

Decision No. 92797

MAR 17 1981

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Stanley D. Meyers)
for modification of Decision)
No. 74427 to permit 3 additional)
water service connections.)

Application No. 60106
(Filed November 24, 1980)

O P I N I O N

Applicant Stanley D. Meyers (Meyers), dba Meyers Water Company of Napa, requests authority to extend its service from Meyers' water source, a well, to the near property line of the most distant of three lots owned by Paul Handrich (Handrich) in Meyers' service area in order to provide service to the three lots. Meyers also requests that he be permitted to enter into a main extension contract, as a deviation from his Rule 15--Main Extensions, with Handrich under which Handrich will cause the installation of the requested main extension at Handrich's expense and as a contribution in aid of construction.

Meyers' service area is located approximately ten miles south of Napa along Milton Road on the west bank of the Napa River. In Decision No. 74427 dated July 23, 1968, the Commission prohibited Meyers from providing water service in the future to any lots on which there were no living accommodations on the effective date of the order unless specifically authorized by the Commission. The three lots owned by Handrich do not have and have not had any living accommodations built on them. Meyers alleges that there is ample water available to serve the three lots and that there has never been a water shortage or water outage in the history of the system. The reason

for the service connection freeze was the difficulty in effecting delivery of water to houses at the end of the line due to pipe of inadequate size, not the shortage of source water. The existing distribution system is primarily less than 4 inches in diameter. The proposed extension will be built with 4-inch diameter PVC pipe for a distance of approximately 400 feet and will originate at the source of water supply. The purpose of the new main will be to augment an existing 3-inch line. Meyers alleges that the proposed plan would represent a concrete start toward upgrading the water system and facilitate water delivery at the far end of the system. Napa County has approved an encroachment permit necessary for the proposed work.

The proposed extension will be built with funds provided entirely by Handrich with no liability on the part of Meyers to repay Handrich for the construction.

The Commission staff has no objection to the proposed extension.

Findings of Fact

1. Decision No. 74427 prohibited Meyers from making any new service connections to lots on which there were no living accommodations at the time of the effective date of the order.
2. The service connection freeze was imposed because Meyers' system had difficulty in effecting delivery of water to houses at the end of the line due to distribution pipe of inadequate size.
3. Meyers requests authority to serve Handrich's three lots, on which no living accommodations have been built, by extending a 4-inch PVC main from the water source 400 feet to the near property line of the most distant of the three lots to augment the present 3-inch line running the same general direction.
4. There is sufficient water available at the source to perform the requested service without interrupting service to present customers.

5. Meyers also requests that a deviation from his Rule 15--Main Extensions be allowed to permit Meyers to enter into a main extension contract requiring Handrich to advance or pay for the entire cost of construction as a contribution in aid of construction.

6. The implementation of Meyers' proposals will represent a concrete start toward upgrading his water system and will facilitate water delivery at the far end of his system.

Conclusions of Law

1. Decision No. 74427 should be modified by lifting the service connection freeze to the extent requested by applicant.

2. The proposed extension should be authorized.

3. The requested deviation from Meyers' Rule 15--Main Extensions should be authorized.

4. In order to permit construction of the authorized main extension as soon as possible, this order should become effective on the date of issuance.

O R D E R

IT IS ORDERED that:

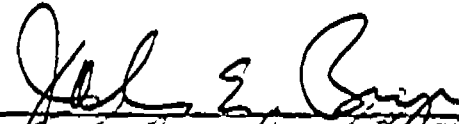
1. Decision No. 74427 dated July 23, 1968 in Case No. 8724 is modified to permit lifting of the service extension freeze to the extent requested.


2. The main extension, as proposed in the application, is authorized, provided Stanley D. Meyers, dba Meyers Water Company, enters into a special main extension agreement, in deviation of Stanley D. Meyers' Rule 15--Main Extensions, with Paul Handrich requiring Paul Handrich to advance or pay the entire cost of construction, as a contribution in aid of construction, of the subject main extension.

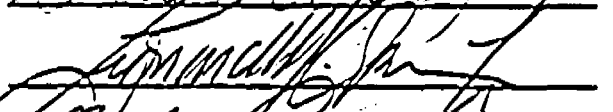
3. Within thirty days after the effective date of this order Stanley D. Meyers, dba Meyers Water Company, shall provide the Commission by advice letter four fully conformed copies of the executed special main extension agreement authorized herein.


The effective date of this order is the date hereof.

Dated MAR 17 1981, at San Francisco, California.



President






Commissioners