

Decision No. 86801**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
CITIZENS UTILITIES COMPANY OF  
CALIFORNIA for authority to increase  
its rates and charges for its water  
system serving the areas of Montara,  
Marine View, Farallone City, Moss  
Beach and adjacent territory in San  
Mateo County.

Application No. 55538

Investigation on the Commission's own  
motion into the operations, practices,  
service, equipment, facilities, rules,  
regulations, contracts and water supply  
of CITIZENS UTILITIES COMPANY OF  
CALIFORNIA, Montara District, serving  
the areas of Montara, Marine View,  
Farallone City, Moss Beach and adjacent  
territory in San Mateo County.

Case No. 10093

INTERIM ORDER

By Decision No. 86193 dated August 3, 1976, the Commission imposed the following restriction upon Citizens Utilities Company of California, Montara District.

- "3. Respondent shall make no new connections until such time as it can demonstrate a sufficient water supply to provide for additional customers without adversely affecting service to existing customers. Respondent shall exempt therefrom all applicants for service having a building permit issued prior to August 3, 1976."

It has come to the attention of the Commission that there has been constructed a residence, at 522 Sierra Street, Moss Beach, belonging to a Mr. Kenneth J. Freese, that does not have water service. The residence was constructed in the justifiable belief that a water supply was available, and it was sold, before construction, on that premise.

The sewer permit was issued in April 1976, and the sewer has been connected. The water connection was assured by the company in writing. The building permit was available in May 1976, but, due to other factors, was not picked up until August 6, 1976, three days after the effective date of the moratorium.

Mr. Freese, having no knowledge of the moratorium, moved to Moss Beach to take possession of his house. As he cannot live in it, he and his family, with a two week old baby, are living in substandard accommodations which present a health hazard, particularly to the baby, and especially during the winter.

Citizens Utilities Company has refused to make a water connection without Commission order.

After consideration, the Commission concludes that an emergency exception should be ordered.

IT IS ORDERED that:

1. As an exception to Ordering Paragraph 3 of Decision No. 86193, Citizens Utilities Company of California, Montara District, shall provide immediate water service to Kenneth J. Freese.
2. In all other respects the provisions of Decision No. 86193 shall remain in full force and effect.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 22nd day of DECEMBER, 1976.

~~William J. Freese~~  
 President  
 William J. Freese  
 Vernon L. Sturgeon

Commissioners

Commissioner Leonard Ross, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner Robert Batinovich, being necessarily absent, did not participate in the disposition of this proceeding.