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 Classification of a Type A Certificate of Assured Water Supply

This application

This application is to reclassify an existing, Type B Certificate of Assured Water Supply (Type B Certificate) or a Certificate of Assured Water Supply (Certificate) issued prior to September 12, 2006 as a Type A Certificate of Assured Water Supply (Type A Certificate). Certificates are issued based on the subdivision's plat and in the names of the property owner(s). For more information, please see A.A.C. R12-15-704(H) and A.A.C.R12-15-707. **NOTE: The issued Type A Certificate is valid only for the specific property owner(s) listed on the certificate and the plat on which the application was based and is not automatically transferable. Please use the Type A or Type B Assignment Application for a Certificate of Assured Water Supply if there a new property owner.**

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".

Exemptions

Plats recorded prior to 1980, or for which a Certificate was issued, where water service is available to each lot may not be required to obtain a Certificate. Please see A.A.C. R12-15-704(J) and contact the Office of Assured and Adequate Water Supply for assistance.

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 number: 602-771-8599
Fax number: 602-771-8689
Email address: 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:	

APPLICATION FOR CLASSIFICATION OF A TYPE A CERTIFICATE OF ASSURED WATER SUPPLY

PART A - GENERAL INFORMATION

1. Please attach a copy of the current Certificate and reference as an attachment: _____

2. Subdivision information:

a. Name of subdivision **as it will appear on submittals to the platting entity and the Department of Real Estate**:
_____ Number of Lots: _____

b. Location of the subdivision: Township _____ Range _____ Section(s) _____
If there is more than one township and range, please list them on a separate page and reference as an attachment.
See attachment _____

City:_____ County: _____ AMA: _____

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

4. Name and Title of Certificate holder submitting this application:
Name:_____Phone:_____Fax:_____
Title:_____
Address:_____E-mail:_____

5. Please attach evidence that the requirements of A.A.C. R12-15-704(H)(1) have been met and reference as an 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: This application must be signed by at least one certificate holder. NOTE:** You may use the Department's Letter of Authorization for Signature form to give another person the authority to sign this application and related documents on your behalf, or you may submit a letter signed by you and dated within 90 days of the date this application is submitted, authorizing your representative to submit applications for permits regarding the land to be included in this Certificate.

_____

Please print the name and title of the Current Certificate Holder or the Current Certificate Holder's authorized agent (if signator is someone other than the Current Certificate Holder)

_____

Signature of Current Certificate Holder or Current Certificate Holder's Authorized Agent Date

PART B - LEGAL AVAILABILITY OF SOURCE WATER

1. **All of the subdivision's estimated water demand will be met with one or more of the following sources of supply for the water provider(s):**

- ☐ Groundwater will be served by a proposed municipal provider pursuant to an existing service area right
- ☐ Groundwater will be served by a proposed municipal provider pursuant to a pending service area right, if the proposed municipal provider holds or will hold the well permit
- ☐ Central Arizona Project water will be served by a municipal provider pursuant to the municipal provider's non-declining, long-term municipal and industrial subcontract
- ☐ Surface water will be served by a proposed municipal provider pursuant to the proposed municipal provider's surface water right or claim
- ☐ Effluent owned and served by a proposed municipal provider
- ☐ A Type 1 grandfathered right appurtenant to the land on which the groundwater will be used and held by a proposed municipal provider.

2. A new Notice of Intent to Serve Form may need to be completed as part of this application. To determine whether a new Notice of Intent to Serve Form is required, contact the Office of Assured and Adequate Water Supply. If the Department determines that a new Notice of Intent to Serve Form is required, please attach a completed, signed copy of the form and reference as an attachment.
   Attachment:_____

Note: A new Notice of Intent to Serve Form will generally be required if the previous form is data prior to September 12, 2006.

PART C - FINANCIAL CAPABILITY

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

☐ The final plat will be submitted to a **qualified platting authority**. The Department maintains a list of **qualified platting authorities**. Contact the Office of Assured and Adequate Water Supply for assistance or visit the Department's website at http://www.azwater.gov and go to the Permits, Forms and Applications page.

The platting authority is: _____

☐ Adequate delivery, storage, and treatment works have been constructed, and water service is available to each lot. Attach a letter from the water provider verifying that all delivery lines are installed and that water service is available to each lot.
Attachment: _____

PART D – FEES

The initial fee for a Classification of a Type A Certificate of Assured Water Supply Application is $1,000. 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 $1,000, you will be invoiced for the difference, up to a maximum total fee of $10,000. 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 Classification of a Type A Certificate of Assured Water Supply Application are authorized by A.R.S. § 45-113 and A.A.C. R12-15-103**

3. INITIAL FEE DUE: $ 1000.00

DID YOU REMEMBER?

To completely fill out the application form?

To include all documents referenced in the application?

To include correct fees?

To have application signed by **each applicant** or an authorized agent **for each applicant** and include proof of the authorization?

ARIZONA DEPARTMENT OF WATER RESOURCES
OFFICE OF ASSURED WATER SUPPLY
3550 NORTH CENTRAL AVE. 2ND FLOOR, PHOENIX, ARIZONA 85012
(602) 771-8599

NOTICE OF INTENT TO SERVE

Subdivision/Development Name Subdivision"):_____

Subdivision Owner("Owner"):_____

Municipal Provider:_____
If the Municipal Provider has several divisions, please specify service area in which the Subdivision is located

ADEQ Public Water System Number:_____ *Please indicate the number valid for this Subdivision*
Municipal Provider Type:
_____City or Town;
_____Irrigation District;
_____Water Improvement District;
_____Private Water Company Regulated by the Arizona Corporation Commission ("PWC"):
Is the Subdivision within the PWC's existing Certificate of Convenience and Necessity ("CC&N")? ___ Yes ___ No
If "No", has an application for an extension of the CC&N been filed? _____Yes _____No
If "Yes" date of submittal: _____
Please include a copy of the application for extension and reference as an attachment.
If the Subdivision is not within the PWC's CC&N, a Certificate of Assured Water Supply will not be issued until the CC&N has been extended to include the Subdivision.
_____Homeowners' Association ("HOA")
If HOA, please provide the documents that establish the HOA and evidence that the Arizona Corporation Commission ("ACC") has adjudicated the HOA "not for public service," and therefore not subject to regulation by the ACC.

COMPLETE THIS SECTION IF SUBDIVISION IS LOCATED WITHIN AN ACTIVE MANAGEMENT AREA:
ADWR Service Area Right Number:_____ *Number can be found on ADWR Annual Reports*
Is the Subdivision located within the Municipal Provider's existing operating distribution system? ___Yes ___No

If no, will the Municipal Provider be establishing a new service area right to serve the Subdivision? ___Yes ___No
If yes, what type of right will be used to establish the service area right? _____
If the Subdivision is not within the Municipal Provider's operating distribution system, the Municipal Provider must begin the process to establish a new or satellite service area right or enter into an agreement with the undersigned Owner to extend water lines to the subdivision before a Certificate of Assured Water Supply will be issued. Please contact your local AMA office for more information on establishing a new service area right.

The undersigned Owner and Municipal Provider certify that: (1) They have entered into an agreement whereby the Municipal Provider agrees to provide the Subdivision sufficient water to satisfy the ___ **potable** ___ **non-potable (please check one)** water demands of the Subdivision; (2) The aforementioned agreement is binding upon the present and future agents, servants, representatives, successors in interest and assigns of the Municipal Provider and the Owner; and (check which of the following applies):

☐ (a) the Subdivision is within 660' of the Municipal Provider's operating distribution system or,

☐ (b) the undersigned Owner and Municipal Provider have entered into an agreement binding upon the present and future agents, servants, representatives, successors in interest and assigns of the Municipal Provider and the Owner to extend water lines to the subdivision, or

☐ (c) a new service area right will be established to serve the Subdivision (if subdivision is located within an active management area). This Notice of Intent to Serve is conditioned upon the Municipal Provider's receipt of necessary approvals from the relevant regulatory agencies and the Municipal Provider's receipt of all necessary payments.

If the Municipal Provider is a PWC, then the Municipal Provider further certifies that the Subdivision is within the boundaries of its CC&N, or that a formal request has been filed with the ACC to extend the boundaries to include the Subdivision.

_____
Print the name of the Authorized Agent of the Water Provider

_____ _____
Signature of Authorized Agent of Water Provider Title Date

_____
Print the name of the Owner or the Owner's Authorized Agent

_____ _____ _____
Signature of Owner or the Owner's Authorized Agent Title Date
NOTE: If there are multiple owners, you may use the attached signature page.

PHOENIX, ARIZONA 85012
(602) 771-8599

NOTICE OF INTENT TO SERVE

SIGNATURE PAGE FOR:

Subdivision/Development Name ("Subdivision"):_____

Water Provider Name:_____

_____
Printed Name of Water Provider's Authorized Agent

_____
Signature of Authorized Agent:

_____ _____
Title Date

Owner Name:_____

_____
Printed Name of Owner or Owner's Authorized Agent

_____
Signature of Owner or Owner's Authorized Agent:

_____ _____
Title Date

Owner Name:_____

_____
Printed Name of Owner or Owner's Authorized Agent

_____
Signature of Owner or Owner's Authorized Agent:

_____ _____
Title Date

Owner Name:_____

_____
Printed Name of Owner or Owner's Authorized Agent

_____
Signature of Owner or Owner's Authorized Agent:

_____ _____
Title Date

This form must be signed by each owner or an authorized agent for each owner. If the signator is someone other than the owner, please provide proof of legal authority to sign on each owner's behalf that is dated within 90 days of the date this application is submitted to the Department.