

CALIFORNIA PUBLIC UTILITIES COMMISSION DIVISION OF WATER AND AUDITS

Advice Letter Cover Sheet

Utility Name: California American Water

Date Mailed to Service List: May 09, 2022

District: Sacramento Service Area

CPUC Utility #: U210W

Protest Deadline (20th Day): June 20, 2022

Advice Letter #: 1369

Review Deadline (30th Day): June 30, 2022

Tier 1 2 3 Compliance

Requested Effective Date: June 30, 2022

Authorization

Description: Schedule 14.1 - Sacramento

Rate Impact: \$See AL
See AL%

The protest or response deadline for this advice letter is 20 days from the date that this advice letter was mailed to the service list. Please see the "Response or Protest" section in the advice letter for more information.

Utility Contact: Preet Nagra

Utility Contact: Jonathan Morse

Phone: 916-568-4255

Phone: 916-568-4237

Email: Preet.nagra@amwater.com

Email: Jonathan.morse@amwater.com

DWA Contact: Tariff Unit

Phone: (415) 703-1133

Email: Water.Division@cpuc.ca.gov

DWA USE ONLY		
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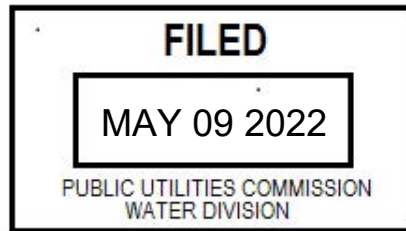
<u>DATE</u>	<u>STAFF</u>	<u>COMMENTS</u>

[] APPROVED	[] WITHDRAWN	[] REJECTED
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Signature: _____

Comments: _____

Date: _____



4701 Beloit Drive
Sacramento, CA 95838

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

May 9, 2022

ADVICE LETTER NO. 1369

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 Sacramento and Dunnigan service areas of California American Water's Northern Division.

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 Sacramento and Dunnigan service areas;
- (2) inclusion of the Dunnigan service area in the Sacramento District Schedule 14.1 tariff and deletion of the Dunnigan District Schedule 14.1; and
- (3) modification of the Sacramento District Schedule 14.1 Stage 3 penalty usage thresholds to reflect changes to rate design authorized in D.18-12-021.

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.

The Dunnigan service area is geographically located in Yolo County but is part of the Sacramento tariff area for ratemaking purposes.

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 Sacramento and Dunnigan service areas. California American Water notices contain appropriate updates and detailed information about Rule and Schedule 14.1, for its Sacramento and Dunnigan 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 14, 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.

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.

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 1369 to adjacent utilities and other parties requesting such notification, on April 12, 2022. Please note that, consistent with the 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:

² G.O. 96-B, General Rule 7.4.1

³ G.O. 96-B, General Rule 7.4.2

Email Address:

ca.rates@amwater.com

preet.nagra@amwater.com

sarah.leeper@amwater.com

Mailing Address:

4701 Beloit Drive
Sacramento, CA 95838

4701 Beloit Drive
Sacramento, CA 95838

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.
DELETE	Schedule No. 14.1 - SC DU-1 WATER SHORTAGE CONTINGENCY PLAN DUNNIGAN DISTRICT Sheet 1	8655-W
DELETE	Schedule No. 14.1 - SC DU-1 WATER SHORTAGE CONTINGENCY PLAN DUNNIGAN DISTRICT Sheet 2	8656-W
DELETE	Schedule No. 14.1 - SC DU-1 WATER SHORTAGE CONTINGENCY PLAN DUNNIGAN DISTRICT Sheet 3	8657-W
DELETE	Schedule No. 14.1 - SC DU-1 WATER SHORTAGE CONTINGENCY PLAN DUNNIGAN DISTRICT Sheet 4	8658-W
DELETE	Schedule No. 14.1 - SC DU-1 WATER SHORTAGE CONTINGENCY PLAN DUNNIGAN DISTRICT Sheet 5	8659-W
XXXXX-W	Schedule No. 14.1-SAC WATER SHORTAGE CONTINGENCY PLAN SACRAMENTO DISTRICT Sheet 1	8640-W
XXXXX-W	Schedule No. 14.1-SAC WATER SHORTAGE CONTINGENCY PLAN SACRAMENTO DISTRICT Sheet 2	8641-W
XXXXX-W	Schedule No. 14.1-SAC WATER SHORTAGE CONTINGENCY PLAN SACRAMENTO DISTRICT Sheet 3	8642-W
XXXXX-W	Schedule No. 14.1-SAC WATER SHORTAGE CONTINGENCY PLAN SACRAMENTO DISTRICT Sheet 4	8643-W
XXXXX-W	Schedule No. 14.1-SAC WATER SHORTAGE CONTINGENCY PLAN SACRAMENTO DISTRICT Sheet 5	8644-W

Schedule No. 14.1-SAC
WATER SHORTAGE CONTINGENCY PLAN
SACRAMENTO DISTRICT

Sheet 1

A. APPLICABILITY

- 1. This schedule applies to all water customers served under all tariff schedules authorized by the Commission for Sacramento District which includes the Dunnigan 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. (C)
- 2. This Schedule shall remain dormant until activated by Commission authorization via a Tier 2 advice letter. (C)
- 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 Sacramento district. 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.

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)

(TO BE INSERTED BY UTILITY)		ISSUED BY	(TO BE INSERTED BY C.P.U.C.)	
Advice	1369	J. T. LINAM	Date Filed	_____
Decision		DIRECTOR - Rates & Regulatory	Effective	_____
			Resolution	_____

Schedule No. 14.1-SAC
WATER SHORTAGE CONTINGENCY PLAN
SACRAMENTO 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)

(TO BE INSERTED BY UTILITY)		ISSUED BY	(TO BE INSERTED BY C.P.U.C.)	
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Decision		DIRECTOR - Rates & Regulatory	Effective	_____
			Resolution	_____

Schedule No. 14.1-SAC
WATER SHORTAGE CONTINGENCY PLAN
SACRAMENTO DISTRICT

Sheet 3

E. APPLICABLE DROUGHT SURCHARGE 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 10 CCF. The surcharge rate will be equal to the Tier 2 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 10 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 10 CCF to 15 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.)	
Advice	1369	J. T. LINAM	Date Filed	_____
Decision		DIRECTOR - Rates & Regulatory	Effective	_____
			Resolution	_____

**Schedule No. 14.1-SAC
WATER SHORTAGE CONTINGENCY PLAN
SACRAMENTO 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.)	
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Schedule No. 14.1-SAC
WATER SHORTAGE CONTINGENCY PLAN
SACRAMENTO 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)

(TO BE INSERTED BY UTILITY)		ISSUED BY	(TO BE INSERTED BY C.P.U.C.)	
Advice	1369	J. T. LINAM	Date Filed	_____
Decision		DIRECTOR - Rates & Regulatory	Effective	_____
			Resolution	_____

SACRAMENTO SERVICE AREA SERVICE LIST
CALIFORNIA-AMERICAN WATER COMPANY
ADVICE LETTER 1369

BY MAIL:

Carol Smith
6241 Cavan Drive, 3
Citrus Heights, CA 95621

Walt Shannon
8356 Auberry Drive
Sacramento, CA 95828

Sacramento County WMD
827 7th Street, Room 301
Sacramento, CA 95814

Steven J. Thompson
5224 Altana Way
Sacramento, CA 95841

Fruitridge Vista Water Company
P.O. Box 959
Sacramento, CA 95812

Anthony La Bouff, County Counsel
Placer County
175 Fulweiler Avenue
Auburn, CA 95603

Rio Linda Water District
730 L Street
Rio Linda, CA 95673

BY E-MAIL:

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

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 Sacramento, Water Division
1391 35th Avenue
Sacramento, CA 95822
dsherry@cityofsacramento.com

Citrus Heights Water District
6230 Sylvan Road
Citrus Heights, CA 95610
rchurch@chwd.org

Amy Van, City Clerk
City of Citrus Heights
6237 Fountain Square Drive
Citrus Heights, CA 95621
avan@citrusheights.net

Florin County Water District
P.O. Box 292055
Sacramento, CA 95829
fcwd@sbcglobal.net

Linda Garcia, City Clerk
City of Isleton
P.O. Box 716
Isleton, CA 95641
lgarcia@cityofisleton.com

Robert A. Ryan, Jr.
County of Sacramento
Downtown Office
700 H Street, Suite 2650
Sacramento, CA 95814

Mark Norris
County Clerk-Recorder
County of Sacramento
600 8th Street
Sacramento, CA 95814

Robert C. Baptiste
9397 Tucumcari Way
Sacramento, CA 95827-1045

Heather Hernandez
Sacramento Suburban Water District
3701 Marconi Avenue, Suite 100
Sacramento, CA 95821-5303
HHernandez@sswd.org

Marvin Philo
3021 Nikol Street
Sacramento, CA 95826
mhphilo@aol.com

Jim McCauley, Clerk-Recorder
Placer County
2954 Richardson Drive
Auburn, CA 95603
skasza@placer.ca.gov

Placer County Water Agency
Customer Service Department
customerservices@pcwa.net

CALIFORNIA-AMERICAN WATER COMPANY
ADVICE LETTER 1369
SUPPORTING DOCUMENTATION FOR STAFF

Sacramento Service Area – Schedule 14.1
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Advice Letter Notice

Para más información en cómo este cambio impactará su factura, llame al 888-237-1333.

**NOTICE OF ADVICE LETTER FILING 1369
California American Water's Filing to Activate Mandatory Conservation Measures
Stage 2 of Rule and Schedule 14.1
ADVICE LETTER 1369: Dunnigan and Sacramento Water Systems**

Why am I receiving this notice?

On May 9, 2022, California American Water submitted Advice Letter 1369 with the California Public Utilities Commission (CPUC). Advice Letter 1369 requests activation of Stage 2 water use restrictions as described in California American Water's Rule 14.1, Water Shortage Contingency Plan.

If the CPUC approves the advice letter, mandatory conservation measures will go into effect for the Dunnigan and Sacramento water systems, located in California American Water's Northern California District. The above-mentioned advice letter will also update California American Water's Water Shortage Contingency Plan. All California American Water customers in the Dunnigan and Sacramento service areas will be governed by the approved advice letter.

California American Water may fine customers for repeated violations of its rules upon proper notice.

California American Water is activating STAGE 2 of its Water Shortage Contingency Plan:

A Stage 2 condition exists when it is determined, 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 is enacted upon a determination that water usage should be further reduced from current levels, a temporary water emergency exists necessitating implementation, or that the requirements in Stage 1 are ineffective in complying with the necessary reduction; and/or that a government agency requests implementation of this stage to meet physical supply limitations.

Why is California American Water activating its mandatory conservation measures now?

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, 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.

California American Water will conduct an online public hearing to get input from customers

Date and Time: Tuesday, June 14, 2022, 6:00 p.m. – 7:00 p.m.
Call-in Number: 862-294-2638, Meeting ID: 625 607 911#
Teams Meeting Link: <https://bit.ly/caw-norcal>

Note: Type the URL above into any web browser with all lowercase letters and no spaces to join the Teams meeting. Registration is not required.

Protests and Responses to Advice Letter 1369

The deadline to protest these advice letters is June 20, 2022. Please include “**Advice Letter 1369**” in any response or protest you submit.

The reasons for the protest can be one of the following:

- (1) The utility did not properly serve or give notice of the advice letter.
- (2) The relief requested in the advice letter would violate statute or CPUC order or is not authorized by statute or CPUC order on which the utility relies.
- (3) The analysis, calculations, or data in the advice letter contain material error or omissions.
- (4) The relief requested in the advice letter is pending before the CPUC in a formal proceeding.
- (5) The relief requested in the advice letter requires consideration in a formal hearing, or is otherwise inappropriate for the advice letter process; or
- (6) The relief requested in the advice letter 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 CPUC).

If you would like to submit a protest or response about this advice letter, please write to:

California Public Utilities Commission
Water Division, 3rd Floor
505 Van Ness Avenue, San Francisco, CA 94102
Email: Water.Division@cpuc.ca.gov

On the same date the response or protest is submitted to the Water Division, the respondent or protestant shall send a copy by mail (or e-mail) to California American Water at the following address:

Preet Nagra
California American Water
4701 Beloit Drive, Sacramento CA 95838
Email: Preet.Nagra@amwater.com

Where can I get more information?

Customers with internet access may view and download California American Water’s advice letter on their website by visiting www.amwater.com/caaw/Customer-Service-Billing/Water-Rates/Advice-Letters. If you have technical issues accessing the documents through the website, please e-mail Preet.Nagra@amwater.com for assistance and reference Advice Letter **1369** in your e-mail.

To request a hard copy of California American Water’s Advice Letter, or to obtain more information about the Advice Letter, please write to:

California American Water Advice Letter **1369**
4701 Beloit Drive
Sacramento, CA 95838
Attention: Preet Nagra
Preet.Nagra@amwater.com

Approved Rule 14.1 Water Shortage Contingency Plans

The following are non-essential or prohibited water uses during a Stage 2 Water Shortage Condition:

1. Watering Days. The watering or irrigating of lawn, landscape, or other vegetated area with potable water is limited to no more than three (3) days per week. Additional limitations on the number of days of the week and times of the day may be enforced at the discretion of the utility. The other provisions of water days as detailed in Stage 1 (Below) continue unchanged.

This provision does not apply to landscape irrigation zones that exclusively use very low flow drip type irrigation systems when no emitter produces more than two (2) gallons of water per hour. This provision also does not apply to watering or irrigating by use of a hand-held bucket or similar container, a hand-held hose equipped with a positive self-closing water shut-off nozzle or device, or for very short periods of time for the express purpose of adjusting or repairing an irrigation system.

2. Watering hours. Watering or irrigating of lawn, landscape, or other vegetated areas with potable water is prohibited between the hours of 9:00 a.m. and 5:00 p.m. on any day, except by use of a handheld bucket or similar container, a handheld hose equipped with a positive self-closing water shut-off nozzle or device, or for the express purpose of adjusting or repairing an irrigation system.
3. Watering duration. Watering or irrigating of any lawn, landscape, or other vegetated area with potable water using a landscape irrigation system or a watering device that is not continuously attended is limited to no more than fifteen (15) minutes of watering per day per station. This subsection does not apply to landscape irrigations systems that exclusively use very low-flow drip type irrigation equipment when no emitter produces more than two (2) gallons of water per hour and weather-based controllers or stream rotor sprinklers that meet a 70% efficiency standard.
4. Watering during and for 48 hours after measurable precipitation. Watering or irrigating of any lawn, landscape, or other vegetated area with potable water during and for 48 hours following measurable precipitation is prohibited.
5. Excessive water flow or runoff. Watering or irrigating of any lawn, landscape, or other vegetated area in a manner that causes or allows excessive water flow or runoff such that water flows onto adjacent property, non-irrigated areas, private and public walkways, roadways, parking lots, or structures is prohibited.
6. Washing vehicles. The use of a hose that dispenses potable water to wash a motor vehicle, except where the hose is fitted with a shut-off nozzle or device attached to it is prohibited. Use of water for washing commercial aircraft, cars, buses, boats, trailers or other commercial vehicles at any time is prohibited, except at commercial or fleet vehicle or boat washing facilities operated at a fixed location where equipment using water is properly maintained to avoid wasteful use.
7. Washing down hard or paved surfaces. Use of potable water for washing buildings, structures, driveways, patios, parking lots, tennis courts, or other hard surfaced areas is prohibited, except in cases where health and safety are at risk.
8. Re-circulating water required for water fountains and decorative features. Operating a water fountain or other decorative feature that does not use re-circulated water is prohibited.
9. Commercial businesses, including restaurants and other food service providers can only serve drinking water to customers on request.

10. Hotel/motel operators must provide guests with the option of choosing not to have towels and linens laundered daily. Information about this option must be prominently displayed.
11. Unmetered fire hydrant water cannot be used by individuals for any reason other than fire suppression or utility system maintenance purposes.
12. Obligation to Fix Leaks, Breaks or Malfunctions: All leaks, breaks, or other malfunctions in the water user's plumbing or distribution system must be repaired within seventy-two (72) hours of notification from California American Water Company.
13. There cannot be unreasonable or excessive use of potable water for dust control or earth compaction.
14. Operation of commercial car washes that do not recycle the potable water used as required by the California Water Code Sections 10950-10953.
15. Other wasteful practices identified from time to time by the CPUC, utility, or governmental agency.

When the utility observes wasteful water use practices or when such wasteful uses of water are reported to the utility, the utility shall attempt face-to-face contact with the customer or other person on the premises to request compliance with these restrictions, or if that is not possible, shall leave at the premises a door hanger notice making such request.

Schedule 14.1 details how California American Water may enforce the prohibition of water uses detailed above. Although the company is requesting these authorities, it plans to prioritize education over enforcement:

A. APPLICABILITY

1. This schedule applies to all water customers served under all tariff schedules authorized by the CPUC for the Sacramento District which includes the Dunnigan 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.
2. This Schedule shall remain dormant until activated by CPUC authorization via a Tier 2 advice letter.
3. Once the Schedule is activated, utility can implement Stages of the Schedule by filing a Tier 1 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 CPUC.

B. TERRITORY

1. This Schedule applies to all customers in the Dunnigan and Sacramento water systems. 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.

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.
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 CPUC 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.

E. APPLICABLE DROUGHT SURCHARGE 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 **10 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 **10 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 **10 CCF** to **15 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.
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	Customers have 14 days to file an appeal with the CPUC's Division of Water and Audits. If the customer disagrees with DWA's director, they may file a formal complaint with the CPUC	Customers have 10 days to file an appeal with the CPUC's Division of Water and Audits. If the customer disagrees with DWA's director, they may file a formal complaint with the CPUC	Customers have 10 days to file an appeal with the CPUC's Division of Water and Audits. If the customer disagrees with DWA's director, they may file a formal complaint with the CPUC	Customers have 10 days to file an appeal with the CPUC's Division of Water and Audits. If the customer disagrees with DWA's director, they may file a formal complaint with the CPUC

CAW: California American Water

DWA: CPUC Division of Water and Audits

(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.

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 1 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 CPUC.
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 water use violation fines and water penalty surcharges shall not be accounted for as income. All expenses incurred by the utility to implement Rule 14.1 and Schedule 14.1, and the requirements of the California State Water Resources Control Board ("SWRCB") that have not been considered in a General Rate Case or other proceeding, shall be recoverable by the utility if determined to be reasonable by the CPUC. These monies shall be accumulated by the utility in a separate memorandum account for disposition as directed or authorized from time to time by the CPUC.

Schedule No. 14.1. – SC-DU-1
WATER SHORTAGE CONTINGENCY PLAN
DUNNIGAN DISTRICT

A. APPLICABILITY

1. This Schedule applies to all water customers served under all tariff schedules authorized by the Commission for the Dunnigan service district. The Schedule 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.
2. This Schedule shall remain dormant until activated by Commission authorization via a Tier 2 advice letter.
3. Once the Schedule is activated, California American Water can implement Stages of the Schedule by filing a Tier 2 advice letter.

When this Schedule is activated, it shall remain in effect until the California American Water files a Tier 1 advice letter to deactivate a specific stage of the Water Shortage Contingency Plan and such deactivation is authorized by the Commission.

B. TERRITORY

1. This Schedule applies to all customers in the Dunnigan service district. All other customers served by California American Water are excluded from this particular tariff, but are included in separate and distinct Water Shortage Contingency Plans.

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 is the 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 is the 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)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 1175

ISSUED BY
J.T. Linam

(TO BE INSERTED BY C.P.U.C.)
DATE FILED 8-22-2017

DECISION NO. Res. W-4976
Res. W-5082

DIRECTOR – Rates & Regulatory
TITLE

EFFECTIVE 9-1-2017

RESOLUTION Cancelled

Schedule No. 14.1. – SC-DU-1
WATER SHORTAGE CONTINGENCY PLAN
DUNNIGAN DISTRICT

C. STAGES Cont'd

4. Stage 4 is the 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 is 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. California American Water will first work closely with local law enforcement and public agencies charged with enforcing the mandatory water use restrictions. However, should it find that the local agency is not effectively enforcing the mandatory use restrictions, California American Water, 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 \$650 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 and a \$650 fine.

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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J.T. LINAM
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(TO BE INSERTED BY C.P.U.C.)
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EFFECTIVE 9-1-2017

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RESOLUTION
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Schedule No. 14.1. – SC-DU-1
WATER SHORTAGE CONTINGENCY PLAN
DUNNIGAN DISTRICT

E. APPLICABLE DROUGHT SURCHARGE 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 7 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 7 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 7 CCF to 29 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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Schedule No. 14.1. – SC-DU-1
WATER SHORTAGE CONTINGENCY
PLAN DUNNIGAN 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)

(TO BE INSERTED BY UTILITY)
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DECISION NO. Res. W-4976
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ISSUED BY
J.T. LINAM
NAME
DIRECTOR - Rates & Regulatory
TITLE

(TO BE INSERTED BY C.P.U.C.)
DATE FILED 8-22-2017
EFFECTIVE 9-1-2017
RESOLUTION Cancelled

Schedule No. 14.1. – SC-DU-1
WATER SHORTAGE CONTINGENCY PLAN
DUNNIGAN DISTRICT

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.

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