

When recorded, return to:

Paradise Valley Town Attorney
6401 East Lincoln Drive
Paradise Valley, Arizona 85253

RESOLUTION NUMBER 2021-07

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL
OF THE TOWN OF PARADISE VALLEY, ARIZONA,
AUTHORIZING THE FILING OF AN AMICUS BRIEF IN IN
THE SUN CITY HOME OWNERS ASSOCIATION V.
ARIZONA CORPORATION COMMISSION, ET AL., CASE
NO. CV20-0047-PR, PENDING IN THE ARIZONA
SUPREME COURT**

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL
OF THE TOWN OF PARADISE VALLEY, ARIZONA AS FOLLOWS:

WHEREAS, on June 15, 2020, EPCOR Water Arizona, Inc. filed an application with the Arizona Corporation Commission ("ACC") seeking a rate increase and possible consolidation of 11 water districts, including the Paradise Valley Water District, that case being designated as ACC Docket No. WS-01303A-20-0177 ("Rate Case"); and

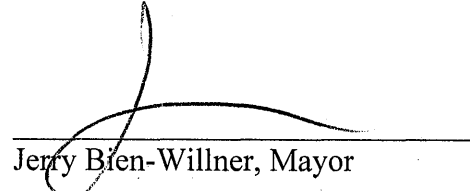
WHEREAS, on October 8, 2020, the Town Council of Paradise Valley adopted Resolution No. 2020-29 authorizing the Town of Paradise Valley to intervene in the Rate Case to oppose consolidation, which intervention was granted by Procedural Order dated October 29, 2020; and

WHEREAS, currently pending before the Arizona Supreme Court is a case entitled Sun City Home Owners Association v. ACC, et al., Case No. 20-0047-PR, which presents issues related to the propriety of consolidating several sewer districts into a single district, where substantial cost of service differences existed among the several districts; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Paradise Valley that:


1. The Town's attorney is hereby authorized to file an amicus brief on behalf of the Town of Paradise Valley in the matter of Sun City Home Owners Association v. ACC, et al., Case No. 20-0047-PR, Arizona Supreme Court.
2. This Resolution shall be in full force and effect immediately upon its adoption.

PASSED AND ADOPTED by the Mayor and Council of the Town of Paradise Valley, Arizona, this 25th day of March 2021.



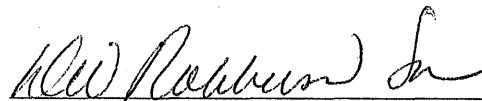
Jerry Bien-Willner, Mayor

ATTEST:



Duncan Miller, Town Clerk

APPROVED AS TO FORM:



Andrew J. McGuire, Town Attorney