

520 Capitol Mall, Suite 630
Sacramento, CA 95814
www.amwater.com

P (916) 568-4237

October 10, 2022

ADVICE LETTER NO. 1389

TO THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

California-American Water Company (U210W) (“California American Water”) submits this advice letter (“Advice Letter”) applicable to its Northern Division water customers and service area. Time is of the essence because the Division of the State Architect will not approve a critical new community project until the Commission approves expansion of California American Water’s service area to include parcels where that project will be built.

Purpose:

This Advice Letter seeks approval under California Public Utilities Commission (“Commission”) General Order (“G.O.”) 96-B to expand California American Water’s Hillview service area to include additional parcels of adjacent land.

Background:

The State Community College District Board (“Community College District”) owns the parcels of land identified as Assessor Parcel Number (“APN”) 064-142-039 and 064-142-040 (the “Adjacent Parcels”). The Adjacent Parcels are undeveloped, lacks their own current water supply, and border on at least one side California American Water’s Northern Division System’s Hillview service area. A map of the Adjacent Parcels is included as “Attachment A” to this Advice Letter, and the Parcels’ legal description is included as “Attachment B.”

The Community College District would like California American Water to serve the Adjacent Parcels. As is set forth in the Water Supply and Certification Questionnaire (“Supply Questionnaire”) included as “Attachment C” (CONFIDENTIAL) to this Advice Letter, California American Water both has, or will have following contribution of certain assets from the Community College District, the physical ability to serve the Adjacent Parcels and wishes to serve them.

The Community College District intends to construct a community college campus on the Adjacent Parcels. Funding for that campus is available from a recently passed bond. County officials and the Community College District support the project and are eager to move forward with it, so students may benefit from the new campus. That campus, however, cannot move forward until the Commission approves expansion of California American Water’s service area to include the Adjacent Parcels. The Division of the State Architect requires that the Adjacent Parcels be in California American Water’s service area before the Division will give its approval. Thus, it is imperative this Advice Letter move forward to resolution as swiftly as possible.

California American Water now submits this Advice Letter for Commission approval to expand California American Water's Hillview service area to include the Adjacent Parcels. A revised service area map of California American Water's Hillview service area that would include the Adjacent Parcels is provided as "Attachment D" to this Advice Letter. A map highlighting where the Adjacent Parcels will be added to California American Water's service area is included as "Attachment E" to this Advice Letter. California American Water's 2022 Hillview Comprehensive Planning Study is "Attachment F" (CONFIDENTIAL) to this advice letter. California American Water's Confidentiality Declaration is "Attachment G" of this advice letter.

Authority for Request:

The relevant G.O. 96-B provisions:

Water Industry Rule 4.2. Service Area Extension or Transfer of Ownership

When filing an advice letter for service area extension or transfer of ownership, the Utility shall serve it on the Local Agency Formation Commission ("LAFCO").

Water Industry Rule 7, Section 7.3.2(8), Tier 2

Service extension into contiguous area or within city in which the Utility already provides service (Supply Questionnaire required) (see Industry Rule 8.1.)

Water Industry Rule 8.1, Service Extension into Contiguous or Other Area.

A service area extension is into a contiguous area for purposes of this Industry Rule if (1) the distance between the existing service area and the new area does not exceed 2,000 feet at the point of closest proximity, or (2) service will be provided by the extension of line, plant, or system from the Utility's existing service area. If entirely separate sources of supply and distribution are used in the new area and the separation is over 2,000 feet, the extension is not contiguous, and the Utility must seek authority by means of a formal application to serve the new area.

At least 30 days before (1) commencing service in an area within a city in which the Utility is already providing service, (2) extending service to a contiguous area or (3) taking ownership of a mutual or municipal water company, the Utility shall submit a service area map delineating the added area, and proof that the utility already has a water supply adequate to serve the areas or a plan to obtain such a supply. (See Standard Practices U-14-W and U-18-W).

Basis for Request:

California American Water requests extension of its current Hillview service area to cover the Adjacent Parcels. In compliance with G.O. 96-B, Water Industry Rule 4.2, the LAFCO for Madera County was served with a copy of this Advice Letter. As noted below, in compliance with G.O. 96-B, Water Industry Rule 7.3.2(8), California American Water's request is filed as a Tier 2 Advice Letter.

The Supply Questionnaire is included as “Attachment C” (CONFIDENTIAL) to this Advice Letter. The Questionnaire shows California American Water has, or will have following contribution of certain assets from the Community College District, the physical ability to serve the Adjacent Parcels.

As is shown in maps included as “Attachments A, D” and “E” to this Advice Letter, the requested extension is into an area that is contiguous to California American Water’s Hillview service area. Thus, pursuant to G.O. 96-B, Water Industry Rule 8.1, the extension is into a contiguous area because the distance between the existing service area and the new area does not exceed 2,000 feet at the point of closest proximity. In compliance with G.O. 96-B, Water Industry Rule 8.1, included as “Attachment D” to this Advice letter is a service area map including the added area.

Thus, the Commission should approve expansion of California American Water’s Hillview service area to include the Adjacent Parcels.

Tier Designation:

This advice letter is submitted pursuant to General Order (“G.O.”) No. 96-B and is designated as a Tier 2 filing in accordance with G.O. 96-B, Water Industry Rule 7, Section 7.3.2(8).

Effective Date:

California American Water requests an effective date of November 9, 2022.

Notice:

Pursuant to Section 4.3 of General Order No. 96-B, a copy of this advice letter is being provided to those entities listed in the attached “SERVICE LIST PURSUANT TO SECTION 4.3 OF G.O. NO. 96-B.” Per guidance from the California Public Utilities Commission’s Water Division, during the COVID-19 pandemic, advice letters will only be delivered electronically to the service list.

RESPONSE OR PROTEST¹

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 grounds² 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;

¹ G.O. 96-B, General Rule 7.4.1

² G.O. 96-B, General Rule 7.4.2

- (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 relitigating a prior order of the Commission.

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.

Water Division 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 Water Division, the respondent or protestant shall send a copy of the protest to California American Water at:

Email Address:

sarah.leeper@amwater.com

jonathan.morse@amwater.com

nicholas.subias@amwater.com

Mailing Address:

555 Montgomery Street, Suite 816
 San Francisco, CA 94111

520 Capitol Mall, Suite 630
 Sacramento, CA 95814

555 Montgomery Street, Suite 816
 San Francisco, CA 94111

Cities and counties that need Board of Supervisors or Board of Commissioners approval to protest should inform Water Division, 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.

REPLIES³

The utility shall reply to each protest and may reply to any response. Any reply must be received by Water Division 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.

³ G.O. 96-B, General Rule 7.4.3

The actions requested in this advice letter are not now the subject of any formal filings with the California Public Utilities Commission, including a formal complaint, nor action in any court of law.

This filing will not cause the withdrawal of service, nor conflict with other schedules or rules.

If you have not received a reply to your protest within 10 business days, please contact Jonathan Morse at (916) 568-4237.

CALIFORNIA-AMERICAN WATER COMPANY

/s/ Jonathan Morse

Jonathan Morse
Sr. Manager - Rates & Regulatory

**Cal P.U.C.
Sheet No.**

Title of Sheet

**Cancelling
Cal P.U.C.
Sheet No.**

XXXXX-W

Hillview Service Area Map
Sheet 1

9557-W

CALIFORNIA-AMERICAN WATER COMPANY

655 W. Broadway, Suite 1410

San Diego, CA 92101

Cancelling

Revised
Original

Cal. P.U.C. Sheet No.

Cal. P.U.C. Sheet No.

XXXXXX-W

9557-W

Hillview Service Area Map

Sheet 1

(See Attached – Hillview Service Area)

(Continued)

(TO BE INSERTED BY UTILITY)

Advice 1389

Decision

ISSUED BY

J. T. LINAM

DIRECTOR - Rates & Regulatory

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

Date Filed _____

Effective _____

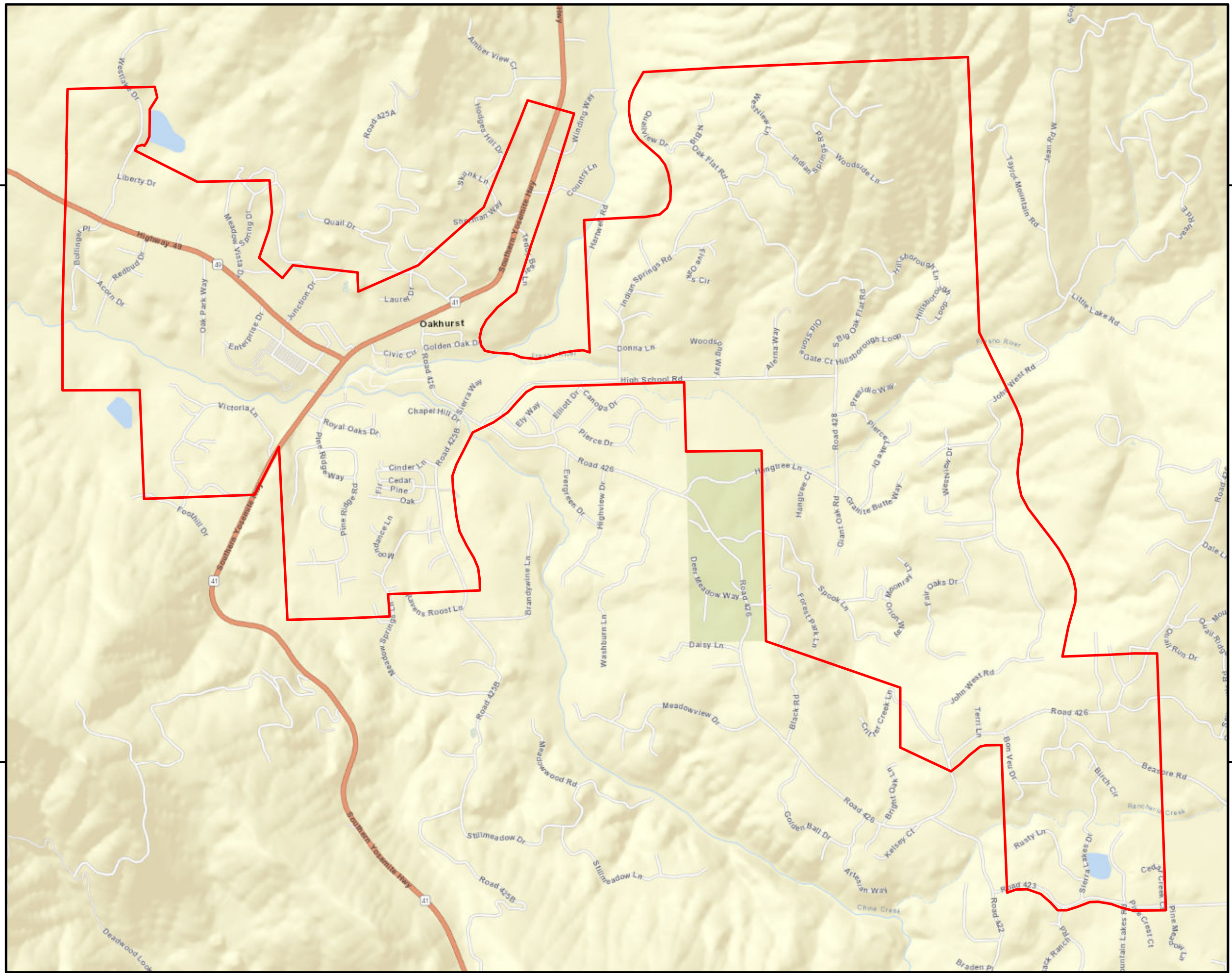
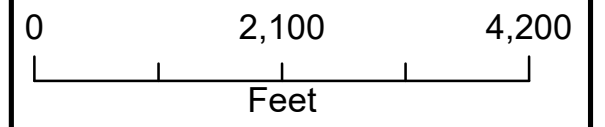
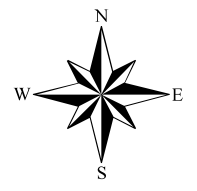
Resolution _____

Service Area Map

Hillview - Oakhurst

Legend

-  Service Area Boundary



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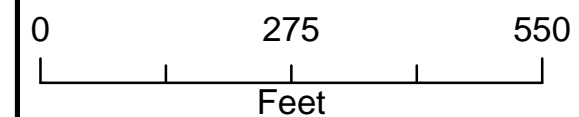
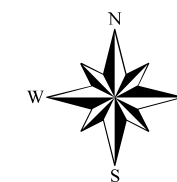
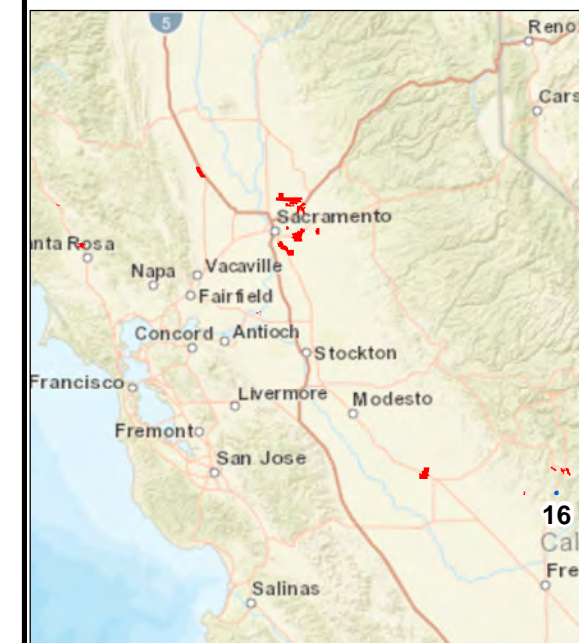
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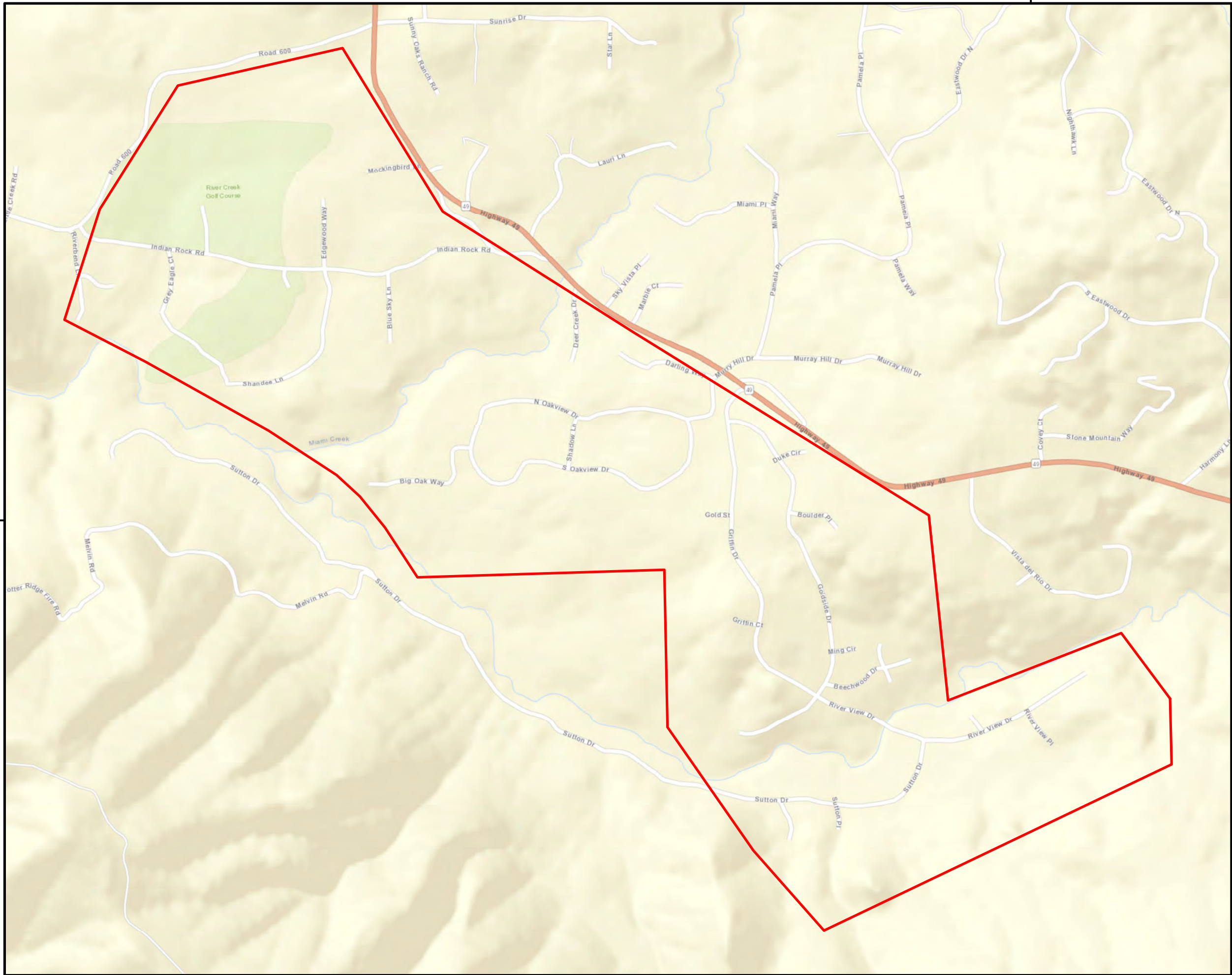
Service Area Map

Hillview - Coarsegold Highlands

Legend

 Service Area Boundary



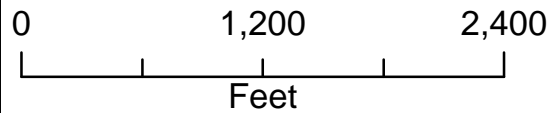
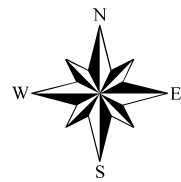


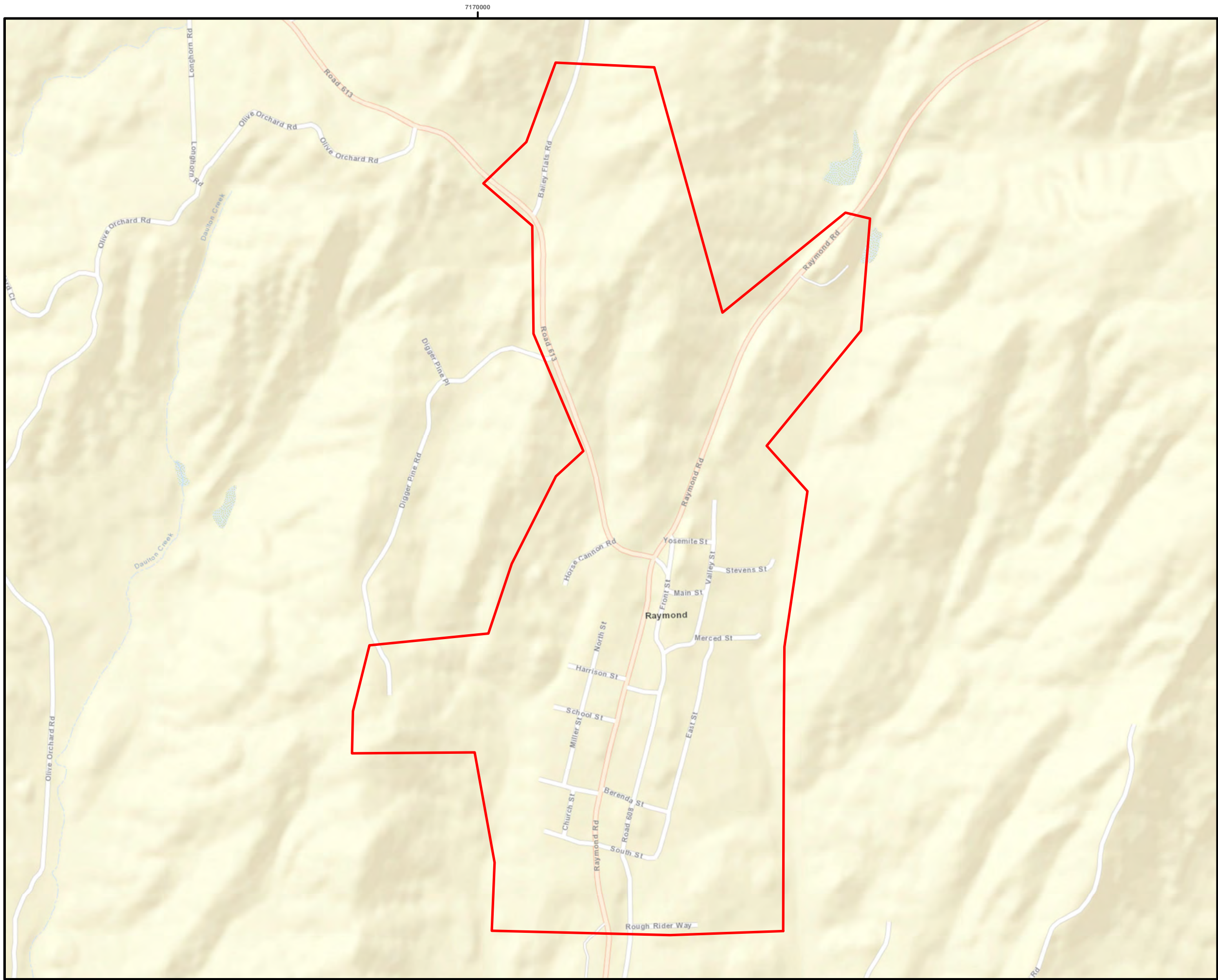
Service Area Map

Hillview - Goldside

Legend

 Service Area Boundary



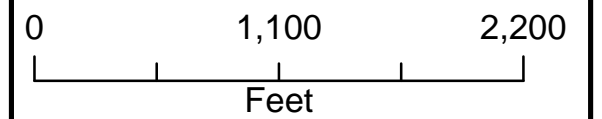
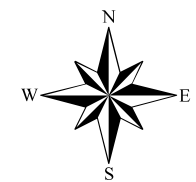


Service Area Map

Hillview - Raymond

Legend

-  Service Area Boundary



NORTHERN DIVISION SERVICE LIST
CALIFORNIA-AMERICAN WATER COMPANY

BY MAIL:

	Walt Shannon 8356 Auberry Drive Sacramento, CA 95828	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
Carol Smith 6241 Cavan Drive, 3 Citrus Heights, CA 95621	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	State of California Department of Water Resources Safe Drinking Water Office, Room 804 Attn: Program Manager Post Office Box 942836 Sacramento, CA 94236-0001 California Water Service Co Redwood Valley District 14034 Armstrong Woods Rd Guerneville, CA 95446
State of California, Dept. of Health Services Safe Drinking Water State Rev Fund Program Attn: Chief, Safe Drinking Water 1616 Capitol Mall, MS 7418 Post Office Box 997413 Sacramento, CA 95899-7413	Mario Gonzalez 111 Marwest Commons circle Santa Rosa, CA 95403	
Maria D. Duddy 2184 Teakwood Ct. Hollister, CA 95023	Penngrove/Kenwood Water Co 4984 Sonoma Hwy Santa Rosa, CA 95409	Henry Nanjo Department of General Services Office of Legal Services, MS-102 PO Box 989052 West Sacramento, CA 95798-9052 Sacramento Suburban Water District 3701 Marconi Avenue, Suite 100 Sacramento, CA 95821-5303
Citrus Heights Water District 6230 Sylvan Road Citrus Heights, CA 95610 rchurch@chwd.org	Edward W. O'Neill Davis Wright Tremaine LLP 505 Montgomery Street San Francisco, CA 94111-6533 City of Sacramento, Water Division 1391 35th Avenue Sacramento, CA 95822 utilities@cityofsacramento.org	Marvin Philo 3021 Nikol Street Sacramento, CA 95826 mhphilo@aol.com
<u>BY E-MAIL:</u>		
Hilary Straus, General Manager Citrus Heights Water District 6230 Sylvan Road Citrus Heights, CA 95610 hstraus@chwd.org	Amy Van, City Clerk City of Citrus Heights 6237 Fountain Square Drive Citrus Heights, CA 95621 avan@citrusheights.net	Jim McCauley, Clerk-Recorder Placer County 2954 Richardson Drive Auburn, CA 95603 skasza@placer.ca.gov

NORTHERN DIVISION SERVICE LIST
CALIFORNIA-AMERICAN WATER COMPANY

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fcwd@sbcglobal.net

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etmeasurement@maderacounty.com

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Yvonne.zepeda@cityofisleton.com

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701 Ocean Street, Room 505
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Customer Service Department
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HHernandez@sswd.org

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Santa Rosa, CA 95403
suemadura@sbcglobal.net

CALIFORNIA-AMERICAN WATER COMPANY
SUPPORTING DOCUMENTATION FOR STAFF

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SCCCD Oakhurst Center

DESCRIPTION OF CAL AMERICAN WATER ANNEXATION BOUNDARY

APNs 064-142-039 & 064-142-040

All of Lot 3 of Tract 261, Liberty Village Phase 1, filed in Book 60 of Maps at Pages 133-135, Madera County Records, also being Parcels 1 and 2 of that Deed, recorded July 05, 2018, as Document No. 2018015126, of Official Records of said County, more particularly described as follows:

BEGINNING at the Northwest corner of said Lot 3, also being the Northwest corner of Section 10, Township 7 South, Range 21 East. Mount Diablo Base and Meridian, official plats; thence North 89° 26' 06" East, along the North line of said Lot 3, a distance 1509.84 feet to the Northeast corner of said Lot 3; thence along the easterly boundary of said Lot 3, the following (5) courses:

1. South 12°26'50" East, a distance of 191.71 feet; thence
2. South 32°46'24" West, a distance of 241.87 feet; thence
3. South 01°48'35" West, a distance of 470.11 feet; thence
4. South 24°49'48" West, a distance of 107.70 feet;
5. thence South 34°30'20" West, a distance of 76.24 feet;

thence along the southerly boundary of said Lot 3, the following eleven (11) courses:

1. North 65°31'29" West, a distance of 39.19 feet; thence
2. South 73°56'28" West, a distance of 95.98 feet; thence
3. South 31°06'14" West, a distance of 111.36 feet; thence
4. North 58°53'46" West, a distance of 228.13 feet; thence
5. 52.75 feet along a 160.00 foot radius curve to the right, having an included angle of 18°52'40"; thence
6. North 40°01'06" West, a distance of 176.32 feet; thence
7. 49.67 feet along a 100.00 foot radius curve to the left, having an included angle of 28°27'28"; thence
8. North 68°28'34" West, a distance of 97.09 feet; thence
9. South 76°23'57" West, a distance 110.11 feet; thence
10. South 35°47'00" West, a distance of 307.56 feet; thence
11. North 87°39'45" West, a distance of 401.90 feet;

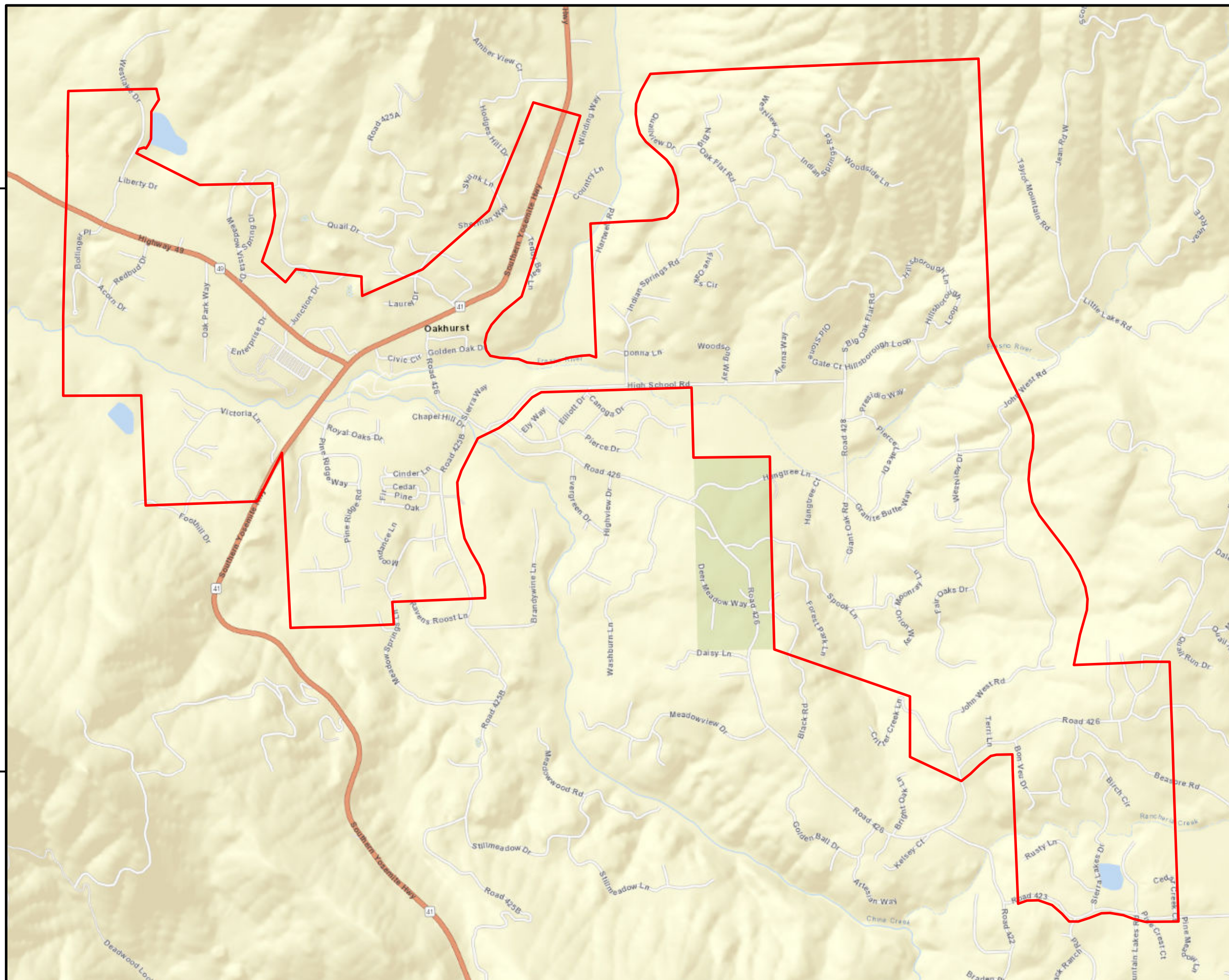
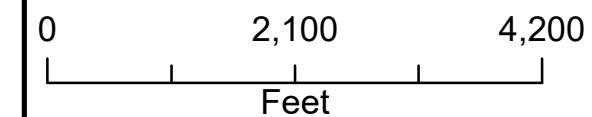
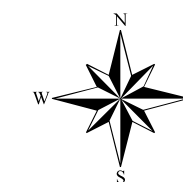
thence North 02°00'31" East, along the West line of said Lot 3, a distance 1020.09 feet to the **POINT OF BEGINNING.**

Service Area Map

Hillview - Oakhurst

Legend

 Service Area Boundary



1530000

1520000



1530000

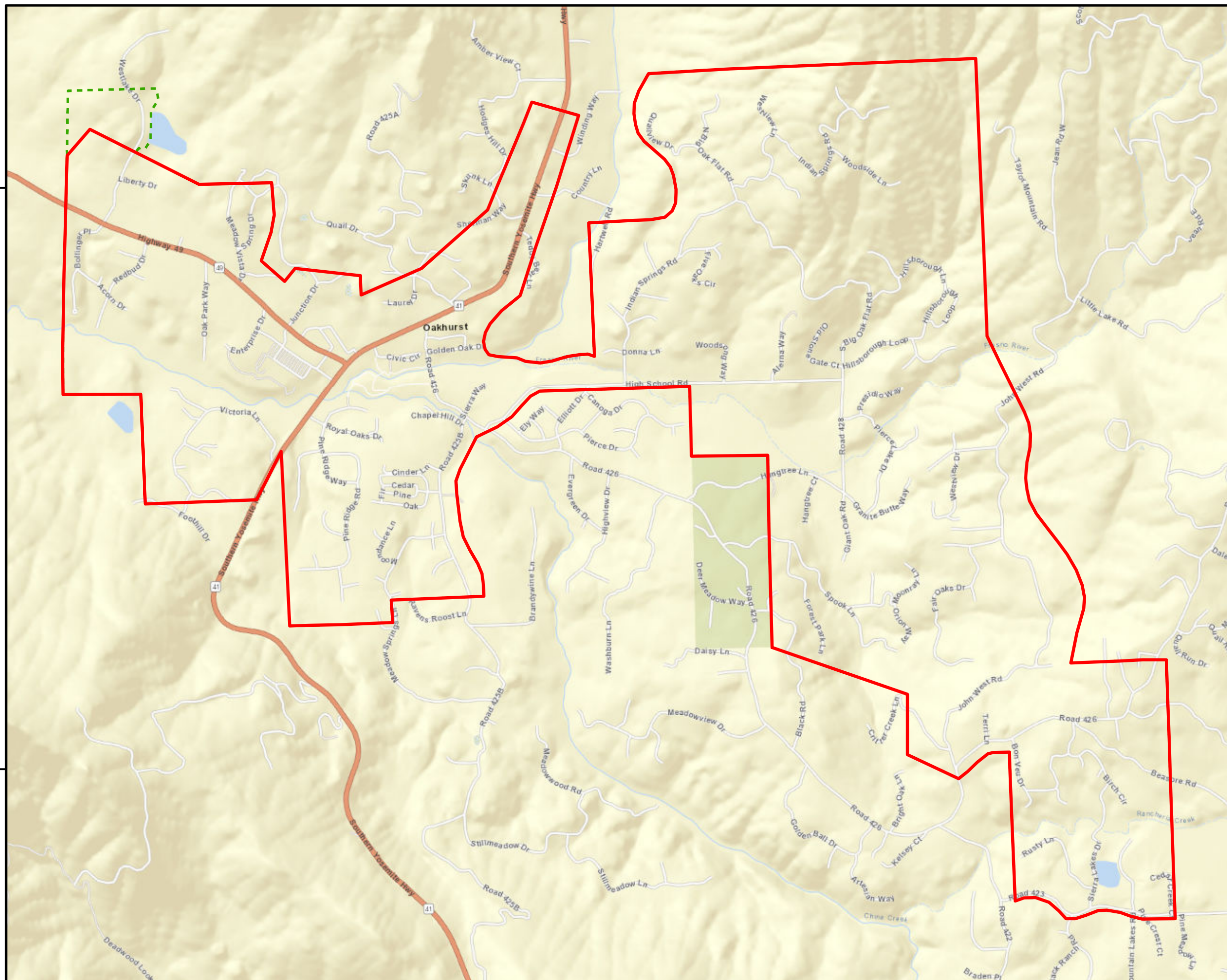
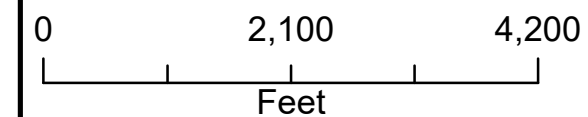
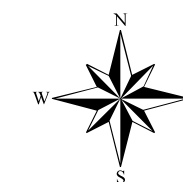
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Service Area Map

Hillview - Oakhurst

Legend

-  Current Service Area
-  Proposed Service Area



**DECLARATION OF NICHOLAS A. SUBIAS
REGARDING THE CONFIDENTIALITY OF CERTAIN INFORMATION
INCLUDED IN CALIFORNIA-AMERICAN WATER COMPANY'S ADVICE
LETTER 1389**

I, Nicholas A. Subias, declare and state:

1. I am a Director, Corporate Counsel at California-American Water Company. I have been delegated authority to make this declaration by Sarah E. Leeper, Vice President and General Counsel, an officer of California-American Water Company.

2. I have reviewed and/or am familiar with the materials included with California-American Water Company's Advice Letter No. 1389 ("Advice Letter"). It is the position of California-American Water Company that confidential treatment of the information identified in Paragraph 4 of this Declaration, is warranted pursuant to the statutory and regulatory authorities specified in said Paragraph 4.

3. I have personal knowledge of the facts and representations of fact stated in this Declaration and, if called upon to testify, could and would do so competently, except such facts or representations as are stated to be based upon information and belief, and as to those matters, I believe them to be true.

4. Listed below are references to the information and data for which California American Water seeks confidentiality protection and the basis for that protection.

Location of Confidential Information	Description of Information that is Confidential	Basis for Confidentiality Claim
Attachment C – WSCQ Processing Information Sheet, pp. 21, 23-24, 26, 29, 33-34, 36	Attachment C – WSCQ Processing Information Sheet, pp. 21, 23-24, 26, 29, 33-34, and 36, contains detailed information regarding California American Water’s systems and critical infrastructure, safety and emergency response protocols, which if released to the public could compromise public health, safety and security. Such materials may also contain non-public customer information which should not be disclosed. The public interest served by not disclosing the information in this document clearly outweighs the public interest served by disclosure of the information contained.	Cal. Govt. Code §§6254(e); 6254(ab); 6255(a); Cal. Pub. Util. Code §583; Art. 1, Sec. 1, Cal Const; Cal. Govt. Code § 6254(c); § 6255(a); Cal. Civ. Code § 1798.80 et seq.; Cal. Pub. Util. Code §583.
Attachment F – Comprehensive Planning Study for Hillview, pp. 32-35, 73, 76, 79, 82, 103, 155-160, 162	Attachment F – Comprehensive Planning Study for Hillview, pp. 32-35, 73, 76, 79, 82, 103, 155-160, and 162, contains detailed information regarding California American Water’s systems and critical infrastructure, safety and emergency response protocols, which if released to the public could compromise public health, safety and security. The public interest served by not disclosing the information in this document clearly outweighs the public interest served by disclosure of the information contained.	Cal. Govt. Code §§6254(e); 6254(ab); 6255(a); Cal. Pub. Util. Code §583.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on October 10, 2022, at San Francisco, California.

/s/ Nicholas A. Subias

Nicholas A. Subias

CALIFORNIA-AMERICAN WATER COMPANY

655 W. Broadway, Suite 1410

San Diego, CA 92101

Original

Cal. P.U.C. Sheet No.

9557-W

Hillview Service Area Map

Sheet 1

(See Attached – Hillview Service Area)

(Continued)

(TO BE INSERTED BY UTILITY)

ISSUED BY

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

Advice 1299-A

J. T. LINAM

Date Filed 07/21/2020

Decision

DIRECTOR - Rates & Regulatory

Effective 06/24/2020

Resolution _____

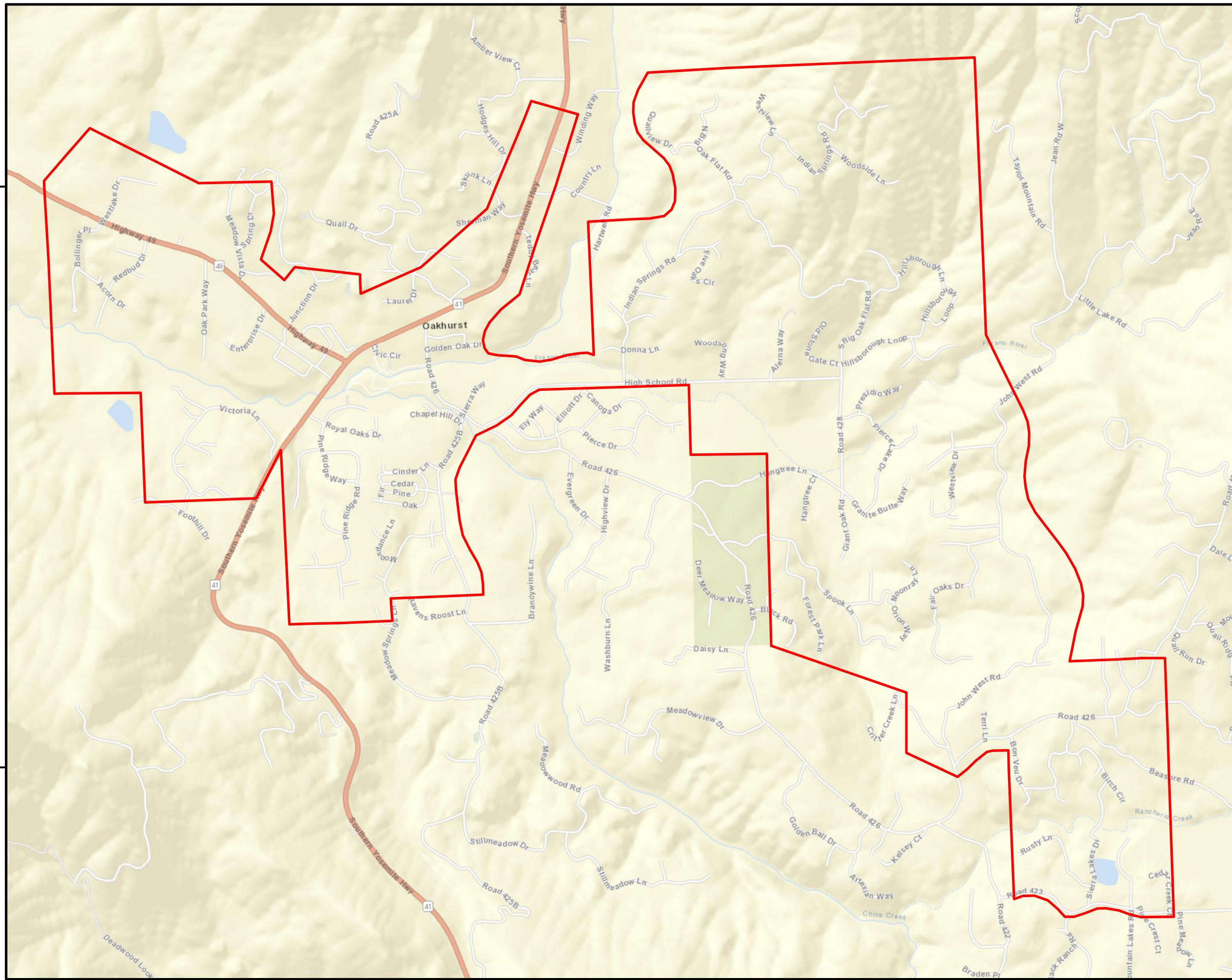
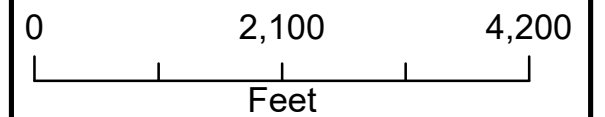
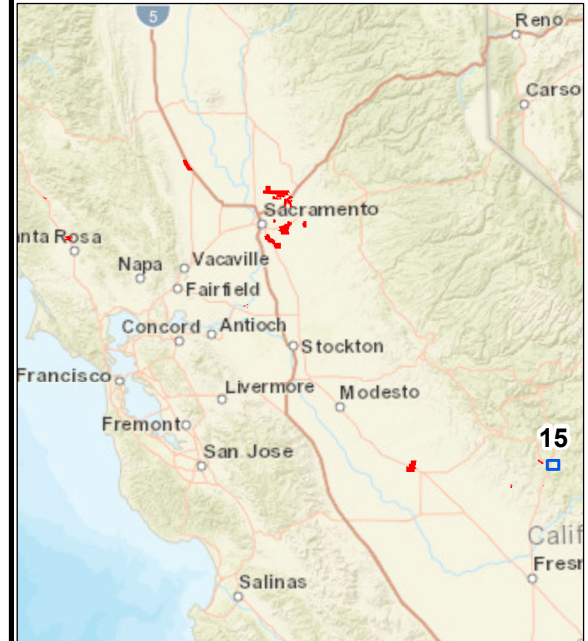
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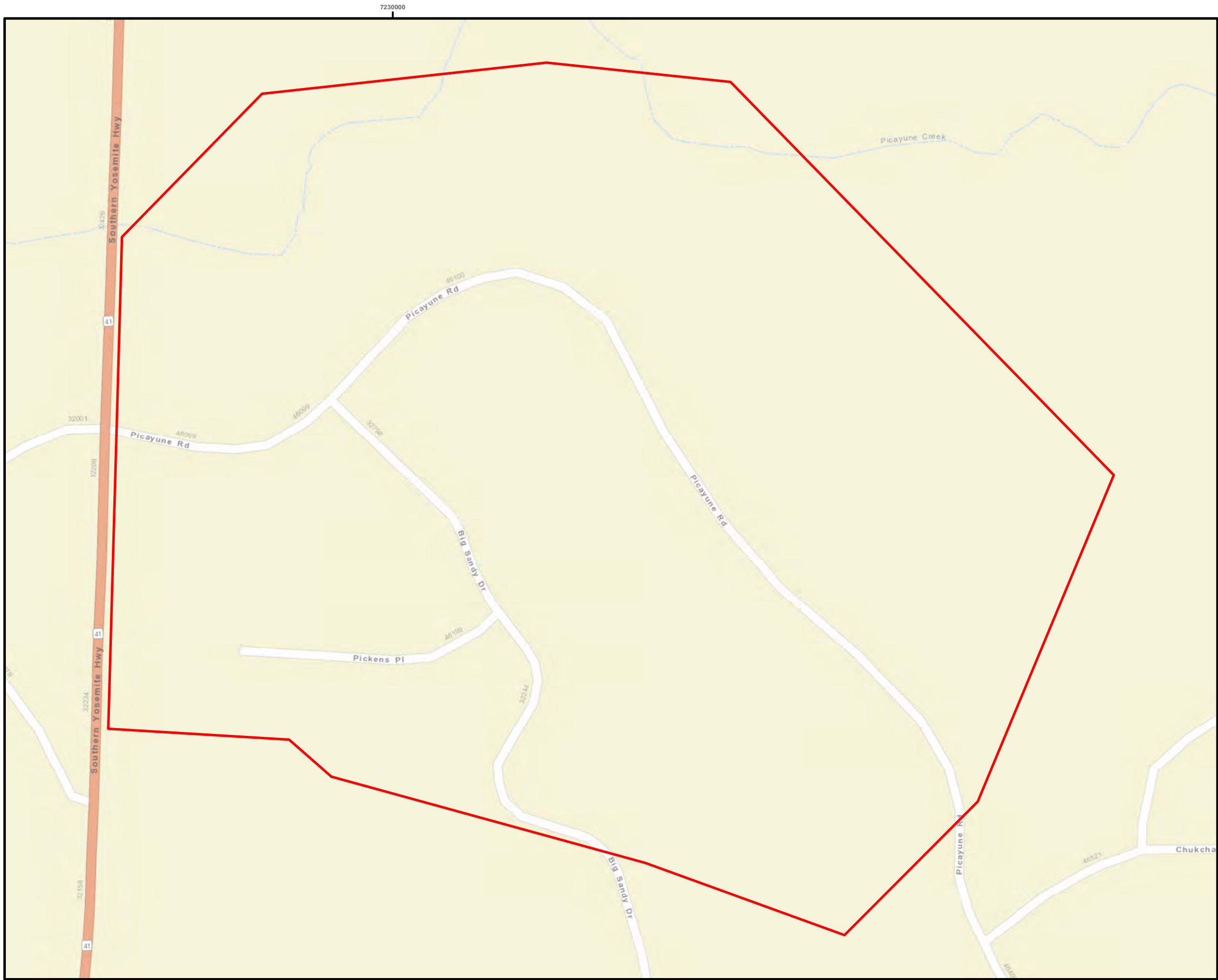
Service Area Map

Hillview - Oakhurst

Legend

 Service Area Boundary




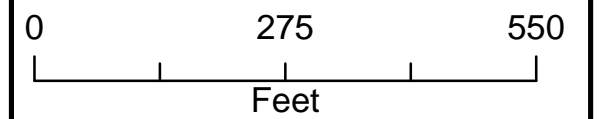
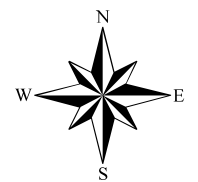


Service Area Map

Hillview - Coarsegold Highlands

Legend

 Service Area Boundary

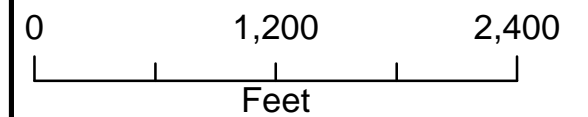
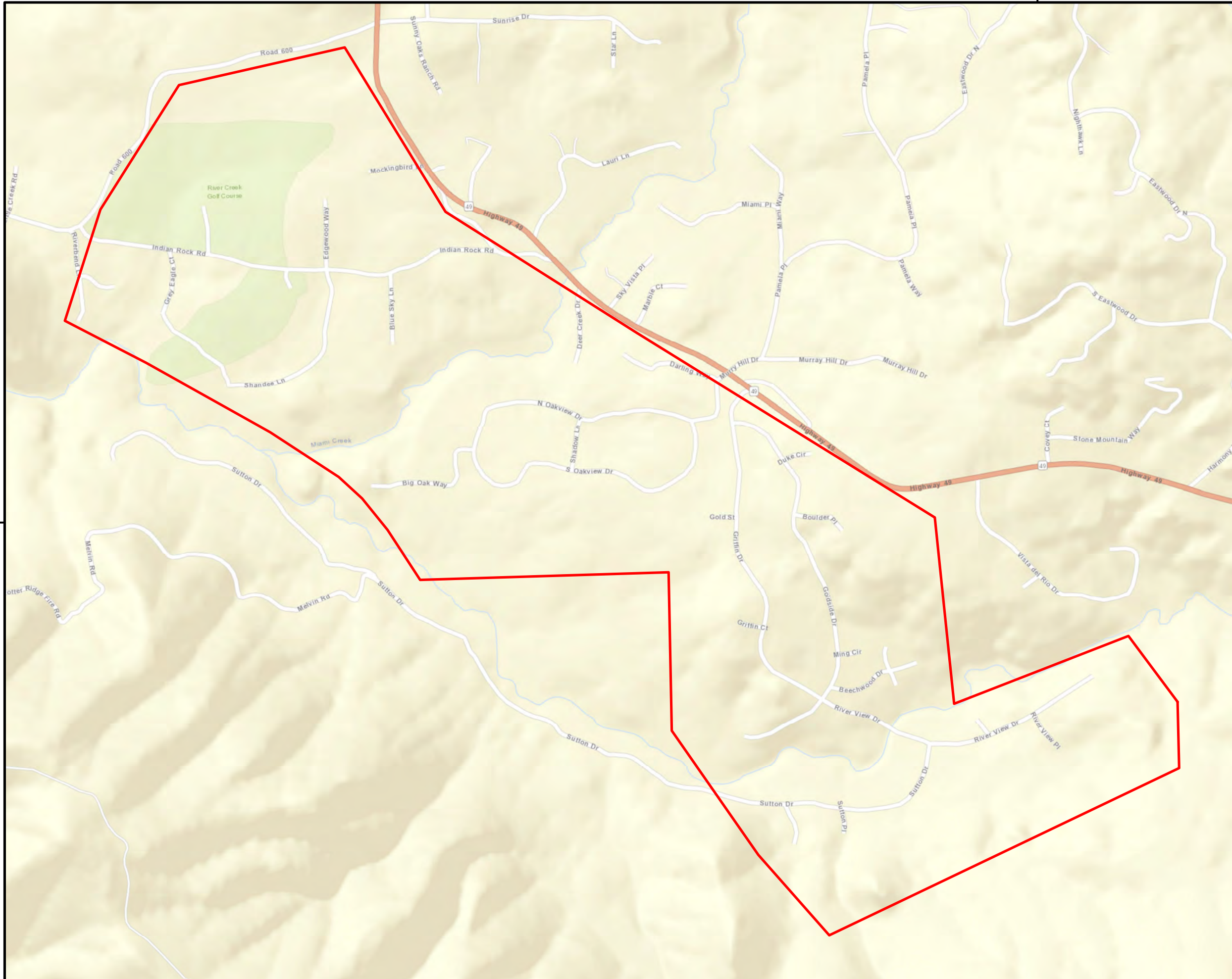


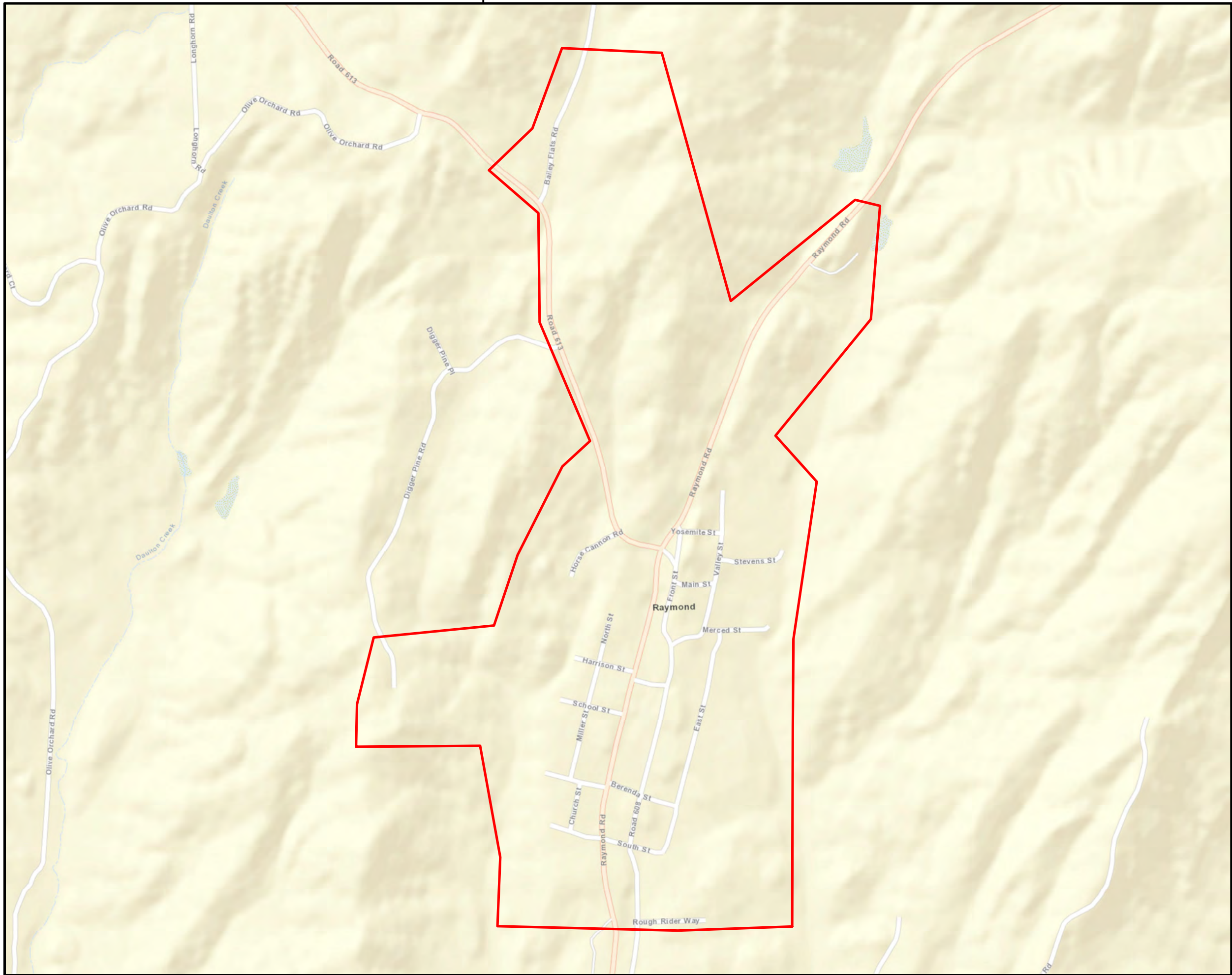
Service Area Map

Hillview - Goldside

Legend

 Service Area Boundary





Service Area Map

Hillview - Raymond

Legend

-  Service Area Boundary

