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MEMORANDUM

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FROM: Steven M. Olea
Director
Utilities Division

EA for SMD

ARIZONA CORPORATION COMMISSION
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Arizona Corporation Commission

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JUL 18 2014

DATE: July 18, 2014

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RE: WATER UTILITY OF GREATER TONOPAH - DOCKET NO. W-02450A-04-0837

In Decision No. 68307, dated November 14, 2005, the Arizona Corporation Commission (“Commission”) approved the application of Water Utility of Greater Tonopah, Inc. (“WUGT” or “Company”) for an extension of its Certificate of Convenience and Necessity (“CC&N”).

As part of Decision No. 68307, the Commission ordered that the Company provide the following within one year of the effective date of the decision:

“...a copy of the developer’s CAWS issued by ADWR where applicable or when required by statute.”

Based on the Commission ordered one year timeframe, the original due date for the compliance item noted above was on or about November 14, 2006.

In Decision No 70690, dated January 20, 2009, the Commission approved the Company’s requested extension of time on the Certificate of Assured Water Supply (“CAWS”) filing. The Commission also provided a ruling on a Company request to file either a Designation of Assured Water Supply (“DAWS”) or the required CAWS:

“Global Tonopah’s request to file a DAWS in lieu of a CAWS would require modification of Decision No. 68307, pursuant to A.R.S. § 40-252, and to date the Commission has not made a determination to conduct such a proceeding.”

Decision No 70690 thereby notified WUGT that the original Decision No. 68307 requirement continued to be connected to the provision of a CAWS. Thereafter, the Commission approved extensions of time on this matter up to December 31, 2012.

On December 31, 2012, WUGT docketed a new “motion to extend time” seeking until December 15, 2015 for the provision of the required Certificate of Assured Water Supply (“CAWS”) filing. On April 15, 2014, the Company amended the application for extension of time via e-mail and extended the proposed December 15, 2015 due date to December 15, 2016. The application further points out that WUGT has already made substantial progress in complying with Decision No. 68307 by meeting six of the required seven compliance obligations. The remaining item relates to the pending assured water supply requirement. The Company also supplied updated request for service letters from

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Hassayampa Management, LLC (the developer of Hassayampa Ranch) confirming the need for water and wastewater service from WUGT.

Finally, the Company's current application continues to refer to the issue of the DAWS as opposed to the required CAWS. Unfortunately, as outlined above, the request to file a DAWS rather than a CAWS has been addressed and would have required a decision modification pursuant to A.R.S. § 40-252 and this has not taken place.

Based on all of the above, Staff does not object to the WUGT request for extension of time for provision of the CAWS. However, Staff recommends that the Commission extend the due date for provision of the CAWS until December 31, 2016 rather than December 15, 2016 as proposed by the Company.

Additionally, Staff further recommends that no further extensions be granted in this matter and that the Commission order that all further requests for extension of time docketed by the Company (in this or any other docket) be made at least 90 days prior to the pending Commission deadline.

SMO:BKB:tdp

Originator: Brian K. Bozzo

Service List For: Water Utility of Greater Tonopah, Inc.
Docket No. W-02450A-04-0837

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