

**ORIGINAL**Decision No. 44745

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
MALIBU WATER COMPANY, a California  
corporation, for authority to increase  
its rates and to amend its Rules and  
Regulations.

Application No. 30713

Morrow and Trippet by Clarence M. Heublein,  
for applicant; Sylvester S. Pierce, for  
Malibu Township Council and West Malibu  
Community Council, C. M. Armstrong, for  
Malibu La Costa Owners' Assn., Inc.,  
Leland E. Zeman, for Escondido Estates  
Property Owners, Sidney A. Franklin, Jr.,  
for Malibu Rivera Home Owners' Association,  
Robert C. Chambers and I. W. Alexander, for  
Malibu Property Owners' Association, Sally  
Erskine, for Trancas Association, Ray Gagnon,  
for Malibu Canyon Property Owners, and Hal  
Curran, Myron James Stuart, and Antonette  
Howe, in propria personae, protestants;  
B. J. Marshall, for Malibu Township Council,  
Reba T. Loosehen, for Bailard Tract, and  
A. Harris Shorr, in propria persona, inter-  
ested parties.

OPINION AND ORDER ON RULES AND REGULATIONS

Malibu Water Company, a California corporation, by the above-entitled application, filed October 17, 1949, requests authority to increase its rates for water service and to amend its rules and regulations.

Public hearings on this application were held before Examiner Warner on July 12, 13, and 14, 1950, at Malibu Beach, California. The matter was adjourned on July 14, to a date to be set, at which time further evidence will be received and testimony taken, particularly on the rate increase portion of the application.

At the original hearing, a revised set of rules and regulations was submitted and received in evidence as Exhibit No. 12. The

purpose of the introduction of this exhibit, it appears, was to effect the filing by applicant of new rules and regulations to supersede the rules and regulations which are presently on file with this Commission, and which are somewhat out of date.

In Application No. 30673, hearings in which were held before Examiner Crenshaw on December 15 and 16, 1949, and January 5, 1950, applicant herein requested the amendment of certain of its rules and regulations, and that matter is now under submission and decision is pending before the Commission.

In the application herein being considered, applicant requested that the credit deposit for a 5/8-inch meter be increased from \$2.50 to \$5 and that the reconnection charge be increased from \$1 to \$5.

Exhibit No. 12 provides for a deposit of \$2.50 for a 5/8-inch meter when bills are rendered monthly, and \$5 when bills are rendered bimonthly. It also provides for a reconnection service charge of \$1.

Section A-1 of Rule and Regulation No. 9 of Exhibit No. 12 does not provide for bimonthly billing but should do so in order to be consistent with Rule and Regulation No. 7 which provides for the deposit charge when bills are rendered bimonthly. The present emergency rule covering bimonthly billing will be canceled.

It appears to be in the public interest that applicant file a revised set of rules and regulations at once, and the order herein will so provide. The order is consistent in all respects with the provisions of the Commission's concurrent decision in Application No. 30673, being rendered as of the date of the order herein.

The above-entitled application having been considered, a public hearing having been held, evidence having been adduced,

IT IS HEREBY FOUND AS A FACT that the public interest will be served by the filing of a revised set of rules and regulations by Malibu Water Company, and that any increase of rates or charges resulting from said filing is justified; therefore,

IT IS HEREBY ORDERED that the rules and regulations received in evidence at the hearing as Exhibit No. 12 be filed in quadruplicate with this Commission, after the effective date of this order and after not less than five (5) days' notice to this Commission and to the public, be made effective on and after October 1, 1950, except that Exhibit No. 12 shall be modified as follows:

1. Delete from proposed Rule and Regulation No. 15, Main Extensions, Section B, the following:

"B. Extensions to serve Subdivisions,  
Tracts or Organized Service Districts

"\* \* \* Where streets, highways, or freeways included in the subdivision, tract, or housing projects have a right of way exceeding 70 feet in width the company may require the installation of a main on each side of such thoroughfare."

2. Delete from proposed Rule and Regulation No. 19, Main Extensions, the following:

"C. Extension to Serve Tracts or Subdivisions  
when Thoroughfares Exceed Seventy Feet in  
Width

"\* \* \* When streets, highways, or freeways exceed 70 feet in width, Company shall have the right to require a main on each side of such street, highway, or freeway. The length of the main extension shall be measured from the nearest existing main on the same side of the thoroughfare to the premises to be supplied."

3. Modify proposed Rule and Regulation No. 9, Rendering and Payment of Bills, Section A-1, to read as follows:

"A. Rendering of Bills

"1. Billing Period

"Bills for water service will be rendered monthly or bimonthly at the option of the utility."

The effective date of this order shall be twenty (20) days after the date hereof.

Dated at San Francisco, California, this 1st day of September, 1950.

R. E. [Signature]  
Justice J. [Signature]  
[Signature]  
[Signature]  
[Signature]  
Commissioners.