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AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

AUG 1 2011

DOCKETED BY 

Attorneys for The Links at Coyote Wash Utilities, LLC

BEFORE THE ARIZONA CORPORATION COMMISSION

8 IN THE MATTER OF THE APPLICATION  
9 OF THE LINKS AT COYOTE WASH  
10 UTILITIES, LLC, FOR APPROVAL OF A  
11 RATE INCREASE.

DOCKET NO. SW-04210A-10-0392

NOTICE OF COMPLIANCE

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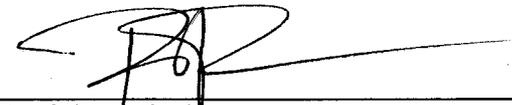
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Pursuant to Decision No. 72491 (July 25, 2011) ("Order"), The Links at Coyote Wash Utilities, LLC (the "Company") hereby submits this Notice of Compliance in the above-referenced matter. Attached as **Exhibit A** is a revised tariff setting forth the rates and charges authorized in the Order.

DATED this 1<sup>st</sup> day of August, 2011.

FENNEMORE CRAIG, P.C.

By   
Patrick J. Black  
Attorneys for The Links at Coyote Wash Utilities, LLC

ORIGINAL and 13 copies filed this 1st day of August, 2011, with:

Docket Control  
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Phoenix, Arizona 85007

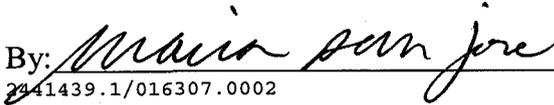
1 COPY hand-delivered this 1st day of August, 2011:

2 Sarah Harpring, ALJ  
3 Hearing Division  
4 Arizona Corporation Commission  
5 1200 West Washington Street  
6 Phoenix, Arizona 85007

7 Ayesha Vohra, Esq.  
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13 Utilities Division  
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# **EXHIBIT**

**A**

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Issued: Decision No. 72491 (July 25, 2011)

Effective: August 1, 2011

ISSUED BY:

Pivotal Utility Management, LLC  
7581 E. Academy Blvd., Suite 229  
Denver, CO 80230

Applies to all service areas

**PART ONE**  
**STATEMENT OF CHARGES**

**I. RATES**

In Opinion and Order No. 72491, dated July 25, 2011, the Commission approved the following rates and charges to become effective August 1, 2011:

**Minimum Monthly Rate**

Residential	\$ 38.87
Commercial	*

**Effluent Sales**

Per 1,000 gallons	\$ 2.59
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\* The commercial rate will be calculated for each commercial customer by dividing one single family equivalent (SFE) into the average daily flow rate of the commercial customer (as determined by the customer's metered water use times a factor of 0.85). One SFE is equal to 262 gallons per day. The resulting factor will be multiplied by the approved residential flat fee to create the custom commercial rate.

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**PART ONE**  
**STATEMENT OF CHARGES**

**II. TAXES AND ASSESSMENTS**

In addition to the collection of its regular rates and charges, the Company will collect from customers their proportionate share of any privilege, sales or use tax in accordance with R14-2-608(D)(5).

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**STATEMENT OF CHARGES**

**III. SERVICE CHARGES**

Flow Meter Installation Charge	None
Establishment (R14-2-603(D))	\$30.00
Reconnection (delinquent)	Cost**
NSF Check	\$25.00
Deposit	(a)
Deposit Interest	(a)
Re-Establishment (within 12 months)	(b)
Late Payment Penalty	(c)
Deferred Payment (per month)	1.5%

\*\* Actual cost of physical disconnection and reconnection (if same customer) and there shall be no charge if there is no physical work performed.

- (a) As per Commission Rules (R14-2-603(B)).
- (b) Months off the system times the minimum (R14-2-603(D)).
- (c) Per Commission Rules (R14-2-608(F)).

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**PART ONE**  
**STATEMENT OF CHARGES**

**IV. PERMITTED COSTS**

- A. Costs shall be verified by invoice.
- B. For services that are provided by the Company at cost, costs shall include labor, materials, other charges incurred, and overhead. However, prior to any such service being provided, the estimated cost of such service will be provided by the Company to the customer. After review of the cost estimate, the customer will pay the amount of the estimated cost to the Company.
- C. In the event that the actual cost is less than the estimated cost, the Company will refund the excess to the customer within 30 days after completion of the provision of the service or after Company's receipt of invoices, timesheets or other related documents, whichever is later.
- D. In the event the actual cost is more than the estimated cost, the Company will bill the customer for the amount due within 30 days after completion of the invoices, timesheets or other related documents, whichever is later. The amount so billed will be due and payable 30 days after the invoice date.
- E. At the customer's request, the Company shall make available to the customer all invoices, timesheets or related documents that support the cost for providing such service.
- F. Permitted costs shall include any Federal, State or local taxes that are or may be payable by the Company as a result of any tariff or contract for wastewater facilities under which the Customer advances or contributes funds or facilities to the Company.

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**PART TWO**  
**STATEMENT OF TERMS AND CONDITIONS**

**I. CUSTOMER DISCHARGE TO SYSTEM**

**A. Service Subject to Regulation**

The Company provides wastewater service using treatment and collection facilities that are regulated by numerous county, state and federal Statutes and Regulations. Those Regulations include limitations as to domestic strength wastewater and the type of wastewater that may be discharged into the system by any person directly or indirectly connected to the plant.

**B. Waste Limitations**

The Company has established the permissible limits of concentration as domestic strength wastewater and will limit concentration for various specific substances, materials, waters, or wastes that can be accepted in the sewer system, and to specify those substances, materials, waters, or wastes that are prohibited from entering the sewer system. Each permissible limit so established shall be placed on file in the business office of the Company, with a copy filed with the Commission. No person shall discharge, or cause to be discharged, any new sources of inflow including, but not limited to, storm water, surface water, groundwater, roof runoffs, subsurface drainage, cooling water, or polluted industrial process waters into the sanitary sewer. The Company will require an affidavit from all commercial and industrial customers, and their professional engineer, stating that the wastewater discharged to the system does not exceed domestic strength.

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**PART TWO**  
**STATEMENT OF TERMS AND CONDITIONS**

**I. CUSTOMER DISCHARGE TO SYSTEM (cont.)**

**C. Inspection and Right of Entry**

Every facility that is involved directly or indirectly with the discharge of wastewater to the Treatment Plant may be inspected by the Company as it deems necessary. These facilities shall include but not be limited to: sewer; sewage pumping plants; all processes; devices and connection sewer; and all similar sewerage facilities. Inspections may be made to determine that such facilities are maintained and operated properly and are adequate to meet the provisions of these rules. Inspections may include the collection of samples. Authorized personnel of the Company shall be provided immediate access to all of the above facilities or to other facilities directly or indirectly connected to the Treatment Plant at all reasonable times including those occasioned by emergency conditions. Any permanent or temporary obstruction to easy access to the user's facility to be inspected shall promptly be removed by the facility user or owner at the written or verbal request of the Company and shall not be replaced. No person shall interfere with, delay, resist or refuse entrance to an authorized Company representative attempting to inspect any facility involved directly or indirectly with a discharge of wastewater to the Treatment Plant. Adequate identification shall be provided by the Company for all inspectors and other authorized personnel and these persons shall identify themselves when entering any property for inspection purposes or when inspecting the work of any contractor.

All transient motor homes, travel trailers and other units containing holding tanks must arrive at the Company's service area in an empty condition. Inspection will be required of said units prior to their being allowed to hookup to the wastewater system.

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**PART TWO**  
**STATEMENT OF TERMS AND CONDITIONS**

**II. RULES AND REGULATIONS**

The Company has adopted the Rules and Regulations established by the Commission as the basis for its operating procedures. A.A.C. R14-2-601 through A.A.C. R14-2-609 will be controlling of Company procedures, unless specifically approved tariffs or Commission Order(s) provide otherwise.

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