ARIZONA DEPARTMENT OF WATER RESOURCES
BEFORE THE DIRECTOR

IN THE MATTER OF THE ADOPTION OF
THE MANAGEMENT PLAN FOR THE
SANTA CRUZ ACTIVE MANAGEMENT
AREA FOR THE FOURTH
MANAGEMENT PERIOD

ORDER OF ADOPTION
Date: October 20, 2020

I. Order of Adoption

In accordance with the requirements of Arizona Revised Statutes (“A.R.S.”) § 45-571, Thomas Buschatzke, Director of the Arizona Department of Water Resources (“Director”), hereby adopts the attached document as the management plan for the Santa Cruz Active Management area (“SCAMA”) for the fourth management period (“Fourth Management Plan”). The Fourth Management Plan contains the following chapters: Chapter 1 (Introduction), Chapter 2 (Hydrology), Chapter 3 (Water Demand and Supply), Chapter 4 (Agricultural), Chapter 5 (Municipal), Chapter 6 (Industrial), Chapter 7 (Water Quality), Chapter 8 (Underground Water Storage, Savings and Replenishment), Chapter 9 (Water Management Assistance), Chapter 10 (Implementation), and Chapter 11 (Water Management Strategy).

On August 20, 2020, the Director issued the proposed Fourth Management Plan for the Santa Cruz AMA (“proposed plan”). A public hearing on the proposed plan was held in Tubac, Arizona and via webinar on September 22, 2020. The comment record remained open for the submission of written comments until September 22, 2020 at 5:00 p.m.

Simultaneously with this order, the Director is filing in the Department of Water Resources (“Department”) a written summary and findings with respect to matters considered during the hearing record period. As a result of additional review by the Director, the Director
has made non-substantive modifications to the proposed plan to make typographical and technical corrections, as described below.

II. Modifications Made to Proposed Fourth Management Plan

The following modifications have been made to the proposed plan:

A. Minor numbering and formatting corrections.

B. Typographical and technical corrections have been made to Chapter 6, Section 6.1 and Chapter 8, Section 8.4.1.

III. Effective Date of Order for Purposes of Motions for Rehearing or Review

Pursuant to A.R.S. § 45-571(C), a summary of this order, the management plan adopted by this order and the Director’s findings with respect to matters considered during the public hearing will be published once each week for two consecutive weeks in the Nogales International beginning on October 20, 2020. This order shall be effective for purposes of motions for rehearing or review on October 27, 2020, the date of the last publication.

Pursuant to A.R.S. § 45-114(C), any person may file a motion for rehearing or review of this order and the management plan adopted by this order no later than November 26, 2020 at 5:00 p.m. Any motion for rehearing or review must be filed with the Docket Supervisor, Arizona Department of Water Resources, 1110 W. Washington Street, Suite 310, Phoenix, Arizona 85007. A party is not required to file a motion for rehearing or review in order to exhaust administrative remedies and may seek judicial review of the Fourth Management Plan once the director’s decision becomes final as provided in section IV.

IV. Judicial Review

This order shall become final for the purpose of judicial review as follows:

1. If no person files a motion for rehearing or review within the time allowed by section III of this order, this order shall become final for the purpose of judicial review on November 26, 2020 and the Department shall post notice on its website that the order is final as of that date.

2. If any person files a timely motion for rehearing or review, the Director will issue a decision on the motion and may modify the management plan after rehearing or review. After
the Director issues decisions on all motions for rehearing or review, the Director shall publish notice that the management plan is final once each week for two consecutive weeks in the Nogales International. The notice will include a description of any modifications made after rehearing or review. The management plan shall be final for the purpose of judicial review when the notice is published for the second time.

IT IS HEREBY ORDERED that the attached document is adopted as the Fourth Management Plan.

Dated this 20th day of October, 2020.

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Thomas Buschatzke
Director, Arizona Department of Water Resources