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BEFORE THE ARIZONA CORPORATION C

Arizona Corporation Commission

DOCKETED

DEC 10 2010

COMMISSIONERS

KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

DOCKETED BY
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IN THE MATTER OF THE JOINT
APPLICATION OF PALO VERDE UTILITIES
COMPANY AND SANTA CRUZ WATER
COMPANY, FOR AN EXTENSION OF
THEIR RESPECTIVE CERTIFICATES OF
CONVENIENCE AND NECESSITY IN
PINAL COUNTY, ARIZONA

DOCKET NO. SW-03575A-06-0545
DOCKET NO. W-03576A-06-0545

DECISION NO. 72009

**ORDER EXTENDING TIME
DEADLINE CONTAINED IN
DECISION NOS. 70381 AND 71263**

Open Meeting
November 22 and 23, 2010
Phoenix, Arizona

BY THE COMMISSION:

* * * * *

Having considered the entire record herein and being fully advised in the premises, the Commission finds, concludes, and orders that:

FINDINGS OF FACT

1. On August 29, 2006, Global Water - Santa Cruz Water Company ("Global Water - Santa Cruz") and Global Water - Palo Verde Utilities Company ("Global Water - Palo Verde") (jointly "Global Utilities") filed a joint application with the Arizona Corporation Commission ("Commission") seeking an extension of their respective Certificates of Convenience and Necessity ("CC&Ns") in Pinal County, Arizona.

2. On June 13, 2008, the Commission issued Decision No. 70381, approving the Global Utilities' joint application to extend their respective CC&Ns to include 13 square miles in Pinal County, Arizona. The Decision required Global Water - Santa Cruz to file, among other things, the Approval to Construct ("ATC") for the first well, storage facility, and distribution system for Phase I development in the Northwest Zone of the extension area by June 30, 2009.

1 3. On June 30, 2009, Global Utilities filed a motion for an extension of time, until June
2 30, 2010, for Global Water - Santa Cruz to file the ATC for the first well, storage facility, and
3 distribution system for Phase 1 development in the Northwest Zone.

4 4. In Commission Decision No. 71263 (September 3, 2009), the Commission approved
5 Global Water - Santa Cruz' request for an extension of time, until June 30, 2010, to file the ATC.

6 5. On December 31, 2009, Global Utilities filed a second request for an extension of
7 time, until December 31, 2012, to meet various compliance deadlines related to the Arizona
8 Department of Environmental Quality's ("ADEQ") Certificates of Approval of Construction
9 ("AOC") as set forth with Decision No. 70381.

10 6. On April 14, 2010, the Commission issued Decision No. 71631 which granted the
11 Global Water - Palo Verde an extension of time, until December 31, 2012, to file the Approval of
12 Construction ("AOC") for the lift station, force mains, and sewer lines in the North West Zone and
13 for Global Water - Santa Cruz to file the Approval of Construction for the remaining well in the
14 extension area as set forth in Commission Decision 70381.

15 7. On June 16, 2010, Global Utilities filed a third motion for an extension of time, until
16 December 31, 2012, to file the ATC for the first well, storage facility, and distribution system for
17 Phase 1 development in the Northwest Zone of the extension area. The motion states that due to the
18 significant recession in Arizona the home building industry has been hard hit and has resulted in a
19 slow down in development. The motion states that Maricopa County has been significantly impacted
20 by the recession and that development in Maricopa County has not progressed as quickly as
21 anticipated. Further, the Global Utilities' state that the request for an extension of time until
22 December 31, 2012, will match other compliance deadlines established in Commission Decision No.
23 71631.

24 8. On October 1, 2010, the Commission's Utilities Division ("Staff") filed a
25 memorandum in response to the Global Utilities' third motion for an extension of time. Staff's
26 memorandum states that on September 21, 2010, the Global Utilities provided additional information
27 to Staff in support of its request for an extension of time for compliance. Staff states the additional
28 information reiterated the complex nature of the CC&N extension area which includes 47 separate

1 parcels of land, located in three separate zones (Southwest, North and Northwest). Staff states that
2 based on the Global Utilities' motion and the additional information provided in support of the
3 motion, Staff has no objection to the request for an extension of time. However, Staff recommends
4 that any further request for extensions of time include updated requests for service for all parcels
5 (described in Decision No. 70381) in the extension area.

6 **CONCLUSIONS OF LAW**

7 1. Global Utilities are public service corporation within the meaning of Article XV of the
8 Arizona Constitution and A.R.S. §§40-281 and 40-282.

9 2. The Commission has jurisdiction over Global Utilities and the subject matter
10 described herein.

11 3. Global Utilities' request to receive an extension of time, until December 31, 2012, to
12 file the ATC for the first well, storage facility, and distribution system for Phase 1 development in the
13 Northwest Zone of the extension area, is reasonable and should be granted.

14 4. Staff's recommendation is reasonable and should be adopted.

15 **ORDER**

16 IT IS THEREFORE ORDERED that Global Water - Palo Verde and Global Water - Santa
17 Cruz request for an extension of time, until December 31, 2012, for Global Water - Santa Cruz to file
18 the Approval to Construct for the first well, storage facility, and distribution system for Phase 1
19 development in the Northwest Zone of the extension area as described in Commission Decision No.
20 70381 (June 13, 2008), is hereby granted.

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1 IT IS FURTHER ORDERED that any future requests for an extension of time to comply with
2 Commission Decision No. 70381 (June 13, 2008) filed by Global Water - Palo Verde and Global
3 Water - Santa Cruz shall include updated requests for service for all parcels in the extension area as
4 described in Decision No. 70381.

5 IT IS FURTHER ORDERED that this Decision shall become effective immediately.

6 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

7 
8 CHAIRMAN  COMMISSIONER

9  COMMISSIONER  COMMISSIONER  COMMISSIONER

12 IN WITNESS WHEREOF, I, ERNEST G. JOHNSON,
13 Executive Director of the Arizona Corporation Commission,
14 have hereunto set my hand and caused the official seal of the
15 Commission to be affixed at the Capitol, in the City of Phoenix,
16 this 10th day of Dec., 2010.

17 
18 ERNEST G. JOHNSON
19 EXECUTIVE DIRECTOR

20 DISSENT _____

21 DISSENT _____

1 SERVICE LIST FOR:

GLOBAL WATER – PALO VERDE UTILITIES
COMPANY AND GLOBAL WATER – SANTA CRUZ
WATER COMPANY

2
3 DOCKET NOS.:

SW-03575A-06-0545 AND W-03576A-06-0545

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