PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

DIVISION OF WATER AND AUDITS **RESOLUTION W-5034**
Water and Sewer Advisory Branch **April 9, 2015**

R E S O L U T I O N

(RES. W-5034) RESOLUTION ORDERING WATER UTILITY COMPLIANCE WITH THE STATE WATER RESOURCES CONTROL BOARD'S RESOLUTION NO. 2015-0015 ADOPTING A NEW 2015 EMERGENCY REGULATION FOR STATEWIDE URBAN WATER CONSERVATION AND RE-ADOPTING THE 2014 EMERGENCY REGULATION AS CODIFIED IN THE CALIFORNIA CODE OF REGULATIONS, TITLE 23, SECTIONS 863, 864, AND 865.

SUMMARY

On March 17, 2015 the State Water Resources Control Board (Water Board) adopted an Emergency Regulation for Statewide Water Conservation (Emergency Regulation) in light of the severe and historic drought California faces. By this Resolution, the California Public Utilities Commission (Commission) hereby adopts parallel regulations for the investor-owned water utilities under Commission jurisdiction. This new 2015 Emergency Regulation, effective as of March 27, 2015, is in addition to the one adopted by the Water Board in 2014 and by the Commission in Resolution W-5000.

Before either the Water Board or the Commission's 2015 regulations were in effect, on April 1, 2015, Governor Edmond G. Brown Jr. issued an Executive Order (B-29-15) (EO) ordering that all of the 2014 and 2015 Emergency Regulations to date were to remain in full force and effect and mandating further reductions in potable water usage through February 28, 2016. In summary, the EO orders the Water Board and the Commission to impose restrictions on both the urban water suppliers and the investor-owned utilities to achieve a statewide 25% reduction in potable urban water usage and

to direct the suppliers and utilities to develop rate structures and other pricing mechanisms to maximize water conservation to achieve the 25% reduction, along with monetary penalties – to the water agencies and water utilities - for failure to comply.

The Commission and the Water Board are working together to coordinate their actions within their respective responsibilities and the Commission will accordingly direct the investor-owned utilities to comply with the new restrictions and rate structures. The Commission is going forward with implementing the March 17, 2015 Water Board Emergency Regulation via this Resolution and will follow suit on the EO restrictions when the Water Board acts to implement them.

All Class A and B water utilities under Commission jurisdiction will need to add Schedule 14.1 to their respective tariffs. The instructions set forth in Resolution W-4976 (February 28, 2014), ordered all Class A and B utilities to add Tariff Rule 14.1 to their tariffs. To meet the mandatory reductions in water use as called for in the EO and to implement this Resolution, these utilities will now have to file a Tier 2 advice letter to put in place Schedule 14.1 Mandatory Rationing and notify their respective customers through bill insert or direct mailing and hold a public hearing (unless a public hearing for drought measures has been held in the prior 12 months).

2015 EMERGENCY REGULATION

This 2015 emergency regulation is necessary to preserve sufficient potable water to ensure safe drinking water for Californians. The severe drought is putting Californians' water needs for basic health and safety at risk and prohibitions on the use of potable water for external irrigation is a key step in water conservation. Therefore, as discussed above, all water utilities are to comply with this 2015 Emergency Regulation while preparing for mandatory reductions in water use pursuant to the April 1, 2015 EO.

By May 1, 2015, all water utilities subject to the Commission's jurisdiction shall publish notice of the Emergency Regulation in the local newspaper, through equivalent

means of general publication such as social media such as, but not limited to, Facebook, Twitter, Nextdoor and on their respective website, if they maintain one. All water utilities subject to the Commission's jurisdiction shall provide direct notice to their customers by a billing insert, e-mail or text message of the Emergency Regulation. The notice shall list the Water Boards new mandatory restrictions, as well as the list of 2014 prohibitions, and the potential fines arising from violations of these prohibited water uses. Attached as Appendix "A" is a draft customer notice that a water utility may modify as needed, but the notice must contain the Emergency Regulation and potential fines set forth in the exhibit.

Customers must be notified of the following: (1) the utility's implementation plan for outdoor irrigation restrictions, pursuant to an amended Tariff Rule 14.1. Specifically, if a water utility does not already have a limit on the number of days that outdoor irrigation of ornamental landscapes or turf with potable water is allowed, the utility must limit such irrigation to no more than two days per week. Small Class B, C, and D water utilities must follow the minimum standard above or implement other mandatory conservation measures intended to achieve a 20% reduction in water consumption and inform customers of the mandatory requirements; (2) customers are prohibited from irrigating turf or ornamental landscapes during and for 48 hours following measurable precipitation; (3) customers will be informed by the water utility when the utility is aware of leaks that are within the customer's control; and (4) commercial businesses, such as restaurant and other food service providers can only serve water to customers on request and that hotel/motel operators must provide guests with the option of choosing not to have towels and linens laundered daily and prominently display notice of this option.

Water utilities also have additional reporting requirements on compliance and enforcement efforts. Finally, all Commission jurisdiction water utilities are ordered to comply with the Water Board's requirements re-adopted on March 17, 2015, and codified in California Code of Regulations, Title 23, Sections 863, 864 and 865 and to

notify their customers as mandated herein that the restrictions from 2014 are still in full force and effect.

Governor Edmond G. Brown Jr. (Governor Brown) issued an Executive Order (B-29-15) (EO) ordering that all of the 2014 and 2015 Emergency Regulations to date were to remain in full force and effect and ordering further reductions in potable water usage through February 28, 2016. In summary, the EO orders the Water Board and the Commission to impose restrictions on both the urban water suppliers and the investor-owned utilities to achieve a statewide 25% reduction in potable water usage and to direct the suppliers and utilities to develop rate structures and other pricing mechanisms to maximize water conservation to achieve the 25% reduction, along with monetary penalties- to the water agencies and water utilities – for failure to comply.

To achieve the reduction in water use called for in the EO, all Class A and B water utilities under Commission jurisdiction will have to add Schedule 14.1 to their respective tariffs. In Resolution W-4976 (February 28, 2014), the Commission ordered all Class A and B utilities to add Tariff Rule 14.1 to their tariffs. To meet the mandatory reductions in water use contained in the EO, these utilities will now have to put in place Schedule 14.1, Mandatory Rationing, by Tier 2 advice letter, and notify their respective customers through bill inserts or direct mailing and hold a public meeting. The requirement for a public meeting is waived if such a meeting has been held in the prior 13 months.

The procedures for implementing Schedule 14.1 are contained in Attachment A of Resolution No. W-4976. While Attachment A provides a sample Schedule 14.1, the water utilities are expected to propose schedules that will enable them to comply with the EO and local water conditions. The Commission invites bold proposals and expects to receive schedules that include provisions for, but not limited to, (1) mandatory water audits; (2) customer funded remotely read water meters; (3) restriction on water use for the top residential, commercial and industrial users; (4) flow restrictor requirements; (5) restrictive outdoor watering rules; and (6) limits on total water use. This list is not

exhaustive by any means as it is the Commission's intent to consider new and innovative proposals to address water use in this unprecedented drought. It is critical that water utilities identify and curtail water use outliers. Class A and B water utilities shall file advice letters to implement and/or modify Schedule 14.1 as soon as practicable to comply with the EO.

Proposed Schedules should strive to minimize health and safety impacts, particularly for low-income and/or larger-than-average households.

BACKGROUND

On January 17, 2014, Governor Brown issued his first drought-related EO (Governor's Proclamation No. 1-17-2014) declaring a drought state of emergency. In response to this executive order, the Commission on February 28, 2014, issued Resolution W-4976 wherein it adopted drought procedures for water conservation. The Commission ordered Class A and B water utilities with Tariff Rule 14.1 for voluntary conservation to activate their Tariff Rule 14.1 calling for a voluntary reduction in water use. Those utilities that did not have an existing Tariff Rule 14.1 were required to file an advice letter adding this rule to its tariff. All Class A and B water utilities are in compliance with Resolution W-4976. Utilities should amended Tariff Rule 14.1 to reflect a Water Shortage Contingency Plan for 2015 compliance.

On April 25, 2014, Governor Brown issued a second executive order (April 2014 Proclamation) and in response, the Water Board passed Resolution 2014-0038 on July 15, 2014 (2014 Emergency Resolution), and the Commission adopted Resolution W-5000 on August 14, 2014.

Both the Water Board and the Commission's Resolutions addressed outdoor irrigation and wasteful water practices. As the EO just issued on April 1, 2015, specified, all of the 2014 restrictions, as set forth below, are still in full force and effect.

DISCUSSION

The 2014 Emergency Regulation was scheduled to expire on April 25, 2015, but both pursuant to the Water Board's 2015 Emergency Regulation and the Governor's April 1, 2015, EO, the 2014 Regulation continues in full force and effect and there are now additional water use restrictions. Conservation of water is the easiest, most efficient and most cost-effective way to quickly reduce water demand. If water is conserved now, it will allow California to extend its supply into next year and ensure sufficient potable water for Californians' water needs for basic health and safety.

Drought conditions are continuing in 2015. As the Water Board stated in Resolution 2015-0015, as of March 3, 2015, snow water equivalents for the Northern, Central, and Southern Sierra regions were at 16 percent, 20 percent, and 21 percent of normal for that date, respectively. Most reservoirs are less than 60 percent full and January 2015 was one of the driest months ever recorded in California history. (Resolution 2015-0015, Paragraph 4.) Commission-jurisdictional water utilities are integral and important players in California's water delivery system. As such, they and their customers serve an important role in complying with the Water Board's mandatory water use restrictions. By this Resolution, we are ordering all Commission jurisdictional water utilities to take the following steps outlined below to assist in complying with the Water Board's mandatory water use restrictions.

The first step in achieving customer compliance is sufficient and accurate notice to consumers of what is expected from them, as well as the consequences for non-compliance. By May 1, 2015, water utilities shall publish notice of the Emergency Regulation in the local newspaper(s), through equivalent means of general publication such as social media and on their respective websites, if they maintain one.

Water utilities shall provide direct notice to their customers by billing insert, e-mail or text message of the Emergency Regulation. The notice shall list the Water

Board's mandatory restrictions and the potential fines arising from violations of these prohibited water uses. For each and every bill-cycle during the duration that the mandatory restrictions are in effect, utilities shall use either bill inserts or bill messages to remind customers of the continuing mandatory restrictions. A suggested draft customer notice is attached as Appendix A. This draft notice may be modified as necessary by the water utilities, but must contain the Emergency Regulation provisions and the potential fine for violations of the regulations.

EMERGENCY RESTRICTIONS CONTINUING FROM 2014

The Water Board's Emergency Regulations, Resolution 2014-0038, and the Commission's Resolution W-5000 prohibited the following activities except where necessary to address an immediate health and safety need or to comply with a term or condition in a permit issued by a state or federal agency.

- The application of potable water to outdoor landscapes in a manner that causes runoff such that water flows onto adjacent property, non-irrigated areas, private and public walkways, roadway, parking lots, or structures.
- The use of a hose that dispenses potable water to wash a motor vehicle, except where the hose is fitted with a shut-off nozzle or device attached to it that causes it to cease dispensing water immediately when not in use.
- The application of potable water to driveways and sidewalks.
- The use of potable water in a fountain or other decorative water feature, except where the water is part of a recirculating system.

Resolution 2014-0038, as codified in Section 864(b) provides that violation of any of the four prohibited actions is an infraction punishable by a fine of up to five hundred dollars ($500) for each day in which the violation occurs.

The Water Board re-adopted Sections 863, 864, and 865, of Title 23, of the California Code of Regulations in its 2015 Emergency Regulation, Resolution 2015-0015. Correspondingly, the Commission re-adopts all of the above water use prohibitions for 2015.

2015 EMERGENCY RESTRICTIONS

In addition to re-adopting the water-use prohibitions from 2014, the Water Board added additional prohibitions on potable water use, modified for Commission water utilities as follows:

1. Class A and B water utilities that do not already have a limit on the number of days that outdoor irrigation of ornamental landscapes or turf with potable water is allowed, are to limit such irrigation to no more than two days per week.
2. Small Class B, C and D water utilities are required to limit outdoor irrigation of ornamental landscapes or turf with potable water to no more than two days per week or implement other mandatory conservation measures intended to achieve a 20 percent reduction in water consumption.
3. All water utilities are to notice customers that irrigation of turf or ornamental landscapes is prohibited during and for 48 hours following measurable precipitation.
4. Water utilities are required to promptly notify their customers when the utility is aware of leaks within the customer's control.
5. Water utilities are to notice customers that restaurants and other food service establishments can only serve water to customers on request.
6. Water utilities are to notice customers that operators of hotels/motels must provide guests with the option of choosing not to have towels and linens laundered daily and prominently display notice of this option.

There are also additional reporting requirements for water utilities on compliance and enforcement efforts being undertaken in their service area. These new requirements are in addition to those set forth in Resolution W- 5000, and repeated below.

All Class A and B water utilities shall assist in assuring compliance with the restricted water uses by working with local law enforcement or public agencies charged with enforcing the mandatory use restrictions.[1] All Class A and B water utilities shall, at a minimum, establish procedures and mechanisms that facilitate reporting of and action on employee- and customer-identified violations and the conveyance of this information to the appropriate enforcement officials. These utilities shall track and record reports of violations, actions taken to assist local law enforcement or public agencies, and the results of such actions. This information shall be made available to the Commission upon request.

Utilities also have in their tariffs rules to address the negligent or wasteful use of water, such as Tariff Rule 11.B.3 which provides for the discontinuance of service following proper notice to a customer. Short of this, utilities can also help customers comply with the Emergency Regulation and assist in the enforcement of the Regulation by placing flow restrictors on meters for premises where there is a documented history of repeat violations of prior regulations or the Emergency Regulations at issue in this Resolution. Utilities should identify high volume outlier users who do not reduce their water usage by at least 20% (from 2013), within 90 days of the effective date of this resolution, and take appropriate actions to ensure compliance with the emergency restrictions in this unprecedented drought situation. Appropriate action could include, but is not limited to, the placement of flow restrictors or customer funded remotely read water meters.

[1] Water Code section 1058.5(d) provides that violations of the Water Board's emergency regulations are "infractions." In California, "infractions" are defined as criminal penalties. *See* Pen. Code Sections 16, 17, and 19.6.

Finally, Section 865(d) of the amended California Code of Regulations adopted by the Water Board requires all Class A and B utilities to provide a monitoring report to the Water Board by the 15th of each month beginning in October 2014. The monitoring reports are intended to show progress towards the objective of a 20% reduction in water usage called for in the Governor's Proclamation No. 1-17-2014. All Class A and B utilities are required to provide a copy of this monthly monitoring report to the Director of the Division of Water and Audits as long as this report is required by the Water Board.

COMMENTS ON PROPOSED RESOLUTION

As provided by Rule 14.6(a) of the Commission's Rules of Practice and Procedure and Pub. Util. Code § 311(g)(2), the 30-day public review and comment period was reduced given the unforeseen emergency situation being addressed by this Resolution. Comments were received on April 3, 2015, from Great Oaks Water Company (Great Oaks), California Water Association (CWA) and Keene Water System [Union Pacific Railroad Company] (Keene).

Keene, a Class D water utility, had a simple request, and DWA is granting that request: to specify that when DWA instructs a water utility to give a notice via its website, DWA should add "if they maintain one." Keene does not have a website and is not required to have one.

Great Oaks stated that it wants to avoid any customer confusion over notices and required reductions and suggests that Resolution W-5034 not issue now, but wait until it can also contain the new directives from the Governor's EO. In point of fact, Great Oaks argues that customers have been contacting the water utility about the EO, but not about the 2015 Emergency Resolution.

CWA had two requests in its comments: defer the required notice and require that the water utilities notify all customers about the new restrictions for restaurants

and hotels. DWA is persuaded that requiring a separate letter notice to customers now would be an administrative chore and expense that can be eliminated by requiring the utilities to use other forms of notice, such as bill inserts, e-mail, text message and social media. The Commission wants to ensure that all customers are made aware that the 2014 Regulation and the new 2015 Regulation restricting the use of potable water for outside uses are in full force and effect so that customers can be in compliance.

DWA and all stakeholders know there will be additional restrictions pursuant to the April 1, 2015 EO, although the exact language of and the timing of those new mandatory restrictions are yet to be determined. Once the Water Board enacts the new mandatory restrictions, DWA will expedite notice to the Commission jurisdictional water utilities. In the meantime, all Class A and B water utilities shall prepare for Schedule 14.1 adoption and implementation, and pursuant to the provisions for adoption of the Schedule 14.1 tariff, the utilities will be required to give their water customers adequate notice, by bill insert or direct mail.

FINDINGS AND CONCLUSIONS

1. On April 1, 2015, Governor Edmund G. Brown Jr. issued an Executive Order (B-29-15) ordering that all 2014 and 2015 Emergency Regulations to date were to remain in full force and effect and ordering further reductions in potable water usage through February 28, 2016.

2. Pursuant to an earlier Executive Order issued on April 25, 2014, to strengthen the state's ability to manage water in drought conditions, on July 15, 2014 the State Water Resources Control Board (Water Board) adopted an Emergency Regulation for Statewide Water Conservation (Emergency Regulation).

3. In the Emergency Regulation, the Water Board adopted amendments to the California Code of Regulations in Title 23, by adding Sections 863, 864, and 865. The Emergency Regulation went into effect on July 28, 2014, after approval by the Office of Administrative Law, and it will expire on April 25, 2015.

4. On March 17, 2015, the Water Board, in Resolution 2015-0015, re-adopted the Emergency Regulation as set forth in California Code of Regulations, Title 23, Sections 863, 864, and 865 and added additional potable water use restrictions. Those restrictions as applicable to Commission jurisdiction water utilities are:
   - Water utilities that do not already have a limit on the number of days that outdoor irrigation of ornamental landscapes or turf with potable water is allowed, are to limit such irrigation to no more than two days per week.
   - Small class B, C and D water utilities are required to limit outdoor irrigation of ornamental landscapes or turf with potable water to no more than two days per week or implement other mandatory conservation measures intended to achieve a 20 percent reduction in water consumption.
   - Customers are prohibited from irrigating turf or ornamental landscapes during and 48 hours following measurable precipitation.
   - Customers will be informed by the water utility when the utility is aware of leaks that are within the customer's control.
   - Commercial businesses, such as restaurants and other food service establishments can only serve water to customers on request.
   - Operators of hotels/motels must provide guests with the option of choosing not to have towels and linens laundered daily and prominently display notice of this option.

5. California Code of Regulations, Title 23, § 864, re-adopted by the Water Board in Resolution 2015-0015, enumerates four mandatory water use restrictions and

fines for violation of the prohibited uses of up to five hundred dollars ($500) for each day in which the violation occurs. All Californians are now prohibited from:

- Washing down sidewalks or driveways.
- Watering outdoor landscapes in a manner that causes excess runoff.
- Washing a motor vehicle with a hose without a fitted shut-off valve.
- Operating a fountain or decorative water feature, unless the water is part of a recirculating system.

6. To achieve the reduction in water use called for in the EO, all Class A and B water utilities under Commission jurisdiction will have to add Schedule 14.1 to their respective tariffs.

7. The procedures for implementing Schedule 14.1 are contained in Attachment A of Resolution No. W-4976.

8. The water utilities are expected to propose schedules that will enable them to comply with the EO and local water conditions.

9. The Commission invites bold proposals and expects to receive schedules that include provisions for, but not limited to: (1) mandatory water audits; (2) customer funded remotely read meters; (3) restriction on water use for the top residential, commercial and industrial users; (4) flow restrictor requirements; (5) restrictive outdoor watering rules; and (6) limits on total water use.

10. Proposed schedules should strive to minimize health and safety impacts, particularly for low-income and/or larger-than-average households.

11. Class A and B water utilities should file advice letters to implement and/or modify Schedule 14.1 as soon as practicable to comply with the EO.

12. Water needs for basic health and safety are at risk as California experiences another dry year in 2015.

13. Local law enforcement and public agencies are charged with enforcing the mandatory water use restrictions.

14. The water utilities under Commission jurisdiction and should assist in enforcement of the Emergency Regulation at issue in this Resolution.

15. California Code of Regulations Title 23, § 865(d), requires all Class A and B water utilities to prepare and submit monthly monitoring reports to the Water Board showing water production in 2014 along with a comparison to the amount of water produced in the same calendar month in 2013.

16. As provided by Rule 14.6(a) of the Commission's Rules of Practice and Procedure and Pub. Util. Code § 311(g)(2), the 30-day public review and comment period has been reduced given the unforeseen emergency situation being addressed by this Resolution.

17. By May 1, 2015, water utilities shall publish notice of the Emergency Regulation in the local newspaper, other equivalent means of general publication such as social media and on their respective website, if they maintain one, listing the Water Board's mandatory restrictions and the potential fines arising from violations of the listed prohibited water uses.

18. All water utilities shall provide direct notice to their customers by bill inserts, e-mail or text message of the Emergency Regulation listing the Water Board's

mandatory restrictions and the potential fines arising from violations of the listed prohibited water uses.

19. All Class A and B water utilities shall assist in assuring compliance with the restricted water uses by working with local law enforcement or public agencies charged with enforcing the mandatory use restrictions.

20. All Class A and B water utilities shall, at a minimum, establish procedures and mechanisms that facilitate reporting of and action on employee- and customer-identified violations and the conveyance of this information to the appropriate enforcement officials. These utilities shall track and record reports of violations, actions taken to assist local law enforcement or public agencies, and the results of such actions. This information shall be made available to the Commission upon request. These utilities shall also take steps to enforce the Emergency Regulation by using existing tariff provisions to prevent or mitigate customer use of water that violates the Emergency Regulation and other existing water use restrictions imposed due to the drought.

21. All Class A and B water utilities should provide copies of the monthly monitoring report on water production, as called for by the Water Board, to the Director of the Division of Water and Audits so long as this report is required by the Water Board.

22. All Class A, B, C, and D utilities shall comply with the Water Board's requirements outlined in California Code of Regulations, Title 23, Sections 865(b) through (e) in implementing either mandatory outdoor irrigation restrictions or, alternatively, mandatory water conservation measures.

23. These emergency regulations are necessary to preserve sufficient potable water to ensure safe drinking water for Californians. In a drought as severe as

California is experiencing, prohibitions on the use of potable water for external irrigation uses is a key step in water conservation.

THEREFORE IT IS ORDERED THAT:

1. By May 1, 2015, all California Public Utilities Commission jurisdictional water utilities shall notify their customers, consistent with the notice shown in Appendix A, by a notice published in the local newspaper, through other equivalent means of general publications such as social media and on their respective website, if they maintain one, of the State Water Resources Control Board's enactment of mandatory water use restrictions and fines for violations as codified in Title 23, Section 864 of the California Code of Regulations, re-adopted on March 17, 2015, in Resolution 2015-0015, as well as the new prohibited water uses enacted for 2015.

2. All California Public Utilities Commission jurisdictional water utilities shall notify their customers through a bill insert, e-mail or text message of the State Water Resources Control Board's enactment of mandatory water use restrictions and fines for violations as codified in Title 23, Section 864 of the California Code of Regulations, re-adopted on March 17, 2015, in Resolution 2015-0015, as well as the new prohibited water uses enacted for 2015.

3. All California Public Utilities Commission jurisdiction water utilities shall comply with the State Water Resources Control Board's requirements codified in Title 23, Sections 865(b) through (e) in implementing either mandatory outdoor irrigation restrictions or, alternatively, mandatory water conservation measures. Utilities shall include notice of the implementation of either the mandatory outdoor irrigation restrictions or mandatory water conservation measures as required in Sections 865(b) through (e) as part of the customer notification

required in Ordering Paragraph No. 1. As set forth in this Resolution, if a water utility does not already have a limit on the number of days that outdoor irrigation of ornamental landscapes or turf with potable water is allowed, the utility must limit such irrigation to no more than two days a week. Small water utilities must follow the same or implement other mandatory conservation measures intended to achieve a 20% reduction in water consumption.

4. All Class A and B water utilities shall, at a minimum, establish procedures and mechanisms that facilitate reporting of employee- and customer-identified violations and the conveyance of this information to the appropriate enforcement officials. These utilities shall track and record reports of violations, actions taken to assist local law enforcement or public agencies, and the results of such actions. This information shall be made available to the Commission upon request.

5. All Class A and B utilities are required to provide a copy of the monthly monitoring report on water production, as required by the State Water Resources Control Board's enactment of Section 865(d) in Title 23, of the California Code of Regulations, to the Director of the Division of Water and Audits as long as these reports are required by the State Water Resources Control Board.

6. All Class A and B utilities shall add Schedule 14.1 to their tariffs, as soon as practicable, by filing a Tier 2 advice letter.

7. Once the State Water Resources Control Board adopts new Regulations consistent with the Governor's Executive Order issued April 1, 1015, the Division of Water and Audits will follow suit with appropriate regulations for the water utilities subject to the jurisdiction of the California Public Utilities Commission.

This Resolution is effective today.

I certify that the foregoing resolution was duly introduced, passed, and adopted at a conference of the Public Utilities Commission of the State of California held on April 9, 2015; the following Commissioners voting favorably thereon:

TIMOTHY J. SULLIVAN
Executive Director

APPENDIX A

Date

Notice of State Water Resources Control Board Emergency Regulation to Control Water Use During Droughts

[Utility Name] has been ordered by the California Public Utilities Commission (Commission) to notify its customers of the State Water Resources Control Board's (Board) restrictions and fines for violations of the Board's Emergency Regulations. This notification is being sent because California is in a drought and your cooperation is needed to ensure reliable supplies of water for your comfort and necessary use.

The Governor issued an Executive Order on April 1, 2015, mandating additional water use reductions. At this time the Board has not yet established the new mandatory rules. Once the Board acts, the Commission will follow suit and we will be notifying you of additional water use restrictions. In the meantime, the Governor's Executive Order mandated that the following restrictions are in full force and effect.

The Board has determined that the following water use activities by California customers are not allowed:

1. Watering outdoor landscapes in a way that causes water to "runoff" onto adjacent property, non-irrigated areas, private and public walkways, roadways, parking lots, or structures.

2. Washing a vehicle, with a hose without a shut-off nozzle or other device that will immediately stop the flow of water when not in use.

3. Using drinking water to wash driveways and sidewalks.

4. Using drinking water in a fountain or other decorative water feature, except where the water is recirculated.

On March 17, 2015, the Water Board re-adopted the above water use prohibitions and added the following ones:

1. Customers are not allowed to irrigate turf or ornamental landscapes during and 48 hours following measurable precipitation.
2. Restaurants and other food service establishments can only serve water to customers on request.
3. Operators of hotels and motels must provide guests with the option of choosing not to have towels and linens laundered daily and prominently display notice of this option.
4. Customers will be informed by their water utility when the utility is aware of leaks that are within the customer's control.

In addition, pursuant to orders from the Water Board, we must establish irrigation restrictions for all of our customers. We do have a Drought Contingency Plan that limits your irrigation of outside landscapes or turf with potable water to two days per week.

Violation of any of these prohibited or restricted water use activities may be punished by a fine of up to five hundred dollars ($500) for each day in which the violation occurs.

Further information may be obtained from the [Utility Name] local business office.

(END OF APPENDIX A)

CERTIFICATE OF SERVICE

I certify that I have by either electronic mail or postal mail, this day, served a true copy of Proposed Resolution No. W-5034 on all parties in these filings or their attorneys as shown on the attached lists.

Dated March 24, 2015 at San Francisco, California.

/s/ JENNIFER PEREZ
Jennifer Perez

Parties should notify the Division of Water and Audits, Fourth Floor, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the Resolution number on which your name appears.

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