

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE

SAN FRANCISCO, CA 94102-3298



May 11, 2023

Kiki Carlson
Regulatory Affairs Manager
Suburban Water Systems
1325 N. Grand Ave., Ste. 100
Covina, CA 91724-4044

Dear Ms. Carlson,

The Water Division of the California Public Utilities Commission has approved Suburban Water Systems' Advice Letter No. 390, filed on April 14, 2023, regarding Deactivation Stage 2, and Implement Stage 1 of Water Shortage Contingency Plan.

Enclosed are copies of the following revised tariff sheets, effective May 1, 2023, for the utility's files:

P.U.C. Sheet	
No.	Title of Sheet
1930-W	Rule No. 14.1 (Continued) Page 5, Water Shortage Contingency Plan D. Stage 1 Water Conservation
1931-W	Rule No. 14.1 (Continued) Page 6, Water Shortage Contingency Plan D. Stage 1 Water Conservation
1932-W	Rule No. 14.1 (Continued) Page 7, Water Shortage Contingency Plan D. Stage 1 Water Conservation
1933-W	Rule No. 14.1 (Continued) Page 8, G. Stage 2 - Water Shortage Contingency Plan
1934-W	Table of Contents
1935-W	Table of Contents (Continued)

Please contact Alison Pafford at APF@cpuc.ca.gov or 415-417-7615, if you have any questions.

Thank you.

Enclosures

Rule No. 14.1
(Continued)

WATER SHORTAGE CONTINGENCY PLAN

D. STAGE 1 WATER CONSERVATION - Non-Essential or Unauthorized Water Use
(Continued)

- iii. Watering or irrigating of any lawn, landscape, or other vegetated area with potable water during and for 48 hours following measurable rainfall is prohibited.
- iv. Prohibit the irrigation of non-functional turf at commercial, industrial, and institutional sites. (L,T)
(L)
 - a. Notwithstanding with section iv above, the use of water is not prohibited by this section to the extent necessary to ensure the health of trees and other perennial non-turf plantings or to the extent necessary to address an immediate health and safety need. (L,T)
(L)
(L)
 - b. Notwithstanding with section iv above, an urban water supplier may approve a request for continued irrigation of non-functional turf where the user certifies that the turf is a low water use plant with a plant factor of 0.3 or less, and demonstrates the actual use is less than 40% of reference evapotranspiration. (L,T)
(L)
(L)
- v. The foregoing restrictions do not apply to:
 - 1. Landscape irrigation zones that exclusively use drip irrigation systems and/or micro spray irrigation system;
 - 2. Irrigating ornamental landscapes with the use of a hand-held bucket or similar container, with a continuously monitored hose which is fitted with an automatic shut-off nozzle or device attached to it that causes it to cease dispensing water immediately when not in use or monitored, or for the express purpose of adjusting or repairing an irrigation system. Landscape that is irrigated with recycled water.
- b. Excessive water flow or run-off.
Watering or irrigating of any lawn, landscape or other vegetated area in a manner that causes or allows excessive water flow or runoff such that water flows onto adjacent property, non-irrigated areas, private and public walkways, roadways, parking lots, or structures is prohibited.
- c. Washing vehicles.
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 is prohibited. Use of water for washing commercial aircraft, cars, buses, boats, trailers or other commercial vehicles at any time is prohibited, except at commercial or fleet vehicle or boat washing facilities operated at a fixed location where equipment using water is properly maintained to avoid wasteful use.

(Continued)

(To be inserted by utility)

Advise Letter No. 390-W

Decision No.

Issued by

Craig D. Gott

Name

President

Title

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

Date Filed 04/14/2023

Effective 05/01/2023

Resolution No.

Rule No. 14.1
(Continued)

WATER SHORTAGE CONTINGENCY PLAN

D. STAGE 1 WATER CONSERVATION - Non-Essential or Unauthorized Water Use
(Continued)

- d. Washing down hard or paved surfaces. (L)
Use of potable water for washing buildings, structures, driveways, patios, parking lots, tennis courts, or other hard surfaced areas is prohibited, except in cases where health and safety are at risk. |
- e. Re-circulating water required for water fountains and decorative features. |
Operating a water fountain or other decorative feature that does not use re-circulated water is prohibited. (L)
- f. Commercial businesses, including restaurants and other food service providers can only serve drinking water to customers on request.
- g. Hotel/motel operators must provide guests with the option of choosing not to have towels and linens laundered daily. Information about this option must be prominently displayed.
- h. Unmetered water from fire hydrants cannot be used for any reason other than fire suppression or Suburban's system maintenance purposes.
- i. Waste caused by correctable leaks, breaks or malfunctions.
This loss of potable water may be cited for water waste after a five-day period has passed in which the leak or malfunction could have been corrected.
- j. There cannot be unreasonable or excessive use of potable water for dust control or earth compaction.
- k. Operation of commercial car washes that do not recycle the potable water used as required by the California Water Code Sections 10950-10953 is prohibited.
- l. Other wasteful practices may be identified from time to time by the Commission, Suburban, or governmental agency.

When wasteful uses of water are reported to Suburban or when Suburban observes wasteful uses of water, Suburban shall provide the customer with a written notice of violation. Written notices of violation provided to customers pursuant to this Rule shall document the verified violation and alert the customer to the fact that future violations may result in penalties and after the fourth violation the installation of a flow restrictor. If Suburban verifies that the customer has used potable water for non-essential, wasteful uses after having been notified of the first violation, Suburban shall provide the customer with a second written notice of violation and the customer will be charged a waste of water penalty at varying amounts depending on the stage then in effect. A third violation will result in a further increased waste of water penalty. Suburban shall not be held liable for any injuries, damages, and/or consequences arising from the installation of a flow restrictor.

(Continued)

(To be inserted by utility)

Issued by

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

Advise Letter No. 390-W

Craig D. Gott
Name

Date Filed 04/14/2023

Decision No.

President
Title

Effective 05/01/2023

Resolution No.

Rule No. 14.1
(Continued)

WATER SHORTAGE CONTINGENCY PLAN

D. STAGE 1 WATER CONSERVATION - Non-Essential or Unauthorized Water Use
(Continued)

(L)
|
|
|
(L)

Subsequent continued wasteful water use practices may lead to the termination of water service to the premises pursuant to Tariff Rule No. 11.

E. ENFORCEMENT STAGES OF WATER SHORTAGE CONTINGENCY PLAN

1. Notice Requirements for Stages 1 – 4:
 - c. Suburban shall provide written notice of enforced water use restrictions to every Customer via first-class mail at least thirty (30) days before the activation of an enforcement stage.
2. Enforcement Stages shall be implemented according to a need as determined by Suburban. Activation will be requested through the filing of a Tier 2 advice letter, and Suburban shall notify its customers and provide each customer with the requirements of a particular stage by means of bill insert, bill message or direct mailing, and by message on Suburban's website. Notification shall take place prior to imposing any penalties associated with this plan.
3. If activation of Schedule No. 14.1 occurs one year or more since the public hearing associated with adding Schedule No. 14.1 to its tariffs, then Suburban shall conduct a public hearing pursuant to California Water Code Section 351 prior to activating a stage of its Water Shortage Contingency Plan.

F. STAGE 1 - WATER SHORTAGE CONTINGENCY PLAN

1. Conservation Measures: Prohibition on the non-essential or unauthorized uses of water identified in Section D.
2. Stage 1 Triggers:
 - a. Stage 1 shall be in effect at all times.
3. Rates: Staged Water Shortage Contingency Plan Schedules shall not be in place in this stage.

(Continued)

(To be inserted by utility)

Issued by

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

Advise Letter No. 390-W

Craig D. Gott

Date Filed 04/14/2023

Name

Decision No.

President

Effective 05/01/2023

Title

Resolution No.

Rule No. 14.1
(Continued)

WATER SHORTAGE CONTINGENCY PLAN

G. STAGE 2 - WATER SHORTAGE CONTINGENCY PLAN

1. A Stage 2 condition exists when it is determined that due to drought or other water supply conditions, a water supply shortage or threatened shortage exists and a further consumer demand reduction is necessary to make more efficient use of water and appropriately respond to existing water conditions. Stage 2 of the Water Shortage Contingency Plan will be enacted upon a determination that water usage should be further reduced from then current levels, that a temporary water emergency exists necessitating implementation or that the requirements in Stage 1 are insufficient in complying with the necessary reduction; and/or that a government agency requests implementation of this stage to meet physical supply limitations.
2. Additional Water Shortage Contingency Plan Measures: In addition to the non-essential or unauthorized uses of water identified in Stage 1, the following water use restriction requirements apply during Stage 2 of the Water Shortage Contingency Plan, except where necessary to address an immediate health or safety need or to comply with a term or condition in a permit issued by a state or federal agency:
 - d. Obligation 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 seventy-two (72) hours of notification from Suburban.
3. Rates: Suburban shall implement a Commission-approved Schedule No. 14.1 Staged Water Shortage Contingency Plan.

(D)

(Continued)

(To be inserted by utility)

Issued by

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

Advise Letter No. 390-W

Craig D. Gott
Name

Date Filed 04/14/2023

Decision No.

President
Title

Effective 05/01/2023

Resolution No.

Suburban Water Systems
1325 N. Grand Ave., Ste. 100
Covina, CA 91724-4044

Revised
Canceling Revised

Cal. P.U.C. Sheet No. 1934-W
Cal. P.U.C. Sheet No. 1929-W

TABLE OF CONTENTS

Subject Matter of Sheet

Cal. P.U.C.
Sheet No.

Title Page	1903-W	
Table of Contents	1934-W,	(T)
	1935-W,	(T)
	1916-W	

Preliminary Statement	1904-W, 1487-W, 1488-W, 1628-W – 1633-W, 1795-W 1635-W – 1637-W, 1882-W – 1883-W, 1640-W 1796-W – 1799-W, 1695-W, 1737-W, 1800-W, 1928-W, 1850-W, 1851-W, 1920-W, 1922-W 1924-W	
-----------------------	---	--

Service Area Maps:

San Jose Hills Service Area – Tariff Areas	1340-W
Whittier/La Mirada Service Area – Tariff Areas	1341-W
Sativa Service Area	1905-W

Rate Schedules:

Schedule S-1, Sativa Service Area – General Unmetered Service	1926-W 1918-W
Schedule SJ-1, San Jose Hills Service Area – Residential Metered Service	1885-W, 1892-W, 1838-W, 1871-W
Schedule SJ-2, San Jose Hills Service Area – Non-Residential Metered Service	1886-W, 1893-W, 1839-W, 1872-W
Schedule SJ-3, San Jose Hills Service Area – Recycled Water Metered Service	1887-W, 1894-W, 1840-W, 1831-W, 1873-W
Schedule WLM-1, Whittier/La Mirada Service Area – Residential Metered Service	1888-W, 1895-W, 1841-W, 1874-W
Schedule WLM-2, Whittier/La Mirada Service Area – Non-Residential Metered Service	1889-W, 1896-W, 1842-W, 1875-W
Schedule No. LIC-1, San Jose Hills and Whittier/La Mirada Service Areas Low Income Credit	1897-W, 1844-W
Schedule No. UF, P.U.C. Reimbursement Fee	1901-W
Schedule No. 4, Private Fire Protection Service	1890-W, 1422-W, 823-W
Schedule No. 4A, Fire Hydrant Service on Private Property	1891-W, 1766-W, 1824-W
Schedule No. 5, Public Fire Protection Service	880-W
Schedule No. 9-CF, Construction and Tank Truck Service	881-W
Schedule No. 14.1, Water Shortage Contingency Plan	1854-W – 1860-W
Schedule No. FF, Fire Flow Testing Charge	1349-W
Summary List of Contracts and Deviations	960-W

Rules:

No. 1 Definitions	1698-W, 1699-W
No. 2 Description of Service	884-W
No. 3 Application for Service	885-W, 1108-W
No. 4 Contracts	887-W

(Continued)

(To be inserted by utility)

Issued by

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Advice Letter No. 390-W

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Decision No.

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President
Title

Effective 05/01/2023

Resolution No.

TABLE OF CONTENTS
(Continued)

<u>Subject Matter of Sheet</u>	<u>Cal. P.U.C. Sheet No.</u>
Rules (Continued)	
No. 5 Special Information Required on Forms	1700-W – 1703-W
No. 6 Establishment & Re-establishment of Credit	891-W
No. 7 Deposits	1476-W – 1477-W
No. 8 Notices	1704-W – 1706-W
No. 9 Rendering and Payment of Bills	1868-W, 897-W, 1642-W
No. 10 Disputed Bills	1707-W – 1708-W
No. 11 Discontinuance and Restoration of Service	1709-W – 1719-W
No. 12 Information Available to Public	1359-W, 910-W
No. 13 Temporary Service	911-W – 912-W
No. 14 Continuity of Service	913-W
No. 14.1 Water Conservation and Rationing Plan	1491-W, 1861-W, 1493-W – 1494-W, 1930-W – 1933-W, (T) 1499-W – 1504-W
No. 15 Main Extensions	914-W – 926-W, 1848-W, 1849-W
No. 16 Service Connections, Meters and Customers Facilities	928-W – 932-W, 1801-W, 934-W 1275-W – 1278-W
No. 17 Measurement of Service	935-W
No. 18 Meter Tests and Adjustment of Bills for Meter Error	936-W thru 938-W
No. 19 Service to Separate Premises, Multiple Units and Resale of Water	939-W, 940-W,
No. 20 Water Conservation	1490-W
No. 21 Fire Protection	942-W
No. 22 Military Family Relief Program	1090-W – 1091-W
No. 23 Customer Information Sharing	1478-W
Forms:	
No. 1 Application for Service (By Mail)	943-W

(Continued)

(To be inserted by utility)

Issued by

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

Advise Letter No. 390-W

Craig D. Gott

Date Filed 04/14/2023

Name

Decision No. _____

President

Effective 05/01/2023

Title

Resolution No. _____

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

Advice Letter Cover Sheet

Utility Name: Suburban Water Systems	Date Mailed to Service List: April 14, 2023
District: n/a	Protest Deadline (20th Day): May 4, 2023
CPUC Utility #: U – 339-W	Review Deadline (30th Day): May 14, 2023
Advice Letter #: 390-W	Requested Effective Date: May 1, 2023
Tier: <input type="checkbox"/> 1 <input checked="" type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> Compliance	Rate Impact: n/a
Authorization:	

Description: Deactivation Stage 2, and Implement Stage 1 of Water Shortage Contingency Plan.

The protest or response deadline for this advice letter is 20 days from the date that this advice letter was mailed to the service list. Please see the "Response or Protest" section in the advice letter for more information.

Utility Contact: Kiki Carlson
Phone: (626) 543-2553
Email: kcarlson@swwc.com

Utility Contact: Carmelitha Bordelon
Phone: (626) 543-2547
Email: cbordelon@swwc.com

DWA Contact: Tariff Unit
Phone: (415) 703-1133
Email: Water.Division@cpuc.ca.gov

DWA USE ONLY

<u>DATE</u>	<u>STAFF</u>	<u>COMMENTS</u>
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[] APPROVED

[] WITHDRAWN

[] REJECTED

Signature: _____

Comments: _____

Date: _____



**Suburban
Water Systems**

1325 N. Grand Avenue
Suite 100
Covina, CA 91724-4044
Phone: 626.543.2500
Fax: 626.331.4848
www.swwc.com/suburban

U-339-W

VIA EMAIL

ADVICE LETTER NO. 390-W

April 14, 2023

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Suburban Water Systems (“Suburban”) requests Commission authorization to deactivate Stage 2 of Schedule No. 14.1, mandatory water conservation with drought surcharges and penalties of Water Shortage Contingency Plan, and concurrently implement Stage 1 of Schedule No. 14.1 which enacts water conservation requirements established in Section D of Rule No. 14.1, the Non-Essential or Unauthorized Water Use without drought surcharges.

Additionally, Suburban requests to move the location of irrigation of non-functional turf at commercial, industrial, and institutional sites from Stage 2 to Stage 1 of Rule No. 14.1 Water Shortage Contingency Plan. The following changes in tariff schedules applicable to its service area and which are attached hereto:

CPUC Sheet No.	Title of Sheet	Canceling CPUC Sheet No.
1930-W – 1933-W	Rule No. 14.1 (Continued)	1495-W – 1497-W, 1862-W
1934-W	Table of Contents	1929-W
1935-W	Table of Contents (Continued)	1870-W

This requests is made pursuant to Governor Newsom’s Executive Order (EO) N-5-23 dated March 24, 2023 (Attachment A), terminated certain provisions in his State of Emergency Proclamations dated April 21, 2021, May 10, 2021, July 8, 2021, and October 19, 2021, and in Executive Orders N-10-21, N-7-22, and N-3-23 provide authority that is no longer needed to mitigate the effects of the drought conditions or direct actions by state agencies, departments, and boards that have already been completed.

Whereas EO N-5-23 rescinded paragraphs 1 of EO N-10-21 (Attachment B), ends the voluntary 15% water conservation reduction from their 2020 levels, it continues to encourage Californians make conservation a way of life.

Background

On June 16, 2022, Suburban filed advice letter no. 369-W, requesting the Commission an authorization to move from Stage 1 to Stage 2 of Schedule No. 14.1 Water Shortage Contingency Plan by imposing drought surcharge to all its residential customers when applicable. The filing was made in response to Governor Newsom issued EO N-7-22 to reduce water usage by 20-30%, and the State Water Board’s Emergency Regulation No. 2022-0018, Emergency Regulation to implement Level 2 demand reduction actions.

On July 18, 2022, the Water Division approved Suburban's advice letter no. 369-W, which went into effect on July 20, 2022.

Based on the conservation efforts of Suburban's customers during the past eight months, Suburban anticipates that its customers will be able to continue their water-efficient practices even with the conclusion of the drought surcharges. Therefore, Suburban requests authorization via this advice letter to cease the current Stage 2 of its Schedule No. 14.1, mandatory water conservation with drought surcharges, and activate Stage 1 of Schedule No. 14.1 which implement water conservation requirements in Section D of Rule No. 14.1.

In addition, as required by the Water Shortage Contingency Plan, Suburban will notify its customers of the change from Stage 2 to Stage 1.

Tier Designation and Effective Date

This advice letter is designated as a Tier 2 filing pursuant to Suburban's Schedule No. 14.1 page 1 of 7 section B.6, as it states:

"When this Schedule No. 14.1 is activated, it shall remain in effect until Suburban files a Tier 2 advice letter to deactivate a specific stage of the Plan and such is authorized by the CPUC."

Suburban requests that this advice letter become effective on May 1, 2023.

Protest and Responses

Anyone may respond to or protest this advice letter. A response supports the filing and may contain information that proves useful to the Commission in evaluating the advice letter.

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

- (1) The utility did not properly serve or give notice of the advice letter;
- (2) The relief requested in the advice letter would violate statute or Commission order, or is not authorized by statute or Commission order on which the utility relies;
- (3) The analysis, calculations, or data in the advice letter contain material error or omissions;
- (4) The relief requested in the advice letter is pending before the Commission in a formal proceeding; or
- (5) The relief requested in the advice letter requires consideration in a formal hearing, or is otherwise inappropriate for the advice letter process; or
- (6) The relief requested in the advice letter is unjust, unreasonable, or discriminatory, provided that such a protest may not be made where it would require relitigating a prior order of the Commission.

A protest shall provide citations or proofs where available to allow staff to properly consider the protest.

A response or protest must be made in writing or by electronic mail and must be received by the Water Division within 20 days of the date this advice letter is filed. The address for mailing or delivering a protest or response is:

California Public Utilities Commission,
Water Division, 3rd floor
505 Van Ness Avenue, San Francisco, CA 94102
Email: water.division@cpuc.ca.gov

On the same date any protest or response is submitted to the Water Division, the respondent or protestant must serve a copy of the protest or response to:
Suburban Water Systems, Kiki Carlson, Regulatory Affairs Manager, 1325 N. Grand Ave., Suite 100, Covina, CA 91724-4044, and email kcarlson@swwc.com

Cities and counties that need Board of Supervisors or Board of Commissioners approval to protest should inform the Water Division, within the 20-day protest period, so that a late filed protest can be entertained. The informing document should include an estimate of the date the proposed protest might be voted on.

Replies: The utility shall reply to each protest and may reply to any response. Each reply must be received by Water Division within five business days after the end of the protest period and shall be served on the same day to the person who filed the protest or response to the advice letter.

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

In compliance with General Rule 4.3 and 7.2 and Water Industry Rule 4.1 of General Order 96-B, a copy of this advice letter has been mailed or electronically transmitted to all interested and affected parties as detailed in Attachment C.

Sincerely,

/s/Kiki Carlson

Kiki Carlson
Regulatory Affairs Manager

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

Attachment A

EXECUTIVE ORDER N-5-23

WHEREAS on April 21, 2021, May 10, 2021, July 8, 2021, and October 19, 2021, I proclaimed States of Emergency to exist due to drought conditions; and

WHEREAS the multi-year nature of the current drought, which began three years after the record-setting drought of 2012-2016, continues to have significant, immediate impacts on communities across California with vulnerable water supplies, farms that rely on irrigation to grow food and fiber, and fish and wildlife that rely on stream flows and cool water; and

WHEREAS the March 3, 2023, snow survey conducted by the Department of Water Resources and partner agencies found that most regions of the Sierra Nevada are above average for snow water content, and some regions are nearing record amounts of snow, and snow and rain has fallen across many regions of the state since then, with more precipitation forecasted; and

WHEREAS improved conditions have helped rehabilitate surface water supplies, but have not abated the severe drought conditions that remain in some parts of the State, including the Klamath River basin and the Colorado River basin, and many groundwater basins throughout the State remain depleted from overreliance and successive multi-year droughts; and

WHEREAS continued action by the State is needed to address ongoing consequences of the drought emergency, including groundwater supply shortages, domestic well failures, and drought-related harm to native fishes in the Klamath River and Clear Lake watersheds; and

WHEREAS the drought emergency has required a dynamic and flexible response from the State, and several provisions in my prior Proclamations and Orders have been terminated or superseded already, specifically Paragraphs 4 and 8 of my State of Emergency Proclamation dated April 21, 2021, Paragraphs 2, 4, and 7 of my State of Emergency Proclamation dated May 10, 2021, Paragraphs 3, 4, 5, 6, and 10 of my State of Emergency Proclamation dated July 8, 2021, and Paragraph 9 of Executive Order N-7-22; and

WHEREAS improved conditions warrant an even more targeted State response to the ongoing drought emergency and certain provisions in my State of Emergency Proclamations dated April 21, 2021, May 10, 2021, July 8, 2021, and October 19, 2021, and in Executive Orders N-10-21, N-7-22, and N-3-23 provide authority that is no longer needed to mitigate the effects of the drought conditions or direct actions by state agencies, departments, and boards that have already been completed; and

WHEREAS notwithstanding the rescission of certain emergency authorities for emergency drinking water action, state agencies have existing legal authority and funding to continue expedited work to advance the human right to water, and state agencies will continue all ongoing drought resilience planning work, including through coordination with local agencies and tribes; and

WHEREAS next winter's hydrology is uncertain and the most efficient way to preserve the State's improved surface water supplies is for Californians to continue their ongoing efforts to make conservation a way of life; and

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

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code sections 8567, 8571, and 8627, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. The orders and provisions contained in my State of Emergency Proclamations dated April 21, 2021, May 10, 2021, July 8, 2021, and October 19, 2021, and Executive Orders N-7-22 (March 28, 2022), N-3-23 (February 13, 2023), and N-4-23 (March 10, 2023), remain in full force and effect, except as modified by those Proclamations and Orders and herein. State agencies shall continue to implement all directions from those Proclamations and Orders and accelerate implementation where feasible.
2. The following provisions of my State of Emergency Proclamation dated April 21, 2021, are terminated:
 - a. Paragraph 2;
 - b. Paragraphs 5-7; and
 - c. Paragraphs 9-14.
3. The following provisions of my State of Emergency Proclamation dated May 10, 2021, are terminated:
 - a. Paragraph 1;
 - b. Paragraph 3;
 - c. Paragraph 5; and
 - d. Paragraphs 9-10.
4. The following provisions of my State of Emergency Proclamation dated July 8, 2021, are terminated:
 - a. Paragraph 2;
 - b. Paragraphs 7-8, except those portions of paragraph 7 withdrawing provisions of prior orders;
 - c. Paragraphs 11-12.

5. The following provisions of my State of Emergency Proclamation dated October 19, 2021, are terminated:

- a. Paragraph 2;
- b. Paragraphs 4-5;
- c. Paragraph 8; and
- d. Paragraph 10.

6. The following provisions of Executive Order N-10-21 are terminated:

- a. Paragraph 1; and
- b. Paragraph 3

7. The following provisions of Executive Order N-7-22 are terminated:

- a. Paragraphs 1-3;
- b. Paragraph 6; and
- c. Paragraphs 14-15.

8. The following provisions of Executive Order N-3-23 are terminated:

- a. Paragraph 1; and
- b. Paragraph 3, except those portions of the paragraph withdrawing provisions of prior orders.


9. Paragraph 6 of my State of Emergency Proclamation dated May 10, 2021, and Paragraph 9 of my State of Emergency Proclamation dated July 8, 2021, are withdrawn and replaced with the following text:

To ensure critical instream flows for species protection in the Klamath River and Clear Lake watersheds, the State Water Resources Control Board (Water Board) and Department of Fish and Wildlife shall evaluate the minimum instream flows and other actions needed to protect salmon, steelhead, the Clear Lake Hitch, and other native fishes in critical streams systems in these watersheds and work with water users, tribes, and other parties on voluntary measures to implement those actions. To the extent voluntary actions are not sufficient, the Water Board, in coordination with the Department of Fish and Wildlife, shall consider emergency regulations to establish minimum instream flows to mitigate the effects of the drought conditions. For purposes of state agencies carrying out or approving any actions contemplated by this paragraph, Public Resources Code, Division 13 (commencing with Section 21000) and regulations adopted pursuant to that Division are suspended. Nothing in this Paragraph affects or limits the validity of actions already taken in the Klamath and Clear Lake watersheds or ongoing under Paragraph 6 of my State of Emergency Proclamation dated May 10, 2021, or Paragraph 9 of my State of Emergency Proclamation dated July 8, 2021.

IT IS FURTHER ORDERED that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

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

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 24th day of March 2023.



GAVIN NEWSOM
Governor of California

ATTEST:

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

EXECUTIVE ORDER N-10-21

WHEREAS communities across California are experiencing more frequent, prolonged, and severe impacts of climate change including catastrophic wildfires, extreme heat and unprecedentedly dry conditions that threaten the health of our people, habitat for species and our economy; and

WHEREAS severe drought afflicts the American West and increasingly warming temperatures driven by climate change exacerbate harmful drought effects including disruption of drinking water and irrigation supplies, degradation of fish and wildlife habitat, and heightened flammability of wildland vegetation; and

WHEREAS on April 21 and May 10, 2021, I issued proclamations that a state of emergency exists in a total of 41 counties due to severe drought conditions and directed state agencies to take immediate action to preserve critical water supplies and mitigate the effects of drought and ensure the protection of health, safety, and the environment; and

WHEREAS today, I issued a further proclamation of a state of emergency due to drought conditions in nine additional counties (Inyo, Marin, Mono, Monterey, San Luis Obispo, San Mateo, Santa Barbara, Santa Clara, and Santa Cruz), and directed state agencies to take further actions to bolster drought resilience and prepare for impacts on communities, businesses, and ecosystems; and

WHEREAS drought conditions present urgent challenges, including the risk of drinking water shortages in communities, greatly increased wildfire activity, diminished water for agricultural production, adverse impacts on fisheries, and additional water scarcity if drought conditions continue into next year; and

WHEREAS agriculture is an important economic driver in California that has made significant investments in irrigation efficiencies such that nearly 70 percent of the nation's farmland using drip and micro-irrigation is located in California, and despite that investment, many agricultural producers are experiencing severe reductions in water supplies and are fallowing land in response to current dry conditions; and

WHEREAS action by Californians now to conserve water and to extend local groundwater and surface water supplies will provide greater resilience if the drought continues in future years; and

WHEREAS during the 2012-2016 drought, Californians did their part to conserve water, with many taking permanent actions that continue to yield benefits; per capita residential water use statewide declined 21 percent between the years 2013 and 2016, and has remained on average 16 percent below 2013 levels as of 2020; and

WHEREAS local water suppliers and communities have made strategic and forward-looking investments in water recycling, stormwater capture and reuse, groundwater storage and other strategies to improve drought resilience; and

WHEREAS there is now a need to augment ongoing water conservation and drought resilience investments with additional action to extend available supplies, protect water reserves in case drought conditions extend to a third year and maintain critical flows for fish and wildlife.

NOW THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, do hereby issue the following order to become effective immediately.

IT IS HEREBY ORDERED THAT:

- 1) To preserve the State's surface and groundwater supplies and better prepare for the potential for continued dry conditions next year, and to join existing efforts by agricultural water users, public water systems, and governmental agencies to respond to water shortages, I call on all Californians to voluntarily reduce their water use by 15 percent from their 2020 levels. Commonsense measures Californians can undertake to save water and money include:
 - a. Irrigating landscapes more efficiently. As much as 50 percent of residential water use goes to outdoor irrigation, and much of that is wasted due to evaporation, wind, or runoff caused by inefficient irrigation methods and systems. Watering one day less per week, not watering during or immediately after rainfall, watering during the cooler parts of the day and using a weather-based irrigation controller can reduce irrigation water use, saving nearly 8,800 gallons of water per year.
 - b. Running dishwashers and washing machines only when full. Full laundry loads can save 15–45 gallons per load. Full dishwasher cycles can save 5–15 gallons per load.
 - c. Finding and fixing leaks. A leaky faucet that drips at the rate of one drip per second can waste nearly 3,200 gallons per year.
 - d. Installing water-efficient showerheads and taking shorter showers. Keeping showers under five minutes can save 12.5 gallons per shower when using a water-efficient showerhead.
 - e. Using a shut-off nozzle on hoses and taking cars to commercial car washes that use recycled water.

The State Water Resources Control Board (Water Board) shall track and report monthly on the State's progress toward achieving a 15-percent reduction in statewide urban water use as compared to 2020 use.

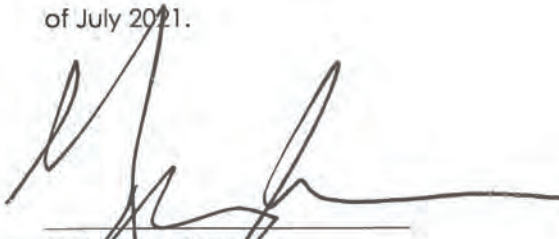
- 2) State agencies, led by the Department of Water Resources and in coordination with local agencies, shall encourage actions by all Californians, whether in their residential, industrial, commercial, agricultural, or institutional use, to reduce water usage, including through the statewide Save Our Water conservation campaign at SaveOurWater.com, which provides simple ways for Californians to reduce water use in their everyday lives.
- 3) The Department of Water Resources shall monitor hydrologic conditions such as cumulative precipitation, reservoir storage levels, soil moisture and other metrics, and the Water Board shall monitor progress on voluntary

conservation as ongoing indicators of water supply risk that may inform future drought response actions.

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

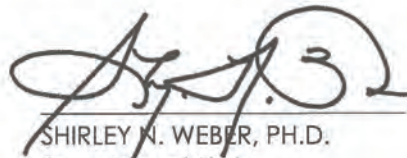
IT IS FURTHER ORDERED that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 8th day of July 2021.



GAVIN NEWSOM
Governor of California

ATTEST:



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

SUBURBAN WATER SYSTEMS
Distribution List

Attachment C

Page 1 of 3

Director Of Public Works
City of Whittier
13230 E. Penn Street
Whittier, CA 90602

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Santa Ana, CA 92701

City Clerk
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Covina, CA 91723

City Attorney
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SUBURBAN WATER SYSTEMS

Distribution List

Page 2 of 3

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SUBURBAN WATER SYSTEMS
Distribution List

Page 3 of 3

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Rule No. 14.1
(Continued)

WATER SHORTAGE CONTINGENCY PLAN

D. STAGE 1 WATER CONSERVATION - Non-Essential or Unauthorized Water Use
(Continued)

- iii. Watering or irrigating of any lawn, landscape, or other vegetated area with potable water during and for 48 hours following measurable rainfall is prohibited.
- iv. Prohibit the irrigation of non-functional turf at commercial, industrial, and institutional sites. (L,T)
(L)
a. Notwithstanding with section iv above, the use of water is not prohibited (L,T)
by this section to the extent necessary to ensure the health of trees and (L)
other perennial non-turf plantings or to the extent necessary to address an |
immediate health and safety need. (L)
b. Notwithstanding with section iv above, an urban water supplier may (L,T)
approve a request for continued irrigation of non-functional turf where the (L)
user certifies that the turf is a low water use plant with a plant factor of |
0.3 or less, and demonstrates the actual use is less than 40% of reference (L)
evapotranspiration.
- v. The foregoing restrictions do not apply to:
 - 1. Landscape irrigation zones that exclusively use drip irrigation systems and/or micro spray irrigation system;
 - 2. Irrigating ornamental landscapes with the use of a hand-held bucket or similar container, with a continuously monitored hose which is fitted with an automatic shut-off nozzle or device attached to it that causes it to cease dispensing water immediately when not in use or monitored, or for the express purpose of adjusting or repairing an irrigation system. Landscape that is irrigated with recycled water.
- b. Excessive water flow or run-off.
Watering or irrigating of any lawn, landscape or other vegetated area in a manner that causes or allows excessive water flow or runoff such that water flows onto adjacent property, non-irrigated areas, private and public walkways, roadways, parking lots, or structures is prohibited.
- c. Washing vehicles.
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 is prohibited. Use of water for washing commercial aircraft, cars, buses, boats, trailers or other commercial vehicles at any time is prohibited, except at commercial or fleet vehicle or boat washing facilities operated at a fixed location where equipment using water is properly maintained to avoid wasteful use.

(Continued)

(To be inserted by utility)

Advise Letter No. 390-W

Decision No.

Issued by

Craig D. Gott

Name

President

Title

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

Date Filed

Effective

Resolution No.

Rule No. 14.1
(Continued)

WATER SHORTAGE CONTINGENCY PLAN

D. STAGE 1 WATER CONSERVATION - Non-Essential or Unauthorized Water Use
(Continued)

- d. Washing down hard or paved surfaces. (L)
Use of potable water for washing buildings, structures, driveways, patios, parking lots, tennis courts, or other hard surfaced areas is prohibited, except in cases where health and safety are at risk. |
- e. Re-circulating water required for water fountains and decorative features. |
Operating a water fountain or other decorative feature that does not use re-circulated water is prohibited. | (L)
- f. Commercial businesses, including restaurants and other food service providers can only serve drinking water to customers on request.
- g. Hotel/motel operators must provide guests with the option of choosing not to have towels and linens laundered daily. Information about this option must be prominently displayed.
- h. Unmetered water from fire hydrants cannot be used for any reason other than fire suppression or Suburban's system maintenance purposes.
- i. Waste caused by correctable leaks, breaks or malfunctions.
This loss of potable water may be cited for water waste after a five-day period has passed in which the leak or malfunction could have been corrected.
- j. There cannot be unreasonable or excessive use of potable water for dust control or earth compaction.
- k. Operation of commercial car washes that do not recycle the potable water used as required by the California Water Code Sections 10950-10953 is prohibited.
- l. Other wasteful practices may be identified from time to time by the Commission, Suburban, or governmental agency.

When wasteful uses of water are reported to Suburban or when Suburban observes wasteful uses of water, Suburban shall provide the customer with a written notice of violation. Written notices of violation provided to customers pursuant to this Rule shall document the verified violation and alert the customer to the fact that future violations may result in penalties and after the fourth violation the installation of a flow restrictor. If Suburban verifies that the customer has used potable water for non-essential, wasteful uses after having been notified of the first violation, Suburban shall provide the customer with a second written notice of violation and the customer will be charged a waste of water penalty at varying amounts depending on the stage then in effect. A third violation will result in a further increased waste of water penalty. Suburban shall not be held liable for any injuries, damages, and/or consequences arising from the installation of a flow restrictor.

(Continued)

(To be inserted by utility)

Issued by

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

Advise Letter No. 390-W

Craig D. Gott

Date Filed

Name

Decision No.

President

Effective

Title

Resolution No.

Rule No. 14.1
(Continued)

WATER SHORTAGE CONTINGENCY PLAN

D. STAGE 1 WATER CONSERVATION - Non-Essential or Unauthorized Water Use
(Continued)

(L)
|
|
|
(L)

Subsequent continued wasteful water use practices may lead to the termination of water service to the premises pursuant to Tariff Rule No. 11.

E. ENFORCEMENT STAGES OF WATER SHORTAGE CONTINGENCY PLAN

1. Notice Requirements for Stages 1 – 4:
 - c. Suburban shall provide written notice of enforced water use restrictions to every Customer via first-class mail at least thirty (30) days before the activation of an enforcement stage.
2. Enforcement Stages shall be implemented according to a need as determined by Suburban. Activation will be requested through the filing of a Tier 2 advice letter, and Suburban shall notify its customers and provide each customer with the requirements of a particular stage by means of bill insert, bill message or direct mailing, and by message on Suburban's website. Notification shall take place prior to imposing any penalties associated with this plan.
3. If activation of Schedule No. 14.1 occurs one year or more since the public hearing associated with adding Schedule No. 14.1 to its tariffs, then Suburban shall conduct a public hearing pursuant to California Water Code Section 351 prior to activating a stage of its Water Shortage Contingency Plan.

F. STAGE 1 - WATER SHORTAGE CONTINGENCY PLAN

1. Conservation Measures: Prohibition on the non-essential or unauthorized uses of water identified in Section D.
2. Stage 1 Triggers:
 - a. Stage 1 shall be in effect at all times.
3. Rates: Staged Water Shortage Contingency Plan Schedules shall not be in place in this stage.

(Continued)

(To be inserted by utility)

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

Advise Letter No. 390-W

Craig D. Gott

Date Filed

Name

Decision No.

President

Effective

Title

Resolution No.

Rule No. 14.1
(Continued)

WATER SHORTAGE CONTINGENCY PLAN

G. STAGE 2 - WATER SHORTAGE CONTINGENCY PLAN

1. A Stage 2 condition exists when it is determined that due to drought or other water supply conditions, a water supply shortage or threatened shortage exists and a further consumer demand reduction is necessary to make more efficient use of water and appropriately respond to existing water conditions. Stage 2 of the Water Shortage Contingency Plan will be enacted upon a determination that water usage should be further reduced from then current levels, that a temporary water emergency exists necessitating implementation or that the requirements in Stage 1 are insufficient in complying with the necessary reduction; and/or that a government agency requests implementation of this stage to meet physical supply limitations.
2. Additional Water Shortage Contingency Plan Measures: In addition to the non-essential or unauthorized uses of water identified in Stage 1, the following water use restriction requirements apply during Stage 2 of the Water Shortage Contingency Plan, except where necessary to address an immediate health or safety need or to comply with a term or condition in a permit issued by a state or federal agency:
 - d. Obligation 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 seventy-two (72) hours of notification from Suburban.
3. Rates: Suburban shall implement a Commission-approved Schedule No. 14.1 Staged Water Shortage Contingency Plan.

(D)

(Continued)

(To be inserted by utility)

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Advise Letter No. 390-W

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Decision No.

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Title

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Resolution No.

Suburban Water Systems
1325 N. Grand Ave., Ste. 100
Covina, CA 91724-4044

Revised
Canceling Revised

Cal. P.U.C. Sheet No. 1934-W
Cal. P.U.C. Sheet No. 1929-W

TABLE OF CONTENTS

Subject Matter of Sheet

Cal. P.U.C.
Sheet No.

Title Page	1903-W	
Table of Contents	1934-W,	(T)
	1935-W,	(T)
	1916-W	

Preliminary Statement	1904-W, 1487-W, 1488-W, 1628-W – 1633-W, 1795-W 1635-W – 1637-W, 1882-W – 1883-W, 1640-W 1796-W – 1799-W, 1695-W, 1737-W, 1800-W, 1928-W, 1850-W, 1851-W, 1920-W, 1922-W 1924-W	
-----------------------	---	--

Service Area Maps:

San Jose Hills Service Area – Tariff Areas	1340-W
Whittier/La Mirada Service Area – Tariff Areas	1341-W
Sativa Service Area	1905-W

Rate Schedules:

Schedule S-1, Sativa Service Area – General Unmetered Service	1926-W 1918-W
Schedule SJ-1, San Jose Hills Service Area – Residential Metered Service	1885-W, 1892-W, 1838-W, 1871-W
Schedule SJ-2, San Jose Hills Service Area – Non-Residential Metered Service	1886-W, 1893-W, 1839-W, 1872-W
Schedule SJ-3, San Jose Hills Service Area – Recycled Water Metered Service	1887-W, 1894-W, 1840-W, 1831-W, 1873-W
Schedule WLM-1, Whittier/La Mirada Service Area – Residential Metered Service	1888-W, 1895-W, 1841-W, 1874-W
Schedule WLM-2, Whittier/La Mirada Service Area – Non-Residential Metered Service	1889-W, 1896-W, 1842-W, 1875-W
Schedule No. LIC-1, San Jose Hills and Whittier/La Mirada Service Areas Low Income Credit	1897-W, 1844-W
Schedule No. UF, P.U.C. Reimbursement Fee	1901-W
Schedule No. 4, Private Fire Protection Service	1890-W, 1422-W, 823-W
Schedule No. 4A, Fire Hydrant Service on Private Property	1891-W, 1766-W, 1824-W
Schedule No. 5, Public Fire Protection Service	880-W
Schedule No. 9-CF, Construction and Tank Truck Service	881-W
Schedule No. 14.1, Water Shortage Contingency Plan	1854-W – 1860-W
Schedule No. FF, Fire Flow Testing Charge	1349-W
Summary List of Contracts and Deviations	960-W

Rules:

No. 1 Definitions	1698-W, 1699-W
No. 2 Description of Service	884-W
No. 3 Application for Service	885-W, 1108-W
No. 4 Contracts	887-W

(Continued)

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Craig D. Gott

Date Filed

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Resolution No.

TABLE OF CONTENTS
(Continued)

<u>Subject Matter of Sheet</u>	<u>Cal. P.U.C. Sheet No.</u>
Rules (Continued)	
No. 5 Special Information Required on Forms	1700-W – 1703-W
No. 6 Establishment & Re-establishment of Credit	891-W
No. 7 Deposits	1476-W – 1477-W
No. 8 Notices	1704-W – 1706-W
No. 9 Rendering and Payment of Bills	1868-W, 897-W, 1642-W
No. 10 Disputed Bills	1707-W – 1708-W
No. 11 Discontinuance and Restoration of Service	1709-W – 1719-W
No. 12 Information Available to Public	1359-W, 910-W
No. 13 Temporary Service	911-W – 912-W
No. 14 Continuity of Service	913-W
No. 14.1 Water Conservation and Rationing Plan	1491-W, 1861-W, 1493-W – 1494-W, 1930-W – 1933-W, (T) 1499-W – 1504-W
No. 15 Main Extensions	914-W – 926-W, 1848-W, 1849-W
No. 16 Service Connections, Meters and Customers Facilities	928-W – 932-W, 1801-W, 934-W 1275-W – 1278-W
No. 17 Measurement of Service	935-W
No. 18 Meter Tests and Adjustment of Bills for Meter Error	936-W thru 938-W
No. 19 Service to Separate Premises, Multiple Units and Resale of Water	939-W, 940-W,
No. 20 Water Conservation	1490-W
No. 21 Fire Protection	942-W
No. 22 Military Family Relief Program	1090-W – 1091-W
No. 23 Customer Information Sharing	1478-W
Forms:	
No. 1 Application for Service (By Mail)	943-W

(Continued)

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