

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



July 28, 2022

Jonathan Morse
Sr. Manager - Rates & Regulatory
California-American Water Company
520 Capitol Mall Ste. 630
Sacramento, CA 95814

Dear Mr. Morse,

The Water Division of the California Public Utilities Commission has approved California-American Water Company's Advice Letter No. 1371, filed on May 9, 2022, regarding authorization to modify Schedule 14.1 – Central Satellites and activate Stage 2 water use restrictions as described in the Water Shortage Contingency Plan in Section D of Rule 14.1 and Schedule 14.1 for the Central Division.

Enclosed are copies of the following revised tariff sheets, effective June 30, 2022, for the utility's files:

| P.U.C. Sheet No. | Title of Sheet |
|-----------------------------|---|
| 10511-W | Schedule No. 14.1-AMB, Water Shortage Contingency Plan Ambler Park District, Sheet 1 |
| 10512-W | Schedule No. 14.1-AMB, Water Shortage Contingency Plan Ambler Park District, Sheet 2 |
| 10513-W | Schedule No. 14.1-AMB, Water Shortage Contingency Plan Ambler Park District, Sheet 3 |
| 10514-W | Schedule No. 14.1-AMB, Water Shortage Contingency Plan Ambler Park District, Sheet 4 |
| 10515-W | Schedule No. 14.1-AMB, Water Shortage Contingency Plan Ambler Park District, Sheet 5 |
| 10516-W | Schedule No. 14.1 – CHL, Water Shortage Contingency Plan Chualar District, Sheet 1 |
| 10517-W | Schedule No. 14.1 – CHL, Water Shortage Contingency Plan Chualar District, Sheet 2 |
| 10518-W | Schedule No. 14.1 – CHL, Water Shortage Contingency Plan Chualar District, Sheet 3 |
| 10519-W | Schedule No. 14.1 – CHL, Water Shortage Contingency Plan Chualar District, Sheet 4 |

P.U.C.

| Sheet No. | Title of Sheet |
|------------------|--|
| 10520-W | Schedule No. 14.1 – CHL, Water Shortage Contingency Plan Chualar District, Sheet 5 |
| 10521-W | Schedule No. 14.1-GAR, Water Shortage Contingency Plan Garrapata District, Sheet 1 |
| 10522-W | Schedule No. 14.1-GAR, Water Shortage Contingency Plan Garrapata District, Sheet 2 |
| 10523-W | Schedule No. 14.1-GAR, Water Shortage Contingency Plan Garrapata District, Sheet 3 |
| 10524-W | Schedule No. 14.1-GAR, Water Shortage Contingency Plan Garrapata District, Sheet 4 |
| 10525-W | Schedule No. 14.1-GAR, Water Shortage Contingency Plan Garrapata District, Sheet 5 |
| 10526-W | Schedule No. 14.1- RL, Water Shortage Contingency Plan Ralph Lane District, Sheet 1 |
| 10527-W | Schedule No. 14.1- RL, Water Shortage Contingency Plan Ralph Lane District, Sheet 2 |
| 10528-W | Schedule No. 14.1- RL, Water Shortage Contingency Plan Ralph Lane District, Sheet 3 |
| 10529-W | Schedule No. 14.1- RL, Water Shortage Contingency Plan Ralph Lane District, Sheet 4 |
| 10530-W | Schedule No. 14.1- RL, Water Shortage Contingency Plan Ralph Lane District, Sheet 5 |
| 10531-W | Schedule No. 14.1-TORO, Water Shortage Contingency Plan Toro District, Sheet 1 |
| 10532-W | Schedule No. 14.1-TORO, Water Shortage Contingency Plan Toro District, Sheet 2 |
| 10533-W | Schedule No. 14.1-TORO, Water Shortage Contingency Plan Toro District, Sheet 3 |
| 10534-W | Schedule No. 14.1-TORO, Water Shortage Contingency Plan Toro District, Sheet 4 |
| 10535-W | Schedule No. 14.1-TORO, Water Shortage Contingency Plan Toro District, Sheet 5 |
| 10536-W | Table of Contents, Sheet 5 |
| 10537-W | Table of Contents, Sheet 1 |

Please contact Bradley Leong at BL4@cpuc.ca.gov or 415-703-2307, if you have any questions.

Thank you.

Enclosures



4701 Beloit Drive
Sacramento, CA 95838

P (916)-568-4251
F (916) 568-4260
www.amwater.com

May 9, 2022

ADVICE LETTER NO. 1371

TO THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

California-American Water Company (California American Water) (U210W) hereby submits for review this advice letter, including the following tariff sheets applicable to the Central Satellite (Ambler, Garrapata, Ralph Lane, Toro) and Chualar service areas.

Purpose:

The purpose this Advice Letter is to activate the Stage 2 water use restrictions as described in the Water Shortage Contingency Plan in Section D of Rule 14.1 and Schedule 14.1.

Request:

This Advice Letter requests the following:

1. activation of Stage 2 of the Water Shortage Contingency Plan as authorized per Rule 14.1 and Schedule 14.1 for California American Water's Central Satellite (Ambler, Garrapata, Ralph Lane, Toro) and Chualar service areas;
2. modification of the Central Satellite Schedule 14.1 Stage 3 penalty usage thresholds to reflect changes to rate design authorized in D.18-12-021; and
3. modification of the heading on sheet 1 of the Garrapata Schedule 14.1 tariff to remove the reference to Schedule 14.1 for Ambler.

Background

Prior Implementation of Rule 14.1 Water Shortage Contingency Plan

California American Water's Rule 14.1 was approved via Advice Letter 831, with an effective date of October 17, 2008. Schedules 14.1 were implemented and approved via Advice Letter 881, effective February 22, 2011. Rule 14.1 has been updated several times since then, including most recently in June 2021 through Advice Letter 1354.

Rule 14.1 provides that California American Water may file a Tier 2 advice letter to designate a particular stage of its Water Shortage Contingency Plan.

Current Water Supply Conditions and the Need to Implementation of Stage 2

On October 19, 2021, Governor Gavin Newsom issued a Proclamation of a State of Emergency due to drought for the entire state and urged Californians to step up their water conservation efforts as the western U.S. was faced with a third dry year. The Proclamation, which is still in effect, asked local water suppliers to activate water shortage contingency plans at a level appropriate for local supply conditions.

On March 28, 2022, Governor Gavin Newsom issued Executive Order N-7-22, calling on all Californians to limit water use and use water more efficiently, and asking the State Water Resources Control Board to consider adopting emergency regulations that require calling on water providers to activate their customized Water Shortage Contingency Plans and move to “Level 2.” The Executive Order comes after the driest first three months of a year in recorded California history and follow drought-related proclaimed states of emergency that continue today in all counties across the state.

Water Shortage Contingency Plans, required by state law, are developed by local water utilities to navigate drought and each plan is customized based on an agency’s unique infrastructure and management. Triggering Level 2 of these plans involves implementing water conservation actions, like mandatory watering/irrigation schedules, to prepare for a water shortage level of up to 20 percent. In response to the Executive Order and in anticipation of the State Water Resources Control Board mandating the move to Stage 2,¹ California American Water is requesting authorization to activate Stage 2 of its Water Shortage Contingency plan and is asking customers to avoid prohibited uses of water, fix leaks promptly, and reduce water use outdoors.

Customer Noticing

In terms of customer outreach, the Public Advisor’s Office has recently reviewed and approved notices activating Stage 2 for other service areas and California American Water has prepared similar draft customer notices for the Central Satellite (Ambler, Garrapata, Ralph Lane, Toro) and Chualar service areas. California American Water notices contain appropriate updates and detailed information about Rule and Schedule 14.1, for its Central Satellite (Ambler, Garrapata, Ralph Lane, Toro) and Chualar service area customers. California American Water anticipates mailing this notice to customers on or around May 17, 2022 and placing newspaper notices on or around June 1, 2022. Virtual public hearings for each service area are set for June 16, 2022, to discuss the filing and get customer input. Information on the virtual public hearing is provided in the customer notice. Additionally, California American Water has been communicating with customers about the drought and the programs we have available through direct mail, bill inserts, earned media and social media.

Tier Designation:

These tariffs are submitted pursuant to General Order No. 96-B and this advice letter is designated as a Tier 2 filing. California American Water is simply requesting an update of its tariffs so that it is in compliance with Executive Order B-40-17.

Effective Date:

California American requests an effective date of June 30, 2022.

Service List:

Service Lists – In accordance with General Rules 4.3 and 7.2, and Water Industry Rule 4.1, of General Order (GO) 96-B, Cal-Am served copies of AL 1371 to adjacent utilities and other parties requesting such notification, on April 12, 2022. Please note that, consistent with the

¹ The State Water Resources Control Board has indicated that it may require implementation of Stage 2 by June 10, 2022, but that deadline has not yet been finalized.

Commission's guidelines for service during the COVID-19 pandemic, this advice letter is only being distributed electronically.

RESPONSE OR PROTEST²

Anyone may submit a response or protest for this AL. When submitting a response or protest, **please include the utility name and advice letter number in the subject line.**

A **response** supports the filing and may contain information that proves useful to the Commission in evaluating the AL. A **protest** objects to the AL in whole or in part and must set forth the specific grounds on which it is based. These grounds³ are:

1. The utility did not properly serve or give notice of the AL;
2. The relief requested in the AL would violate statute or Commission order, or is not authorized by statute or Commission order on which the utility relies;
3. The analysis, calculations, or data in the AL contain material error or omissions;
4. The relief requested in the AL is pending before the Commission in a formal proceeding; or
5. The relief requested in the AL requires consideration in a formal hearing, or is otherwise inappropriate for the AL process; or
6. The relief requested in the AL is unjust, unreasonable, or discriminatory, provided that such a protest may not be made where it would require re-litigating a prior order of the Commission.
7. A protest may not rely on policy objections to an AL where the relief requested in the AL follows rules or directions established by statute or Commission order applicable to the utility. A protest shall provide citations or proofs where available to allow staff to properly consider the protest.

DWA must receive a response or protest via email (**or** postal mail) within 20 days of the date the AL is filed. When submitting a response or protest, **please include the utility name and advice letter number in the subject line.**

The addresses for submitting a response or protest are:

Email Address:

Water.Division@cpuc.ca.gov

Mailing Address:

CA Public Utilities Commission
Division of Water and Audits
505 Van Ness Avenue
San Francisco, CA 94102

On the same day the response or protest is submitted to DWA, the respondent or protestant shall send a copy of the protest to California American Water at:

Email Address:

ca.rates@amwater.com

Mailing Address:

4701 Beloit Drive
Sacramento, CA 95838

² G.O. 96-B, General Rule 7.4.1

³ G.O. 96-B, General Rule 7.4.2

Preet.Nagra@amwater.com

4701 Beloit Drive
Sacramento, CA 95838

sarah.leeper@amwater.com

555 Montgomery Street, Ste. 916
San Francisco, CA 94111

Cities and counties that need Board of Supervisors or Board of Commissioners approval to protest should inform DWA, within the 20-day protest period, so that a late filed protest can be entertained. The informing document should include an estimate of the date the proposed protest might be voted on.

REPLIES⁴

The utility shall reply to each protest and may reply to any response. Any reply must be received by DWA within five business days after the end of the protest period, and shall be served on the same day on each person who filed the protest or response to the AL.

CALIFORNIA-AMERICAN WATER COMPANY

/s/ Preet Nagra

Preet Nagra
Operations Specialist

⁴ G.O. 96-B, General Rule 7.4.3

| Cal P.U.C. Sheet No. | Title of Sheet | Cancelling Cal P.U.C. Sheet No. |
|---------------------------------|---|--|
| 10511-W | Schedule No. 14.1-AMB WATER SHORTAGE CONTINGENCY PLAN AMBLER PARK DISTRICT Sheet 1 | 8595-W |
| 10512-W | Schedule No. 14.1-AMB WATER SHORAGE CONTINGENCY PLAN AMBLER PARK DISTRICT Sheet 2 | 8596-W |
| 10513-W | Schedule No. 14.1-AMB WATER SHORAGE CONTINGENCY PLAN AMBLER PARK DISTRICT Sheet 3 | 8597-W |
| 10514-W | Schedule No. 14.1-AMB WATER SHORAGE CONTINGENCY PLAN AMBLER PARK DISTRICT Sheet 4 | 8598-W |
| 10515-W | Schedule No. 14.1-AMB WATER SHORAGE CONTINGENCY PLAN AMBLER PARK DISTRICT Sheet 5 | 8599-W |
| 10516-W | Schedule No. 14.1 - CHL WATER SHORTAGE CONTINGENCY PLAN CHUALAR DISTRICT Sheet 1 | 8600-W |
| 10517-W | Schedule No. 14.1 - CHL WATER SHORTAGE CONTINGENCY PLAN CHUALAR DISTRICT Sheet 2 | 8601-W |
| 10518-W | Schedule No. 14.1 - CHL WATER SHORTAGE CONTINGENCY PLAN CHUALAR DISTRICT Sheet 3 | 8602-W |
| 10519-W | Schedule No. 14.1 - CHL WATER SHORTAGE CONTINGENCY PLAN CHUALAR DISTRICT Sheet 4 | 8603-W |
| 10520-W | Schedule No. 14.1 - CHL WATER SHORTAGE CONTINGENCY PLAN CHUALAR DISTRICT Sheet 5 | 8604-W |
| 10521-W | Schedule No. 14.1-GAR WATER SHORTAGE CONTINGENCY PLAN GARRAPATA DISTRICT Sheet 1 | 8605-W |

| Cal P.U.C. Sheet No. | Title of Sheet | Cancelling Cal P.U.C. Sheet No. |
|-------------------------|--|---------------------------------------|
| 10522-W | Schedule No. 14.1-GAR WATER SHORTAGE CONTINGENCY PLAN GARRAPATA DISTRICT Sheet 2 | 8606-W |
| 10523-W | Schedule No. 14.1-GAR WATER SHORTAGE CONTINGENCY PLAN GARRAPATA DISTRICT Sheet 3 | 8607-W |
| 10524-W | Schedule No. 14.1-GAR WATER SHORTAGE CONTINGENCY PLAN GARRAPATA DISTRICT Sheet 4 | 8608-W |
| 10525-W | Schedule No. 14.1-GAR WATER SHORTAGE CONTINGENCY PLAN GARRAPATA DISTRICT Sheet 5 | 8609-W |
| 10526-W | Schedule No. 14.1- RL WATER SHORTAGE CONTINGENCY PLAN RALPH LANE DISTRICT Sheet 1 | 8610-W |
| 10527-W | Schedule No. 14.1-RL WATER SHORTAGE CONTINGENCY PLAN RALPH LANE DISTRICT Sheet 2 | 8611-W |
| 10528-W | Schedule No. 14.1-RL WATER SHORTAGE CONTINGENCY PLAN RALPH LANE DISTRICT Sheet 3 | 8612-W |
| 10529-W | Schedule No. 14.1-RL WATER SHORTAGE CONTINGENCY PLAN RALPH LANE DISTRICT Sheet 4 | 8613-W |
| 10530-W | Schedule No. 14.1-RL WATER SHORTAGE CONTINGENCY PLAN RALPH LANE DISTRICT Sheet 5 | 8614-W |
| 10531-W | Schedule No. 14.1-TORO WATER SHORTAGE CONTINGENCY PLAN TORO DISTRICT Sheet 1 | 8620-W |
| 10532-W | Schedule No. 14.1-TORO WATER SHORTAGE CONTINGENCY PLAN TORO DISTRICT Sheet 2 | 8621-W |

| Cal P.U.C. Sheet No. | Title of Sheet | Cancelling Cal P.U.C. Sheet No. |
|---------------------------------|---|--|
| 10533-W | Schedule No. 14.1-TORO WATER SHORTAGE CONTINGENCY PLAN TORO DISTRICT Sheet 3 | 8622-W |
| 10534-W | Schedule No. 14.1-TORO WATER SHORTAGE CONTINGENCY PLAN TORO DISTRICT Sheet 4 | 8623-W |
| 10535-W | Schedule No. 14.1-TORO WATER SHORTAGE CONTINGENCY PLAN TORO DISTRICT Sheet 5 | 8624-W |
| 10536-W | TABLE OF CONTENTS Sheet 5 | 10509-W |
| 10537-W | TABLE OF CONTENTS Sheet 1 | 10510-W |

Schedule No. 14.1-AMB
WATER SHORTAGE CONTINGENCY PLAN
AMBLER PARK DISTRICT

Sheet 1

A. APPLICABILITY

1. This schedule applies to all water customers served under all tariff schedules authorized by the Commission for Ambler Park Service Area. It is only effective in times of implementation of the Water Shortage Contingency Plan enforcement stages, as required by Rule No. 14.1, and only for the period noted in the Special Conditions section below. (T)
2. This Schedule shall remain dormant until activated by Commission authorization via a Tier 2 advice letter.
3. Once the Schedule is activated, utility can implement Stages of the Schedule by filing a Tier 2 advice letter
4. When this schedule is activated, it shall remain in effect until the utility files a Tier 1 advice letter to deactivate a specific stage of the Water Shortage Contingency Plan and such is authorized by the Commission.

B. TERRITORY

1. This Schedule applies to all customers in the Ambler Park Service Area. All other customers served by California-American Water Company are excluded from this particular tariff, but are included in separate and distinct Water Shortage Contingency Plans. (T)

C. STAGES

1. Stage 1 of the Water Shortage Contingency Plan enacts water conservation requirements established in Rule 14.1 Section D. The non-essential or unauthorized water uses in Section D are in effect at all times.
2. Stage 2 First Enforcement Stage of the Water Shortage Contingency Plan - A Stage 2 Water Shortage Contingency Plan condition exists when it is determined that due to drought or other water supply conditions, a water supply shortage or threatened shortage exists and a further consumer demand reduction is necessary to make more efficient use of water and appropriately respond to existing water conditions. Stage 2 of the Water Shortage Contingency Plan will be enacted upon a determination that water usage should be further reduced from current levels, that a temporary water emergency exists necessitating implementation or that the requirements of Stage 1 are ineffective in complying with the necessary reduction.
3. Stage 3 Second Enforcement Stage of the Water Shortage Contingency Plan - A Stage 3 Water Shortage Contingency Plan Condition exists when it is determined that due to drought or other water supply conditions, a water supply shortage or threatened shortage exists and a further consumer demand reduction is necessary to make more efficient use of water and appropriately respond to existing water conditions. Stage 3 will be enacted upon a determination that water usage should be reduced further from current levels, that a temporary water emergency exists necessitating implementation or that the requirements in Stages 1 and 2 are ineffective in complying with the necessary reduction.

(Continued)

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|-----------------------------|------|-------------------------------|------------------------------|-------------------|
| (TO BE INSERTED BY UTILITY) | | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) | |
| Advice | 1371 | J. T. LINAM | Date Filed | <u>05/09/2022</u> |
| Decision | | DIRECTOR - Rates & Regulatory | Effective | <u>06/30/2022</u> |
| | | | Resolution | _____ |

Schedule No. 14.1-AMB
WATER SHORAGE CONTINGENCY PLAN
AMBLER PARK DISTRICT

Sheet 2

C. STAGES (Continued)

(T)

- 4. Stage 4 Third Enforcement Stage of the Water Shortage Contingency Plan - A Stage 4 Water Shortage Contingency Plan condition is also referred to as an "Emergency" condition. A Stage 4 condition exists when it is determined that a critical water shortage emergency exists, or that the measures in Stages 1 through 3 are ineffective in complying with a necessary reduction.
- 5. Stage 5 Mandatory Rationing. A rationing plan will be implemented when it is determined that the efforts in Stage 4 are insufficient to meet the regulatory or physical limitations of the available water supply.

D. WATER USE VIOLATION FINE

- 1. When an Enforcement Stage of the Water Shortage Contingency Plan has been activated by Commission authorization, the water use restrictions of Stage 1 in the Water Shortage Contingency Plan in Section D of Rule 14.1 become subject to fines and penalties imposed by the utility. The utility will first work closely with local law enforcement and public agencies charged with enforcing the mandatory water use restrictions. However, should the utility find that the local agency is not effectively enforcing the mandatory use restrictions, the utility, after written warnings, such as door hangers and letters, may begin to issue fines. If a customer is seen violating the water use restrictions, as outlined in Rule No. 14.1 and the Special Conditions below, the customer will be subject to the following fine structure:
 - a. First offense: Written warning, including explanation of penalty for subsequent offense.
 - b. Second offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and \$100 fine.
 - c. Third offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and a \$250 fine.
 - d. Fourth offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and a \$500 fine.
 - e. Fifth offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and service termination pursuant to Rule 11 and a \$500 fine.
 - f. Sixth offense within 1 year. (of the same restriction): Installation of a flow restricting device on customer's water meter for duration of enforcement stage of the Water Contingency Plan.
- 2. Offenses for separate water use restrictions will each start at the warning stage.
- 3. The water use violation fine is in addition to the regular rate schedule charges and any applicable drought surcharge rates.

(Continued)

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| (TO BE INSERTED BY UTILITY) | | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) | |
| Advice | 1371 | J. T. LINAM | Date Filed | <u>05/09/2022</u> |
| Decision | | DIRECTOR - Rates & Regulatory | Effective | <u>06/30/2022</u> |
| | | | Resolution | _____ |

Schedule No. 14.1-AMB
WATER SHORAGE CONTINGENCY PLAN
AMBLER PARK DISTRICT

3. Applies to all Enforcement Stages of Water Shortage Contingency Plan.

| | Violation 1 | Violation 2 (of the same restriction) | Violation 3 (of the same restriction) | Violation 4 (of the same restriction) | Violation 5/6 ⁽²⁾ (of the same restriction) |
|--|---|---|---|---|---|
| Proof of violation | Employee or Customer reports, with no additional verification required | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW |
| Letter/fine | Warning letter mailed to premise and billing address | Violation letter posted and mailed with \$100 penalty on next bill | Violation letter posted and mailed with \$250 penalty on next bill | Violation letter posted and mailed with \$500 penalty on next bill | Violation letter posted and mailed, shut off per Rule 11 and \$500 penalty on next bill |
| Fixing leaks Stage 1 Stage 2 Stage 3 Stage 4 | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate |
| Time to correct violation | 5 days | 5 days | 5 days | 5 days | 5 days |
| Time customer has to request variance of the alleged violation | 14 days to contact CAW in writing | 14 days to contact CAW in writing | 10 days to file an appeal with CAW in writing | 10 days to file an appeal with CAW in writing | 10 days to file an appeal with CAW in writing |
| If the customer does not agree with CAW's resolution ⁽¹⁾ Reference Section K of Rule 14.1 | Further reported violations of the same restricted use will not be counted in the determination of further action until one week after the variance request is resolved | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC |

⁽¹⁾ If a customer has appealed the receipt of the penalty, the penalty will continue to be posted on the customer's account, but will not result in further service action, until at least 14 days after the resolution of appeals. Once resolved, if in the customer's favor, the penalty will be immediately removed from the account. If not resolved in the customer's favor, then the penalty will be due and payable as part of the next billing cycle and subject to all such further actions as with any other billed charge.

⁽²⁾ For violation 6 instead of shut-off per Rule 11 and \$500 penalty, a flow restrictor will be installed for duration of enforcement.

(Continued)

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| (TO BE INSERTED BY UTILITY) | | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) | |
| Advice | 1371 | J. T. LINAM | Date Filed | <u>05/09/2022</u> |
| Decision | | DIRECTOR - Rates & Regulatory | Effective | <u>06/30/2022</u> |
| | | | Resolution | |

Schedule No. 14.1-AMB
WATER SHORAGE CONTINGENCY PLAN
AMBLER PARK DISTRICT

Sheet 5

G. FLOW RESTRICTOR REMOVAL CHARGE

The charge for removal of a flow-restricting device and/or reconnecting water service shall be:

| Connection Size | Removal Charges |
|-----------------|-----------------|
| 5/8" to 1" | \$150.00 |
| 1-1/2" to 2" | \$200 |
| 3" and larger | Actual Cost |

H. SPECIAL CONDITIONS:

1. The Tier 2 advice letter requesting activation of any Enforcement Stage of Schedule 14.1 shall include documentation of the overall water shortage justifying activation of that particular stage.
2. This tariff schedule shall remain in effect until the utility files a Tier 1 advice letter to deactivate specific stage of Water Shortage Contingency Plan and such is authorized by the Commission.
3. Water use violation fines must be separately identified on each bill.
4. Water penalty surcharges must be separately identified on each bill.
5. All bills are subject to the reimbursement fee set forth on Schedule No. UF.
6. All monies collected by the utility through drought surcharges or penalties or fees for water use violations shall be booked to the Water Revenue Adjustment Mechanism (WRAM) or a memorandum account to offset recovery of lost revenues. All flow restrictor removal charges collected by the utility and all expenses incurred by the utility to implement Rule 14.1 and Schedule 14.1, and the requirements of the California State Water Board Resources Control Board ("SWRCB"), or other agencies, that have not been considered in a General Rate Case or other proceeding, shall be tracked in a memorandum account for disposition as directed or authorized from time to time by the Commission and shall be recoverable by the utility if determined to be reasonable by the Commission.

(TO BE INSERTED BY UTILITY)
Advice 1371
Decision

ISSUED BY
J. T. LINAM
DIRECTOR - Rates & Regulatory

(TO BE INSERTED BY C.P.U.C.)
Date Filed 05/09/2022
Effective 06/30/2022
Resolution _____

Schedule No. 14.1 - CHL
WATER SHORTAGE CONTINGENCY PLAN
CHUALAR DISTRICT

Sheet 2

C. STAGES

- 4. Stage 4 Third Enforcement Stage of the Water Shortage Contingency Plan - A Stage 4 Water Shortage Contingency Plan condition is also referred to as an "Emergency" condition. A Stage 4 condition exists when it is determined that a critical water shortage emergency exists, or that the measures in Stages 1 through 3 are ineffective in complying with a necessary reduction.
- 5. Stage 5 Mandatory Rationing. A rationing plan will be implemented when it is determined that the efforts in Stage 4 are insufficient to meet the regulatory or physical limitations of the available water supply.

D. WATER USE VIOLATION FINE

- 1. When an Enforcement Stage of the Water Shortage Contingency Plan has been activated by Commission authorization, the water use restrictions of Stage 1 in the Water Shortage Contingency Plan in Section D of Rule 14.1 become subject to fines and penalties imposed by the utility. The utility will first work closely with local law enforcement and public agencies charged with enforcing the mandatory water use restrictions. However, should the utility find that the local agency is not effectively enforcing the mandatory use restrictions, the utility, after written warnings, such as door hangers and letters, may begin to issue fines. If a customer is seen violating the water use restrictions, as outlined in Rule No. 14.1 and the Special Conditions below, the customer will be subject to the following fine structure:
 - a. First offense: Written warning, including explanation of penalty for subsequent offense.
 - b. Second offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and \$100 fine.
 - c. Third offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and a \$250 fine.
 - d. Fourth offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and a \$500 fine.
 - e. Fifth offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and service termination pursuant to Rule 11 and a \$500 fine.
 - f. Sixth offense within 1 year. (of the same restriction): Installation of a flow restricting device on customer's water meter for duration of enforcement stage of the Water Contingency Plan.
- 2. Offenses for separate water use restrictions will each start at the warning stage.
- 3. The water use violation fine is in addition to the regular rate schedule charges and any applicable drought surcharge rates.

(Continued)

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| | | | Resolution | _____ |

Schedule No. 14.1 - CHL
WATER SHORTAGE CONTINGENCY PLAN
CHUALAR DISTRICT

Sheet 3

E. APPLICABLE PENALTY RATES

1. When in Stage 3 of the Water Shortage Contingency Plan - a surcharge rate will be added to all residential water usage in excess of 12 CCF. The surcharge rate will be equal to 50% of the residential rate in effect at the time Stage 3 is enacted. For all other customers there will be no surcharge imposed at Stage 3.
2. When in Stage 4 of the Water Shortage Contingency Plan – The Stage 3 residential drought surcharge rates will be tripled for all usage in excess of 12 CCF in Stage 4. All other customers will pay a drought surcharge rate of 25% of the regular rate on all usage in Stage 4.
3. Rule 14.1 includes provisions to allow customers to seek a variance to the drought surcharge rates. Those residential customers who prevail in their request for a variance will receive a 50% increase in the amount of usage not subject to the surcharge rate. The usage not subject to the surcharge rate would be increased from 12 CCF to 18 CCF.

F. ENFORCEMENT

1. Letter/Fine: From second violation of the same restriction within a one-year period and onwards, a violation letter will be posted on property and sent to billing address, if different.
2. Aging of violation: Violations will accrue for the period of one year and be considered corrected and expunged one year after the violation occurs. The purpose of this rule is to prevent discrete violations from accruing in the event of a multi-year enforcement of the Water Contingency Plan.

(Continued)

| (TO BE INSERTED BY UTILITY) | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) |
|-----------------------------|-------------------------------|------------------------------|
| Advice 1371 | J. T. LINAM | Date Filed <u>05/09/2022</u> |
| Decision | DIRECTOR - Rates & Regulatory | Effective <u>06/30/2022</u> |
| | | Resolution _____ |

**Schedule No. 14.1 - CHL
WATER SHORTAGE CONTINGENCY PLAN
CHUALAR DISTRICT**

3. Applies to all Enforcement Stages of Water Shortage Contingency Plan.

| | Violation 1 | Violation 2 (of the same restriction) | Violation 3 (of the same restriction) | Violation 4 (of the same restriction) | Violation 5/6 ⁽²⁾ (of the same restriction) |
|--|---|---|---|---|---|
| Proof of violation | Employee or Customer reports, with no additional verification required | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW |
| Letter/fine | Warning letter mailed to premise and billing address | Violation letter posted and mailed with \$100 penalty on next bill | Violation letter posted and mailed with \$250 penalty on next bill | Violation letter posted and mailed with \$500 penalty on next bill | Violation letter posted and mailed, shut off per Rule 11 and \$500 penalty on next bill |
| Fixing leaks Stage 1 Stage 2 Stage 3 Stage 4 | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate |
| Time to correct violation | 5 days | 5 days | 5 days | 5 days | 5 days |
| Time customer has to request variance of the alleged violation | 14 days to contact CAW in writing | 14 days to contact CAW in writing | 10 days to file an appeal with CAW in writing | 10 days to file an appeal with CAW in writing | 10 days to file an appeal with CAW in writing |
| If the customer does not agree with CAW's resolution ⁽¹⁾ Reference Section K of Rule 14.1 | Further reported violations of the same restricted use will not be counted in the determination of further action until one week after the variance request is resolved | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC |

⁽¹⁾ If a customer has appealed the receipt of the penalty, the penalty will continue to be posted on the customer's account, but will not result in further service action, until at least 14 days after the resolution of appeals. Once resolved, if in the customers favor, the penalty will be immediately removed from the account. If not resolved in the customers favor, then the penalty will be due and payable as part of the next billing cycle and subject to all such further actions as with any other billed charge.

⁽²⁾ For violation 6 instead of shut-off per Rule 11 and \$500 penalty, a flow restrictor will be installed for duration of enforcement.

(Continued)

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|-----------------------------|------|-------------------------------|------------------------------|-------------------|
| (TO BE INSERTED BY UTILITY) | | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) | |
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| Decision | | DIRECTOR - Rates & Regulatory | Effective | <u>06/30/2022</u> |
| | | | Resolution | |

Schedule No. 14.1 - CHL
WATER SHORTAGE CONTINGENCY PLAN
CHUALAR DISTRICT

Sheet 5

G. FLOW RESTRICTOR REMOVAL CHARGE

The charge for removal of a flow-restricting device and/or reconnecting water service shall be:

| Connection Size | Removal Charges |
|-----------------|-----------------|
| 5/8" to 1" | \$150.00 |
| 1-1/2" to 2" | \$200 |
| 3" and larger | Actual Cost |

H. SPECIAL CONDITIONS

1. The Tier 2 advice letter requesting activation of any Enforcement Stage of Schedule 14.1 shall include documentation of the overall water shortage justifying activation of that particular stage.
2. This tariff schedule shall remain in effect until the utility files a Tier 1 advice letter to deactivate specific stage of Water Shortage Contingency Plan and such is authorized by the Commission.
3. Water use violation fines must be separately identified on each bill.
4. Water penalty surcharges must be separately identified on each bill.
5. All bills are subject to the reimbursement fee set forth on Schedule No. UF.
6. All monies collected by the utility through drought surcharges or penalties or fees for water use violations shall be booked to the Water Revenue Adjustment Mechanism (WRAM) or a memorandum account to offset recovery of lost revenues. All flow restrictor removal charges collected by the utility and all expenses incurred by the utility to implement Rule 14.1 and Schedule 14.1, and the requirements of the California State Water Board Resources Control Board ("SWRCB"), or other agencies, that have not been considered in a General Rate Case or other proceeding, shall be tracked in a memorandum account for disposition as directed or authorized from time to time by the Commission and shall be recoverable by the utility if determined to be reasonable by the Commission.

(TO BE INSERTED BY UTILITY)

Advice 1371
Decision

ISSUED BY

J. T. LINAM
DIRECTOR - Rates & Regulatory

(TO BE INSERTED BY C.P.U.C.)

Date Filed 05/09/2022
Effective 06/30/2022
Resolution _____

Schedule No. 14.1-GAR
WATER SHORTAGE CONTINGENCY PLAN
GARRAPATA DISTRICT

Sheet 3

E. APPLICABLE PENALTY RATES

1. When in Stage 3 of the Water Shortage Contingency Plan - a surcharge rate will be added to all residential water usage in excess of 8 CCF. The surcharge rate will be equal to the Tier 3 residential rate in effect at the time Stage 3 is enacted. The surcharge rate for low income customers will be 50% of the Stage 3 surcharge rate. For all other customers there will be no surcharge imposed at Stage 3.
2. When in Stage 4 of the Water Shortage Contingency Plan – The Stage 3 residential drought surcharge rates will be tripled for all usage in excess of 8 CCF in Stage 4. The surcharge rate for low income customers will be 50% of the residential Stage 4 surcharge rate. All other customers will pay a drought surcharge rate of 25% of the regular rate on all usage in Stage 4.
3. Rule 14.1 includes provisions to allow customers to seek a variance to the drought surcharge rates. Those residential customers who prevail in their request for a variance will receive a 50% increase in the amount of usage not subject to the surcharge rate. The usage not subject to the surcharge rate would be increased from 8 CCF to 12 CCF.

F. ENFORCEMENT

1. Letter/Fine: From second violation of the same restriction within a one year period and onwards, a violation letter will be posted on property and sent to billing address, if different.
2. Aging of violation: Violations will accrue for the period of one year and be considered corrected and expunged one year after the violation occurs. The purpose of this rule is to prevent discrete violations from accruing in the event of a multi-year enforcement of the Water Contingency Plan.

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| (TO BE INSERTED BY UTILITY) | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) |
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| | | Resolution _____ |

Schedule No. 14.1-GAR
 WATER SHORTAGE CONTINGENCY PLAN
 GARRAPATA DISTRICT

Sheet 4

3. Applies to all Enforcement Stages of Water Shortage Contingency Plan.

| | Violation 1 | Violation 2 (of the same restriction) | Violation 3 (of the same restriction) | Violation 4 (of the same restriction) | Violation 5/6 ⁽²⁾ (of the same restriction) |
|---|---|---|---|---|---|
| Proof of violation | Employee or Customer reports, with no additional verification required | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW |
| Letter/fine | Warning letter mailed to premise and billing address | Violation letter posted and mailed with \$100 penalty on next bill | Violation letter posted and mailed with \$250 penalty on next bill | Violation letter posted and mailed with \$500 penalty on next bill | Violation letter posted and mailed, shut off per Rule 11 and \$500 penalty on next bill |
| Fixing leaks Stage 1 Stage 2 Stage 3 Stage 4 | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate |
| Time to correct violation | 5 days | 5 days | 5 days | 5 days | 5 days |
| Time customer has to request variance of the alleged violation | 14 days to contact CAW in writing | 14 days to contact CAW in writing | 10 days to file an appeal with CAW in writing | 10 days to file an appeal with CAW in writing | 10 days to file an appeal with CAW in writing |
| If the customer does not agree with CAW's resolution (1) Reference Section K of Rule 14.1 | Further reported violations of the same restricted use will not be counted in the determination of further action until one week after the variance request is resolved | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC |

(1) If a customer has appealed the receipt of the penalty, the penalty will continue to be posted on the customer's account, but will not result in further service action, until at least 14 days after the resolution of appeals. Once resolved, if in the customers favor, the penalty will be immediately removed from the account. If not resolved in the customers favor, then the penalty will be due and payable as part of the next billing cycle and subject to all such further actions as with any other billed charge.

(2) For violation 6 instead of shut-off per Rule 11 and \$500 penalty, a flow restrictor will be installed for duration of enforcement.

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|-----------------------------|-------------------------------|------------------------------|
| (TO BE INSERTED BY UTILITY) | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) |
| Advice 1371 | J. T. LINAM | Date Filed <u>05/09/2022</u> |
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Schedule No. 14.1-GAR
WATER SHORTAGE CONTINGENCY PLAN
GARRAPATA DISTRICT

Sheet 5

G. FLOW RESTRICTOR REMOVAL CHARGE

The charge for removal of a flow-restricting device and/or reconnecting water service shall be:

| Connection Size | Removal Charges |
|-----------------|-----------------|
| 5/8" to 1" | \$150.00 |
| 1-1/2" to 2" | \$200 |
| 3" and larger | Actual Cost |

H. SPECIAL CONDITIONS

1. The Tier 2 advice letter requesting activation of any Enforcement Stage of Schedule 14.1 shall include documentation of the overall water shortage justifying activation of that particular stage.
2. This tariff schedule shall remain in effect until the utility files a Tier 1 advice letter to deactivate specific stage of Water Shortage Contingency Plan and such is authorized by the Commission.
3. Water use violation fines must be separately identified on each bill.
4. Water penalty surcharges must be separately identified on each bill.
5. All bills are subject to the reimbursement fee set forth on Schedule No. UF.
6. All monies collected by the utility through drought surcharges or penalties or fees for water use violations shall be booked to the Water Revenue Adjustment Mechanism (WRAM) or a memorandum account to offset recovery of lost revenues. All flow restrictor removal charges collected by the utility and all expenses incurred by the utility to implement Rule 14.1 and Schedule 14.1, and the requirements of the California State Water Board Resources Control Board ("SWRCB"), or other agencies, that have not been considered in a General Rate Case or other proceeding, shall be tracked in a memorandum account for disposition as directed or authorized from time to time by the Commission and shall be recoverable by the utility if determined to be reasonable by the Commission.

(TO BE INSERTED BY UTILITY)

Advice 1371
Decision

ISSUED BY

J. T. LINAM
DIRECTOR - Rates & Regulatory

(TO BE INSERTED BY C.P.U.C.)

Date Filed 05/09/2022
Effective 06/30/2022
Resolution _____

Schedule No. 14.1-RL
WATER SHORTAGE CONTINGENCY PLAN
RALPH LANE DISTRICT

Sheet 2

C. STAGES

- 4. Stage 4 Third Enforcement Stage of the Water Shortage Contingency Plan - A Stage 4 Water Shortage Contingency Plan condition is also referred to as an "Emergency" condition. A Stage 4 condition exists when it is determined that a critical water shortage emergency exists, or that the measures in Stages 1 through 3 are ineffective in complying with a necessary reduction.
- 5. Stage 5 Mandatory Rationing. A rationing plan will be implemented when it is determined that the efforts in Stage 4 are insufficient to meet the regulatory or physical limitations of the available water supply.

D. WATER USE VIOLATION FINE

- 1. When an Enforcement Stage of the Water Shortage Contingency Plan has been activated by Commission authorization, the water use restrictions of Stage 1 in the Water Shortage Contingency Plan in Section D of Rule 14.1 become subject to fines and penalties imposed by the utility. The utility will first work closely with local law enforcement and public agencies charged with enforcing the mandatory water use restrictions. However, should the utility find that the local agency is not effectively enforcing the mandatory use restrictions, the utility, after written warnings, such as door hangers and letters, may begin to issue fines. If a customer is seen violating the water use restrictions, as outlined in Rule No. 14.1 and the Special Conditions below, the customer will be subject to the following fine structure:
 - a. First offense: Written warning, including explanation of penalty for subsequent offense.
 - b. Second offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and \$100 fine.
 - c. Third offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and a \$250 fine.
 - d. Fourth offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and a \$500 fine.
 - e. Fifth offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and service termination pursuant to Rule 11 and a \$500 fine.
 - f. Sixth offense within 1 year. (of the same restriction): Installation of a flow restricting device on customer's water meter for duration of enforcement stage of the Water Contingency Plan.
- 2. Offenses for separate water use restrictions will each start at the warning stage.
- 3. The water use violation fine is in addition to the regular rate schedule charges and any applicable drought surcharge rates.

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| (TO BE INSERTED BY UTILITY) | | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) | |
| Advice | 1371 | J. T. LINAM | Date Filed | <u>05/09/2022</u> |
| Decision | | DIRECTOR - Rates & Regulatory | Effective | <u>06/30/2022</u> |
| | | | Resolution | _____ |

Schedule No. 14.1-RL
WATER SHORTAGE CONTINGENCY PLAN
RALPH LANE DISTRICT

Sheet 3

E. APPLICABLE PENALTY RATES

1. When in Stage 3 of the Water Shortage Contingency Plan - a surcharge rate be will be added to all residential water usage in excess of 8 CCF. The surcharge rate will be equal to the Tier 3 residential rate in effect at the time Stage 3 is enacted. The surcharge rate for low income customers will be 50% of the Stage 3 surcharge rate. For all other customers there will be no surcharge imposed at Stage 3.
2. When in Stage 4 of the Water Shortage Contingency Plan – The Stage 3 residential drought surcharge rates will be tripled for all usage in excess of 8 CCF in Stage 4. The surcharge rate for low income customers will be 50% of the residential Stage 4 surcharge rate. All other customers will pay a drought surcharge rate of 25% of the regular rate on all usage in Stage 4.
3. Rule 14.1 includes provisions to allow customers to seek a variance to the drought surcharge rates. Those residential customers who prevail in their request for a variance will receive a 50% increase in the amount of usage not subject to the surcharge rate. The usage not subject to the surcharge rate would be increased from 8 CCF to 12 CCF.

F. ENFORCEMENT

1. Letter/Fine: From second violation of the same restriction within a one year period and onwards, a violation letter will be posted on property and sent to billing address, if different.
2. Aging of violation: Violations will accrue for the period of one year and be considered corrected and expunged one year after the violation occurs. The purpose of this rule is to prevent discrete violations from accruing in the event of a multi-year enforcement of the Water Contingency Plan.

(Continued)

(TO BE INSERTED BY UTILITY)

Advice 1371
Decision

ISSUED BY

J. T. LINAM
DIRECTOR - Rates & Regulatory

(TO BE INSERTED BY C.P.U.C.)

Date Filed 05/09/2022
Effective 06/30/2022
Resolution _____

Schedule No. 14.1-RL
WATER SHORTAGE CONTINGENCY PLAN
RALPH LANE DISTRICT

Sheet 4

3. Applies to all Enforcement Stages of Water Shortage Contingency Plan.

| | Violation 1 | Violation 2 (of the same restriction) | Violation 3 (of the same restriction) | Violation 4 (of the same restriction) | Violation 5/6 ⁽²⁾ (of the same restriction) |
|--|---|---|---|---|---|
| Proof of violation | Employee or Customer reports, with no additional verification required | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW |
| Letter/fine | Warning letter mailed to premise and billing address | Violation letter posted and mailed with \$100 penalty on next bill | Violation letter posted and mailed with \$250 penalty on next bill | Violation letter posted and mailed with \$500 penalty on next bill | Violation letter posted and mailed, shut off per Rule 11 and \$500 penalty on next bill |
| Fixing leaks Stage 1 Stage 2 Stage 3 Stage 4 | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate |
| Time to correct violation | 5 days | 5 days | 5 days | 5 days | 5 days |
| Time customer has to request variance of the alleged violation | 14 days to contact CAW in writing | 14 days to contact CAW in writing | 10 days to file an appeal with CAW in writing | 10 days to file an appeal with CAW in writing | 10 days to file an appeal with CAW in writing |
| If the customer does not agree with CAW's resolution ⁽¹⁾ Reference Section K of Rule 14.1 | Further reported violations of the same restricted use will not be counted in the determination of further action until one week after the variance request is resolved | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC |

⁽¹⁾ If a customer has appealed the receipt of the penalty, the penalty will continue to be posted on the customer's account, but will not result in further service action, until at least 14 days after the resolution of appeals. Once resolved, if in the customers favor, the penalty will be immediately removed from the account. If not resolved in the customers favor, then the penalty will be due and payable as part of the next billing cycle and subject to all such further actions as with any other billed charge.

⁽²⁾ For violation 6 instead of shut-off per Rule 11 and \$500 penalty, a flow restrictor will be installed for duration of enforcement

(Continued)

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| (TO BE INSERTED BY UTILITY) | | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) | |
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| Decision | | DIRECTOR - Rates & Regulatory | Effective | <u>06/30/2022</u> |
| | | | Resolution | |

Schedule No. 14.1-RL
WATER SHORTAGE CONTINGENCY PLAN
RALPH LANE DISTRICT

Sheet 5

G. FLOW RESTRICTOR REMOVAL CHARGE

The charge for removal of a flow-restricting device and/or reconnecting water service shall be:

| Connection Size | Removal Charges |
|-----------------|-----------------|
| 5/8" to 1" | \$150.00 |
| 1-1/2" to 2" | \$200 |
| 3" and larger | Actual Cost |

H. SPECIAL CONDITIONS

1. The Tier 2 advice letter requesting activation of any Enforcement Stage of Schedule 14.1 shall include documentation of the overall water shortage justifying activation of that particular stage.
2. This tariff schedule shall remain in effect until the utility files a Tier 1 advice letter to deactivate specific stage of Water Shortage Contingency Plan and such is authorized by the Commission.
3. Water use violation fines must be separately identified on each bill.
4. Water penalty surcharges must be separately identified on each bill.
5. All bills are subject to the reimbursement fee set forth on Schedule No. UF.
6. All monies collected by the utility through drought surcharges or penalties or fees for water use violations shall be booked to the Water Revenue Adjustment Mechanism (WRAM) or a memorandum account to offset recovery of lost revenues. All flow restrictor removal charges collected by the utility and all expenses incurred by the utility to implement Rule 14.1 and Schedule 14.1, and the requirements of the California State Water Board Resources Control Board ("SWRCB"), or other agencies, that have not been considered in a General Rate Case or other proceeding, shall be tracked in a memorandum account for disposition as directed or authorized from time to time by the Commission and shall be recoverable by the utility if determined to be reasonable by the Commission.

(TO BE INSERTED BY UTILITY)
Advice 1371
Decision

ISSUED BY
J. T. LINAM
DIRECTOR - Rates & Regulatory

(TO BE INSERTED BY C.P.U.C.)
Date Filed 05/09/2022
Effective 06/30/2022
Resolution _____

Schedule No. 14.1-TORO
WATER SHORTAGE CONTINGENCY PLAN
TORO DISTRICT

Sheet 1

A. APPLICABILITY

- 1. This schedule applies to all water customers served under all tariff schedules authorized by the Commission for Toro Service Area. It is only effective in times of implementation of the Water Shortage Contingency Plan enforcement stages, as required by Rule No. 14.1, and only for the period noted in the Special Conditions section below. (T)
- 2. This Schedule shall remain dormant until activated by Commission authorization via a Tier 2 advice letter.
- 3. Once the Schedule is activated, utility can implement Stages of the Schedule by filing a Tier 2 advice letter
- 4. When this schedule is activated, it shall remain in effect until the utility files a Tier 1 advice letter to deactivate a specific stage of the Water Shortage Contingency Plan and such is authorized by the Commission.

B. TERRITORY

- 1. This Schedule applies to all customers in the Toro Service Area. All other customers served by California-American Water Company are excluded from this particular tariff, but are included in separate and distinct Water Shortage Contingency Plans. (T)

C. STAGES

- 1. Stage 1 of the Water Shortage Contingency Plan enacts water conservation requirements established in Rule 14.1 Section D. The non-essential or unauthorized water uses in Section D are in effect at all times.
- 2. Stage 2 First Enforcement Stage of the Water Shortage Contingency Plan - A Stage 2 Water Shortage Contingency Plan condition exists when it is determined that due to drought or other water supply conditions, a water supply shortage or threatened shortage exists and a further consumer demand reduction is necessary to make more efficient use of water and appropriately respond to existing water conditions. Stage 2 of the Water Shortage Contingency Plan will be enacted upon a determination that water usage should be further reduced from current levels, that a temporary water emergency exists necessitating implementation or that the requirements of Stage 1 are ineffective in complying with the necessary reduction.
- 3. Stage 3 Second Enforcement Stage of the Water Shortage Contingency Plan - A Stage 3 Water Shortage Contingency Plan Condition exists when it is determined that due to drought or other water supply conditions, a water supply shortage or threatened shortage exists and a further consumer demand reduction is necessary to make more efficient use of water and appropriately respond to existing water conditions. Stage 3 will be enacted upon a determination that water usage should be reduced further from current levels, that a temporary water emergency exists necessitating implementation or that the requirements in Stages 1 and 2 are ineffective in complying with the necessary reduction.

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|-----------------------------|------|-------------------------------|------------------------------|-------------------|
| (TO BE INSERTED BY UTILITY) | | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) | |
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Schedule No. 14.1-TORO
WATER SHORTAGE CONTINGENCY PLAN
TORO DISTRICT

Sheet 2

C. STAGES

- 4. Stage 4 Third Enforcement Stage of the Water Shortage Contingency Plan - A Stage 4 Water Shortage Contingency Plan condition is also referred to as an "Emergency" condition. A Stage 4 condition exists when it is determined that a critical water shortage emergency exists, or that the measures in Stages 1 through 3 are ineffective in complying with a necessary reduction.
- 5. Stage 5 Mandatory Rationing. A rationing plan will be implemented when it is determined that the efforts in Stage 4 are insufficient to meet the regulatory or physical limitations of the available water supply.

D. WATER USE VIOLATION FINE

- 1. When an Enforcement Stage of the Water Shortage Contingency Plan has been activated by Commission authorization, the water use restrictions of Stage 1 in the Water Shortage Contingency Plan in Section D of Rule 14.1 become subject to fines and penalties imposed by the utility. The utility will first work closely with local law enforcement and public agencies charged with enforcing the mandatory water use restrictions. However, should the utility find that the local agency is not effectively enforcing the mandatory use restrictions, the utility, after written warnings, such as door hangers and letters, may begin to issue fines. If a customer is seen violating the water use restrictions, as outlined in Rule No. 14.1 and the Special Conditions below, the customer will be subject to the following fine structure:
 - a. First offense: Written warning, including explanation of penalty for subsequent offense.
 - b. Second offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and \$100 fine.
 - c. Third offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and a \$250 fine.
 - d. Fourth offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and a \$500 fine.
 - e. Fifth offense within 1 year (of the same restriction): Written warning, including explanation of penalty for subsequent offense and service termination pursuant to Rule 11 and a \$500 fine.
 - f. Sixth offense within 1 year. (of the same restriction): Installation of a flow restricting device on customer's water meter for duration of enforcement stage of the Water Contingency Plan.
- 2. Offenses for separate water use restrictions will each start at the warning stage.
- 3. The water use violation fine is in addition to the regular rate schedule charges and any applicable drought surcharge rates.

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|-----------------------------|------|-------------------------------|------------------------------|-------------------|
| (TO BE INSERTED BY UTILITY) | | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) | |
| Advice | 1371 | J. T. LINAM | Date Filed | <u>05/09/2022</u> |
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| | | | Resolution | _____ |

Schedule No. 14.1-TORO
WATER SHORTAGE CONTINGENCY PLAN
TORO DISTRICT

Sheet 3

E. APPLICABLE PENALTY RATES

- 1. When in Stage 3 of the Water Shortage Contingency Plan - a surcharge rate be will be added to all residential water usage in excess of 8 CCF. The surcharge rate will be equal to the Tier 3 residential rate in effect at the time Stage 3 is enacted. The surcharge rate for low income customers will be 50% of the Stage 3 surcharge rate. For all other customers there will be no surcharge imposed at Stage 3. (C)
- 2. When in Stage 4 of the Water Shortage Contingency Plan – The Stage 3 residential drought surcharge rates will be tripled for all usage in excess of 8 CCF in Stage 4. The surcharge rate for low income customers will be 50% of the residential Stage 4 surcharge rate. All other customers will pay a drought surcharge rate of 25% of the regular rate on all usage in Stage 4. (C)
- 3. Rule 14.1 includes provisions to allow customers to seek a variance to the drought surcharge rates. Those residential customers who prevail in their request for a variance will receive a 50% increase in the amount of usage not subject to the surcharge rate. The usage not subject to the surcharge rate would be increased from 8 CCF to 12 CCF. (C)

F. ENFORCEMENT

- 1. Letter/Fine: From second violation of the same restriction within a one year period and onwards, a violation letter will be posted on property and sent to billing address, if different.
- 2. Aging of violation: Violations will accrue for the period of one year and be considered corrected and expunged one year after the violation occurs. The purpose of this rule is to prevent discrete violations from accruing in the event of a multi-year enforcement of the Water Contingency Plan.

(Continued)

| (TO BE INSERTED BY UTILITY) | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) |
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| Advice 1371 | J. T. LINAM | Date Filed <u>05/09/2022</u> |
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| | | Resolution _____ |

**Schedule No. 14.1-TORO
WATER SHORTAGE CONTINGENCY PLAN
TORO DISTRICT**

Sheet 4

3. Applies to all Enforcement Stages of Water Shortage Contingency Plan.

| | Violation 1 | Violation 2 (of the same restriction) | Violation 3 (of the same restriction) | Violation 4 (of the same restriction) | Violation 5/6 ⁽²⁾ (of the same restriction) |
|--|---|---|---|---|---|
| Proof of violation | Employee or Customer reports, with no additional verification required | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW | Verification with a written report by employee or contractor of CAW |
| Letter/fine | Warning letter mailed to premise and billing address | Violation letter posted and mailed with \$100 penalty on next bill | Violation letter posted and mailed with \$250 penalty on next bill | Violation letter posted and mailed with \$500 penalty on next bill | Violation letter posted and mailed, shut off per Rule 11 and \$500 penalty on next bill |
| Fixing leaks Stage 1 Stage 2 Stage 3 Stage 4 | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate | Customer has: 5 days 72 hours 24 hours Immediate |
| Time to correct violation | 5 days | 5 days | 5 days | 5 days | 5 days |
| Time customer has to request variance of the alleged violation | 14 days to contact CAW in writing | 14 days to contact CAW in writing | 10 days to file an appeal with CAW in writing | 10 days to file an appeal with CAW in writing | 10 days to file an appeal with CAW in writing |
| If the customer does not agree with CAW's resolution ⁽¹⁾ Reference Section K of Rule 14.1 | Further reported violations of the same restricted use will not be counted in the determination of further action until one week after the variance request is resolved | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC | If the customer disagrees with CAW's resolution, they may file a formal complaint with the CPUC |

⁽¹⁾ If a customer has appealed the receipt of the penalty, the penalty will continue to be posted on the customer's account, but will not result in further service action, until at least 14 days after the resolution of appeals. Once resolved, if in the customers favor, the penalty will be immediately removed from the account. If not resolved in the customers favor, then the penalty will be due and payable as part of the next billing cycle and subject to all such further actions as with any other billed charge.

⁽²⁾ For violation 6 instead of shut-off per Rule 11 and \$500 penalty, a flow restrictor will be installed for duration of enforcement

(Continued)

| | | | | |
|-----------------------------|------|-------------------------------|------------------------------|-------------------|
| (TO BE INSERTED BY UTILITY) | | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) | |
| Advice | 1371 | J. T. LINAM | Date Filed | <u>05/09/2022</u> |
| Decision | | DIRECTOR - Rates & Regulatory | Effective | <u>06/30/2022</u> |
| | | | Resolution | _____ |

Schedule No. 14.1-TORO
WATER SHORTAGE CONTINGENCY PLAN
TORO DISTRICT

Sheet 5

G. FLOW RESTRICTOR REMOVAL CHARGE

The charge for removal of a flow-restricting device and/or reconnecting water service shall be:

| Connection Size | Removal Charges |
|-----------------|-----------------|
| 5/8" to 1" | \$150.00 |
| 1-1/2" to 2" | \$200 |
| 3" and larger | Actual Cost |

H. SPECIAL CONDITIONS

1. The Tier 2 advice letter requesting activation of any Enforcement Stage of Schedule 14.1 shall include documentation of the overall water shortage justifying activation of that particular stage.
2. This tariff schedule shall remain in effect until the utility files a Tier 1 advice letter to deactivate specific stage of Water Shortage Contingency Plan and such is authorized by the Commission.
3. Water use violation fines must be separately identified on each bill.
4. Water penalty surcharges must be separately identified on each bill.
5. All bills are subject to the reimbursement fee set forth on Schedule No. UF.
6. All monies collected by the utility through drought surcharges or penalties or fees for water use violations shall be booked to the Water Revenue Adjustment Mechanism (WRAM) or a memorandum account to offset recovery of lost revenues. All flow restrictor removal charges collected by the utility and all expenses incurred by the utility to implement Rule 14.1 and Schedule 14.1, and the requirements of the California State Water Board Resources Control Board ("SWRCB"), or other agencies, that have not been considered in a General Rate Case or other proceeding, shall be tracked in a memorandum account for disposition as directed or authorized from time to time by the Commission and shall be recoverable by the utility if determined to be reasonable by the Commission.

(Continued)

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|-----------------------------|------|-------------------------------|------------------------------|-------------------|
| (TO BE INSERTED BY UTILITY) | | ISSUED BY | (TO BE INSERTED BY C.P.U.C.) | |
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| | | | Resolution | _____ |

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(Continued)

(TO BE INSERTED BY UTILITY)

ISSUED BY

(TO BE INSERTED BY C.P.U.C.)

Advice 1371

J. T. LINAM

Date Filed 05/09/2022

Decision

DIRECTOR - Rates & Regulatory

Effective 06/30/2022

Resolution _____

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|--|--|--|
| <p>(TO BE INSERTED BY UTILITY)</p> <p>Advice 1371</p> <p>Decision</p> | <p>ISSUED BY</p> <p>J. T. LINAM</p> <p>DIRECTOR - Rates & Regulatory</p> | <p>(TO BE INSERTED BY C.P.U.C.)</p> <p>Date Filed <u>05/09/2022</u></p> <p>Effective <u>06/30/2022</u></p> <p>Resolution</p> |
|--|--|--|

CENTRAL DIVISION SERVICE LIST
CALIFORNIA-AMERICAN WATER COMPANY
ADVICE LETTER 1371

BY MAIL:

Joe Lucido
25417 Boots Road
Monterey, CA 93940

Los Angeles Docket Office
California Public Utilities Commission
320 West 4th Street, Suite 500
Los Angeles, CA 90013

Alco Water Service
249 Williams Road
Salinas, CA 93901

Monterey Regional Water Pollution
Control Agency (MRWPCA)
5 Harris Court Road. Bldg D.
Monterey, CA 93940

Monterey Peninsula Water Mgmt Dist.
Chief Financial Officer
P.O. Box 85
Monterey, CA 93942

Yazdan Emrani, P.E.
Deputy Pub Works Director – Operations
Monterey County DPW
168 W. Alisal Street, 2nd floor
Salinas, CA 93901-2680

City of Pacific Grove
c/o Community Development Department
Attention: Sarah Hardgrave
300 Forest Ave., 2nd floor
Pacific Grove, CA 93950

City of Pacific Grove
City Attorney/City Hall
300 Forest Ave 2nd floor
Pacific Grove, CA 93950

Ann Camel
City Clerk
City of Salinas
200 Lincoln Avenue
Salinas, CA 93901

City of Sand City
City Hall
California & Sylvan Avenues
Sand City, CA 93955
Attn: City Clerk

Deborah Mall, City Attorney
City of Monterey
512 Pierce Street
Monterey, CA 93940

Karen Crouch
City Clerk,
Carmel-By-The-Sea
PO Box CC
Carmel-by-the-Sea, CA 93921

Darryl D. Kenyon
Monterey Commercial Property Owners
Association
P.O. Box 1953
Monterey, CA 93942

Irvin L. Grant
Deputy County Counsel
County of Monterey
168 W. Alisal Street, 3rd floor
Salinas, CA 93901-2680

Marc J. Del Piero
4062 El Bosque Drive
Pebble Beach, CA 93953-3011

Vibeke Norgaard
City Attorney of Sand City
P.O. Box 183
Carmel, CA 93921

CENTRAL DIVISION SERVICE LIST
CALIFORNIA-AMERICAN WATER COMPANY
ADVICE LETTER 1371

By E-MAIL:

Richard Rauschmeier
California Public Utilities Commission
DRA - Water Branch, Rm 4209
505 Van Ness Ave
San Francisco, CA 94102
rra@cpuc.ca.gov

City of Del Rey Oaks
City Hall
650 Canyon Del Rey Road
Del Rey Oaks, CA 93940
Attn: City Clerk
citymanager@delreyoaks.org
kminami@delreyoaks.org

City of Seaside, City Hall
Attn: City Clerk
Seaside, CA
dhodgson@ci.seaside.ca.us
to'halloran@ci.seaside.ca.us

David C. Laredo and Fran Farina
DeLay & Laredo
606 Forest Ave
Pacific Grove, CA 93950
dave@laredolaw.net
fran@laredolaw.net

Jon Giffen
City Attorney
City of Carmel-By-The-Sea
P.O. Box 805
Carmel-By-The-Sea, CA 93921
jgiffen@kaglaw.net

Brent Reitz
Capital Services
P.O. Box 1767
Pebble Beach CA 93953
reitzb@pebblebeach.com

Monterey Peninsula Water Mgmt Dist.
Chief Financial Officer
P.O. Box 85
Monterey, CA 93942
suresh@mpwmd.net

Ms. Lisa Bilir
California Public Utilities Commission
Division of Ratepayer Advocates
505 Van Ness Avenue
San Francisco, CA 94102

Bernardo R. Garcia
PO Box 37
San Clemente, CA 92674-0037
uwua@redhabanero.com

George Riley
Citizens for Public Water
1198 Castro Road
Monterey, CA 91940
georgetriley@gmail.com

Mike Niccum
General Manager
Pebble Beach Community Services District
3101 Forest Lake Road
Pebble Beach, CA 93953
mniccum@pbcsd.org

Carmel Area Wastewater District
3945 Rio Road
Carmel, CA 93923
buikema@cawd.org

Lloyd Lowery Jr.
Noland, Hammerly, Etienne & Hoss P.C.
333 Salinas St
PO Box 2510
Salinas, CA 93902-2510
lloyre@nheh.com

David Heuck
Accounting
2700 17 Mile Drive
Pebble Beach, CA 93953
heuckd@pebblebeach.com

Arlene Tavani
Monterey Peninsula Water Mgmt Dist.
Executive Assistant
arlene@mpwmd.net

Division of Ratepayer Advocates
California Public Utilities Commission
dra_water_al@cpuc.ca.gov

Laura L. Krannawitter
California Public Utilities Commission
Executive Division, Rm 5303
505 Van Ness Avenue
San Francisco, CA 94102
llk@cpuc.ca.gov

Jim Heisinger
P.O. Box 5427
Carmel, CA 93921
hbm@carmellaw.com

City of Monterey
City Hall
Monterey, CA 93940
Attn: City Clerk
connolly@ci.monterey.ca.us

Gail T. Borkowski, Clerk of the Board
County of Monterey
P.O. Box 1728
Salinas, CA 93902
boydap@co.monterey.ca.us

City of Salinas
Vanessa W. Vallarta – City Attorney
200 Lincoln Avenue
Salinas, CA 93901
vanessav@ci.salinas.ca.us
chrisc@ci.salinas.ca.us

John K. Hawks
Executive Director
California Water Association
601 Van Ness Avenue, Suite 2047
San Francisco, CA 94102-3200
jhawks_cwa@comcast.net

Sheri Damon
City of Seaside, City Attorney
440 Harcourt Avenue
Seaside, CA 93955
cityatty@ix.netcom.com