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BEFORE THE ARIZONA CORPORATION COMMISSION

CARL J. KUNASEK
CHAIRMAN
JIM IRVIN
COMMISSIONER
WILLIAM A. MUNDELL
COMMISSIONER

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IN THE MATTER OF THE APPLICATION OF
CITIZENS UTILITIES COMPANY FOR A (1)
APPROVAL OF THE AGREEMENT FOR THE
VILLAGES AT DESERT HILLS
WATER/WASTEWATER INFRASTRUCTURE,
AND (2) APPROVAL OF FORMATION OF
SUBSIDIARIES.

DOCKET NO. W-01032A-97-0599

IN THE MATTER OF THE APPLICATION OF
CITIZENS WATER SERVICES COMPANY OF
ARIZONA FOR (1) A CERTIFICATE OF
CONVENIENCE AND NECESSITY TO PROVIDE
POTABLE WATER AND WASTEWATER
SERVICES TO THE VILLAGES AT DESERT
HILLS, (2) APPROVAL OF THE AGREEMENT
FOR THE VILLAGES AT DESERT HILLS
WATER/WASTEWATER INFRASTRUCTURE,
AND (3) APPROVAL OF THE
WATER/WASTEWATER PURCHASE
AGREEMENT.

DOCKET NO. SW-03454A-97-0599

IN THE MATTER OF THE APPLICATION OF
CITIZENS WATER RESOURCES COMPANY OF
ARIZONA FOR (1) A CERTIFICATE OF
CONVENIENCE AND NECESSITY TO PROVIDE
POTABLE WATER AND WASTEWATER
SERVICES TO THE VILLAGES AT DESERT
HILLS, (2) APPROVAL OF THE AGREEMENT
FOR THE VILLAGES AT DESERT HILLS
WATER/WASTEWATER INFRASTRUCTURE,
AND (3) APPROVAL OF THE
WATER/WASTEWATER PURCHASE
AGREEMENT.

DOCKET NO. SW-03455A-97-0599

PROCEDURAL ORDER

BY THE COMMISSION:

In Decision No. 60975, Citizens Water Services Company of Arizona and Citizens Water Resources Company of Arizona (collectively "Citizens") was ordered to file within 365 days copies of the following: the developer's Certificate of Assured Water Supply for Phase I of the Project; the Maricopa County Environmental Services Department's Approval to Construct the system; and copies of the consents, permits, or franchises from the appropriate city and/or county.

1 On June 16, 1999, Citizens submitted to the Arizona Corporation Commission
2 ("Commission") a Compliance Filing and Request for Extension of a filing date ("Request") in
3 Decision No. 60975 (June 19, 1998).

4 In its June 16, 1999 filing, Citizens submitted the Certificate of Assured Water Supply for the
5 Anthem Project; the Maricopa County Environmental Service Department's Approvals to Construct
6 the system; and the Maricopa County Franchise for the portion of the Anthem Project within the
7 unincorporated county. According to Citizens, it is negotiating with the City of Phoenix the nature
8 and scope of the type of certificate or permit under which Citizens will operate in the portion of the
9 Anthem Project that is located within the Phoenix city limits (the "Phoenix Area"). The Phoenix
10 Area is west of the I-17 expressway and contains approximately 905 of the project's 5,661 total acres.
11 It will not be built out as soon as the area east of I-17 that is within the Maricopa County franchise
12 area. For these reasons, Citizens asked for an additional six months to submit any franchises or
13 permits for the Phoenix Area.

14 Our June 29, 1999 Procedural Order determined that Citizens has satisfied the requirements of
15 Decision No. 60975 necessary to obtain a Certificate of Convenience and Necessity for the portion of
16 the Project that is within the Maricopa County franchise area.

17 Citizens was also granted an additional six month extension to submit any franchise or permit
18 for the Phoenix Area in order to comply with Decision No. 60975.

19 On December 7, 1999, Citizens requested an additional three month extension in order to
20 submit the permits and franchises for the Phoenix Area in order to comply with Decision No. 60975.

21 Staff did not object to the additional Request for Extension.

22 Our Procedural Order of December 29, 1999 granted Citizens an additional three month
23 extension to submit any franchise or permit for the Phoenix Area in order to comply with Decision
24 No. 60975.

25 On March 14, 2000, Citizens filed for another three month extension to produce the permits
26 and franchises for the Phoenix Area. Citizens and the Arizona Corporation Commission Staff
27 ("Staff") discussed Citizen's request and Staff has agreed that Citizens should be provided one final
28 extension until the end of 2000 to submit permits and franchises for the Phoenix Area. According to

1 Citizens, this should allow sufficient time for Citizens to finalize its negotiations with the City of
2 Phoenix concerning the nature and scope of the type of permits and franchises under which Citizens
3 will operate in the Phoenix Area. According to Citizens, no service will be provided in the Phoenix
4 Area before Citizens and the City of Phoenix reach an agreement and the appropriate documents are
5 filed.

6 IT IS THEREFORE ORDERED that based on the above, it is appropriate to grant Citizen's
7 request for an extension, until December 31, 2000, to submit the permits and franchises for the
8 Phoenix Area; however, absent good cause, no further extension shall be granted.

9 DATED this 5th day of April, 2000.

10
11 
12 KAREN E. NALLY
13 ASSISTANT CHIEF HEARING OFFICER

14 Copies of the foregoing mailed/delivered
15 this 5th day of April, 2000 to:

16 Craig A. Marks
17 CITIZENS UTILITIES COMPANY
18 2901 N. Central Ave., Suite 1660
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6 By: 
7 Brenda Sanchez
8 Secretary to Karen E. Nally
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