

**CALIFORNIA PUBLIC UTILITIES COMMISSION
DIVISION OF WATER AND AUDITS**

Advice Letter Cover Sheet

Utility Name: San Gabriel Valley Water Co.

Date Mailed to Service List: 01/13/22

District: Companywide

CPUC Utility #: U337W

Protest Deadline (20th Day): 02/02/22

Advice Letter #: 574

Review Deadline (30th Day): 02/12/22

Tier 1 2 3 Compliance

Requested Effective Date: 01/13/22

Authorization Resolution W-4976

Rate Impact: \$0

Description: Update Rule 14.1

0.0%

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: Joel M. Reiker

Utility Contact: Crystal Navarro

Phone: (626) 448-6183

Phone: (626) 774-2265

Email: jmreiker@sgvwater.com

Email: cjnavarro@sgvwater.com

DWA Contact: Tariff Unit

Phone: (415) 703-1133

Email: Water.Division@cpuc.ca.gov

DWA USE ONLY

DATE

STAFF

COMMENTS

APPROVED

WITHDRAWN

REJECTED

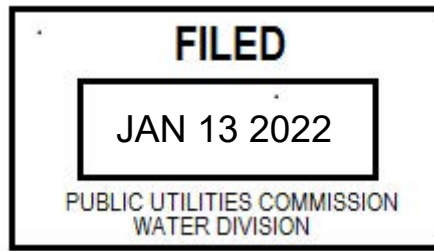
Signature: _____

Comments: _____

Date: _____

SAN GABRIEL VALLEY WATER COMPANY

January 13, 2022



Advice Letter No. 574

U337W

TO THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

San Gabriel Valley Water Company ("San Gabriel" or "Company") hereby requests ministerial review of the following changes in tariff sheets applicable to its Los Angeles County and Fontana Water Company divisions:

CPUC Sheet No.	Title	Schedule No.	Cancelling CPUC Sheet No.
3186-W	Rule NO. 14.1- Water Shortage Contingency Plan	n/a	2466-W
3187-W	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2579-W
3188-W	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2468-W
3189-W	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2469-W
3190-W	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2470-W
Cancel	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2471-W
Cancel	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2472-W
Cancel	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2473-W
Cancel	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2474-W
Cancel	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2475-W
Cancel	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2476-W
Cancel	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2477-W
Cancel	Rule NO. 14.1- Water Shortage Contingency Plan (cont.)	n/a	2478-W
3191-W	Table of Contents (cont.)	n/a	3026-W

The purpose of this advice letter is to update San Gabriel's Rule No. 14.1 - Water Shortage Contingency Plan, to align with its recently adopted 2020 Urban Water Management Plans.

This is designated as a Tier 2 advice letter.

Purpose and Background

San Gabriel previously revised its Rule No. 14.1 in May 2015 through Advice Letter No. 463, in accordance with California Public Utilities Commission ("Commission") Resolutions W-5034 and W-5041. Since then, the California Legislature has enacted two policy bills, Senate Bill 606 (Hertzberg) and Assembly Bill 1668 (Friedman), collectively known as the 2018 Water Conservation Legislation. This legislation established a new foundation for long-term improvements in water conservation and drought planning to adapt to future climate change and the probability of

longer and more intense droughts in California. The 2018 Water Conservation Legislation set new requirements for water shortage contingency planning. As such, it is now necessary for San Gabriel to update its Rule 14.1 - Water Shortage Contingency Plan in accordance with the requirements of §§ 350-358 of the California Water Code and San Gabriel's recently adopted 2020 Urban Water Management Plans.

Discussion

On July 8, 2021, Governor Gavin Newsom issued a State of Emergency and Executive order N-10-21 urging Californians to preserve the state's surface and groundwater supplies, to voluntarily reduce water usage by 15% from their 2020 levels, and to better prepare for the potential for continued dry conditions next year. The Governor previously issued Proclamations on April 12 and May 10, 2021 declaring that a State of Emergency exists in 41 counties due to severe drought conditions, and directed state agencies to take immediate action to preserve critical water supplies to mitigate the effects of the drought.

On July 16, 2021, San Gabriel notified the Commission's Water Division that the company is requesting that its customers voluntarily reduce their water usage by 15 percent compared to 2020 levels, as called for by the Governor (See **ATTACHMENT A**). Accordingly, San Gabriel has distributed monthly notices to all customers in its Los Angeles County and Fontana Water Company divisions calling on them to voluntarily reduce their water use by 15 percent.

On October 19, 2021, Governor Newsom issued a Proclamation declaring that Drought Emergency conditions exist in all parts of the State, and extreme or exceptional drought conditions in most of the State, adding nine (9) additional counties, including Los Angeles County and San Bernardino County. As California's water supplies continue to be severely depleted, the Governor has specifically called on all Californians to voluntarily reduce water usage by 15 percent from 2020 levels, as conservation is the most effective and timely action that can extend available water supplies.

With this filing, San Gabriel declares a Water Alert pursuant to Section A.1 of the Company's revised Rule 14.1 – Water Shortage Contingency Plan, indicating the need for voluntary conservation in accordance to the Governor's October 19, 2021 Proclamation of a State of Emergency due to drought in California.

Service and Notice

Distribution of this advice letter is being made to the attached service lists in accordance with Water Industry Rule 4.1 of General Order 96-B. No other parties have requested notification of tariff filings related to the Los Angeles County or Fontana Water Company divisions. In accordance with Water Industry Rule 3.3 of General Order 96-B, San Gabriel will also post this advice letter to its websites www.sgvwater.com and www.fontanawater.com.

Protest and Responses

Anyone may respond to or protest this advice letter. 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) San Gabriel 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 San Gabriel 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;
- (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 Commission.

A protest may not rely on a policy objection to an advice letter where the relief requested in the advice letter 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. 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 response or protest is:

Email Address:
water.division@cpuc.ca.gov

Mailing Address:
California Public Utilities Commission
Water Division, 3rd Floor
505 Van Ness Avenue
San Francisco, CA 94102

On the same date the response or protest is submitted to the Water Division, the respondent or protestant shall send a copy of the protest by mail to San Gabriel addressed as follows:

Email Address:
jmreiker@sgvwater.com

Mailing Address:
San Gabriel Valley Water Company
Vice President of Regulatory Affairs
11142 Garvey Avenue
El Monte, CA 91733

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

The advice letter process does not provide for any further responses, protests or comments, except for San Gabriel's reply, after the 20-day comment period. San Gabriel will reply to each protest and may reply to any response. Each reply must be received by the Water Division within five 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 in accordance with General Order 96-B, General Rule 7.3.2.

If you have not received a reply to your protest within ten business days, contact San Gabriel at (626) 448-6183.

San Gabriel Valley Water Company

/s/ Joel M. Reiker

Joel M. Reiker
Vice President of Regulatory Affairs

cc: Bruce DeBerry, CPUC – Water Division
Victor Chan, CPUC – Water Branch, Cal Advocates
Richard Rauschmeier, CPUC – Water Branch, Cal Advocates

RULE NO. 14.1
WATER SHORTAGE CONTINGENCY PLAN

Due to a variety of circumstances, the supply of water may be insufficient to meet customer demands. These circumstances include drought or catastrophic events such as an earthquake or fire that damages the utility’s water delivery system, a power outage that affects water treatment or the pumping of water to customers, or any number of circumstances that reduce the utility’s ability to provide water service to customers. This Water Shortage Contingency Plan enables the utility to respond effectively to a wide variety of water supply conditions or catastrophic events that could from time to time cause severe water shortages.

(T)

A. GENERAL INFORMATION

1. If the utility, governing agency, or regional water supplier determines that measures are needed to reduce water consumption, the utility may declare a **Water Alert** and activate voluntary conservation measures as set forth in **SECTION B** of this Rule. The utility shall provide notice to the Director of the Commission’s Water Division of the activation of voluntary conservation measures. Customers shall receive information regarding the utility’s voluntary conservation measures through bill inserts, direct mailings, or other customary methods.

2. The utility shall file a Tier 2 advice letter to request activation of a particular stage of Schedule No. 14.1 – **Staged Mandatory Reductions and Drought Surcharges**, as set forth in **SECTIONS C** through **F** herein, in response to the following conditions:
 - a. If the utility, governing agency, or regional water supplier declares an emergency requiring mandatory water use restrictions.
 - b. The utility determines it is unable to comply with voluntary conservation levels set by a governing agency or regional water supplier.
 - c. The utility chooses to activate a more stringent stage of Schedule 14.1- Staged Mandatory Reductions and Drought Surcharges.

3. Upon determination by the utility that water supplies are again sufficient to meet customer demands and mandatory restrictions are no longer necessary, the utility shall seek commission approval via a Tier 1 advice letter to de-activate Schedule 14.1.

(T)

(continued)

(To be inserted by utility)
Advice Letter No. 574
Decision No. _____

Issued by
J. M. Reiker
NAME
V.P. Regulatory Affairs
TITLE

(To be inserted by Cal. P.U.C.)
Date Filed _____
Effective _____
Resolution No. _____

RULE NO. 14.1
WATER SHORTAGE CONTINGENCY PLAN
(continued)

B. NON-ESSENTIAL OR UNAUTHORIZED WATER USES

The utility may declare a **Water Alert** pursuant to this Rule indicating the need for voluntary conservation. This action calls for the utility to inform customers to adopt reasonable measures to reduce water usage on a voluntary basis.

(T)

Customers shall not use utility-supplied water for non-essential or unauthorized uses. Such wasteful water use practices include:

- a. The use of potable water for washing sidewalks, driveways, buildings, structures, patios, parking lots, or other hard surfaces areas, except in cases where health and safety are at risk.
- b. The use of potable water that results in flooding or runoff in gutters or streets.
- c. The use of potable water, except with the use of a positive shut-off nozzle, for the individual private washing of motor vehicles.
- d. The use of water to irrigate turf and ornamental landscapes during and within 48 hours after measurable rainfall of at least one-fourth of one inch of rain.
- e. The use of potable water for irrigation of ornamental turf on public street medians.
- f. The use of potable water for street cleaning or construction purposes, unless no other source of water or other method can be used or if necessary, to protect the health and safety of the public.
- g. The use of potable water for decorative fountains or filling or topping-off of decorative lakes or ponds, with the exception for those decorative fountains, lakes, or ponds that utilize recycle water.
- h. Other reasonable actions that may be required, or as directed by the Commission, governing agency, or regional water supplier.

C. STAGED MANDATORY REDUCTIONS AND DROUGHT SURCHARGES

If the utility, governing agency, or regional water supplier determines that mandatory reductions in water usage are necessary pursuant to **SECTION A.2** of this Rule, the utility shall file a Tier 2 advice letter to request activation of a particular stage of Schedule 14.1 – Staged Mandatory Reductions and Drought Surcharges, with full justification. The utility may not activate a stage of Schedule 14.1 until it has received authorization to do so by the Commission.

- a. Upon Activation of Schedule 14.1, the utility shall provide customers with information through a bill insert or a direct mailing about the Tier 2 advice letter and associated public participation hearing, if required.
- b. Utility shall comply with all requirements of Sections 350-358 of the California Water Code.

(T)

(continued)

(To be inserted by utility)

Issued by

(To be inserted by Cal. P.U.C.)

Advice Letter No. 574

J. M. Reiker

Date Filed

Decision No.

NAME

Effective

V.P. Regulatory Affairs

TITLE

Resolution No.

RULE NO. 14.1
WATER SHORTAGE CONTINGENCY PLAN
(continued)

C. WATER SHORTAGE CONTINGENCY PLAN (continued)

- c. The Tier 2 advice letter requesting activation of the proposed stage of Schedule 14.1 shall include, but not be limited to: (T)

 - 1. Applicability.
 - 2. A detailed description of each stage of reduction as described in the utility's currently adopted Urban Water Management Plan, and the specifics of the water shortage event.
 - 3. A detailed description of each water use restriction for each stage of reduction.
 - 4. Water use violation levels, written warning levels, associated fines, if applicable, and exception procedures.
 - 5. Conditions for installation of flow restrictors.
 - 6. Charges for removal of flow restrictors.
 - 7. Other special conditions.

D. ENFORCEMENT OF STAGED MANDATORY REDUCTIONS AND DROUGHT SURCHARGES PURSUANT TO SCHEDULE 14.1

- 1. Each stage of Schedule 14.1 establishes certain mandatory restrictions on the use of potable water. Violating the restrictions in a particular stage while it is in effect is considered a non-essential, wasteful use of potable water.
- 2. If a customer is observed using water for any nonessential or unauthorized use as defined in Schedule 14.1, the utility will work closely with local code enforcement and public agencies to enforce the mandatory water use restrictions.
- 3. The utility, after providing the customer with a written warning such as a door hanger and/or letter, may charge penalties in accordance with Schedule No. 14.1.
- 4. If the customer receives written notices and penalties and has not complied with Schedule 14.1, the utility may elect to install a flow-restricting device. The customer will be notified that the flow-restricting device may be installed for the duration of the applicable stage of Schedule 14.1. (T)

(continued)

(To be inserted by utility)
Advice Letter No. 574
Decision No. _____

Issued by
J. M. Reiker
NAME
V.P. Regulatory Affairs
TITLE

(To be inserted by Cal. P.U.C.)
Date Filed _____
Effective _____
Resolution No. _____

RULE NO. 14.1
WATER SHORTAGE CONTINGENCY PLAN
(continued)

D. ENFORCEMENT OF STAGED MANDATORY REDUCTIONS AND DROUGHT SURCHARGES PURSUANT TO SCHEDULE 14.1 (continued)

(T)

- 5. The flow restrictor shall not restrict water delivery by greater than 50% of normal flow and shall be capable of providing the premises with a minimum of 3 CCF/person/month. The restricting device may only be removed by the utility, and only after payment of the applicable removal charge, as set forth in Schedule 14.1.
- 6. Tampering with the flow restriction device or further violations of prohibited uses may result in discontinuance of water service under Rule No. 11 and other actions provided by law.
- 7. A customer may request installation of a real-time water measurement device on the customer's service line. The cost of the device, including installation and ongoing operating costs, shall be billed to the customer, and nonpayment may result in discontinuance of service.

E. APPEAL PROCEDURE

- 1. Any customer who seeks a variance from any of the provision of this Water Shortage Contingency Plan, including any health and safety exception, or remedy for any actions by the utility in implementing or enforcing this plan, shall notify the utility in writing, explaining in detail the reason for such a variation or remedy. The utility shall respond to each such request in writing.
- 2. If the customer disagrees with such disposition, the customer shall have the right to file a formal complaint with the Commission. Except as set forth in this Section, no person shall have any right or claim in law or in equity, against the utility because of, or as a result of, any matter or action pursuant to the provisions of this Water Shortage Contingency Plan.

F. CUSTOMER INFORMATION AND OUTREACH

- 1. When the utility requests activation of Schedule 14.1 by filing a Tier 2 advice letter, it shall provide notice of the Tier 2 advice letter and associated public meeting to customers as directed by the Commission, including but not limited to the following:
 - a. The utility shall provide notice by both newspaper publication and bill insert or direct mailing of the details of the public meeting (date, time, place, etc.)
 - b. The public meeting shall be held after the utility files the Tier 2 advice letter, and before the Commission authorizes implementation of the tariff.

(T)

(continued)

(To be inserted by utility)
Advice Letter No. 574
Decision No. _____

Issued by
J. M. Reiker
NAME
V.P. Regulatory Affairs
TITLE

(To be inserted by Cal. P.U.C.)
Date Filed _____
Effective _____
Resolution No. _____

11142 GARVEY AVENUE
EL MONTE, CALIFORNIA 91733

Revised _____
Cancelling Original _____

Cal. P.U.C. Sheet No. 3190-W
Cal. P.U.C. Sheet No. 2470-W

RULE NO. 14.1
WATER SHORTAGE CONTINGENCY PLAN
(continued)

F. CUSTOMER INFORMATION AND OUTREACH (continued)

2. The utility shall notify customers via press release, messages on the utility website, or other means of the effective date or of any change in conservation requirements. Notification will occur at least one week before any new or increased penalties or drought surcharges become effective. In addition, the utility shall maintain communication with customers regarding the ongoing water supply conditions and related water conservation requirements.

(T)
|
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(To be inserted by utility)

Advice Letter No. 574
Decision No. _____

Issued by

J. M. Reiker
NAME
V.P. Regulatory Affairs
TITLE

(To be inserted by Cal. P.U.C.)

Date Filed _____
Effective _____
Resolution No. _____

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(continued)

(To be inserted by utility)
Advice Letter No. 574
Decision No. _____

Issued by
J. M. Reiker
NAME
Vice President of Regulatory Affairs
TITLE

(To be inserted by Cal. P.U.C.-)
Date Filed _____
Effective _____
Resolution No. _____

ATTACHMENT A

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



July 8, 2021

To: All Investor-Owned Water Utilities

SUBJECT: Governor Gavin Newsom's Proclamation of a State of Emergency due to Drought

Dear Water Utilities:

On July 8, 2021, Governor Gavin Newsom issued a State of Emergency Proclamation and Executive Order N-10-21 urging Californians to preserve the state's surface and groundwater supplies and to better prepare for the potential for continued dry conditions next year. In response to climate change and worsening drought conditions, the Governor previously issued proclamations on April 12 and May 10, 2021 declaring that a state of emergency exists in a total of 41 counties due to severe drought conditions and directed state agencies to take immediate action to preserve critical water supplies and mitigate the effects of drought. This latest proclamation adds 9 additional counties to the list of 41 for a total of 50 counties across California experiencing emergency drought conditions. As California's water supplies continue to be severely depleted, the Governor has specifically called on all Californians to voluntarily reduce water use by 15 percent from 2020 levels as conservation is the most effective and timely action that can extend available water supplies.

The CPUC now calls on the investor-owned utilities (IOUs) to implement voluntary water conservation measures to achieve the 15 percent reduction in water use from 2020 levels to heed the call from this latest Proclamation and Executive Order. As a reminder, the Water Division's Standard Practice U-40¹ (SP-40) outlines drought procedures and guidance for IOUs to implement voluntary conservation. In accordance with SP-40, IOUs electing to activate voluntary conservation measures are required to notify the Director of the Commission's Water Division via letter. The utility's customers shall be notified of the voluntary conservation measures through a bill insert or direct mailing.

1

https://www.cpuc.ca.gov/uploadedFiles/CPUC_Public_Website/Content/Utilities_and_Industries/Water/Standard_Practice_U40W_2014_wo.pdf

A listing of voluntary water conservation measures as outlined in Tariff Rule 14.1 in accordance to SP-40 are listed as an attachment to this letter in Attachment A.

For additional commonsense, no-, or low-cost water savings measures, IOUs should encourage customers to visit www.SaveOurWater.com. Customers can also learn more about current conditions, the state's response and informational resources available to the public at the state's new [drought preparedness website](#).

Please direct any questions to me at Water.Division@cpuc.ca.gov or Water Division, 505 Van Ness Avenue, San Francisco, CA 94102-3298.

Sincerely,

Terence Shia

Terence Shia
Water Division Director
California Public Utilities Commission

CC: President Marybel Batjer
Commissioner Martha Guzman Aceves
Commissioner Clifford Rechtschaffen
Commissioner Genevieve Shiroma
Commissioner Darcie Houck
Rachel Peterson, Executive Director, CPUC
Grant Mack, Office of Government Affairs Director, CPUC

Attachment A

A listing of voluntary water conservation measures as outlined in Tariff Rule 14.1 in accordance to SP-40 are listed below:

1. Use of potable water for more than minimal landscaping, as defined in the landscaping regulated of the jurisdiction or as described in Article 10.8 of the California Government Code in connection with new construction;
2. Excessive use of water: when a utility has notified the customer in writing to repair a broken or defective plumbing, sprinkler, watering or irrigation system and the customer has failed to effect such repairs within five business days, the utility may install a flow restriction device;
3. Use of potable water which results in flooding or runoff in gutters or streets;
4. Individual private washing of cars with a hose except with the use of a positive action shut-off nozzle. Use of potable water for washing commercial aircraft, cars, buses, boats, trailers, or other commercial vehicles at any time, 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;
5. Use of potable water for washing buildings, structures, driveways, patios, parking lots, tennis courts, or other hard-surfaced areas, except in the cases where health and safety are at risk;
6. Use of potable water to irrigate turf, lawns, gardens, or ornamental landscaping by means other than drip irrigation, or hand watering without quick acting positive action shut-off nozzles, on a specific schedule, for example: 1) before 9:00 a.m. and after 5:00 p.m.; 2) every other day; or 3) selected days of the week;
7. Use of potable water for street cleaning with trucks, except for initial wash-down for construction purposes (if street sweeping is not feasible), or to protect the health and safety of the public;
8. Use of potable water for construction purposes, such as consolidation of backfill, dust control, or other uses unless no other source of water or other method can be used.
9. Use of potable water for construction purposes unless no other source of water or other method can be used;
10. Use of potable water for street cleaning;
11. Operation of commercial car washes without recycling at least 50% of the potable water used per cycle;
12. Use of potable water for watering outside plants, lawn, landscape and turf areas during certain hours if and when specified in Schedule No. 14.1 when the schedule is in effect;

13. Use of potable water for decorative fountains or the filling or topping off of decorative lakes or ponds. Exceptions are made for those decorative fountains, lakes, or ponds which utilize recycled water;
14. Use of potable water for the filling or refilling of swimming pools.
15. Service of water by any restaurant except upon the request of a patron;
and
16. Use of potable water to flush hydrants, except where required for public health or safety.

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

PROCLAMATION OF A STATE OF EMERGENCY

WHEREAS climate change continues to intensify the impacts of droughts on our communities, environment, and economy, and California is in a second consecutive year of dry conditions, resulting in drought in all parts of the State and extreme or exceptional drought in most of the State; and

WHEREAS the meteorological summer in California and the rest of the western United States was the hottest on record; and

WHEREAS on April 12, 2021, May 10, 2021, and July 8, 2021, I proclaimed states of emergency to exist in the counties of Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Inyo, Kern, Kings, Lake, Lassen, Madera, Mariposa, Marin, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Placer, Plumas, Sacramento, San Benito, San Joaquin, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Yolo, and Yuba, due to severe drought conditions; and

WHEREAS since my July 8, 2021 Proclamation, sustained and extreme high temperatures have increased water loss from reservoirs and streams, increased demands by communities and agriculture, and further depleted California's water supplies; and

WHEREAS the counties of Imperial, Los Angeles, Orange, Riverside, San Bernardino, San Diego, San Francisco, and Ventura are now experiencing severe drought conditions; and

WHEREAS long-term weather forecasts for the winter rainy season, dire storage conditions of California's largest reservoirs, low moisture content in native vegetation, and parched soils, magnify the likelihood that drought impacts will continue in 2022 and beyond; and

WHEREAS the increasing frequency of multiyear droughts presents a significant risk to California's ability to ensure adequate water supplies for communities, agriculture, and fish and wildlife; and

WHEREAS the most impactful action Californians can take to extend available supplies is to re-double their efforts to voluntarily reduce their water use by 15 percent from their 2020 levels by implementing the commonsense measures identified in operative paragraph 1 of my July 8, 2021 Executive Order N-10-21; and

WHEREAS it is necessary to expeditiously mitigate the effects of the drought conditions to ensure the protection of health, safety, and the environment; and

WHEREAS under Government Code Section 8558(b), I find that the conditions caused by the drought, by reason of their magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any single local government and require the combined forces of a mutual aid region or regions to appropriately respond; and

WHEREAS under Government Code Section 8625(c), I find that local authority is inadequate to cope with the drought conditions; and

WHEREAS to protect public health and safety, it is critical the State take certain immediate actions without undue delay to prepare for and mitigate the effects of the drought conditions, and under Government Code Section 8571, I find that strict compliance with various statutes and regulations specified in this Proclamation would prevent, hinder, or delay the mitigation of the effects of the drought conditions.

NOW THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Section 8625, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist in the State due to drought in the remaining counties of Imperial, Los Angeles, Orange, Riverside, San Bernardino, San Diego, San Francisco, and Ventura, such that the drought state of emergency is now in effect statewide.

IT IS HEREBY ORDERED THAT:

1. All agencies of the state government are to utilize and employ state personnel, equipment, and facilities for the performance of any and all activities consistent with the direction of the Governor's Office of Emergency Services and the State Emergency Plan. Also, to protect their safety, all residents are to obey the direction of emergency officials with regard to this emergency in order to protect their safety.
2. The orders and provisions contained in my April 21, 2021, May 10, 2021, and July 8, 2021 Proclamations remain in full force and effect, except as modified herein. State agencies shall continue to implement all directions from those Proclamations and accelerate implementation where feasible.
3. Operative paragraphs 3, 5, 6, and 10 of my July 8, 2021 Proclamation are withdrawn and replaced with paragraphs 4 through 8 below.
4. Consistent with the policies stated in Water Code Section 1011.5(a), local agencies are encouraged to take actions to coordinate use of their available supplies and to substitute an alternate supply of groundwater from existing groundwater wells for the unused portion of surface water that the local agency is otherwise entitled to use. For actions taken pursuant to this paragraph, the provisions of Chapter 3 (commencing with Section 85225) of Part 3 of Division 35 of the Water Code and regulations adopted pursuant thereto are suspended for any (a) actions taken by state agencies pursuant to this paragraph, (b) actions taken by a local agency where the state agency with primary responsibility for implementing the directive concurs that local action is required, and (c) permits or approvals necessary to carry out actions under (a) or (b). The entities implementing this paragraph shall maintain on their websites a list of all activities or approvals that rely on the suspension of the foregoing Water Code provisions.

5. To support voluntary approaches where hydrology and other conditions allow, the State Water Resources Control Board (Water Board) shall expeditiously consider water transfer requests. For purposes of carrying out this paragraph, the following requirements of the Water Code are suspended:
 - a. Section 1726(d) requirements for written notice and newspaper publication, provided that the Water Board shall post notice on its website and provide notice through electronic subscription services where interested persons can request information about temporary changes; and
 - b. Section 1726(f) requirement of a 30-day comment period, provided that the Water Board shall afford a 15-day comment period.
6. As necessary to assist local governments and for the protection of public health and the environment, state agencies shall enter into contracts to arrange for the procurement of materials, goods, and services necessary to quickly assist with the response to and recovery from the impacts of the drought. Applicable provisions of the Government Code and the Public Contract Code, including but not limited to travel, advertising, and competitive bidding requirements, are suspended to the extent necessary to address the effects of the drought. Approval of the Department of Finance is required prior to the execution of any contract entered into pursuant to this provision.
7. To proactively prevent situations where a community runs out of drinking water, the Water Board, the Department of Water Resources, the Office of Emergency Services, and the Office of Planning and Research shall assist local agencies with identifying acute drinking water shortages in domestic water supplies, and shall work with local agencies in implementing solutions to those water shortages.
8. To preserve the State's surface and groundwater supplies and better prepare for the potential for continued dry conditions next year, local water suppliers are directed to execute their urban Water Shortage Contingency Plans and agricultural Drought Plans at a level appropriate to local conditions that takes into account the possibility of a third consecutive dry year. Suppliers shall ensure that Urban and Agricultural Water Management Plans are up to date and in place.
9. The Water Board may adopt emergency regulations, as it deems necessary, to supplement voluntary conservation by prohibiting certain wasteful water practices. Wasteful water uses include:
 - a. The use of potable water for washing sidewalks, driveways, buildings, structures, patios, parking lots, or other hard-surfaced areas, except in cases where health and safety are at risk.
 - b. The use of potable water that results in flooding or runoff in gutters or streets.

- c. The use of potable water, except with the use of a positive shut-off nozzle, for the individual private washing of motor vehicles.
- d. The use of water to irrigate turf and ornamental landscapes during and within 48 hours after measurable rainfall of at least one-fourth of one inch of rain.
- e. The use of potable water for irrigation of ornamental turf on public street medians.
- f. The use of potable water for street cleaning or construction purposes, unless no other source of water or other method can be used or if necessary, to protect the health and safety of the public.
- g. The use of potable water for decorative fountains or the filling or topping-off of decorative lakes or ponds, with exceptions for those decorative fountains, lakes, or ponds which utilize recycled water.

10. The California Department of Food and Agriculture, in collaboration with other relevant state agencies, shall evaluate water efficiency measures implemented in California agriculture over the past several years and develop a report with recommendations on how to further increase efficiencies.

11. The Office of Emergency Services shall provide assistance under the authority of the California Disaster Assistance Act, Government Code section 8680 et seq., and California Code of Regulations, title 19, section 2900 et seq., as appropriate to provide for, or in support of, the temporary emergency supply, delivery, or both of drinking water or water for sanitation purposes.

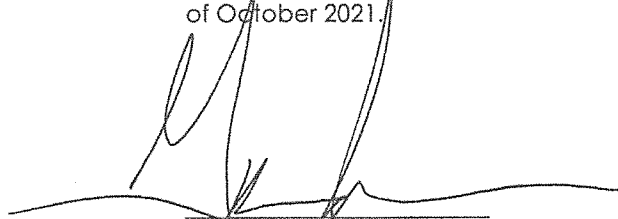
12. For purposes of carrying out or approving any actions contemplated by the directives in operative paragraphs 5, 6, and 9, the environmental review by state agencies required by the California Environmental Quality Act in Public Resources Code, Division 13 (commencing with Section 21000) and regulations adopted pursuant to that Division are hereby suspended to the extent necessary to address the impacts of the drought.

For purposes of carrying out the directive in operative paragraph 4 and 7, for any (a) actions taken by the listed state agencies pursuant to that directive, (b) actions taken by a local agency where the Office of Planning and Research concurs that local action is required, and (c) permits necessary to carry out actions under (a) or (b), Public Resources Code, Division 13 (commencing with Section 21000) and regulations adopted pursuant to that Division are hereby suspended to the extent necessary to address the impacts of the drought. The entities implementing these directives shall maintain on their websites a list of all activities or approvals for which these provisions are suspended.

This Proclamation is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

I FURTHER DIRECT that as soon as hereafter possible, this Proclamation be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Proclamation.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 19th day of October 2021.

A handwritten signature in black ink, appearing to read 'Gavin Newsom', is written over a horizontal line. The signature is stylized and somewhat cursive.

GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, PH.D.
Secretary of State

SAN GABRIEL VALLEY WATER COMPANY

July 16, 2021

(By Email and Certified Mail)

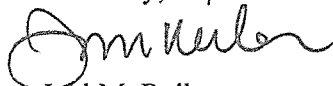
Terence Shia, Director
Water Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
(terence.shia@cpuc.ca.gov)

Re: Notice of Implementation of Voluntary Conservation Measures

Dear Terence,

In accordance with the California Public Utilities Commission's Water Division Standard Practice U-40 and your letter to water utilities, dated July 8, 2021, San Gabriel Valley Water Company hereby notifies you that the Company is calling for a 15% voluntary reduction in water use compared to 2020 levels. San Gabriel will distribute a notice by bill insert or special mailing to all customers in both the Los Angeles County and Fontana Water Company divisions calling on them to reduce their water use by 15%. San Gabriel will also post the notice on the Company's websites (www.sgvwater.com and www.fontanawater.com). Please call Tiffany Tran, Conservation Coordinator, at (626) 448-6183 with any questions or if you require additional information.

Sincerely,



Joel M. Reiker
Vice President, Regulatory Affairs

cc: (by Email only)
James Booth, CPUC Water Division (james.booth@cpuc.ca.gov)
Bruce DeBerry, CPUC Water Division (bruce.deberry@cpuc.ca.gov)
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ADVICE LETTER DISTRIBUTION LIST

San Gabriel Valley Water Company

Los Angeles County Division

Advice Letter No. 574

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Arcadia, CA 91006

City Clerk, City of Baldwin Park
14403 East Pacific Avenue
Baldwin Park, CA 91706

California-American Water Company
655 W. Broadway, Suite 1410
San Diego, CA 92101

City of El Monte Water Department
11333 Valley Boulevard
El Monte, CA 91734

Industry Public Utilities
Post Office Box 3165
City of Industry, CA 91744

City Clerk, City of Irwindale
5050 North Irwindale Avenue
Irwindale, CA 91706

City Clerk, City of La Puente
15900 East Main Street
La Puente, CA 91744

La Puente Valley County Water District
112 North 1st Street
La Puente, CA 91744

City of Montebello
1600 West Beverly Boulevard
Montebello, CA 90640

City of Monterey Park Water Department
320 West Newmark Avenue
Monterey Park, CA 91754

City of Pico Rivera Water Department
6615 Passons Boulevard
Pico Rivera, CA 90660

Pico Water District
Post Office Box 758
Pico Rivera, CA 90660-0758

City Clerk, City of West Covina
1444 West Garvey Avenue
West Covina, CA 91790

City Clerk, City of Rosemead
8838 Valley Boulevard
Rosemead, CA 91770

City Clerk, City of San Gabriel
425 South Mission Drive
San Gabriel, CA 91778

San Gabriel County Water District
8366 East Grand Avenue
Rosemead, CA 91770

City of Santa Fe Springs Water Department
Post Office Box 2120
Santa Fe Springs, CA 90670

City Clerk, City of South El Monte
1415 Santa Anita Avenue
South El Monte, CA 91733

Golden State Water Company
Attn: Ronald Moore, Regulatory Affairs
630 East Foothill Boulevard
San Dimas, CA 91773
rkmoore@gswater.com

Suburban Water Systems
Attn: Bob Kelly
1325 N. Grand Ave., Suite 100
Covina, CA 91724

Valley County Water District
14521 East Ramona Boulevard
Baldwin Park, CA 91706

City of Whittier Water Department
13230 East Penn Street
Whittier, CA 90602

Kiki Carlson
Suburban Water Systems
kcarlson@swwc.com

Liberty Utilities (Park Water) Corp.
9750 Washburn Road
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Downey, CA 90241

AdviceLetterService@LibertyUtilities.com

ADVICE LETTER DISTRIBUTION LIST
San Gabriel Valley Water Company
Fontana Water Company Division *Advice*
Letter No. 574

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Colton, CA 92324

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Cucamonga Valley Water District
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City of Fontana Public Service Department
16489 Orange Way
Fontana, CA 92335

Marvin T. Sawyer, District Counsel
Fontana Unified School District
Business Services Office
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Fontana, CA 92335

Samuel Martinez, Executive Officer
Local Agency Formation Commission for
San Bernardino County
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San Bernardino, CA 92415-0490

City of Ontario Water Department
303 East B Street
Ontario, CA 91764

City of Rialto Water Department
150 South Palm Avenue
Rialto, CA 92376

West Valley Water District
Post Office Box 920
Rialto, CA 92377

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