

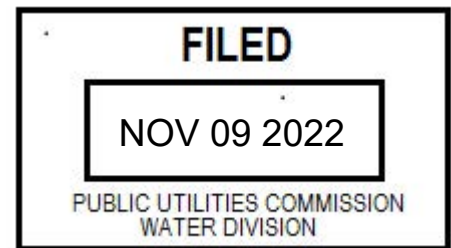


CALIFORNIA WATER SERVICE COMPANY

1720 NORTH FIRST STREET
SAN JOSE, CA 95112 • (408) 367-8200 • F (408) 367-8428

November 09, 2022

Advice Letter No. 2464



To the California Public Utilities Commission:

California Water Service Company (Cal Water) respectfully requests approval for emergency use of water for Butte County. ***Please note that this advice letter will only be distributed electronically to the Water Division and the attached service lists.***

Summary

The County of Butte is in the process of building a landfill, however, their external water supplies have been cut off and the internal onsite water supply is insufficient. Butte County started using Cal Water's water on October 13, 2022 and they anticipate to be done by mid-November 2022. They agree to follow Cal Water's standard construction meter terms and conditions.

This advice letter is submitted as a Tier 1 filing consistent with General Order 96-B, General Industry Rule 9.2.3, Water Industry Rule 7.3.1(9), and Water Industry Rule 8.8. Cal Water requests approval of this advice letter effective when Butte County first took water.

Background

Under General Order 96-B ("G.O. 96-B") of the California Public Utilities Commission ("Commission"), General Industry Rule 9.2.3 allows a water company to provide services to a government agency under terms and conditions that deviate from its tariff, as stated below:

At all times, a utility other than a telephone corporation may provide service (other than resale service) to a government agency for free, or at reduced rates and charges, or under terms and conditions otherwise deviating from its tariffs then in effect. The utility may begin such service without prior Commission approval, but the utility shall promptly submit an advice letter to the appropriate Industry Division to notify the Commission of the utility's provision of such service and of the rates, charges, terms and conditions under which the service is provided. Although the advice letter may be effective pending disposition under General Rule 7.5.3, the Commission may determine, in an appropriate proceeding, the reasonableness of such service.

For purposes of this General Rule 9.2.3, "government agency" means the United States and its departments, Indian tribes recognized by the United States or the State of California, the State of California and its political subdivisions and municipal corporations, including the departments thereof, and public fairs and celebrations.

The County of Butte is a government agency within the meaning of General Rule 9.2.3.



Discussion

General Industry Rule 9.2.3 allows Cal Water to begin providing this service without prior Commission approval, as long as the utility “promptly” submits an advice letter notifying the Commission of the utility’s provision of such service and of the rates, charges, terms and conditions under which the service is provided. This advice letter fulfills those terms. Pursuant to Water Industry Rule 7.3.1(9), Cal Water submits this request for approval via a Tier 1 advice letter.

This emergency water use is for trucking water using a construction meter on our hydrant. Usage is charged at the non-residential rate, and the quantity revenue is put into an “Other Revenue” class, and will be tracked in the Water Revenue Adjustment Mechanism and Modified Cost Balancing Account (“WRAM/MCBA”). Service charge revenues and any other revenues not booked in the WRAM/MCBA is recorded in our Drought Memorandum Account 2 (DRMA2) Preliminary Statement AL2. The deposits charged for the construction meters are put in a liability account because the deposits are returned when the entity turns in the construction meters.

Requested Effective Date

Cal Water is submitting this as a **Tier 1** advice and requests that approval be considered effective **October 13, 2022**.

Notice

Customer Notice – Individual customer notice of this advice letter is not required under General Order 96-B, Water Industry Rule 3.2 (Special Notice Rules for Compliance Advice Letter, Certain Tier 1 Advice Letters) and there are no customers currently receiving service.

Service Lists – In accordance with General Order 96-B, General Rule 4.3 and 7.2 and Water Industry Rule 4.1, a copy of this advice letter will be transmitted electronically on **November 09, 2022** to competing and adjacent utilities and other utilities or interested parties having requested such notification, including the Local Agency Formation Commission (LAFCO). ***Please note that this advice letter will only be distributed electronically to the Water Division and the attached service lists.***

Response or Protest

Anyone may respond to or protest this advice letter. 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 advice letter. A protest objects to the advice letter in whole or in part and must set forth the specific grounds on which it is based. These grounds are:

- (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 Commission order, or is not authorized by statute or Commission 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 Commission in a formal proceeding; or
- (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 such a protest may not be made where it would require relitigating a prior order of the Commission.)

A protest shall provide citations or proofs where available to allow staff to properly consider the protest. A response or protest must be made in writing or by electronic mail and must be received by the Water Division within 20 days of the date this advice letter is filed. The address for mailing or delivering a protest is:

Tariff Unit, Water Division, 3rd floor
California Public Utilities Commission,
505 Van Ness Avenue, San Francisco, CA 94102
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 Cal Water at the following address:

Natalie Wales
California Water Service Company
1720 North First Street,
San Jose, California 95112
E-mail: cwsrates@calwater.com

Cities and counties requiring Board of Supervisors or Board of Commissioners approval to protest should inform the Water Division within the 20-day protest period so a late-filed protest can be entertained. The informing document should include an estimate of the date the proposed protest might be voted on. The advice letter process does not provide for any responses, protests or comments, except for the utility’s reply, after the 20-day comment period.

Replies: The utility shall reply to each protest and may reply to any response. Each reply must be received by the Water Division within 5 business days after the end of the protest period and shall be served on the same day to the person who filed the protest or response. If you have not received a reply to your protest within 10 business days, contact California Water Service Company at (408) 367-8200 and ask for the Rates Department.

CALIFORNIA WATER SERVICE COMPANY

_____/s/
Albree Jewell
Rates Analyst

cc: Syreeta Gibbs (Public Advocates Office), PublicAdvocatesWater@cpuc.ca.gov



Chico District

ADVICE LETTER FILING MAILING LIST
PER SECTION III (G) OF GENERAL ORDER NO. 96-A

JENNIFER MACARTHY, DEPUTY CITY
MANAGER

City of Chico

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SCOTT DOWELL

City of Chico

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ONLY FOR SERVICE AREA MAPS:

EXECUTIVE OFFICER

Butte County LAFCO

1453 Downer St, Suite C

Oroville, CA 95965

slucas@buttecounty.net

FIRE CHIEF

Butte County Fire Rescue

176 Nelson Ave

Oroville, CA 95965