

ORIGINAL

OPEN MEETING ITEM



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COMMISSIONERS
GARY PIERCE - Chairman
BOB STUMP
SANDRA D. KENNEDY
PAUL NEWMAN
BRENDA BURNS



ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission
DOCKETED

DATE: MAY 7, 2012

MAY 07 2012

DOCKET NO.: WS-01678A-07-0459

DOCKETED BY
JM

TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Belinda A. Martin. The recommendation has been filed in the form of an Order on:

BACA FLOAT WATER COMPANY, INC.
(EXTENSION OF TIME DEADLINE CONTAINED
IN DECISION NO. 71709)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and thirteen (13) copies of the exceptions with the Commission's Docket Control at the address listed below by **4:00** p.m. on or before:

MAY 16, 2012

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Open Meeting to be held on:

MAY 22, 2012 and MAY 23, 2012

For more information, you may contact Docket Control at (602)542-3477 or the Hearing Division at (602)542-4250. For information about the Open Meeting, contact the Executive Director's Office at (602) 542-3931.

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Ernest G. Johnson
ERNEST G. JOHNSON
EXECUTIVE DIRECTOR

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 GARY PIERCE - Chairman
4 BOB STUMP
5 SANDRA D. KENNEDY
6 PAUL NEWMAN
7 BRENDA BURNS

8 IN THE MATTER OF THE APPLICATION OF
9 BACA FLOAT WATER COMPANY, INC. FOR
10 AN EXTENSION OF ITS CERTIFICATE OF
11 CONVENIENCE AND NECESSITY IN SANTA
12 CRUZ COUNTY, ARIZONA.

DOCKET NO. WS-01678A-07-0459

DECISION NO. _____

ORDER EXTENDING TIME
DEADLINE CONTAINED IN
DECISION NO. 71709

10 Open Meeting
11 May 22 and 23, 2012
12 Phoenix, Arizona

13 **BY THE COMMISSION:**

14 Having considered the entire record herein and being fully advised in the premises, the
15 Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

16 **FINDINGS OF FACT**

17 1. On April 24, 2008, the Commission issued Decision No. 70290, granting Baca Float
18 Water Company, Inc. ("BFWC" or "Company"), an extension of its wastewater Certificate of
19 Convenience and Necessity ("CC&N"). The purpose of the CC&N extension was for the provision
20 of wastewater service to a new subdivision to be developed by Tubac 40 L.L.C. in Santa Cruz
21 County.

22 2. Pursuant to that Decision, BFWC was required to file as a compliance item copies of
23 the General Permits for the wetland treatment facility and the collection system for the development
24 ("General Permits") within two years of the effective date of the Decision. Based on this, the filing
25 deadline for the General Permits was April 24, 2010.

26 3. On April 12, 2010, BFWC filed a Motion for Extension of Time to File Compliance
27 Item, requesting an extension of time to file the General Permits until April 24, 2012, because
28 unfavorable economic conditions had affected the project's construction time line.

4. The Commission granted the extension in Decision No. 71709 (June 3, 2010).

1 SERVICE LIST FOR: BACA FLOAT WATER COMPANY, INC.

2 DOCKET NO.: WS-01678A-07-0459

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