DOUGLAS A. DUCEY
Governor

Thomas Buschatzke
Director

ARIZONA DEPARTMENT OF WATER RESOURCES

3550 North Central Avenue, Second Floor
PHOENIX, ARIZONA 85012-2105

(602) 771-8500

Application for a Designation of Assured Water Supply or a Modification of a Designation of Assured Water Supply

This application

This application is to obtain a Designation of Assured Water Supply (Designation) or a Modification of a Designation of Assured Water Supply (Modification). Developers who obtain a written commitment of service from a designated municipal provider are not required to obtain individual Certificates of Assured Water supply for their subdivisions. Municipal providers may obtain a modification of the existing designation for their water service areas. Designations are issued based on the current, committed and projected water demand for the service area for a period of years.

The Department strongly encourages a pre-application meeting prior to filing an application for a designation or modification of a designation of assured water supply. To arrange a pre-application meeting, please contact the Assured and Adequate Water Supply Program at (602) 771-8599.

Please submit one copy of all application materials. If there is not enough room provided on this form for answers to any questions, please attach separate sheets as necessary.

Technical Registration Requirements

The Arizona Department of Water Resources requires hydrologic and engineering reports, studies, drawings and maps, specifications, analyses or related data submitted to support the evaluation of this application to be signed and sealed by a professional geologist or qualified professional engineer who is registered in the State of Arizona under the authority of A.R.S. Title 32, Chapter 1. For additional details regarding this requirement please refer to "Notification of Professional Registration Requirements for Persons Submitting Hydrologic Reports and Related Data to the Arizona Department of Water Resources to Support Applications for Permits or Approvals". This notice is on the Department's website in the category "Permits, Forms and Applications" and can be found under the heading "Professional registration requirements for persons filing hydrogeologic and engineering studies".

Time Frames for Review of Your Application

Within two hundred and ten (210) days after receipt of your application, the Department will determine whether your application should be granted or denied, unless this time frame is extended as described below. In processing your application, the Department will first determine whether the application is administratively complete (administrative completeness review), and then whether the application meets the substantive criteria established by statute or rule (substantive review). Each of these reviews will be completed within the times stated below. The time for the administrative completeness review plus the time for the substantive review is referred to the overall time frame.

1) Administrative Completeness Review Time Frame

Within one hundred and fifty (150) days after receipt of your application, the Department will determine whether your application is complete. After your application is complete, the Department will proceed with substantive review.

If the Department determines that your application is incomplete, the Department will provide a written notice, including a comprehensive list of specific deficiencies. Until the missing information is received, both the administrative completeness review and the overall time frames will be suspended. When the Department receives the missing information, the administrative completeness review and overall time frames will resume. Your application will not be complete until all of the requested information is received. If you do not supply the missing information within sixty (60) days of receiving the written notice, your application may be denied.

2) Substantive Review Time Frame

Within sixty (60) days after the Department determines that the application is complete, the Department will review your application to determine whether it meets the substantive criteria required by statute or rule. By mutual written agreement between you and the Department, the time for substantive review may be extended by up to 52 days, which is twenty five (25) percent of the overall time frame as provided in A.R.S. § 41-1075 (B).

During the substantive review, the Department may make one written request for additional information. You may also agree in writing to allow the Department to submit supplemental requests for additional information. If additional information is requested by the Department, both the substantive review and overall time frames will be suspended. When the additional information is received, the substantive review and overall time frames will resume.

At the end of the Department's substantive review, the Department will send you a written notice either granting or denying your application. If your application is denied, the notice will included the justification for the denial and an explanation of your right to appeal the denial.

NOTICE

A.R.S. § 41-1030(B), (D), (E) and (F) provide as follows:
B. An agency shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule or state tribal gaming compact. A general grant of authority in statute does not constitute a basis for imposing a licensing requirement or condition unless a rule is made pursuant to that general grant of authority that specifically authorizes the requirement or condition.
D. This section may be enforced in a private civil action and relief may be awarded against the state. The court may award reasonable attorney fees, damages and all fees associated with the license application to a party that prevails in an action against the state for a violation of this section.
E. A state employee may not intentionally or knowingly violate this section. A violation of this section is cause for disciplinary action or dismissal pursuant to the agency's adopted personnel policy.
F. This section does not abrogate the immunity provided by section 12-820.01 or 12-820.02.

If you have any questions or require additional information, please contact:

Office of Assured & Adequate Water Supply
3550 North Central Avenue, 2nd Floor
Phoenix, Arizona 85012
Telephone: 602-771-8599
Fax: 602-771-8689
Email: assuredadequate@azwater.gov

ARIZONA DEPARTMENT OF WATER RESOURCES OFFICE OF ASSURED AND ADEQUATE WATER SUPPLY 3550 NORTH CENTRAL AVENUE, 2nd FLOOR PHOENIX, ARIZONA 85012 (602) 771-8599 Fax: (602) 771-8689 assuredadequate@azwater.gov	DATE RECEIVED:
APPLICATION NO:	

DESIGNATION OR MODIFICATION OF DESIGNATION OF ASSURED WATER SUPPLY APPLICATION

PART A - GENERAL INFORMATION

1. This is an application for: ☐ New Designation ☐ Modification of an existing Designation

If this is a modification of an existing designation, you may expressly reference items submitted in support of a previous application rather than resubmitting identical items. However, please provide updated documentation if more recent information is available.

2. Name of municipal provider:_____ AMA: _____

ADWR No. 56-_____County:_____

3. Name and address of person representing the municipal provider:
Name:_____
Title:_____ E-Mail: _____
Address: _____ Phone: _____ Fax: _____

4. Contact person for questions regarding this application:
Name:_____
Company: _____ E-Mail: _____
Address: _____ Phone: _____ Fax: _____

5. If not already on file with the Department, provide a map of the service area that includes the current and proposed distribution system and any treatment or storage facilities and reference as an attachment.

Up-to-date service area map on file with the Department ☐
Hard copy of service area map attached ☐ Attachment: _____
Electronic copy of service area map attached ☐ Attachment: _____

I DO HEREBY certify that the information contained in **this application and all information accompanying it is true and correct to the best of my knowledge and belief. NOTE:** If the applicant is a city or town, include a resolution of the governing body of the city or town authorizing the person to sign the application.

_____
Printed Name Title

_____
Signature Date

PART B - DEMAND ESTIMATE

Please use the Designation demand spreadsheet provided by the Department to document the estimated water demand in the service area. See the Department's website at http://www.azwater.gov and click on Permits / Reporting to download a copy of the Designation demand spreadsheet **OR** provide a detailed explanation of the assumptions used in estimating the water demand for the water service area and reference the demand spreadsheet and/or the assumptions used as an attachment and complete Table B below. Attachment:_____.

Requested Term of Designation: _____ (not less than two years after issuance).

CURRENT ANNUAL DEMAND: _____ acre-feet per year **YEAR**: _____

The current demand is the total water production for the most recent completed calendar year. This includes both potable and non-potable water sources, as well as water that is lost or unaccounted for.

COMMITTED DEMAND: _____ acre-feet per year

The committed demand is the estimated demand for recorded, but unbuilt lots within the water service area.

PROJECTED DEMAND: _____ acre-feet per year **YEAR**: _____

The projected demand is the demand, at build-out, of lots that will be recorded and other customers expected to be added during the term of the designation. The projected demand should equal the difference between the total amount of water projected to be delivered in the projected calendar year you are seeking to be designated through, minus the current demand.

TOTAL ANNUAL DEMAND: _____ acre-feet per year **YEAR**:_____

The total annual demand is the sum of the current demand, committed demand and projected demand provided above.

TABLE B:
SUM OF CURRENT, COMMITTED, AND PROJECTED DEMAND FOR THE WATER SERVICE AREA FOR THE CURRENT YEAR PLUS EACH SUBSEQUENT YEAR FOR THE NEXT TEN YEARS

Year	1	2	3	4	5	6	7	8	9	10
Population										
Current Demand (af/yr)										
Committed demand (af/yr)										
Projected demand (af/yr)										
Total Demand (af-yr)										

(If proposed term of Designation is greater than 10 years, please provide this information on a separate sheet.)

PART C- PHYSICAL AVAILABILITY OF SOURCE WATER

1. A comprehensive hydrologic study must be submitted with this application, unless the Department has previously reviewed the hydrologic conditions for this area and has issued a valid Letter of Water Availability, Physical Availability Determination or Analysis of Assured Water Supply. The Department has adopted a substantive policy statement to provide guidelines for preparing a new hydrologic study. The policy statement is available on the Department's website at http://www.azwater.gov under the Permits, Forms and Applications page.

Please indicate the evidence of physical availability and reference as an attachment: _____

☐ Water Availability Letter ☐ Physical Availability Determination

☐ New Hydrologic Study ☐ Other, please specify: _____

Technical Registration Requirements

The Arizona Department of Water Resources requires hydrologic and engineering reports, studies, drawings and maps, specifications, analyses or related data submitted to support the evaluation of this application to be signed and sealed by a professional geologist or qualified professional engineer who is registered in the State of Arizona under the authority of A.R.S. Title 32, Chapter 1.

2. If not already included in the attachment under Part C, question 1 above, please attach a list of all existing service area wells including the well registration numbers, legal description (township, range, section, 180, 40, 10 quarter sections) and pump capacity of each well in gallons per minute. If your application includes proposed wells, please provide the legal description (township, range, section, 180, 40, 10 quarter sections) of each proposed well and the anticipated pump capacity of each proposed well in gallons per minute.

3. If you had a pre-application meeting with the Department, please indicate the date of that meeting: _____.

4. If you submitted a hydrologic study proposal to the Department's Hydrology Division for their review prior to submitting this application, please indicate the date of submittal of the hydrologic study proposal: _____.

PART D- CONTINUOUS AVAILABILITY AND LEGAL AVAILABILITY OF SOURCE WATER

1. If the municipal provider has not yet established a service area right, please attach a copy of the Initial Petition to Establish New Water Service Area as submitted to the AMA.

2. If applicant is a private water company, attach a copy of any Decision and Order from the Arizona Corporation Commission establishing the CC&N or extension of CC&N. Reference as attachment: _____.

3. To complete the table below, multiply the Total Annual Demand computed in Part B by 100 to obtain the 100-year demand and enter at the bottom of the chart. Enter the appropriate 100-year demands for each type of water delivered to the subdivision for each category.

Source of Supply	**100 Year Volume (ac-ft)**
Groundwater	
Central Arizona Project Water: Direct treatment and delivery	
Stored and Recovered water	
Surface Water: Direct treatment and delivery	
Stored and Recovered water	
Effluent: Direct treatment and delivery	
Stored and Recovered water	
Other	
Total 100-yr Volume	

4. See A.A.C. R12-15-717 and R12-15-718 for documentation that should be submitted as evidence of continuous availability and legal availability (respectively) for each source of supply. Please reference attachment(s): _____

PART E - CONSISTENCY WITH MANAGEMENT PLAN

1. For the municipal or county jurisdiction within which the service area is located, list any water conservation ordinances and briefly describe the sections that apply to the water service area. If they will serve as evidence of your demand projections, please reference as attachment. Attachment: _____.

2. Generally describe any other current or proposed conservation practices, rates, fees, restrictions, policies and devices to be utilized within the service area to meet the conservation requirements of the Management Plan and reference as an attachment. Attachment: _____.

NOTE: See A.A.C. R12-15-7219A). If demand estimates rely on these conservation requirements, please reference attachment: _____

PART F - FINANCIAL CAPABILITY

Please check one or more of the following and include attachments as necessary:

☐ The applicant has constructed adequate delivery, storage, and treatment works.

☐ The applicant has entered into written agreements requiring potential developers to construct adequate delivery, storage, and treatment works. Attachment: _____.

If the applicant is a city or town, the applicant has:

☐ Adopted a five year capital improvement plan that provides for the construction, or the commencement of construction, of adequate delivery, storage, and treatment works in a timely manner, and has submitted a certification by the applicant's chief financial officer that finances are available to implement that portion of the five-year plan; or

☐ Submitted evidence demonstrating that financing mechanisms are in place to construct adequate delivery, storage, and treatment works in a timely manner.

☐ If the applicant is a private water company, the applicant has received approval from the Arizona Corporation Commission for financing the construction of adequate delivery, storage, and treatment works.

PART G - CONSISTENCY WITH MANAGEMENT GOAL

Please check all that apply below:

☐ Enrollment of the water provider as a member service area in the Central Arizona Groundwater Replenishment District (Phoenix, Tucson and Pinal AMAs **ONLY**).

A separate application for membership must be filed with the Central Arizona Water Conservation District, and the membership documents **must be executed and recorded before** the Designation will be issued.

☐ Extinguishment of grandfathered groundwater rights dedicated to the municipal provider's water service area.
Provide evidence and reference the attachment: _____

☐ Other. Please specify:_____

PART H - WATER QUALITY

1. Are the well or wells from which water will be withdrawn by the municipal provider within one mile of a Water Quality Assurance Revolving Fund (WQARF) or Superfund site? ☐ Yes ☐ No.

   If "Yes", please submit a contaminant migration and mitigation analysis demonstrating that the water supply will continue to meet the water quality requirements in A.A.C. Title 18, Chapter 4, and reference as attachment: _____

2. ☐ Municipal provider is or will be regulated by the Arizona Department of Environmental Quality (ADEQ) or another governmental entity with equivalent jurisdiction. If this applies, independent proof of adequate water quality is not required, please skip to Part H.

3. ☐ If provider is currently regulated, provider is in compliance with all state and federal water quality regulations.

4. If the municipal provider serves or will serve 15 customers or less, provide current (within the last 60 days) analytical results on water samples taken from a well or wells constructed *within the service area*, demonstrating that the water meets the water quality requirements in A.A.C. Title 18, Chapter 4, and reference as attachment: _____

   NOTE: Information on the required water quality analyses may be found at the ADEQ website http://www.adeq.gov.

PART I – FEES

The initial fee for an Application for a Designation of Assured Water Supply or a Modification of a Designation of Assured Water Supply is $2,000. Total fees for this application are based upon an hourly billable rate, which can be found on the ADWR web site @www.azwater.gov. If the costs of reviewing your application exceed $2,000, you will be invoiced for the difference, up to a maximum total fee of $35,000. Payment may be made by cash, check, or credit card (if you wish to pay by credit card, please contact the Office of Assured and Adequate Water Supply at 602-771-8599). Checks should be made payable to the Arizona Department of Water Resources. In addition to the hourly application fee, the applicant must pay any review-related costs associated with the application and the actual cost of mailing or publishing any legal notice of the application or any notice of a pre-decision administrative hearing on the application. Review-related costs are: (1) costs associated with a pre-decision hearing on the application, such as court reporter services and facility rentals for the hearing, and (2) mileage expenses for a site visit conducted before issuing a decision on the application**. Failure to enclose the initial application fee will cause the application to be returned. Fees for a Designation of Assured Water Supply or a Modification of a Designation of Assured Water Supply Application are authorized by A.R.S. § 45-113 and A.A.C. R12-15-103.**

INITIAL APPLICATION FEE: **$ 2000.00**