waste Management Division
Korissa Entringer, RS, MCESD, Manager, MCESD Drinking Water Program
Ramesh Narasimhan, PE, NCS, 3660 N. 3rd Street, Phoenix, AZ 85012
Utilities Division - Engineering Section, Arizona Corporation Commission, 1200 W. Washington
Phoenix, AZ 85007-2996
MCESD File