

## EXHIBIT 1 (Amended)

### **PART 1 - SECTION A – RULES FOR DEFINITIONS OF TERMS**

#### RULE

- 1-A-5 BILLING DATE: The date upon which a water bill or notice is mailed or delivered personally to the customer charges for services rendered by the District become effective and upon which a bill is generated.
- 1-A-11 MANAGER: Manager shall mean that person employed by the District in direct responsible charge of the operations, budgets, construction, repair, maintenance, and business of the district.
- WATER AND SANITATION DEPARTMENT: The department of the Public Works Agency of the County of Ventura responsible for the operations, construction, repair, maintenance, budgets, and business of the District, under the direction of the following employees:
- 1-A-11a MANAGER: Manager shall mean that employee of the Public Works Agency assigned to the Water and Sanitation Department to be in charge of the operations, repair, and maintenance of the District's facilities, under the direction of the Director.
- 1-A-11b DIRECTOR: Director shall mean that employee of the Public Works Agency assigned to the Water and Sanitation Department to be in charge of the operations, budgets, construction, repair, maintenance, and business of the District.
- 1-A-12 GENERAL MANAGER ENGINEER: General Manager Engineer shall mean the Director, of the Public Works Agency or his or her authorized representative.

### **PART 1. - SECTION B. - SERVICE AREA MAPS AND LEGAL DESCRIPTIONS**

#### RULE

- 1-B-1 SERVICE AREA MAPS AND LEGAL DESCRIPTION: Maps and legal descriptions of Lake Sherwood Community Services District shall be maintained in the office of the District County Surveyor.
- ~~Although the District boundaries do not presently include the service area of Lake Sherwood Mutual Water Company, the District shall serve this area as if it were included, and Part 1, Section E of these Rules and regulations do not apply to that portion of the Lake Sherwood Mutual Water Company service area outside of the District boundaries.~~
- Services that were extended outside the district's boundaries prior to January 1, 2001 may continue to be provided, pursuant to Government Code section 56133, subdivision (e). Any new or extended services provided outside the district's boundaries after January 1, 2001 shall be subject to Government Code section 56133. Any changes to existing services outside the district's

boundaries, including those provided prior to January 1, 2001, that are considered to be a new or extended service shall be subject to Government Code section 56133.

## **PART 1. – SECTION C. – DESCRIPTION OF SERVICE**

### **RULE**

1-C-3

CLASSES OF SERVICE: Water services provided by the District may be separated in the following classes:

- (a) Domestic
- (b) ~~———— Agricultural-DELETE~~
- (c) Public
- (d) Construction
- (e) Fire Protection

and may be either metered or unmetered.

## **PART 1. - SECTION E. – ~~SURPLUS WATER AVAILABLE~~ SERVICE TO USERS OUTSIDE OF DISTRICT**

### **RULE**

1-E-1

~~SURPLUS WATER AVAILABLE: When any water sold to users located outside of the District will be on a “surplus water available” basis, such users shall sign a contract to the effect that any water furnished on the “surplus water available” basis will not constitute a right for continued water service. “Surplus water available” service will cease upon written notification by the District.~~

SERVICES TO USERS OUTSIDE DISTRICT: The District, at its discretion, may provide new or extended services by contract or agreement outside its jurisdictional boundaries as permitted by Government Code section 56133 and other applicable law. Unless the contract or agreement expressly states otherwise, the District may, with or without cause, with or without advance notice, terminate any such contract or agreement and interrupt or cease any such new or extended services. Although not required to do so, to the extent circumstances reasonably allow, the District will provide advance notice before terminating any such contract or agreement or interrupting or ceasing any such new or extended services. The District’s provision of any such new or extended services shall not, and shall not be deemed to, create any rights to continuing services. Water provided pursuant to any such contract or agreement shall be charged at the rates set forth in Rule 2-A-4 and 2-B-4a.

## **PART 1. - SECTION H. – SERVICE RULES**

### **RULE**

1-H-2

~~AGRICULTURAL SERVICE: If special rates for agricultural purposes are adopted by the Board, the water requirements of the parcel to be served shall guide the District in its determination of the proper size meter to be installed. The parcel of land must contain not less than ten acres and be~~

~~used exclusively for agricultural purposes. "Agricultural purposes" shall be construed to mean the growing of crops, or the raising of fowl or livestock for human consumption or market, or obtaining their products for human consumption or market. Water used for agricultural purposes shall be separately metered. The customer must submit to the District an "Application for Agricultural Water Rate", including a notice of approval from Calleguas Municipal Water District.~~

DELETE

- 1-H-2a ~~The regulation by the customer of the flow of water from an agricultural meter must be effected by means of a valve installed on the outlet side of the meter, and the installation and maintenance of such a valve shall be at the customer's expense.~~

DELETE

- 1-H-5 TEMPORARY SERVICE CONNECTIONS WATER SUPPLY:  
Temporary water supply may be provided through:

- (a) Temporary Service Connections;
- (b) Fire hydrants;
- (c) Truck loads – fills;
- (d) Residential - lot connections.

~~Temporary service connections~~ water supply may be disconnected and/or terminated upon ~~verbal~~ oral or written notification by the District to the user. Water obtained on a temporary basis shall be for use only within the service boundaries of the District. Any use of water obtained on a temporary basis for use outside district boundaries is subject to Government Code section 56133.

- 1-H-5a TEMPORARY SERVICE CONNECTIONS: Where a regular service connection of adequate size is available, it may be used for temporary service so long as such connection is not required to supply the property for which it was installed. A charge (see Part 2 for amount of charge) will be made for arranging temporary service. If such connection is at any time required to serve the property for which it was installed, said temporary service there must be discontinued.

- 1-H-7b TEMPORARY SUPPLY FROM FIRE HYDRANTS: Water may, on application, be obtained at ~~regular~~ regular rates determined by the Director from fire hydrants, for purposes other than extinguishing fires, in the manner prescribed as follows: When water is to be so procured from a fire hydrant, the applicant shall sign an application for a fire hydrant meter permit, wherein he/she shall specify the general location of the fire hydrant to be used and shall agree to pay the required cash deposit or charge therefore to the District. The applicant must at the same time deposit with the District a sum of money ~~(see Part 3)~~ to secure payment of its charges for furnishing, installation, removal, inspection, and rental of the equipment required to be installed on a fire hydrant for such procuring of water.

Water obtained on a temporary basis from a fire hydrant shall be for use only within the service boundaries of the District. Any use of water obtained on a temporary basis from a fire hydrant for use outside district boundaries is subject to Government Code section 56133.

- 1-H-15      SETTING OF DOMESTIC AND/OR AGRICULTURAL METERS: The District will install all meters unless installation by the Contractor is authorized by the District.
- 1-H-16      CHARGE FOR SUBSTITUTION OF LARGER METER FOR DOMESTIC SERVICE OR FOR COMBINED AGRICULTURAL AND DOMESTIC SERVICE: When a meter for domestic service, ~~or for combined agricultural and domestic service,~~ of larger size than the existing service connection, or when the existing service connection is disconnected and abandoned and the meter thereon is recovered by the District and a larger service connection and a larger meter are to be installed in the place thereof, the charge required for furnishing and setting such larger meter installation shall be the same as for the new service and meter, less the "present value," if any, of the recoverable meter.
- 1-H-23c      When the meter is temporarily covered with any improvements, vehicle or any other material or obstruction, so that it cannot be read, repaired or maintained, ~~no more than 2 (two) an average bills, or series of average bills,~~ will be rendered, and the accumulated errors, if any, in such average bill or bills will be adjusted ~~when~~ after the meter is first thereafter read. The customer will be liable for a \$10.00 "meter inaccessible" charge as set forth in Rule 2-B-5c. ~~for follow-up reads which will be attempted in weekly intervals with a door hanger notifying the customer of the condition of inaccessibility and of the \$10.00 charge.~~
- Unless the applicant for water service specifies otherwise, all bills will be mailed to him/her at the same address to which the water service is furnished.
- 1-H-23d      ~~Manager~~ The Director, or his or her authorized representative, may make adjustments or waive charges to customer bills for those charges resulting from meter read errors or other discrepancies. Charges for personalized services, such as mailing or delivery of delinquent or shut-off notices, or other miscellaneous services may also be waived at the option of the ~~Manager~~ Director or his or her authorized representative. Water allocations for different uses may be reviewed and appropriate allocations may be approved by the ~~manager~~ Director or his or her authorized representative. Disincentive charges may be adjusted where incurred due to ~~for~~ leaks.
- 1-H-24j      In the event a customer is unable to pay a water bill, the customer may contact the District's billing office and request an alternate payment plan subject to approval by the ~~Manager~~ Director or his or her authorized representative. Such arrangements for payment must be made before the shut-off date to avoid the "Shut-Off Notice" charges. If a customer fails to

pay a subsequent bill by its shut-off date, service may be discontinued upon notification to the customer. At the option of the District, the District may limit the number of approved payment extensions to one per customer per year.

- 1-H-26c Credit forward balances for water service normally due to a former customer shall not be credited to the account of the new customer at the same service address. Said credit balances shall be refunded to the former customer when a forwarding address is available. When there is not a forwarding address available, said credit balances shall be deposited in the District's applicable water sales trust fund and shall be refunded to the former customer upon written request to the District therefore. If no such request is submitted within one year, the credit forward balance shall be credited to the District General Fund.

## **PART 1. – SECTION I. – CROSS-CONNECTION CONTROL AND BACKFLOW PREVENTION**

### **RULE**

#### **1-I-2b WHEN BACKFLOW PREVENTION IS REQUIRED:**

1. In the case of premises having an auxiliary water supply which is not or may not be of safe bacteriological or chemical quality and which is not acceptable as an additional source by the District, the public water system shall be protected against backflow from the premises (i.e., ~~Agricultural or irrigation services~~).

## **PART 1. – SECTION J. – CAPITAL IMPROVEMENT CHARGES**

### **RULE**

- ~~1-J-2 AGRICULTURAL SERVICE: In the case where water service is requested for any land and/or parcels for agricultural purposes only and the District has facilities available or no expenditure of District funds is required to provide such service, the District may, at its option, waive payment of the Capital Improvement Charge. However, the Capital Improvement Charge shall be paid prior to development of the property for a use other than agricultural.~~

#### **DELETE**

- ~~1-J-3 SURPLUS WATER: The furnishing of water by District to any residence or building or parcel of land outside the District on a "Surplus Water Available" basis shall not constitute previously supplying such residence, building or parcel with water within the meaning of Rule 1-J-1, and such parcel, or any land upon which such residence or building is located subsequently is annexed to a District the payments of a Capital Improvement Charge shall be a condition precedent to the continuation of water service to such residence, building or parcel.~~

SERVICES TO USERS OUTSIDE DISTRICT: The furnishing of water to any residence, building or parcel of land outside the District's jurisdictional boundaries pursuant to Rule 1-E-1 shall not excuse such residence, building

or parcel of land from the requirements of Rule 1-J-1 in the event such parcel of land, or any land on which any such residence or building is located, is annexed to the District. In such event, the payment of a Capital Improvement Charge shall be a condition precedent to the continuation of water service to such residence, building or parcel of land.

## **PART 1. - SECTION K. - WATER SHORTAGES**

### **RULE**

#### **1-K-1**

~~WATER SHORTAGES EMERGENCY RESTRICTIONS ON WATER USE: If the District Engineer Manager determines that over consumption of water, loss of pressure in a system, breakdown, or any similar occurrence, requires emergency restrictions upon the use of water from any system, he/she shall order such restrictions and then shall obtain authorization from the Board of Directors at their first meeting following such restriction order.~~

~~Such order may restrict the use of water for agriculture, sprinkling, manufacturing, or nonessential uses. The use of water for particular purposes may be limited to specified days or hours of a day or altogether prohibited, except that the use of water for drinking, cooking and sanitary purposes shall not be prohibited.~~

~~Any such order shall be communicated by the District, either in writing or orally to customers served by the affected system. Water supply to any premises upon which the use of water is being made in violation of an order of the District may be summarily shut off.~~

~~When the District Engineer Manager determines that the emergency no longer exists, he/she shall order relieved the restrictions of prohibitions previously ordered under this section. Such order shall be communicated to customers in the same manner in which the order instituting the restrictions or prohibitions was communicated.~~

#### **1-K-1a**

~~EMERGENCY RESTRICTIONS ON WATER USE DUE TO SYSTEM EMERGENCIES: If the Director determines that over-consumption of water, loss of pressure in a system, breakdown, or any similar occurrence, requires emergency restrictions upon the use of water from any system, the Director shall order such restrictions as the Director in his or her sole discretion, deems appropriate under the circumstances.~~

~~Such order may restrict the use of water for sprinkling, manufacturing, or nonessential uses. The use of water for particular purposes may be limited to specified days or hours of a day or altogether prohibited, except that the use of water for drinking, cooking, and sanitary purposes shall not be prohibited.~~

~~Notice of any such order shall be given, either in writing or orally when possible, to customers served by the affected system. Water supply to any~~

premises upon which the use of water is being made in violation of such order may be summarily shut off.

When the Director determines that the emergency no longer exists, The Director shall, by further order, rescind the restrictions previously ordered under this section. Notice of such order shall be given to customers in the same manner in which the order imposing the restrictions was given.

1-K-1b      EMERGENCY RESTRICTIONS ON WATER USE DUE TO OTHER EMERGENCIES: If the Engineer determines that circumstances other than those specified elsewhere in Section K (such as natural disaster, epidemic, accident, war, other violent activity, labor dispute, civil disturbance or state or federal statute or executive or judicial order) require emergency restrictions upon the use of water from any system, the Engineer shall order such restrictions as the Engineer in his or her sole discretion, deems appropriate under the circumstances, and then shall obtain ratification of the order from the District's Board at its first meeting following such restriction order.

Such order may restrict the use of water for sprinkling, manufacturing, or nonessential uses. The use of water for particular purposes may be limited to specified days or hours of a day or altogether prohibited, except that the use of water for drinking, cooking, and sanitary purposes shall not be prohibited.

Notice of any such order shall be given, either in writing or orally when possible, to customers served by the affected system. Water supply to any premises upon which the use of water is being made in violation of such order may be summarily shut off.

When the Engineer determines that the emergency no longer exists, The Engineer shall, by further order, rescind the restrictions previously ordered under this section. Notice of such order shall be given to customers in the same manner in which the order imposing the restrictions was given.

## 1-K-2      LEVEL 1 WATER SUPPLY SHORTAGE

1-K-2a      A Level 1 Water Supply Shortage exists when the Engineer determines in his or her sole discretion that due to drought or other water supply conditions, a water supply shortage or threatened shortage exists, and a consumer demand reduction is necessary to make more efficient use of water and appropriately respond to existing water conditions. Upon the declaration by the Engineer of a Level 1 Water Supply Shortage condition, the Director shall implement the mandatory Level 1 conservation measures identified in this section, effective on the date determined by the Director.

1-K-2b      In addition to the prohibited uses of water identified in Part 1 - Section L – Permanent Water Conservation Measures, the following water conservation measures apply during a declared Level 1 Water Supply Shortage.

- (i) Exterior Water Use: The District will implement Incremental Interruption Plan Level 2 allocations and water rates to achieve the desired reduction in exterior water use.

### 1-K-3 LEVEL 2 WATER SUPPLY SHORTAGE

1-K-3a A Level 2 Water Supply Shortage exists when the Engineer determines in his or her sole discretion that due to drought or other water supply conditions, a water supply shortage or threatened shortage exists, and a consumer demand reduction is necessary to make more efficient use of water and appropriately respond to existing water conditions. Upon the declaration by the Engineer of a Level 2 Water Supply Shortage condition, the Director shall implement the mandatory Level 2 conservation measures identified in this section, effective on the date determined by the Director.

1-K-3b In addition to the prohibited uses of water identified in Part 1 – Section K – Rule 1-K-2, Level 1 Water Supply Shortage, and Part 1 – Section L – Permanent Water Conservation Restrictions, the following water conservation measures apply during a declared Level 2 Water Supply Shortage:

- (i) Exterior Water Use: District will implement Incremental Interruption Plan Level 2 allocations and water rates to achieve the desired reduction in exterior water use.
- (ii) Limits on Filling Ornamental Lakes or Ponds: Filling or re-filling ornamental lakes or ponds is prohibited, except to the extent needed to sustain aquatic life, provided that such animals are of significant value and have been actively managed within the water feature prior to the declaration of a supply shortage level under these Rules and Regulations.
- (iii) Limits on Washing Vehicles: Using water to wash or clean a vehicle is prohibited, except 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, by high pressure/low volume wash systems, or at a commercial car washing facility that utilizes a re-circulating water system to capture or reuse water.
- (iv) Limits on Filling Residential Swimming Pools and Spas: Re-filling of more than one foot and initial filling of residential swimming pools or outdoor spas with potable water is prohibited.

### 1-K-4 LEVEL 3 WATER SUPPLY SHORTAGE – EMERGENCY CONDITION

1-K-4a A Level 3 Water Supply Shortage condition is also referred to as an “Emergency” condition. A Level 3 condition exists when the Engineer determines that a significant reduction in consumer demand is necessary to



maintain sufficient water supplies for public health and safety, declares a water shortage emergency and notifies District residents and businesses of the emergency. Upon the declaration by the Engineer of a Level 3 Water Supply Shortage condition, the Director shall implement the mandatory Level 3 emergency conservation measures identified in this section, effective on the date determined by the Director.

1-K-4b In addition to the prohibited uses of water identified in Part 1 – Section K – Rules 1-K-2, Level 1 Water Supply Shortage, and 1-K-3, Level 2 Water Supply Shortage, and Part 1 – Section L – Permanent Water Conservation Restrictions, the following water conservation measures apply during a declared Level 3 Water Supply Shortage Emergency:

- (i) No Watering or Irrigating: Watering or irrigating of lawn, landscape or other vegetated area with potable water is prohibited. This restriction does not apply to the following categories of use, unless it is determined by the Director that recycled water is available and may be applied to the use:
  - a. Maintenance of vegetation, including trees and shrubs, that are watered using a hand-held bucket or similar container or hand-held hose equipped with a positive self-closing water shutoff nozzle or device.
  - b. Maintenance of existing landscape necessary for fire protection.
  - c. Maintenance of existing landscape for soil erosion control.
  - d. Maintenance of plant materials identified to be rare or essential to the well-being of protected species.
  - e. Maintenance of landscape within active public parks and playing fields, day-care centers, golf course greens, and school grounds, provided that such irrigation does not exceed two (2) days per week according to the schedule established in Rule 1-K-3b(i) and time restrictions in Rule 1-L-2h.
  - f. Actively irrigated environmental mitigation projects.
- (ii) Obligations 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 twenty-four (24) hours of notification as set forth in Rule 1-L-2b unless other arrangements are made with the District.
- (iii) No New Potable Water Service: Upon declaration of a Level 3 Water Supply Shortage Emergency, no new potable water service will be provided, no new temporary meters or permanent meters will be provided, and no statements of immediate ability to serve or provide potable water service (such as will-serve letters, certificates, or letters of availability) will be issued, except under the following circumstances:

- a. A valid, unexpired building permit has been issued for the project; or
- b. The project is necessary to protect the public health, safety, and welfare; or
- c. The applicant provides substantial evidence of an enforceable commitment that water demands for the project will be offset prior to the provision of a new water meter(s) to the satisfaction of the District.

This provision does not preclude the resetting or turn-on of meters to provide continuation of water service or the restoration of service that has been interrupted for a period of one year or less.

- 1-K-5 NO NEW ANNEXATIONS: Upon the declaration of a Level 3 Water Supply Shortage condition, the District will suspend consideration of annexations to its service area. This subsection does not apply to boundary corrections and annexations that will not result in any increased use of water.
- 1-K-6 DISCONTINUED SERVICE: The Director, in his or her sole discretion, may discontinue service to consumers who willfully violate the Level 3 Water Supply Shortage provisions.
- 1-K-7 PROCEDURES FOR DETERMINATION/NOTIFICATION OF WATER SUPPLY SHORTAGE
- 1-K-7a DECLARATION AND NOTIFICATION OF WATER SUPPLY SHORTAGE: The existence of a Level 1, Level 2 or Level 3 Water Supply Shortage condition shall be declared by the District Board or Engineer. If the declaration is made by the Engineer, the Engineer shall seek ratification of the declaration from the District Board at its first meeting following the declaration. Upon such declaration, all District customers shall be notified in writing of the applicable mandatory conservation measures, the date the measures are to take effect and, by reference to rule 1-L-4a of these Rules and Regulations, the penalties that may be imposed for failing to comply with the measures.
- 1-K-8 HARDSHIP WAIVER:
  - 1-K-8a Undue and Disproportionate Hardship: If, due to unique circumstances, a specific requirement of this section would result in undue hardship to a person using water or to property upon which water is used, that is disproportionate to the impacts to water users generally or to similar property or classes of water users, then the person may apply for a waiver to the requirements as provided in this section.
  - 1-K-8b Written Finding: The waiver may be granted or conditionally granted only upon a written finding of the existence of facts demonstrating an undue hardship to a person using water or to a property upon which water is used, that is disproportionate to the impacts to water users generally or to similar property or classes of water use due to specific and unique circumstances of the user or the user's property.

- (i) Application: Application for a waiver shall be on a form prescribed by the District and shall be accompanied by a non-refundable processing fee in an amount set by the District.
- (ii) Supporting Documentation: The application shall be accompanied by photographs, maps, drawings, and other information, including a written statement of the applicant
- (iii) Required Findings for Waiver: An application for a waiver shall be denied unless the Approval Authority finds, based upon the information provided in the application, supporting documents, or such additional information as may be requested, and on water use information for the property as shown by the records of the District, all of the following:
  - a. That the waiver does not constitute a grant of special privilege inconsistent with the limitations upon other residents and businesses;
  - b. That because of special circumstances applicable to the property or its use, the strict application of this section would have a disproportionate impact on the property or use that exceeds the impacts to residents and businesses generally;
  - c. That the authorizing of such waiver will not be of substantial detriment to adjacent properties, and will not materially affect the ability of the District to effectuate the purpose of this section and will not be detrimental to the public interest; and
  - d. That the condition or situation of the subject property or the intended use of the property for which the waiver is sought is not common, recurrent or general in nature.

1-K-8c Approval Authority: The Director shall have approval authority and act upon any completed application no later than twenty (20) days after submittal and may approve, conditionally approve, or deny the waiver. The applicant requesting the waiver shall be promptly notified in writing of any action taken. Unless specified otherwise at the time a waiver is approved, the waiver will apply to the subject property during the term of the mandatory water supply shortage condition.

1-K-8d Appeals to the District: An applicant may appeal a decision by the Director to deny or conditionally approve a waiver application by filing a written request for hearing with the Engineer within ten (10) days of Director's decision. The request for hearing shall state the grounds for the appeal. At a public hearing, the Engineer shall act as the Approval Authority and review the appeal in accordance with the standards established in this rule. The decision of the Engineer is final.

## **PART 1. - SECTION L. – PERMANENT WATER CONSERVATION MEASURES**

### **RULE**

- 1-L-2        WATER WASTE PROHIBITED: No person shall use or permit the use of District water as follows:
- 1-L-2a        Watering of turf, ornamental landscape, open ground crops and trees, ~~including agricultural irrigation,~~ in a manner or to an extent which allows water to run to waste.
- 1-L-2c        ~~Through a hand-held hose~~ Using water to wash or clean a vehicle, including but not limited to washing automobiles, trucks, trailers, boats, or other types of mobile equipment, without the use of a hand-held bucket or similar container or a hand-held hose equipped with a workable positive self-closing water shut-off nozzle or device. This subsection does not apply to any commercial car washing facility.
- 1-L-2e        Washing down hard or paved surfaces, including but not limited to washing of sidewalks, walkways, driveways, parking lots or any other hard-surfaced areas by hose or flooding, except as otherwise necessary to prevent or eliminate conditions dangerous to the public health and safety or for other legitimate uses approved by the District, and then only 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, a low-volume high-pressure cleaning machine equipped to recycle any water used, or a low-volume high-pressure water broom.
- 1-L-2f        ~~Serving water by a restaurant to its customers without first being requested by the customer in eating or drinking establishments, including but not limited to restaurants, hotels, cafés, bars or other public places where food or drinks are sold or served,~~ to its customers without first being expressly requested by the customer.
- 1-L-2h        Watering of residential, commercial, industrial, and governmental outdoor irrigation from 9:00 a.m. to 4:00 p.m. except as necessary for a short duration, not to exceed 3 minutes per station, for the limited purpose of testing or making repairs to the irrigation system.
- 1-L-2i        Running of water or spraying of water onto other properties.
- 1-L-2j        Watering or irrigating of lawn, landscape or other vegetated area with potable water using a landscape irrigation system or a watering device that is not continuously attended for more than ten (10) minutes watering per day per station. This rule does not apply during the establishment period, as determined by the District, for new landscaping.
- 1-L-2k        For laundry purposes by hotels, motels and other commercial lodging establishments, except where customers are given the option of not having towels and linens laundered daily through the prominent display of written

notice of such option in each bathroom using clear and easily understood language.

1-L-2l Through the installation of single pass cooling systems in buildings requesting new water service.

1-L-2m Through the installation of non re-circulating water systems in new commercial conveyor car wash and new commercial laundry systems.

1-L-2n Through the use of non-water conserving dish wash spray valves by food preparation establishments, such as restaurants and cafes.

1-L-2o Through a commercial conveyor car wash operating without a re-circulating water system, or without first securing a waiver of this requirement from the Director.

1-L-3 IRRIGATION SCHEDULES: ~~District~~ The Manager may impose irrigation schedules for outdoor use, ~~including agricultural use,~~ to address water conservation and limited water supply.

1-L-4 FAILURE TO COMPLY:

1-L-4a CIVIL PENALTIES: In addition to any other penalties or sanctions provided by law, the following civil penalties shall ~~apply to a customer or someone using the customer's water~~ be imposed for violation of any of the provisions of these rules, ~~to be paid by the customer at the premises at which the violation occurred:~~

- (i) For the first violation of any of the provisions of these rules a written notice will be given to the customer.
- (ii) For the second violation of any of the provisions of these rules within the preceding (12) twelve calendar months, ~~a written notice will be given to the customer indicating that a penalty of twenty five~~ one hundred dollars (\$~~25~~100.00) ~~has been~~ shall be imposed by written notice to the customer. This penalty is payable as part of the water bill, by the customer at the premises at which the violation occurred.
- (iii) For the third violation of any of the provisions of these rules within the preceding (12) twelve calendar months a ~~surcharge~~ penalty of two hundred and fifty dollars (\$~~50~~250.00) ~~shall be imposed by written notice to the customer.~~ This penalty is payable as part of the water bill, by the customer at the premises at which the violation occurred.
- (iv) For the fourth ~~If there are four~~ violations of any of the provisions of these rules within the preceding twelve (12) ~~consecutive~~ calendar months, a penalty of five hundred dollars (\$500.00) shall be imposed by written notice to the customer. This penalty is payable as part of the water bill, by the customer at the premises at which the violation occurred.

The District ~~will~~ may also give written notice to the customer indicating that it will install a flow restricting device of 1 GPM capacity for services up to one and one half inch meter size, and comparatively sized restrictors for larger services, on the service of the customer at the premises at which the violation occurred for a period of not less than forty-eight (48) hours. The charge for installing such a flow restricting device will be based upon the size of the meter and the actual cost of installation. The charge for removal of the flow restricting device and restoration of normal service shall be based on the actual cost involved. Said charges shall be payable by the customer as part of the water bill. Restoration of normal service will be performed during the hours of 8:00 a.m. to 4:00 p.m. on regular working days. In addition, a surcharge penalty of ~~\$50.00~~ 100.00 shall be imposed for restoration of normal service, payable by said customer as part of the water bill.

- (v) If there are five violations of any of the provisions of these rules within twelve (12) consecutive calendar months, the District may, following notice to the customer as described herein, ~~give written notice to the customer indicating it will~~ discontinue water service to the customer at the premises at which the violation occurred.

1-L-4b

Notice: The District will give notice of each violation to the customer at the premises at which the violation occurred, as follows:

- (i) For a first, second or third violation, the District may give written notice of such violation to the customer personally or by regular mail.
- (ii) If the penalty assessed is, or includes the installation of a flow restrictor, or the discontinuance of water service to the customer for any period of time whatever, notice of the violation will be given in the following manner:

Aa. By giving written notice thereof to the customer personally;  
or

Bb. If the customer is absent from or unavailable at the customer's billing address, place of residence, or place of business, by leaving a copy with an adult at such places, and by sending a copy through the United States mail addressed to the customer at such places, via registered mail return receipt requested.

Cc. If notice as provided in a and b above is not ~~unsuccessful~~, notice can be given by affixing a copy in a conspicuous place on the property where the failure to comply has

occurred and also by delivering a copy to a person residing at the premises, if such person can be found.

Dd. All notices will contain, in addition to the facts of the violation, a statement of the possible penalties for each violation, a statement informing the customer of his or her right to a hearing on the violation, a brief summary of the appeal process specified herein, copies of Rules 1-L-4c and 1-L-4d, and the date and time installation of the restrictor or discontinuance of the service will occur.

1-L-4c HEARING: Any customer against whom a penalty is to be levied pursuant to this section shall have a right to a hearing, in the first instance by the ~~Manager~~, Director with the right of appeal to the ~~General-Manager~~ Engineer or his or her designee, on the merits of the alleged violation, upon the written request of that customer to the ~~Manager~~ Director within fifteen (15) days of the date of giving notice of the violation. Penalties, including termination of water service, will be stayed until any such hearing is conducted and a written decision is made by the ~~Manager~~ Director or his or her designee and given to the customer.

1-L-4d APPEAL OF DECISION OF MANAGER DIRECTOR: A request for an appeal must be in writing and filed with the ~~General-Manager~~ Engineer or his or her designee. The filing by a customer of a request for an appeal for any form of relief must be made within fifteen (15) days of the giving of the decision of the ~~Manager~~ Director to the customer. Filing of such a request will automatically stay the implementation of the proposed course of action, pending the decision of the ~~General-Manager~~ Engineer or his or her designee. No other or further stay will be granted. The appeal hearing will be scheduled to occur within a reasonable, prompt period of time following the written notice of appeal. The ~~water user~~ customer may present any evidence that would tend to show that the alleged wasteful water use has not occurred. Formal rules of evidence will not apply and all relevant evidence customarily relied upon by reasonable persons in the conduct of serious business affairs will be admissible, unless a sound objection warrants its exclusion by the ~~General-Manager~~ Engineer or his or her designee. The decision of the ~~General-Manager~~ Engineer or his or her designee shall be final.

1-L-4f PUBLIC HEALTH AND SAFETY: Nothing contained in these rules shall be construed to require the District to curtail the supply of water to any customer when, in the discretion of the ~~General-Manager~~ Engineer or his or her designee, such water is required by that customer to maintain an adequate level of public health and safety.

## **PART 2. - RATE SCHEDULES AND SERVICE CHARGES FOR USE OF WATER**

### **PART 2. - SECTION A. - WATER USE – DOMESTIC AND INDUSTRIAL**

#### **RULE**

2-A-1 The rates to be charged and collected for commodity (water) and water service supplied in any month for domestic, commercial, and industrial ~~and agricultural~~ uses within the District are established in this section.

2-A-2 MINIMUM CHARGE FOR SERVICE: Minimum charge for service sShall be made at rates and allowances set forth hereinafter. ~~The~~ When it is necessary to bill for a partial billing cycle, a daily pro-rata charge shall be prorated based on the number of days the customer received service and at the applicable rate in effect at the time. will be calculated, with the exception of accounts for residential lot connections, which will be billed for the full billing cycle.

2-A-2a MINIMUM CHARGE FOR MULTIPLE DWELLINGS: If more than one dwelling or parcel of property is supplied water through a single meter or service connection, the District will render a single bill to a customer, but the minimum charge for water service will be computed on the basis of the meter size and number of "Billing Units". The amount shall be determined at the option of the District from either of the following methods, provided that the number of billing units will not exceed 7 billing units per single service for public schools:

METHOD A - THE NUMBER OF BILLING UNITS:

Each house, apartment, store, office space, trailer space, hotel room, or motel unit with water piping shall be considered one billing unit.

METHOD B - METER SIZE:

Each 3/4" meter shall be equivalent to 1 billing unit.

Each 1" meter shall be equivalent to 2 billing units.

Each 1 1/2" meter is equivalent to 4 billing units.

Each 2" meter is equivalent to 7 billing units.

Each 3" meter is equivalent to 15 billing units.

Each 4" meter is equivalent to 30 billing units.

Each 6" meter is equivalent to 60 billing units.

In the following schedule of rates, billing units will be designated as b.u., and 100 cubic feet of water will be designated as ~~ccf~~ hcf.

2-A-3 DEPOSIT FROM APPLICANTS: A prepaid Trust Deposit shall be required in an amount of \$50.00 per Billing Unit for water service. Public agencies, public utility companies, public institutions, and private customers who have demonstrated an acceptable payment history may be ~~accepted~~ excepted from the deposit requirement, at the option of the District.

A customer of the District applying for service for a new account who, during the ~~last~~ prior 12 consecutive months, has paid all water bills without a Notice of Disconnection being issued for nonpayment, and who has demonstrated an overall timely payment history, ~~and who applies for service for a new account,~~ shall have the Trust Deposit waived. An existing customer who has received said Notice, or has established a pattern of delinquency, will be required to re-establish a deposit. A customer who has received a "Shut-Off Notice" for



nonpayment may, at the option of the District, be required to re-establish a deposit equal to two times the average bill, rounded to the nearest \$10.00, during the past twelve months.

The Trust Deposit may also be waived at the sole discretion of the Director, or his or her authorized representative, where a property owner applying for service at the owner's property has not previously had a pattern of delinquency with any district managed by the Water and Sanitation Department.

Trust Deposits are refunded at the end of one year, provided payments have been made on a timely basis, and are without interest.

2-A-3c

DELINQUENT ACCOUNT DEPOSITS: Domestic accounts with service shut off for nonpayment will be required to re-establish a deposit equal to two billings or no less than \$200.00. ~~An agricultural shut-off for nonpayment would require a deposit of no less than \$500.00 or the equivalent of a 2-month billing as set forth by evaluation of the customer payment history.~~

2-A-4b

#### INCREMENTAL INTERRUPTION PLAN

The Incremental Interruption Plan (IIP) establishes a monthly/bimonthly target quantity of water usage and rates for Municipal and Industrial customers and Agricultural customers within the District. ~~The IIP is based on the Metropolitan Water District of Southern California (MWD) Incremental Interruption and Conservation Plan (IICP). Each level of the District's IIP corresponds to one or more of the six stages within MWD IICP. The intent of the IIP is to allow flexibility and faster implementation of reductions or increases~~ of allocations or rates necessitated by adoption of any particular state the declaration by the Metropolitan Water District of Southern California (MWD) IICP of a particular water supply condition or level of water supply allocation. The relationship between the District's IIP and MWD's IICP declared water supply allocation levels is as follows:

DISTRICT IIP LEVEL NO.	CORRESPONDING MWD IICP STAGE NO. <u>Water Supply Allocation Level</u>
1	<del>I, II and III</del> Normal Water Supply
2	<del>IV and V</del> I and II
3	<del>VI</del> >II

INCREMENTAL INTERRUPTION PLAN LEVEL NO. 1TIER ALLOCATIONS (Bi-m Monthly Consumption)

The Peak Demand and Low Demand Billing Cycles will be established by the General Manager Director or his or her authorized representative based on weather conditions, billing cycle dates, or other pertinent factors. Additional allocations may be established when determined by the Director or his or her authorized representative to be appropriate.

Tiers are based on 10% water usage reduction from the established average water use, as determined by the District. Tier II limit is 1.75 times Tier I.

(i) a Peak Demand Billing Cycles (six months)

<u>Billing Adjustment Number</u>	<u>Meter Size</u>	<u>Tier I (hcf)</u>	<u>Tier II (hcf)</u>	<u>Tier III (hcf)</u>
1	3/4"	0-66 (823 gpd)	67-118	>118
2	--	0-99	100-177	>177
3	1"	0-132	132-236	>236
4	--	0-165	166-295	>295
5	--	0-198	199-354	>354
6	--	0-231	232-413	>413
7	1½"	0-264	265-472	>472
13	2"	0-462	463-826	>826
29	3"	0-990	991-1770	>1770
59	4"	0-1980	1981-3540	>3540
119	6"	0-3960	3961-7080	>7080

(i) a Peak Demand Billing Cycles (six months)

<u>Billing Adjustment Number</u>	<u>Meter Size</u>	<u>Tier I (hcf)</u>	<u>Tier II (hcf)</u>	<u>Tier III (hcf)</u>
1	3/4"	0-34 (847 gpd)	35-60	>60
2	--	0-51	52-89	>89
3	1"	0-68	69-119	>119
4	--	0-85	85-149	>149
5	--	0-102	102-179	>179
6	--	0-119	119-208	>208
7	1½"	0-136	137-238	>238
13	2"	0-238	238-417	>417
29	3"	0-510	511-893	>893
59	4"	0-1020	1021-1785	>1785
119	6"	0-2040	2040-3570	>3570

(i) b Low Demand Billing Cycles (six months)

Billing Adjustment Number	Meter Size	Tier I (hcf)	Tier II (hcf)	Tier III (hcf)
1	3/4"	0-36 (449 gpd)	36-60	>60
2	--	0-54	55-90	>90
3	1"	0-72	73-120	>120
4	--	0-90	91-150	>150
5	--	0-108	109-180	>180
6	--	0-126	127-210	>210
7	1½"	0-144	145-240	>240
13	2"	0-252	253-420	>420
29	3"	0-540	541-900	>900
59	4"	0-1080	1081-1800	>1800
119	6"	0-2160	2161-3600	>3600

(i) b Low Demand Billing Cycles (six months)

Billing Adjustment Number	Meter Size	Tier I (hcf)	Tier II (hcf)	Tier III (hcf)
1	3/4"	0-18 (449 gpd)	19-32	>32
2	--	0-27	28-47	>47
3	1"	0-36	37-63	>63
4	--	0-45	46-79	>79
5	--	0-54	55-95	>95
6	--	0-63	64-110	>110
7	1½"	0-72	73-126	>126
13	2"	0-126	127-221	>221
29	3"	0-270	271-473	>473
59	4"	0-540	541-945	>945
119	6"	0-1080	1081-1890	>1890

(iii) INDUSTRIAL, COMMERCIAL AND OTHER ALLOCATIONS:

At the option of the District, where the tiered allocations are not applicable appropriate, a ten percent (10%) reduction compared to the same billing period in 1990 shall be applicable from the water requirement as computed by the District shall apply.

(iv) INDUSTRIAL, COMMERCIAL, AND OTHER RATES:

(a). Base rate ~~(either domestic or surplus water rate)~~ shall be applicable for all water used within the percentage reduction goal, as stated in (iii) above.

- (b). ~~Base rate (either domestic or surplus water rate)~~ plus GMA disincentive rate surcharge shall be applicable for all water used above and beyond the percentage reduction goal.

2-A-4d

INCREMENTAL INTERRUPTION PLAN LEVEL NO. 2<sub>4</sub>

TIER ALLOCATIONS (Bi-m Monthly Consumption)

The Peak Demand and Low Demand Billing Cycles will be established by the General Manager Director or his or her authorized representative based on weather conditions, billing cycle dates, or other pertinent factors. Additional allocations may be established when determined by the Director or his or her authorized representative to be appropriate.

Tiers are based on 15% water usage reduction from the established average water use, as determined by the District. Tier II limit is 1.50 times Tier I.

(i) a Peak Demand Billing Cycle (six months)

<u>Billing Adjustment Number</u>	<u>Meter Size</u>	<u>Tier I (hcf)</u>	<u>Tier II (hcf)</u>	<u>Tier III (hcf)</u>
<del>1</del>	<del>3/4"</del>	<del>0-40 (500 gpd)</del>	<del>41-60</del>	<del>&gt;60</del>
<del>2</del>	<del>--</del>	<del>0-60</del>	<del>61-90</del>	<del>&gt;90</del>
<del>3</del>	<del>1"</del>	<del>0-80</del>	<del>81-120</del>	<del>&gt;120</del>
<del>4</del>		<del>0-100</del>	<del>101-150</del>	<del>&gt;150</del>
<del>5</del>		<del>0-120</del>	<del>121-180</del>	<del>&gt;180</del>
<del>6</del>		<del>0-140</del>	<del>141-210</del>	<del>&gt;210</del>
<del>7</del>	<del>1 1/2"</del>	<del>0-160</del>	<del>161-240</del>	<del>&gt;240</del>
<del>13</del>	<del>2"</del>	<del>0-280</del>	<del>281-420</del>	<del>&gt;420</del>
<del>29</del>	<del>3"</del>	<del>0-600</del>	<del>601-900</del>	<del>&gt;900</del>
<del>59</del>	<del>4"</del>	<del>0-1200</del>	<del>1201-1800</del>	<del>&gt;1800</del>
<del>119</del>	<del>6"</del>	<del>0-2400</del>	<del>2401-3600</del>	<del>&gt;3600</del>

~~Tiers are based on achieving a 20% water usage reduction. Tier II range is 1.50 times Tier I. Peak demand tiers are 120% of the average demand allocations.~~

(i) a Peak Demand Billing Cycle (six months)

<u>Billing Adjustment Number</u>	<u>Meter Size</u>	<u>Tier I (hcf)</u>	<u>Tier II (hcf)</u>	<u>Tier III (hcf)</u>
<u>1</u>	<u>3/4"</u>	<u>0-32 (800 gpd)</u>	<u>33-48</u>	<u>&gt;48</u>
<u>2</u>	<u>--</u>	<u>0-48</u>	<u>49-72</u>	<u>&gt;72</u>
<u>3</u>	<u>1"</u>	<u>0-64</u>	<u>64-96</u>	<u>&gt;96</u>
<u>4</u>	<u>--</u>	<u>0-80</u>	<u>81-120</u>	<u>&gt;120</u>

5	--	0-96	97-144	>144
6	--	0-112	113-168	>168
7	1½"	0-128	129-192	>192
13	2"	0-224	225-336	>336
29	3"	0-480	481-720	>720
59	4"	0-960	961-1440	>1440
119	6"	0-1920	1921-2880	>2880

~~Tiers are based on achieving a 20% water usage reduction. Tier II range is 1.50 times Tier I. Peak demand tiers are 120% of the average demand allocations.~~

(i) b Low Demand Billing Cycle

<u>Billing Adjustment Number</u>	<u>Meter Size</u>	<u>Tier I (hcf)</u>	<u>Tier II (hcf)</u>	<u>Tier III (hcf)</u>
1	3/4"	0-26 (324 gpd)	27-40	>40
2		0-39	40-60	>60
3	1"	0-52	53-80	>80
4	--	0-65	66-100	>100
5		0-78	79-120	>120
6		0-91	92-140	>140
7	1½"	0-104	105-160	>160
13	2"	0-182	183-280	>280
29	3"	0-390	391-600	>600
59	4"	0-780	781-1200	>1200
119	6"	0-1560	1561-2400	>2400

~~Tiers are based on achieving a 20% water usage reduction. Tier II range is 1.50 times Tier I. Low demand tiers are 80% of the average demand allocations.~~

(i) b Low Demand Billing Cycle

<u>Billing Adjustment Number</u>	<u>Meter Size</u>	<u>Tier I (hcf)</u>	<u>Tier II (hcf)</u>	<u>Tier III (hcf)</u>
1	3/4"	0-16 (399 gpd)	17-24	>24
2	--	0-24	25-36	>36
3	1"	0-32	33-48	>48
4	--	0-40	41-60	>60
5	--	0-48	49-72	>72
6	--	0-56	57-84	>84

7	1½"	0-64	65-96	>96
13	2"	0-112	113-168	>168
29	3"	0-240	241-360	>360
59	4"	0-480	481-720	>720
119	6"	0-960	961-1440	>1440

(iii) INDUSTRIAL, COMMERCIAL, AND OTHER ALLOCATIONS:

At the option of the District, where the tiered allocations are not ~~applicable appropriate~~, a ~~twenty fifteen~~ percent (20 15%) reduction compared to the ~~same billing period in 1990 shall be applicable from the~~ water requirement as computed by the District shall apply.

(iv) INDUSTRIAL, COMMERCIAL AND OTHER RATES:

- (a.) Base rate ~~(either domestic or surplus water rate)~~ shall be applicable for all water used within the percentage reduction goal, as stated in (iii) above.
- (b.) Base rate ~~(either domestic or surplus water rate)~~ plus GMA ~~disincentive rate~~ surcharge shall be applicable for all water used above and beyond the percentage reduction goal.

2-A-4e

INCREMENTAL INTERRUPTION PLAN LEVEL NO. 3

TIER ALLOCATIONS (Bi-m Monthly Consumption)

The Peak Demand and Low Demand Billing Cycles will be established by the Director or his or her authorized representative based on weather conditions, billing cycle dates, or other pertinent factors. Additional allocations may be established when determined by the Director or his or her authorized representative to be appropriate.

Tiers are based on 25% water usage reduction from the established average water use, as determined by the District. Tier II limit is 1.25 times Tier I.

(i) a Peak Demand Billing Cycle ~~(six months)~~

Billing Adjustment Number	Meter Size	Tier I (hcf)	Tier II (hcf)	Tier III (hcf)
1	¾"	0-34 (424 gpd)	35-42	>42
2		0-51	51-63	>63
3	1"	0-68	68-84	>84
4		0-85	86-105	>105

<del>5</del>	<del>--</del>	<del>0-102</del>	<del>103-126</del>	<del>&gt;126</del>
<del>6</del>	<del>--</del>	<del>0-119</del>	<del>120-147</del>	<del>&gt;147</del>
<del>7</del>	<del>1½"</del>	<del>0-136</del>	<del>137-168</del>	<del>&gt;168</del>
<del>13</del>	<del>2"</del>	<del>0-238</del>	<del>239-294</del>	<del>&gt;294</del>
<del>29</del>	<del>3"</del>	<del>0-510</del>	<del>511-630</del>	<del>&gt;630</del>
<del>59</del>	<del>4"</del>	<del>0-1020</del>	<del>1021-1260</del>	<del>&gt;1260</del>
<del>119</del>	<del>6"</del>	<del>0-2040</del>	<del>2041-2520</del>	<del>&gt;2520</del>

(i) a Peak Demand Billing Cycle (~~six months~~)

Billing Adjustment Number	Meter Size	Tier I (hcf)	Tier II (hcf)	Tier III (hcf)
<u>1</u>	<u>3/4"</u>	<u>0-28 (700 gpd)</u>	<u>29-35</u>	<u>&gt;35</u>
<u>2</u>	<u>--</u>	<u>0-42</u>	<u>43-53</u>	<u>&gt;53</u>
<u>3</u>	<u>1"</u>	<u>0-56</u>	<u>57-70</u>	<u>&gt;70</u>
<u>4</u>	<u>--</u>	<u>0-70</u>	<u>71-88</u>	<u>&gt;88</u>
<u>5</u>	<u>--</u>	<u>0-84</u>	<u>85-105</u>	<u>&gt;105</u>
<u>6</u>	<u>--</u>	<u>0-98</u>	<u>99-123</u>	<u>&gt;123</u>
<u>7</u>	<u>1½"</u>	<u>0-112</u>	<u>113-140</u>	<u>&gt;140</u>
<u>13</u>	<u>2"</u>	<u>0-196</u>	<u>197-245</u>	<u>&gt;245</u>
<u>29</u>	<u>3"</u>	<u>0-420</u>	<u>421-525</u>	<u>&gt;525</u>
<u>59</u>	<u>4"</u>	<u>0-840</u>	<u>841-1050</u>	<u>&gt;1050</u>
<u>119</u>	<u>6"</u>	<u>0-1680</u>	<u>1681-2100</u>	<u>&gt;2100</u>

~~Tiers are based on 25% water usage reduction. Tier II range is 1.25 times Tier I. Peak demand tiers are 120% of the average demand allocations.~~

(i) b Low Demand Billing Cycle (~~six months~~)

Billing Adjustment Number	Meter Size	Tier I (hcf)	Tier II (hcf)	Tier III (hcf)
<u>1</u>	<u>3/4"</u>	<u>0-22 (274 gpd)</u>	<u>23-28</u>	<u>&gt;28</u>
<u>2</u>	<u>--</u>	<u>0-33</u>	<u>4-42</u>	<u>&gt;42</u>
<u>3</u>	<u>1"</u>	<u>0-44</u>	<u>45-56</u>	<u>&gt;56</u>
<u>4</u>	<u>--</u>	<u>0-55</u>	<u>56-70</u>	<u>&gt;70</u>
<u>5</u>	<u>--</u>	<u>0-66</u>	<u>67-84</u>	<u>&gt;84</u>
<u>6</u>	<u>--</u>	<u>0-77</u>	<u>78-98</u>	<u>&gt;98</u>
<u>7</u>	<u>1½"</u>	<u>0-88</u>	<u>89-112</u>	<u>&gt;112</u>
<u>13</u>	<u>2"</u>	<u>0-154</u>	<u>155-196</u>	<u>&gt;196</u>

<del>29</del>	<del>3"</del>	<del>0-330</del>	<del>331-420</del>	<del>&gt;420</del>
<del>59</del>	<del>4"</del>	<del>0-660</del>	<del>661-840</del>	<del>&gt;840</del>
<del>119</del>	<del>6"</del>	<del>0-1320</del>	<del>1321-1680</del>	<del>&gt;1680</del>

(i) b Low Demand Billing Cycle

Billing Adjustment Number	Meter Size	Tier I (hcf)	Tier II (hcf)	Tier III (hcf)
<u>1</u>	<u>3/4"</u>	<u>0-14 (349 gpd)</u>	<u>15-18</u>	<u>&gt;18</u>
<u>2</u>	<u>--</u>	<u>0-21</u>	<u>22-26</u>	<u>&gt;26</u>
<u>3</u>	<u>1"</u>	<u>0-28</u>	<u>29-35</u>	<u>&gt;35</u>
<u>4</u>	<u>--</u>	<u>0-35</u>	<u>36-44</u>	<u>&gt;44</u>
<u>5</u>	<u>--</u>	<u>0-42</u>	<u>43-53</u>	<u>&gt;53</u>
<u>6</u>	<u>--</u>	<u>0-49</u>	<u>50-61</u>	<u>&gt;61</u>
<u>7</u>	<u>1½"</u>	<u>0-56</u>	<u>57-70</u>	<u>&gt;70</u>
<u>13</u>	<u>2"</u>	<u>0-98</u>	<u>99-123</u>	<u>&gt;123</u>
<u>29</u>	<u>3"</u>	<u>0-210</u>	<u>211-263</u>	<u>&gt;263</u>
<u>59</u>	<u>4"</u>	<u>0-420</u>	<u>421-525</u>	<u>&gt;525</u>
<u>119</u>	<u>6"</u>	<u>0-840</u>	<u>841-1050</u>	<u>&gt;1050</u>

~~Tiers are based on 25% water usage reduction. Tier II range is 1.25 times Tier I. Low demand tiers are 80% of the average demand allocations.~~

(iii) INDUSTRIAL, COMMERCIAL AND OTHER ALLOCATIONS:

At the option of the District, where the tiered allocations are not applicable, a ~~thirty~~ twenty-five percent (~~30~~ 25%) reduction ~~compared to the same billing period in 1990 shall be applicable from the water requirement as computed by the District shall apply.~~

(iv) INDUSTRIAL, COMMERCIAL, AND OTHER RATES:

- (a.) Base rate ~~(either domestic or surplus water rate)~~ shall be applicable for all water used within the percentage reduction goal, as stated in (iii) above.
- (b.) Base rate ~~(either domestic or surplus water rate)~~ plus GMA ~~disincentive rate~~ surcharge shall be applicable for all water used above and beyond the percentage reduction goal.

2-A-4f

MINIMUM TIERED ALLOCATIONS: When it becomes necessary to bill for a partial billing cycle, tiered allocations shall be prorated on a daily basis, at the discretion of the Director.



## **PART 2. - SECTION B. - WATER USE AND SERVICE CHARGES**

### **RULE**

- 2-B-3 ~~SURPLUS TEMPORARY WATER SUPPLY~~: The charge for service located out of outside the District's jurisdictional boundaries ("Surplus Water") or other temporary water supply shall be computed as follows determined by the Director, per rates set forth in Rule 2-A-4a.
- (a) ~~Service charge shall be 1½ times the domestic service charge for billing units computed in accordance with Rule 2-A-2A, Method B.~~
- (b) ~~Commodity rate shall be 1½ times the domestic commodity.~~
- (c) ~~The Tier II surplus commodity rate shall be the Tier I surplus water rate plus \$1.019 per hundred cubic feet. There will be no Tier III for the surplus water customer.~~
- 2-B-4 CONSTRUCTION WATER SERVICE (UNMETERED): Charges for unmetered water supplies for construction purposes shall be computed as follows:
1. ~~BACKFILL: Each time trench is flooded per 100 cubic feet of trench: \$1.50 DELETE~~
2. ~~SPRINKLING: Each application per 100 square feet: \$0.25 DELETE~~
3. TANK TRUCK LOADS - FILLS: Each 1000 gallons: \$3.50 To be determined by the District.
4. RESIDENTIAL CONSTRUCTION (Lot Connections): Water used for construction of residences shall be charged at a flat rate, billed either monthly or bimonthly, equal to one billing unit per lot per month.
- 2-B-4a CONSTRUCTION/FIRE HYDRANT WATER SERVICE (METERED):
- The District may require that all water used in construction be metered, in which event, the District will furnish, install and remove the meter, valve, and fittings to be located at a fire hydrant or other convenient point in the system.
- If the Ventura County Fire Protection District requests that the fire hydrant openings be unobstructed at all times, a charge of \$100.00 shall be paid for the installation and removal of a tee and extra valve.
- The applicant shall be responsible for the loss or damage to the meter or other equipment used.
- The fire hydrant meter requires a Trust Deposit of ~~\$650.00~~ plus ~~\$45.00~~ an installation fee payable in advance, unless waived by the ~~Manager~~ Director. The trust deposit and installation fee shall be determined by the District, and shall reflect the cost of the meter and actual labor costs for the installation. ~~Water used for construction shall be charged at the prevailing Surplus Water Rate.~~

The charges for construction/fire hydrant meter service or other temporary water supply shall be determined by the District, per rates set forth in Rule 2-A-4a.

- 2-B-5f All payment arrangements must be prearranged with the business office prior to service interruption. Service turned off for nonpayment and/or NSF checks will not be restored until full payment, including all charges, is presented in the business office. This shall not preclude the ~~Manager~~ Director or his or her authorized representative from approving an alternate payment arrangement for a customer experiencing an extreme financial hardship or medical emergency. The District representative will otherwise not accept partial payments, and in no event will payment for an NSF check be accepted in the form of another check, unless it is a certified or cashier's check, or unless by written statement ~~from~~ from the customer's banking institution it is determined that the NSF check resulted from an error on the part of the banking institution or through no fault of the customer. In order to avoid the after hours turn-on charge, payment must be presented prior to the close of business on normal work days.

### **PART 3. – SECTION A. – TYPES OF CHARGES**

#### **RULE**

- 3-A-4 DOMESTIC USE RATE CHARGES: The charges for water used through domestic meters ~~and agricultural irrigation meters~~ shall include a fixed charge for service and commodity rate for the quantity of water used plus a charge for fire protection when applicable. In addition, those customers which require the water to be pumped to a higher pressure or service zone shall be charged a lift charge. The component parts of the domestic use rates shall be determined as follows:
- (a) Service Charge - shall be determined by the District based on fixed costs of operating the system.
  - (b) Commodity Rate - shall be in addition to the service charge and is the cost per 100 cubic feet of water as read on the meter for the billing period. The commodity rate shall be set by the District.
- 3-A-18 MISCELLANEOUS REPAIR AND/OR MAINTENANCE COSTS: Where the District is involved in repairs or maintenance wherein such work is either done for the protection of the District's system or where the work is a result of damage to the District's facilities by a private individual or company, then the District shall charge that individual or company. Such charges shall include materials, equipment, labor, all as determined by ~~District Engineers~~ the Director and overhead at a rate set by ~~District Engineers~~ the Director.

**PART 4. – SECTION B. – WATER SYSTEMS FOR DEVELOPMENTS WITHIN THE DISTRICT**

**RULE**

- 4-B-1 The water system improvements for developments within the District shall be designed, furnished and installed by the owner/developer at his the owner/developer's expense, or ~~he~~ the owner/developer shall be charged for said improvements and pay the District the cost thereof computed as the rates set forth in Part 3 hereof or as computed by the ~~Manager~~ Director. Said improvements shall be as required to meet the design criteria and standards of the District set forth in this and other sections of the Rules and Regulations as stipulated by the ~~Engineer-Manger~~ Engineer, Director.
- 4-B-4 The District shall be contacted to obtain the water pressure that is available at points where the new system will be tied into the existing system. The District strives to maintain a minimum pressure of 40 psi but under extenuating circumstances a waiver may be obtained from the ~~Manager~~ Director. In no case shall the pressures allowed be less than the Ventura County minimum standards.
- 4-B-5 Water system improvements plans shall be twenty-two inches by thirty-six inches in size with a two inch margin on the left and a one-half inch margin on each of the other sides, and shall be prepared on a permanent-type reproducible material suitable for microfilming. Each sheet shall contain a north arrow. The horizontal scale shall be one inch to forty feet and the vertical scale shall be one inch to four feet. All scales shall be graphically shown. Under unusual circumstances, a variation in scale may be approved by the ~~Manager~~ Director.
- 4-B-9 All drawing sheets shall be provided with title and signature blocks that agree with those currently in use by the Ventura County Public Works Agency. In addition, the following signature block shall appear on each water system sheet:
- Approved by Lake Sherwood Community  
Services District
- |                                |       |
|--------------------------------|-------|
| _____                          | _____ |
| <u>Manager</u> <u>Director</u> | Date  |
- 4-B-10 The General Notes shall include a note stating that the water system shall be constructed in accordance with the District Rules and Regulations. There shall be a note on the plans stating that the ~~District Manager~~ Director shall be notified 48 hours prior to the construction of tie-ins to existing lines
- 4-B-13.3 All corrections, all financial arrangements and all arrangements for dedication of easements to the District shall be signed by the Owner's Engineer before the plans will be approved and signed by the ~~Manager~~ Director.
- 4-B-14 APPROVAL AND ACCEPTANCE OF PLANS, SECURITY AND AGREEMENTS

- 4-B-14.1 The District requires that construction of the water system improvements be covered by a written agreement, a soils engineering report and good and sufficient security of the type specified in Section 66499 of the Government Code for faithful performance and labor and materials, each in the amount equivalent to the total estimated cost of the work. Such security shall be satisfactory to the District. It shall guarantee correction of faulty workmanship and replacement of defective materials for a period of one year from date of acceptance of the work by the District.
- Upon request of the subdivider, the ~~Manager~~ Director may, at his or her discretion, reduce the amount of the water improvement security ~~be by~~ partial exoneration in an amount not exceeding 50% of the initial amount of such security when a corresponding percentage amount of improvements has been fully completed to the satisfaction of the ~~Manager~~ Director.
- A fee of one and one-half percent of the ~~Manager's~~ Director's estimate of the cost of the water system improvements to be constructed shall be deposited with the District. Plan check costs in excess of the deposit shall be paid by the developer upon written notification by the District. Upon completion of the project, the District will refund the remaining funds to the developer.
- 4-B-16.2 A permanent-type reproducible set of these "As Built" plans, which have been certified as being correct, signed and dated by the Owner's Engineer, shall be submitted to the ~~Manager~~ Director.

#### **PART 4. – SECTION C. – PLAN CHECK FEES FOR DISTRICT WATER SYSTEM IMPROVEMENTS**

##### **RULE**

- 4-C-1.2 MULTIPLE RESIDENTIAL, COMMERCIAL, INSTITUTIONAL, INDUSTRIAL OR MISCELLANEOUS WATER SYSTEM IMPROVEMENTS PLAN CHECK FEE: The multiple residential, commercial, institutional, industrial or miscellaneous water system improvements plan check fee shall be not less than \$100.00 per connection to the District's water system, and shall be computed on the following schedule:
- A fee of one and one-half percent of the ~~Manager's~~ Director's estimate of the cost of the water system improvements to be constructed shall be deposited with the District. Plan check costs in excess of the deposit shall be paid by the developer upon written notification by the District. Upon completion of the project, the District will refund the remaining funds to the developer.
- 4-C-1.3 SUBDIVISION FINAL MAP OR PARCEL MAP WATER SYSTEM IMPROVEMENTS PLAN CHECK FEES: The water system improvements to be constructed as a condition of approval by the Governing Body of a final tract map or parcel map, require the following fees be paid the District in order for the water system improvements to be constructed in a publicly dedicated street, waterline easement or right of way dedicated to the District:

A fee of one and one-half percent of the ~~Manager's~~ Director's estimate of the cost of the water system improvements to be constructed shall be deposited with the District. Plan check costs in excess of the deposit shall be paid by the developer upon written notification by the District. Upon completion of the project, District will refund the remaining funds to the developer.

**PART 4. – SECTION D. – CONSTRUCTION INSPECTION FEES FOR DISTRICT WATER SYSTEM IMPROVEMENTS**

RULE

4-D-1.2

MULTIPLE RESIDENTIAL, COMMERCIAL, INSTITUTIONAL, INDUSTRIAL OR MISCELLANEOUS WATER SYSTEM IMPROVEMENTS CONSTRUCTION INSPECTION FEE: The water system improvements construction inspection fee for multiple residential, commercial, institutional, industrial or miscellaneous developments shall be not less than \$150.00 per connection to the District's water system, and shall be computed on the following schedule:

- a. A fee of 5% of the first \$20,000 of the ~~Engineer-Manager's~~ Director's estimate of the cost of the water system improvements.
- b. A fee of 3 1/2% of the next \$80,000 of estimated water system improvement costs.
- c. A fee of 3% of the estimated ~~cost~~ water system improvement costs over \$100,000.

The fee specified in a, b and c above shall be deposited with the District. Construction inspection costs in excess of this deposit shall be paid by the developer upon written notification by the District. Upon completion of the project, the District will refund the remaining funds to the applicant/developer.