

Please refer to the following pages to view:

- **Section 1 (System Specific/Utility Terms)**

WATER UTILITY TARIFF  
FOR

Corix Utilities (Texas) Inc.	6836 Bee Caves Road, Suite 209
(Utility Name)	(Business Address)
Austin, Texas 78746	(512) 306-4000
(City, State, Zip Code)	(Area Code/Telephone)

This tariff is effective for utility operations under the following Certificate of Convenience and Necessity:

New CCN number to be assigned.

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This tariff is effective in the following county (ies):

Burnet

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This tariff is effective in the following cities or unincorporated towns (if any):

Spicewood Beach (unincorporated)

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This tariff is effective in the following subdivision or systems:

Spicewood Beach Water System

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The above utility lists the following sections of its tariff (if additional pages are needed for a section, all pages should be numbered consecutively):

TABLE OF CONTENTS

SECTION 1.0 – RATE SCHEDULE	2
SECTION 2.0 – SERVICE RULES AND POLICIES	4
SECTION 3.0 – EXTENSION POLICY	13
SECTION 4.0 – DROUGHT CONTINGENCY PLAN	19
APPENDIX A – SAMPLE SERVICE AGREEMENT	
APPENDIX B – APPLICATION FOR SERVICE	

SECTION 1.0 -- RATE SCHEDULE

Section 1.01 - Rates

RESIDENTIAL/NON-RESIDENTIAL

Meter Size	Monthly Minimum Charge	Gallage Charge		
5/8 or 3/4"	\$ 52.00	\$ 0.00	per 1000 gallons, 1 <sup>st</sup>	2,000 gallons
1"	\$ 111.00	\$ 3.75	per 1000 gallons, next	3,000 gallons
1 1/2"	\$ 210.00	\$ 4.75	per 1000 gallons, next	10,000 gallons
2"	\$ 332.00	\$ 6.90	per 1000 gallons, next	10,000 gallons
3"	\$ 651.00	\$ 7.95	per 1000 gallons thereafter	

SCHOOLS

Meter Size	Monthly Minimum Charge	Gallage Charge		
5/8 or 3/4"	\$ 47.75	\$ 4.75	per 1000 gallons,	All gallons
1"	\$ 137.00			
1 1/2"	\$ 249.00			
2"	\$ 378.00			
3"	\$ 651.00			

**FORM OF PAYMENT:** The utility will accept the following forms of payment:  
Cash ☒, Check ☒, Money Order ☒, Credit Card ☒, Other (specify) Electronic Funds Transfer  
THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS  
MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH  
PAYMENTS.

**REGULATORY ASSESSMENT** 1.0%  
TCEQ RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY BILL.

Section 1.02 - Miscellaneous Fees

**TAP FEE** \$ 800  
TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD 5/8" or 3/4"  
METER. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS PERMITTED IF LISTED ON THIS TARIFF.

**TAP FEE (Unique costs)** Actual Cost  
FOR EXAMPLE, A ROAD BORE FOR CUSTOMERS OUTSIDE OF SUBDIVISIONS OR RESIDENTIAL AREAS.

**TAP FEE (Large meter)** Actual Cost  
TAP FEE IS THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR METER SIZE INSTALLED.

**METER RELOCATION FEE** Actual Relocation Cost, Not to Exceed Tap Fee  
THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS THAT AN EXISTING METER BE RELOCATED.

SECTION 1.0 – RATE SCHEDULE (Continued)

**METER TEST FEE** \$ 25.00  
THIS FEE WILL BE CHARGED IF A CUSTOMER REQUESTS A SECOND METER TEST WITHIN A TWO-YEAR PERIOD AND THE TEST INDICATES THAT THE METER IS RECORDING ACCURATELY.

**METER RE-READ FEE** \$ 25.00  
THIS FEE WILL BE CHARGED IF A CUSTOMER REQUESTS MORE THAN ONE RE-READ OF THEIR METER WITHIN A TWO-YEAR PERIOD AND THE RE-READ INDICATES THAT THE PREVIOUS READING WAS RECORDED ACCURATELY.

**DISCONNECTION FEE** \$ 25.00  
THE DISCONNECTION FEE WILL BE CHARGED TO CUSTOMERS WHO DISCONNECT FROM THE SYSTEM FOR ANY REASON EXCEPT TERMINATION OF A UTILITY ACCOUNT.

**RECONNECTION FEE**  
THE RECONNECT FEE MUST BE PAID BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS (OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF):

- a) Nonpayment of bill \$ 25.00
- b) Reconnect fee if customer requested disconnection \$ 25.00

**TRANSFER FEE** \$ 30.00  
THIS FEE APPLIES TO CUSTOMERS WHO REQUEST TO TRANSFER AN ACCOUNT FROM ONE SERVICE LOCATION TO ANOTHER EXISTING SERVICE LOCATION WITHIN THE SAME SERVICE AREA. IF THERE IS NOT AN EXISTING TAP AT THE NEW SERVICE LOCATION, THE CUSTOMER WILL ALSO BE RESPONSIBLE FOR ALL CHARGES AND FEES FOR A NEW SERVICE APPLICATION AND CONNECTION.

**CHANGE OF ACCOUNT FEE** \$ 20.00  
THE CHANGE OF ACCOUNT FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED

**LATE CHARGE** 10% OF THE BILL  
TCEQ RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

**RETURNED CHECK CHARGE** \$ 25.00

**CUSTOMER DEPOSIT RESIDENTIAL** \$ 50.00

**COMMERCIAL & NON-RESIDENTIAL DEPOSIT** 1/6TH OF ESTIMATED ANNUAL BILL

**GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE** \$ Actual Cost  
WHEN AUTHORIZED IN WRITING BY TCEQ AND AFTER NOTICE TO CUSTOMERS, THE UTILITY MAY INCREASE RATES TO RECOVER INCREASED COSTS FOR INSPECTION FEES AND WATER TESTING. [30 TAC 291.21(K)(2)]

SECTION 1.0 – RATE SCHEDULE (Continued)

LINE EXTENSION AND CONSTRUCTION CHARGES:

REFER TO SECTION 3.0--EXTENSION POLICY FOR TERMS, CONDITIONS, AND CHARGES WHEN NEW CONSTRUCTION IS NECESSARY TO PROVIDE SERVICE.

APPLICATION FEE \$ 40.00  
THIS FEE IS DUE AT THE TIME WATER SERVICE IS REQUESTED

METER INSTALLATION AND INSPECTION FEE \$ See below  
THIS FEE WILL BE \$100 OR THE COST OF THE METER, WHICHEVER IS GREATER. IF THE COST OF THE METER EXCEEDS \$100, THEN A \$25 INSPECTION FEE WILL BE ADDED TO THE ACTUAL COST OF THE METER.

EQUIPMENT DAMAGE FEE \$ See below  
IF CORIX'S FACILITIES OR EQUIPMENT HAVE BEEN DAMAGED DUE TO TAMPERING, NEGLIGENCE, OR UNAUTHORIZED USE OF CORIX'S EQUIPMENT, RIGHT-OF-WAY, OR METER SHUT-OFF VALVE, OR DUE TO OTHER ACTS FOR WHICH CORIX INCURS LOSSES OR DAMAGES, THE CUSTOMER SHALL BE LIABLE FOR A FEE OF \$50.00 OR THE ACTUAL COSTS FOR ALL LABOR, MATERIAL, AND EQUIPMENT NECESSARY FOR REPAIR, REPLACEMENT, OR OTHER CORRECTIVE ACTIONS BY CORIX, WHICHEVER IS GREATER. THIS FEE SHALL BE CHARGED AND PAID BEFORE SERVICE IS RE-ESTABLISHED.

Please refer to the following pages to view:

- **Section 2** (Service Policy - Water)

**SECTION 2.0 -- SERVICE RULES AND POLICIES**

The utility will have the most current Texas Commission on Environmental Quality Rules, Chapter 291, Water Utility Regulation, available at its office for reference purposes. The Rules and this tariff shall be available for public inspection and reproduction at a reasonable cost. The latest Rules or Commission approved changes to the Rules supersede any rules or requirements in this tariff.

**Section 2.01 - Application for Water Service**

All applications for service will be made on the utility's standard application or contract form (attached in the Appendix to this tariff), will be signed by the applicant, any required fees (deposits, reconnect, tap, extension fees, etc. as applicable) will be paid and easements, if required, will be granted before service is provided by the utility. A separate application or contract will be made for each service location.

**Section 2.02 - Refusal of Service**

The utility may decline to serve an applicant until the applicant has complied with the regulations of the regulatory agencies (state and municipal regulations) and for the reasons outlined in the TCEQ Rules. In the event that the utility refuses to serve an applicant, the utility will inform the applicant in writing of the basis of its refusal. The utility is also required to inform the applicant that a complaint may be filed with the Commission.

**Section 2.03 - Fees and Charges & Easements Required Before Service Can Be Connected****(A) Customer Deposits**

If a residential applicant cannot establish credit to the satisfaction of the utility, the applicant may be required to pay a deposit as provided for in Section 1.02 - Miscellaneous Fees of this tariff. The utility will keep records of the deposit and credit interest in accordance with TCEQ Rules.

Residential applicants 65 years of age or older may not be required to pay deposits unless the applicant has an outstanding account balance with the utility or another water or sewer utility which accrued within the last two years.

Nonresidential applicants who cannot establish credit to the satisfaction of the utility may be required to make a deposit that does not exceed an amount equivalent to one-sixth of the estimated annual billings.

**SECTION 2.0 – SERVICE RULES AND POLICIES (Continued)**

Refund of deposit - If service is not connected, or after disconnection of service, the utility will promptly refund the customer's deposit plus accrued interest or the balance, if any, in excess of the unpaid bills for service furnished. The utility may refund the deposit at any time prior to termination of utility service but must refund the deposit plus interest for any residential customer who has paid 18 consecutive billings without being delinquent.

**(B) Tap or Reconnect Fees**

A new customer requesting service at a location where service has not previously been provided must pay a tap fee as provided in Section 1. A customer requesting service where service has previously been provided must pay a reconnect fee as provided in Section 1. Any applicant or existing customer required to pay for any costs not specifically set forth in the rate schedule pages of this tariff shall be given a written explanation of such costs prior to request for payment and/or commencement of construction. If the applicant or existing customer does not believe that these costs are reasonable or necessary, the applicant or existing customer shall be informed of their right to appeal such costs to the TCEQ or such other regulatory authority having jurisdiction over the utility's rates in that portion of the utility's service area in which the applicant's or existing customer's property(ies) is located.

Fees in addition to the regular tap fee may be charged if listed specifically in Section 1 to cover unique costs not normally incurred as permitted by 30 T. A. C. 291.86(a)(1)(C). For example, a road bore for customers outside a subdivision or residential area could be considered a unique cost.

**(C) Easement Requirement**

Where recorded public utility easements on the service applicant's property do not exist or public road right-of-way easements are not available to access the applicant's property, the Utility may require the applicant to provide it with a permanent recorded public utility easement on and across the applicant's real property sufficient to provide service to that applicant. Such easement(s) shall not be used for the construction of production, storage, transmission or pressure facilities unless they are needed for adequate service to that applicant.



**SECTION 2.0 – SERVICE RULES AND POLICIES (Continued)**

Section 2.04 - Utility Response to Applications for Service

After the applicant has met all the requirements, conditions and regulations for service, the utility will install tap, meter and utility cut-off valve and/or take all necessary actions to initiate service. The utility will serve each qualified applicant for service within 5 working days unless line extensions or new facilities are required. If construction is required to fill the order and if it cannot be completed within 30 days, the utility will provide the applicant with a written explanation of the construction required and an expected date of service.

Except for good cause where service has previously been provided, service will be reconnected within one working day after the applicant has met the requirements for reconnection.

Section 2.05 - Customer Responsibility

The customer will be responsible for furnishing and laying the necessary customer service pipe from the meter location to the place of consumption. Customers will not be allowed to use the utility's cutoff valve on the utility's side of the meter. Existing customers may install cutoff valves on their side of the meter and are encouraged to do so. All new customers may be required to install and maintain a cutoff valve on their side of the meter.

No direct connection between a public water supply system and any potential source of contamination or between a public water supply system and a private water source (ex. private well) will be allowed. A customer shall not connect, or allow any other person or party to connect, onto any water lines on his premises.

Section 2.06 - Customer Service Inspections

Applicants for new service connections or facilities which have undergone extensive plumbing modifications are required to furnish the utility a completed customer service inspection certificate. The inspection certificate shall certify that the establishment is in compliance with the Texas Commission on Environmental Quality Rules and Regulations for Public Water Systems, Section 290.46(j). The Utility is not required to perform these inspections for the applicant/customer, but will assist the applicant/customer in locating and obtaining the services of a certified inspector.

**SECTION 2.0 – SERVICE RULES AND POLICIES (Continued)**Section 2.07 - Back Flow Prevention Devices

No water connection shall be allowed to any residence or establishment where an actual or potential contamination hazard exists unless the public water facilities are protected from contamination by either an approved air gap, backflow prevention assembly, or other approved device. The type of device or backflow prevention assembly required shall be determined by the specific potential hazard identified in §290.47(i) Appendix I, Assessment of Hazards and Selection of Assemblies of the TCEQ Rules and Regulations for Public Water Systems.

The use of a backflow prevention assembly at the service connection shall be considered as additional backflow protection and shall not negate the use of backflow protection on internal hazards as outlined and enforced by local plumbing codes. When a customer service inspection certificate indicates that an adequate internal cross-connection control program is in effect, backflow protection at the water service entrance or meter is not required.

At any residence or establishment where it has been determined by a customer service inspection, that there is no actual or potential contamination hazard, as referenced in Section 290.47(i) Appendix I, Assessment of Hazards and Selection of Assemblies of the TCEQ Rules and Regulations for Public Water Systems, then a backflow prevention assembly or device is not required. Outside hose bibs do require, at a minimum, the installation and maintenance of a working atmospheric vacuum breaker.

All backflow prevention assemblies or devices shall be tested upon installation by a TCEQ certified backflow prevention assembly tester and certified to be operating within specifications. Backflow prevention assemblies which are installed to provide protection against health hazards must also be tested and certified to be operating within specifications at least annually by a certified backflow prevention assembly tester.

If the utility determines that a backflow prevention assembly or device is required, the utility will provide the customer or applicant with a list of TCEQ certified backflow prevention assembly testers. The customer will be responsible for the cost of installation and testing, if any, of backflow prevention assembly or device. The customer should contact several qualified installers to compare prices before installation. The customer must pay for any required maintenance and annual testing and must furnish a copy of the test results demonstrating that the assembly is functioning properly to the utility within 30 days after the anniversary date of the installation unless a different date is agreed upon.

**SECTION 2.0 -- SERVICE RULES AND POLICIES (Continued)****Section 2.08 - Access to Customer's Premises**

The utility will have the right of access to the customer's premises at all reasonable times for the purpose of installing, testing, inspecting or repairing water mains or other equipment used in connection with its provision of water service, or for the purpose of removing its property and disconnecting lines, and for all other purposes necessary to the operation of the utility system including inspecting the customer's plumbing for code, plumbing or tariff violations. The customer shall allow the utility and its personnel access to the customer's property to conduct any water quality tests or inspections required by law. Unless necessary to respond to equipment failure, leak or other condition creating an immediate threat to public health and safety or the continued provision of adequate utility service to others, such entry upon the customer's property shall be during normal business hours and the utility personnel will attempt to notify the customer that they will be working on the customer's property. The customer may require any utility representative, employee, contractor, or agent seeking to make such entry identify themselves, their affiliation with the utility, and the purpose of their entry.

All customers or service applicants shall provide access to meters and utility cutoff valves at all times reasonably necessary to conduct ordinary utility business and after normal business hours as needed to protect and preserve the integrity of the public drinking water supply.

**Section 2.09 - Meter Requirements, Readings, and Testing**

One meter is required for each residential, commercial, or industrial connection. All water sold by the utility will be billed based on meter measurements. The utility will provide, install, own and maintain meters to measure amounts of water consumed by its customers.

Meters will be read at monthly intervals and as nearly as possible on the corresponding day of each monthly meter reading period unless otherwise authorized by the Commission.

Meter tests. The utility will, upon the request of a customer, and, if the customer so desires, in his or her presence or in that of his or her authorized representative, make without charge a test of the accuracy of the customer's meter. If the customer asks to observe the test, the test will be made during the utility's normal working hours at a time convenient to the customer. Whenever possible, the test will be made on the customer's premises, but may, at the utility's discretion, be made at the utility's testing facility. If within a period of two years the customer requests a new test, the utility will make the test, but if the meter is found to be within the accuracy standards established

**SECTION 2.0 -- SERVICE RULES AND POLICIES(Continued)**

by the American Water Works Association, the utility will charge the customer a fee which reflects the cost to test the meter up to a maximum \$25 for a residential customer. Following the completion of any requested test, the utility will promptly advise the customer of the date of removal of the meter, the date of the test, the result of the test, and who made the test.

**Section 2.10 - Billing****(A) Regular Billing**

Bills from the utility will be mailed monthly unless otherwise authorized by the Commission. The due date of bills for utility service will be at least sixteen (16) days from the date of issuance. The postmark on the bill or, if there is no postmark on the bill, the recorded date of mailing by the utility will constitute proof of the date of issuance. Payment for utility service is delinquent if full payment, including late fees and the regulatory assessment, is not received at the utility or the utility's authorized payment agency by 5:00 p.m. on the due date. If the due date falls on a holiday or weekend, the due date for payment purposes will be the next workday after the due date.

**(B) Late Fees**

A late penalty of either \$5.00 or 10.0% will be charged on bills received after the due date. The penalty on delinquent bills will not be applied to any balance to which the penalty was applied in a previous billing. The utility must maintain a record of the date of mailing to charge the late penalty.

**(C) Information on Bill**

Each bill will provide all information required by the TCEQ Rules. For each of the systems it operates, the utility will maintain and note on the monthly bill a local or toll-free telephone number (or numbers) to which customers can direct questions about their utility service.

**(D) Prorated Bills**

If service is interrupted or seriously impaired for 24 consecutive hours or more, the utility will prorate the monthly base bill in proportion to the time service was not available to reflect this loss of service.

**SECTION 2.0 -- SERVICE RULES AND POLICIES (Continued)**Section 2.11- Payments

All payments for utility service shall be delivered or mailed to the utility's business office. If the business office fails to receive payment prior to the time of noticed disconnection for non-payment of a delinquent account, service will be terminated as scheduled. Utility service crews shall not be allowed to collect payments on customer accounts in the field.

Payment of an account by any means that has been dishonored and returned by the payor or payee's bank, shall be deemed to be delinquent. All returned payments must be redeemed with cash or valid money order. If a customer has two returned payments within a twelve month period, the customer shall be required to pay a deposit if one has not already been paid.

Section 2.12 - Service Disconnection(A) With Notice

Utility service may be disconnected if the bill has not been paid in full by the date listed on the termination notice. The termination date must be at least 10 days after the notice is mailed or hand delivered.

The utility is encouraged to offer a deferred payment plan to a customer who cannot pay an outstanding bill in full and is willing to pay the balance in reasonable installments. However, a customer's utility service may be disconnected if a bill has not been paid or a deferred payment agreement entered into within 26 days from the date of issuance of a bill and if proper notice of termination has been given.

Notice of termination must be a separate mailing or hand delivery in accordance with the TCEQ Rules.

B) Without Notice

Utility service may also be disconnected without notice for reasons as described in the TCEQ Rules.

## SECTION 2.0 -- SERVICE RULES AND POLICIES (Continued)

### Section 2.13 - Reconnection of Service

Utility personnel must be available during normal business hours to accept payments on the day service is disconnected and the following day unless service was disconnected at the customer's request or due to a hazardous condition.

Service will be reconnected within 36 hours after the past due bill, reconnect fees and any other outstanding charges are paid or the conditions which caused service to be disconnected are corrected.

### Section 2.14 - Service Interruptions

The utility will make all reasonable efforts to prevent interruptions of service. If interruptions occur, the utility will re-establish service within the shortest possible time. Except for momentary interruptions due to automatic equipment operations, the utility will keep a complete record of all interruptions, both emergency and scheduled and will notify the Commission in writing of any service interruptions affecting the entire system or any major division of the system lasting more than four hours. The notice will explain the cause of the interruptions.

### Section 2.15 - Quality of Service

The utility will plan, furnish, and maintain production, treatment, storage, transmission, and distribution facilities of sufficient size and capacity to provide a continuous and adequate supply of water for all reasonable consumer uses. Unless otherwise authorized by the Commission, the utility will maintain facilities as described in the Texas Commission on Environmental Quality Rules and Regulations for Public Water Systems.

### Section 2.16 - Customer Complaints and Disputes

If a customer or applicant for service lodges a complaint, the utility will promptly make a suitable investigation and advise the complainant of the results. Service will not be disconnected pending completion of the investigation. If the complainant is dissatisfied with the utility's response, the utility must advise the complainant that he has recourse through the Texas Commission on Environmental Quality complaint process. Pending resolution of a complaint, the commission may require continuation or restoration of service.

## **SECTION 2.0 -- SERVICE RULES AND POLICIES (Continued)**

The utility will maintain a record of all complaints which shows the name and address of the complainant, the date and nature of the complaint and the adjustment or disposition thereof, for a period of two years after the final settlement of the complaint.

In the event of a dispute between a customer and a utility regarding any bill for utility service, the utility will conduct an investigation and report the results to the customer. If the dispute is not resolved, the utility will inform the customer that a complaint may be filed with the Commission.

### Section 2.17 - Customer Liability

Customer shall be liable for any damage or injury to utility-owned property shown to be caused by the customer.

Please refer to the following pages to view:

- **Section 3** (Extension Policy – Water)



## **SECTION 3.0--EXTENSION POLICY**

### **Section 3.01 - Standard Extension Requirements**

LINE EXTENSION AND CONSTRUCTION CHARGES: NO CONTRIBUTION IN AID OF CONSTRUCTION MAY BE REQUIRED OF ANY CUSTOMER EXCEPT AS PROVIDED FOR IN THIS APPROVED EXTENSION POLICY.

The Utility is not required to extend service to any applicant outside of its certified service area and will only do so under terms and conditions mutually agreeable to the Utility and the applicant, in compliance with TCEQ rules and policies, and upon extension of the Utility's certified service area boundaries by the TCEQ.

The applicant for service will be given an itemized statement of the costs, options such as rebates to the customer, sharing of construction costs between the utility and the customer, or sharing of costs between the customer and other applicants prior to beginning construction.

The Utility is not required to extend service to any applicant outside of its certificated service area and will only do so under terms and conditions mutually agreeable to the Utility and the applicant, in compliance with TCEQ rules and policies, and upon extension of the Utility's certificated service area boundaries by the TCEQ.

### **Section 3.02 - Costs Utilities and Service Applicants Shall Bear**

Within its certified area, the utility will pay the cost of the first 200 feet of any water main or distribution line necessary to extend service to an individual residential customer within a platted subdivision.

However, if the residential customer requesting service purchased the property after the developer was notified in writing of the need to provide facilities to the utility, the utility may charge for the first 200 feet. The utility must also be able to document that the developer of the subdivision refused to provide facilities compatible with the utility's facilities in accordance with the utility's approved extension policy after receiving a written request from the utility.

### **SECTION 3.0 -- EXTENSION POLICY (Continued)**

Residential customers will be charged the equivalent of the costs of extending service to their property from the nearest transmission or distribution line even if that line does not have adequate capacity to serve the customer. However, if the customer places unique, non-standard service demands upon the system, the customer may be charged the additional cost of extending service to and throughout their property, including the cost of all necessary transmission and storage facilities necessary to meet the service demands anticipated to be created by that property.

Unless an exception is granted by the TCEQ's Executive Director, the residential service applicant shall not be required to pay for costs of main extensions greater than 2" in diameter for water distribution and pressure wastewater collection lines and 6" in diameter for gravity wastewater lines.

Exceptions may be granted by the TCEQ Executive Director if

- adequate service cannot be provided to the applicant using the maximum line sizes listed due to distance or elevation, in which case, it shall be the utility's burden to justify that a larger diameter pipe is required for adequate service;
- or larger minimum line sizes are required under subdivision platting requirements or building codes of municipalities within whose corporate limits or extraterritorial jurisdiction the point of use is located; or the residential service applicant is located outside the CCN service area.

If an exception is granted, the Utility shall establish a proportional cost plan for the specific extension or a rebate plan which may be limited to seven years to return the portion of the applicant's costs for oversizing as new customers are added to ensure that future applicants for service on the line pay at least as much as the initial service applicant.

For purposes of determining the costs that service applicants shall pay, commercial customers with service demands greater than residential customer demands in the certified area, industrial, and wholesale customers shall be treated as developers. A service applicant requesting a one inch meter for a lawn sprinkler system to service a residential lot is not considered nonstandard service.

If an applicant requires service other than the standard service provided by the utility, such applicant will be required to pay all expenses incurred by the utility in excess of the expenses that would be incurred in providing the standard service and connection beyond 200 feet and throughout his property including the cost of all necessary transmission facilities.

**SECTION 3.0 -- EXTENSION POLICY (Continued)**

Applicants may be subject to a Service Availability Review Fee, Engineering Review Fee and a Project Administration, Review & Inspection Fee for projects associated with extending service to Customers if deemed appropriate by the Utility. All such fees shall be charged based upon the cost incurred by the Utility.

The utility will bear the incremental cost of any over-sizing of water mains necessary to serve other customers in the immediate area. The individual residential customer shall not be charged for any additional production, storage, or treatment facilities. Contributions in aid of construction may not be required of individual residential customers for production, storage, treatment or transmission facilities unless otherwise approved by the Commission under this specific extension policy.

**Section 3.03 - Contributions in Aid of Construction**

Developers may be required to provide contributions in aid of construction in amounts sufficient to furnish the development with all facilities necessary to provide for reasonable local demand requirements and to comply with Texas Commission on Environmental Quality minimum design criteria for facilities used in the production, transmission, pumping, or treatment of water or Texas Commission on Environmental Quality minimum requirements. For purposes of this subsection, a developer is one who subdivides or requests more than two meters on a piece of property. Commercial, industrial, and wholesale customers will be treated as developers.

Any applicant who places unique or non-standard service demands on the system may be required to provide contributions in aid of construction for the actual costs of any additional facilities required to maintain compliance with the Texas Commission on Environmental Quality minimum design criteria for water production, treatment, pumping, storage and transmission.

Any service extension to a subdivision (recorded or unrecorded) may be subject to the provisions and restrictions of 30 TAC 291.86(d). When a developer wishes to extend the system to prepare to service multiple new connections, the charge shall be the cost of such extension, plus a pro-rata charge for facilities which must be committed to such extension compliant with the Texas Commission on Environmental Quality minimum design criteria. As provided by 30 T.A.C. 291.85(e)(3), for purposes of this section, commercial, industrial, and wholesale customers shall be treated as developers.

**SECTION 3.0 -- EXTENSION POLICY (Continued)**

A utility may only charge a developer standby fees for unrecovered costs of facilities committed to a developer's property under the following circumstances:

- Under a contract and only in accordance with the terms of the contract; or
- if service is not being provided to a lot or lots within two years after installation of facilities necessary to provide service to the lots has been completed and if the standby fees are included on the utilities approved tariff after a rate change application has been filed. The fees cannot be billed to the developer or collected until the standby fees have been approved by the commission or executive director.
- for purposes of this section, a manufactured housing rental community can only be charged standby fees under a contract or if the utility installs the facilities necessary to provide individually metered service to each of the rental lots or spaces in the community.

**Section 3.04 - Appealing Connection Costs**

The imposition of additional extension costs or charges as provided by Sections 3.0 - Extension Policy of this tariff shall be subject to appeal as provided in this tariff, TCEQ rules, or the rules of such other regulatory authority as may have jurisdiction over the utility's rates and services. Any applicant required to pay for any costs not specifically set forth in the rate schedule pages of this tariff shall be given a written explanation of such costs prior to payment and/or commencement of construction. If the applicant does not believe that these costs are reasonable or necessary, the applicant shall be informed of the right to appeal such costs to the TCEQ or such other regulatory authority having jurisdiction over the utility's rates in that portion of the utility's service area in which the applicant's property(ies) is located.

**Section 3.05 - Applying for Service**

The Utility will provide a written service application form to the applicant for each request for service received by the Utility's business offices. A separate application shall be required for each potential service location if more than one service connection is desired by any individual applicant. Service application forms will be available at the Utility's business office during normal weekday business hours. Service applications will be sent by prepaid first class United States mail to the address provided by the applicant upon request. Completed applications should be returned by hand delivery in case there are questions which might delay fulfilling the service request. Completed service applications may be submitted by mail if hand delivery is not possible.

**SECTION 3.0 -- EXTENSION POLICY (Continued)**

Where a new tap or service connection is required, the service applicant shall be required to submit a written service application and request that a tap be made. A diagram, map, plat, or written metes and bounds description of precisely where the applicant desires each tap or service connection is to be made and, if necessary, where the meter is to be installed, along the applicant's property line may also be required with the tap request. The actual point of connection and meter installation must be readily accessible to Utility personnel for inspection, servicing, and meter reading while being reasonably secure from damage by vehicles and mowers. If the Utility has more than one main adjacent to the service applicant's property, the tap or service connection will be made to the Utility's nearest service main with adequate capacity to service the applicant's full potential service demand. Beyond the initial 200 feet, the customer shall bear only the equivalent cost of extending from the nearest main. If the tap or service connection cannot be made at the applicant's desired location, it will be made at another location mutually acceptable to the applicant and the Utility. If no agreement on location can be made, the applicant may refer the matter to the TCEQ for resolution.

**Section 3.06 - Qualified Service Applicant**

A "qualified service applicant" is an applicant who has: (1) met all of the Utility's requirements for service contained in this tariff, TCEQ rules and/or TCEQ order, (2) has made payment or made arrangement for payment of tap fees, (3) has provided all easements and rights-of-way required to provide service to the requested location, (4) delivered an executed customer service inspection certificate to the Utility, if applicable, and (5) has executed a customer service application for each location to which service is being requested.

The Utility shall serve each qualified service applicant within its certified service area as soon as practical after receiving a completed service application. All service requests will be fulfilled within the time limits prescribed by TCEQ rules once the applicant has met all conditions precedent to achieving "qualified service applicant" status. If a service request cannot be fulfilled within the required period, the applicant shall be notified in writing of the delay, its cause and the anticipated date that service will be available. The TCEQ service dates shall not become applicable until the service applicant has met all conditions precedent to becoming a qualified service applicant as defined by TCEQ rules.

## **SECTION 3.0 -- EXTENSION POLICY (Continued)**

### **Section 3.07 - Developer Requirements**

As a condition of service to a new subdivision, the Utility shall require a developer (as defined by TCEQ rule) to provide permanent recorded public utility easements as a condition of service to any location within the developer's property.

Please refer to the following pages to view:

- Section 4 (Drought Contingency Plan – Water)



**Drought Contingency Plan  
for a Retail Public Water Supplier**  
Texas Commission on Environmental Quality

\_\_\_\_\_ **Corix Utilities (Texas) Inc.** \_\_\_\_\_  
(Name of Utility)

\_\_\_\_\_ **Ste. 209,6836 Bee Cave Rd, Austin, TX 78746** \_\_\_\_\_  
(Address, City, Zip Code)

\_\_\_\_\_  
(CCN#)

**Alleyton (0450087), Buchanan Lake (1500037),  
Lometa (1410002), Matagorda Dunes (1610052),  
Paradise Point (1500008), Quail Creek (No PWS #),  
Ridge Harbor (0270081), Sandy Harbor (1500009),  
Smithwick Mills (0270045), Spicewood Beach (0270011)**  
(PWS #s)

\_\_\_\_\_ **October 31, 2012** \_\_\_\_\_  
(Date)

**Section I: Declaration of Policy, Purpose, and Intent**

In order to conserve the available water supply and protect the integrity of water supply facilities, with particular regard for domestic water use, sanitation, and fire protection, and to protect and preserve public health, welfare, and safety and minimize the adverse impacts of water supply shortage or other water supply emergency conditions, Corix Utilities Inc. ("Corix") hereby adopts the following regulations and restrictions on the delivery and consumption of water through a TCEQ approved tariff.

Water uses regulated or prohibited under this Drought Contingency Plan (the Plan) are considered to be non-essential and continuation of such uses during times of water shortage or other emergency water supply condition are deemed to constitute a waste of water which subjects the offender(s) to penalties as defined in Section X of this Plan.

**Section II: Public Involvement**

Opportunity for the public to provide input into the preparation of the Plan was provided by the prior owner, the Lower Colorado River Authority (LCRA), by means of public forums, newsletters, and web postings. The terms of the Plan adopted by the new owner, Corix, are substantially comparable



to the prior LCRA Drought Contingency Plan.

**Section III: Public Education**

Corix will periodically provide the public with information about the Plan, including information about the conditions under which each stage of the Plan is to be initiated or terminated and the drought response measures to be implemented in each stage. This information will be provided by means of press releases, utility bill inserts, emailings, and web page postings

**Section IV: Coordination with Regional Water Planning Groups**

The service areas of these Corix utilities are located within the Region K and Region G Planning Areas and Corix has provided a copy of this Plan to these planning groups.

**Section V: Authorization**

The Utility Operations Manager, or his/her designee, is hereby authorized and directed to implement the applicable provisions of this Plan upon determination that such implementation is necessary to protect public health, safety, and welfare. The Utility Operations Manager, or his/her designee, shall have the authority to initiate or terminate drought or other water supply emergency response measures as described in this Plan.

**Section VI: Application**

The provisions of this Plan shall apply to all persons, customers, and property utilizing water provided by Corix. The terms "person" and "customer" as used in the Plan include individuals, corporations, partnerships, associations, and all other legal entities.

**Section VII: Definitions**

For the purposes of this Plan, the following definitions shall apply:

Aesthetic water use: water use for ornamental or decorative purposes such as fountains, reflecting pools, and water gardens.

Commercial and institutional water use: water use which is integral to the operations of commercial and non-profit establishments and governmental entities such as retail establishments, hotels and motels, restaurants, and office buildings.

Conservation: those practices, techniques, and technologies that reduce the consumption of water, reduce the loss or waste of water, improve the efficiency in the use of water or increase the recycling and reuse of water so that a supply is conserved and made available for future or alternative uses.

Customer: any person, company, or organization using water supplied by Corix.

Domestic water use: water use for personal needs or for household or sanitary purposes such as

drinking, bathing, heating, cooking, sanitation, or for cleaning a residence, business, industry, or institution.

Even number address: street addresses, box numbers, or rural postal route numbers ending in 0, 2, 4, 6, or 8 and locations without addresses.

Industrial water use: the use of water in processes designed to convert materials of lower value into forms having greater usability and value.

Landscape irrigation use: water used for the irrigation and maintenance of landscaped areas, whether publicly or privately owned, including residential and commercial lawns, gardens, golf courses, parks, and rights-of-way and medians.

Non-essential water use: water uses that are not essential nor required for the protection of public, health, safety, and welfare, including:

- (a) irrigation of landscape areas, including parks, athletic fields, and golf courses, except otherwise provided under this Plan;
- (b) use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle;
- (c) use of water to wash down any sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surfaced areas;
- (d) use of water to wash down buildings or structures for purposes other than immediate fire protection;
- (e) flushing gutters or permitting water to run or accumulate in any gutter or street;
- (f) use of water to fill, refill, or add to any indoor or outdoor swimming pools or Jacuzzi-type pools;
- (g) use of water in a fountain or pond for aesthetic or scenic purposes except where necessary to support aquatic life;
- (h) failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s); and
- (i) use of water from hydrants for construction purposes or any other purposes other than fire fighting.

Odd numbered address: street addresses, box numbers, or rural postal route numbers ending in 1, 3, 5, 7, or 9.

## **Section VIII: Criteria for Initiation and Termination of Drought Response Stages**

The Utility Operations Manager, or his/her designee, shall monitor water supply and demand conditions and shall determine when conditions warrant initiation and termination of each stage of the Corix Drought Contingency Plan. Water supply conditions will be determined by the availability of the source of supply for each individual system (surface water, groundwater, or another treated

water provider not affiliated with Corix, system capacity, and weather conditions. Demand will be measured by the peak daily demands on each system.

### **Stage 1 Triggers -- MILD Water Shortage Conditions**

#### **Requirements for initiation**

Customers shall be requested to conserve water voluntarily and adhere to the Stage 1 Drought Response Measures when one or a combination of such triggering criteria occurs:

- a. For surface water supply systems, when total daily water demand equals or exceeds 80 percent of:
  - i. the total design capacity of a Corix water treatment plant for three consecutive days, or 85 percent on a single day; or
  - ii. the contracted peak day capacity for systems supplied by another provider; or
- b. For groundwater supply systems, when maximum daily usage equals or exceeds 70 percent of the pump's or well's rated capacity for three consecutive days; or
- c. For surface water supply systems served by stored water on the Highland Lakes, when combined storage level of Lakes Travis and Buchanan reaches 1.4 million acre-feet in accordance with the LCRA Drought Contingency Plan for Firm Water Customers (DCP); or
- d. When any other triggering criteria for individual systems, as listed in the Table 5-1, are present.

#### **Requirements for termination— Stage 1 of the plan may be rescinded when:**

- a. For surface water supply systems, the water treatment plant capacity condition listed above as a triggering event has ceased to exist for five consecutive days; or
- b. For groundwater supply systems, the groundwater capacity condition listed above as a triggering event has ceased to exist for five consecutive days; or
- c. For surface water systems served by stored water on the Highland Lakes, LCRA announces that curtailment of water supplies to firm water customers is no longer required under the drought contingency measures of the LCRA DCP; or
- d. Any other triggering criteria as outlined in Table VIII-1 for individual systems no longer applies or has ceased to exist.

## **Stage 2 Triggers -- MODERATE Water Shortage Conditions**

### **Requirements for initiation**

Customers shall be required to comply with the Stage 2 Drought Response Measures of this plan when the following triggering criteria are met:

- a. For surface water supply systems, when total daily water demand equals or exceeds 93 percent of:
  - i. the total design capacity of a Corix water treatment plant for three consecutive days or 95 percent on a single day; or
  - ii. the contracted peak day capacity for systems supplied by another non-LCRA provider; or
- b. For groundwater supply systems, when maximum daily usage equals or exceeds 85 percent of the pump's or well's rated capacity, whichever is less, for three consecutive days;
- c. For surface water systems served by stored water on the Highland Lakes, when the combined storage level of Lakes Travis and Buchanan reaches 900,000 acre-feet in accordance with the LCRA DCP; or
- d. When any other additional trigger criteria for individual systems, as listed in the Table 1, have been reached.

### **Requirements for termination — Stage 2 of the Plan may be rescinded when:**

- a. For surface water supply systems, the water treatment plant capacity condition listed above as a triggering event has ceased to exist for five consecutive days; or
- b. For groundwater supply systems, the groundwater capacity condition listed above as a triggering event has ceased to exist for five consecutive days; or
- c. For surface water systems served by stored water on the Highland Lakes, LCRA announces that curtailment of water supplies to firm water customers is no longer required under the drought contingency measures of the LCRA DCP; or
- d. Any other triggering criteria, as outlined in Table 1, for individual systems no longer applies or has ceased to exist.

Upon termination of Stage 2, Stage 1 becomes operative.

### **Stage 3 Triggers - SEVERE Water Shortage Conditions**

#### **Requirements for initiation**

Customers shall be required to comply with Stage 3 Drought Response Measures of this plan when severe water shortage conditions exist. Corix will recognize that a severe water shortage condition exists when either of the following criteria is met:

- a. For surface water supply systems, when total daily water demand equals or exceeds 95 percent of:
  - i. the total design capacity of a Corix water treatment plant for three consecutive days, or 97 percent on a single day; or
  - ii. the contracted peak day capacity for systems supplied by another non-LCRA provider; or
- b. For groundwater supply systems, when maximum daily usage equals or exceeds 95 percent of the pump's or well's rated capacity, whichever is less, for three consecutive days; or
- c. For surface water systems served by stored water on the Highland Lakes, when the combined storage level of Lakes Travis or Buchanan reaches 600,000 acre-feet, in accordance with the LCRA DCP; or
- d. When any other additional trigger criteria for individual systems, as listed in the Table 1, are achieved.

Requirements for termination — Stage 3 of the Plan may be rescinded when:

- a. For surface water supply systems, the water treatment plant capacity condition listed above as a triggering event has ceased to exist for five consecutive days; or
- b. For groundwater supply systems, the groundwater capacity condition listed above as a triggering event has ceased to exist for five consecutive days; or
- c. For surface water systems served by stored water on the Highland Lakes, LCRA announces that curtailment of water supplies to firm water customers is no longer required under drought contingency measures of the LCRA DCP; or
- d. Any other triggering criteria, as outlined in Table 1, for individual systems no longer applies or has ceased to exist.

Upon termination of Stage 3, Stage 2 becomes operative.

**Stage 4 Triggers -- EMERGENCY Water Shortage Conditions**

Requirements for initiation

Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses for Stage 4 of this Plan when:

- a. Major water line breaks, loss of distribution pressure, or pump system failures that cause substantial loss in its ability to provide water service,
- b. Contamination of the water supply source,
- c. Any other emergency water supply or demand conditions that the Utility Operations Manager, or designee, determines to constitute a water supply emergency more severe than that contemplated in the triggers contained in the LCRA Water Management Plan, or
- d. Any other triggering criteria, as outlined in Table 1, for individual systems.

Requirements for termination

Stage 4 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of up to 2 days or at the discretion of the Utility Operations Manager. Upon termination of Stage 4, Stage 3 becomes operative.

**Table 1 Corix Water Utility Systems with Supplemental Trigger and Drought Response Measures**

SYSTEM	SUPPLEMENTAL INFORMATION
Lake Buchanan	Water Supply triggers: Stage 1: Follow LCRA Water Management Plan Stage 2: Follow LCRA Water Management Plan Stage 3: Lake Buchanan elevation 965 msl Stage 4: Follow LCRA Water Management Plan
Lometa	Water supply triggers: Stage 1: Lometa Reservoir elevation 1,389 msl Stage 2: Lometa Reservoir elevation 1,387 msl Stage 3: Lometa Reservoir elevation 1,385 msl Stage 4: Lometa Reservoir elevation 1,383 msl

Paradise Point	Water supply triggers: Stage 1: Lake Buchanan elevation 995 msl Stage 2: Lake Buchanan elevation 990 msl Stage 3: Lake Buchanan elevation 985 msl Stage 4: Lake Buchanan elevation 980 msl
Ridge Harbor	Water supply triggers: Stage 1: Follow LCRA Water Management Plan Stage 2: Follow LCRA Water Management Plan Stage 3: Lake Travis elevation 627 msl Stage 4: Follow LCRA Water Management Plan
Smithwick Mills	Water supply triggers: Stage 1: Lake Travis elevation 655 msl Stage 2: Lake Travis elevation 645 msl Stage 3: Follow LCRA Water Management Plan Stage 4: Follow LCRA Water Management Plan
Spicewood Beach	Water supply triggers: Stage 1: Supply well elevation 650 msl Stage 2: Supply well elevation 645 msl Stage 3: Supply well elevation 640 msl Stage 4: Supply well elevation 630 msl
Sandy Harbor	Receives treated water from City of Horseshoe Bay; will comply with Horseshoe Bay Drought Contingency Plan.

**Section IX: Drought Response Stages**

The Utility Operations Manager, or his/her designee, shall monitor water supply and/or demand conditions on a daily basis and, in accordance with the triggering criteria set forth in Section VIII of this Plan, shall determine that a mild, moderate, severe, or emergency condition exists and shall implement the following notification procedures:

**Notification**

Notification of the Public:

The Utility Operations Manager, or his/ her designee, shall notify the public by means of:

- Email notifications,
- Direct mail to customers,
- Public service announcements,
- Signs posted in public places

Additional Notification:

The Utility Operations Manager, or his/ her designee, shall notify directly, or cause to be notified directly, the following individuals and entities:

City and/or County Emergency Management Coordinator(s)  
County Judge  
TCEQ  
Major water users  
Critical water users, i.e. hospitals and schools

#### **Stage 1 Response -- MILD Water Shortage Conditions**

##### **Supply Management Measures:**

The affected Corix water utility system will review system operations and identify ways to improve system efficiency and accountability.

##### **Demand Management Measures:**

**Water Supply Reduction Target:** Achieve a 5% reduction in water use.

- a. Provide consumer information and materials on water conservation measures and practices to retail customers
- b. Request that customers voluntarily comply with the water-use restrictions outlined in Stage 2 of this plan

#### **Stage 2 Response -- MODERATE Water Shortage Conditions**

##### **Supply Management Measures:**

In addition to measures implemented in Stage 1 of the plan, the affected Corix water utility system will:

- a. Apply all water-use restrictions prescribed for Stage 2 of the plan to Corix utility-owned facilities and properties associated with the system for which Stage 2 has been declared.
- b. Discontinue water main and line flushing unless necessary for public health reasons; and
- c. Keep customers informed about issues regarding current and projected water supply and demand conditions.

##### **Demand Management Measures:**

**Water Supply Reduction Target:** Achieve a 10-20% reduction in water use.



Under threat of penalty as described in Section X, the following water-use restrictions shall apply to all retail water customers:

Irrigation of Landscaped Areas:

- a. Irrigation of landscaped areas with hose-end sprinklers or in-ground irrigation systems shall be limited to a no more than a twice weekly watering schedule determined by Corix and based on the nature of the current drought or water emergency.
- b. Outdoor watering hours will be limited to between midnight and 10 a.m. and between 7 p.m. and midnight on days designated by the Utility Operations Manager, or his/her designee. This prohibition does not apply to irrigation of landscaped areas if it is by means of:
  - i. Hand-held hose
  - ii. Faucet-filled bucket or water can of five gallons or less

Vehicle Washing

Use of water to wash any motor vehicle, such as a motorbike, boat, trailer, or airplane is prohibited except on designated watering days between the hours of midnight and 10 a.m. and between 7 p.m. and midnight. Such activity, when allowed, shall be done with a hand-held bucket or a hand-held hose equipped with a positive shutoff nozzle. A vehicle may be washed any time at a commercial car wash facility or commercial service station. Further, this activity is exempt from these regulations if the health, safety, and welfare of the public are served by washing the vehicle, such as a truck used to collect garbage or used to transport food and perishables.

Pools

- a. Filling of all new and existing swimming pools, hot tubs, wading pools, is prohibited. Replenishing to maintenance level is permitted. Draining is permitted only onto pervious surfaces or onto a surface where water will be transmitted directly to a pervious surface, and only if:
  - i. Draining excess water from pool due to rain in order to lower water to maintenance level;
  - ii. Repairing, maintaining or replacing pool components that have become hazardous; or
  - iii. Repair of a pool leak.

- b. Refilling of public/community swimming pools permitted only if pool has been drained for repairs, maintenance, or replacement as outlined in items above.

#### Restaurants

All restaurants are encouraged to serve water to their patrons only upon request.

#### Fire Hydrants

Use of water from fire hydrants shall be limited to firefighting and activities necessary to maintain public health, safety and welfare. Use of water from designated fire hydrants for construction purposes may be allowed under special conditions and will require a meter; a variance application must be submitted and approved before a hydrant meter will be provided.

#### Outside Water Features

Operation of outside water features, such as, but not limited to, fountains or outdoor misting systems, is prohibited, except where such features are designed and consistently maintained to sustain aquatic life or maintain water quality. Corix may require proof of such design and consistent maintenance.

#### Water Waste

The following uses of water are prohibited at all times during periods in which restrictions have gone into effect unless a variance has been approved:

- a. Washing sidewalks, walkways, driveways, parking lots, street, tennis courts, and other impervious outdoor surfaces; except for immediate health and safety;
- b. Washing buildings, houses or structures with a pressure washer or garden hose is prohibited for aesthetic purposes but permitted for surface preparation of maintenance work to be performed.
- c. Controlling dust, unless there is a demonstrated need to do so for reasons of public health and safety, or as part of a construction plan approved by a governmental entity;
- d. Flushing gutters or allowing a substantial amount of water to run off a property and accumulate in a gutter, street, or parking lot to a depth greater than one-fourth of an inch.

### **Stage 3 Response -- SEVERE Water Shortage Conditions**

### **Supply Management Measures:**

In addition to measures implemented in the preceding stages of the plan, affected Corix water utility systems will implement additional water control options to limit water to only critical use for protection of health and safety and maintenance of treatment quality.

### **Demand Management Measures:**

**Water Supply Reduction Target:** Achieve a minimum 20% reduction in water use.

Under threat of penalty as described in Section X, all retail customers are required to further reduce non-essential water uses as follows. All requirements of Stage 2 shall remain in effect during Stage 3, with the following modifications and additions:

#### **Irrigation of Landscaped Areas**

- a. Irrigation of landscaped areas is prohibited, except with hand-held hoses, hand-held buckets, or drip irrigation. The use of hose-end sprinklers or in-ground irrigation systems are prohibited at all times during Stage 3.
- b. No new landscapes may be installed. No variances will be approved.

#### **Vehicle Washing**

Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane, or other vehicle is prohibited. A vehicle can be washed at any time at a commercial car wash facility or commercial service station. Further, this activity is exempt from these regulations if the health, safety, and welfare of the public are served by washing the vehicle, such as a truck used to collect garbage or used to transport food and perishables.

#### **Pools**

Installation of swimming pools is prohibited. The filling or replenishing of water to swimming pools, hot tubs, wading pools, and other types of pools is prohibited. Public/community swimming pools may be exempt from this prohibition to maintain safe levels of water quality for human contact.

Operation of splash pad type fountains is prohibited.

### **Stage 4 Response -- EMERGENCY Water Shortage Conditions**

### **Targets for Water-Use Reductions:**

Water Supply Reduction Target: As determined by Corix.

Under threat of penalty for violation as described in Section X, customers are required to eliminate non-essential water uses during an emergency. This includes, but is not limited to the following measures:

- a. Irrigation of landscaped areas is prohibited.
- b. Use of water from fire hydrants shall be limited to firefighting and activities necessary to maintain public health, safety, and welfare only.
- c. No applications for new, additional, expanded, or larger water service connections, meters, service lines, pipeline extensions, mains, or water service facilities of any kind shall be allowed or approved.

Additional measures may be added as needed.

### **Section X: Enforcement**

The following enforcement provisions shall apply to all Corix retail water customers:

- a. No person shall knowingly or intentionally allow the use of water from a Corix water utility system for residential, commercial, industrial, agricultural, governmental, or any other purpose in a manner contrary to any provision of this plan, or in an amount in excess of that permitted by the drought response stage in effect at the time.
- b. Any person who violates this plan shall be subject to the following surcharges and conditions of service:
  - i. Following the first documented violation, the violator shall be given a notice specifying the type of violation and the date and time it was observed.
  - ii. Following the second documented violation, the violator shall be sent by certified mail a notice of violation and shall be assessed a surcharge of \$200;
  - iii. Following the third documented violation, the violator shall be sent by certified mail a notice of violation and shall be assessed a surcharge of \$700;
  - iv. Following the fourth documented violation, the Utility Operations Manager, or his designee, shall, upon due notice to the customer, be authorized to discontinue water service to the premises where such violations occur.

Services discontinued under such circumstances shall be restored only upon payment of a reconnection charge, hereby established at \$500, and any other costs incurred by a Corix water utility system in discontinuing service, and any outstanding charges including late payment fees or penalties. In addition, suitable assurance in the amount of a deposit of \$500 must be given to the Utility Operations Manager, or his designee, that the same action shall not be repeated while the plan is in effect. The Utility Operations Manager, or his designee, may apply the deposit to any surcharges or penalties subsequently assessed under this plan against a customer. Any remaining amount of such deposit, if any, shall be returned to the customer at the time of the customer's voluntary disconnection from the utility system.

- c. Compliance with this plan also may be sought through injunctive relief in district court.
- d. Each day that one or more of the provisions in this plan is violated shall constitute a separate violation. Any person, including one classified as a water customer of a Corix water utility system, in apparent control of the property where a violation occurs or originates, shall be presumed to be the violator. Any such person, however, shall have the right to show that he did not commit the violation. Parents shall be presumed to be responsible for violations of their minor children, but any such parent may be excused if he proves that he had previously directed the child not to use the water in violation of this plan and that there is no reasonable expectation that parent could have known about the violation.

#### **Section XI: Variances**

The Utility Operations Manager, or his/her designee, may, in writing, grant temporary variance for existing water uses otherwise prohibited under this Plan if it is determined that failure to grant such variance would cause an emergency condition adversely affecting the health, sanitation, or fire protection for the public or the person requesting such variance and if one or more of the following conditions are met:

- (a) Compliance with this Plan cannot be technically accomplished during the duration of the water supply shortage or other condition for which the Plan is in effect.
- (b) Alternative methods can be implemented which will achieve the same level of reduction in water use.

Persons requesting an exemption from the provisions of this Ordinance shall file a petition for variance with the Utility Operations Manager within 5 days after the Plan or a particular drought response stage has been invoked. All petitions for variances shall be reviewed by the Utility Operations Manager, or his/her designee, and shall include the following:

- (a) Name and address of the petitioner(s).

- (b) Purpose of water use.
- (c) Specific provision(s) of the Plan from which the petitioner is requesting relief.
- (d) Detailed statement as to how the specific provision of the Plan adversely affects the petitioner or what damage or harm will occur to the petitioner or others if petitioner complies with this Ordinance.
- (e) Description of the relief requested.
- (f) Period of time for which the variance is sought.
- (g) Alternative water use restrictions or other measures the petitioner is taking or proposes to take to meet the intent of this Plan and the compliance date.
- (h) Other pertinent information.

Please refer to the following pages to view:

- [Appendix A](#) - Application For Service Form
- [Appendix B](#) – Blank Application Form

**APPENDIX A – SAMPLE SERVICE AGREEMENT**

From 30 TAC Chapter 290.47(b), Appendix B

**SERVICE AGREEMENT**

- I. **PURPOSE.** The NAME OF WATER SYSTEM is responsible for protecting the drinking water supply from contamination or pollution which could result from improper private water distribution system construction or configuration. The purpose of this service agreement is to notify each customer of the restrictions which are in place to provide this protection. The utility enforces these restrictions to ensure the public health and welfare. Each customer must sign this agreement before the NAME OF WATER SYSTEM will begin service. In addition, when service to an existing connection has been suspended or terminated, the water system will not re-establish service unless it has a signed copy of this agreement.
- II. **RESTRICTIONS.** The following unacceptable practices are prohibited by State regulations.
  - A. No direct connection between the public drinking water supply and a potential source of contamination is permitted. Potential sources of contamination shall be isolated from the public water system by an air-gap or an appropriate backflow prevention device.
  - B. No cross-connection between the public drinking water supply and a private water system is permitted. These potential threats to the public drinking water supply shall be eliminated at the service connection by the installation of an air-gap or a reduced pressure-zone backflow prevention device.
  - C. No connection which allows water to be returned to the public drinking water supply is permitted.
  - D. No pipe or pipe fitting which contains more than 8.0% lead may be used for the installation or repair of plumbing at any connection which provides water for human use.
  - E. No solder or flux which contains more than 0.2% lead can be used for the installation or repair of plumbing at any connection which provides water for human use.



III. SERVICE AGREEMENT. The following are the terms of the service agreement between the NAME OF WATER SYSTEM (the Water System) and NAME OF CUSTOMER (the Customer).

- A. The Water System will maintain a copy of this agreement as long as the Customer and/or the premises is connected to the Water System.
- B. The Customer shall allow his property to be inspected for possible cross-connections and other potential contamination hazards. These inspections shall be conducted by the Water System or its designated agent prior to initiating new water service; when there is reason to believe that cross-connections or other potential contamination hazards exist; or after any major changes to the private water distribution facilities. The inspections shall be conducted during the Water System's normal business hours.
- C. The Water System shall notify the Customer in writing of any cross-connection or other potential contamination hazard which has been identified during the initial inspection or the periodic reinspection.
- D. The Customer shall immediately remove or adequately isolate any potential cross-connections or other potential contamination hazards on his premises.
- E. The Customer shall, at his expense, properly install, test, and maintain any backflow prevention device required by the Water System. Copies of all testing and maintenance records shall be provided to the Water System.

IV. ENFORCEMENT. If the Customer fails to comply with the terms of the Service Agreement, the Water System shall, at its option, either terminate service or properly install, test, and maintain an appropriate backflow prevention device at the service connection. Any expenses associated with the enforcement of this agreement shall be billed to the Customer.

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CUSTOMER'S SIGNATURE

DATE

**APPENDIX B -- APPLICATION FOR SERVICE  
(Utility Must Attach Blank Copy)**



WATER/WASTEWATER UTILITY APPLICATION

Corix Utilities (Texas) Inc.  
6836 Bee Caves Road, Ste. 209  
Austin, TX 78746  
Tel: 877-718-4396 Fax: 512-306-4009

Date: \_\_\_\_\_

Name of applicant: \_\_\_\_\_

Mailing address: \_\_\_\_\_  
Street or PO Box City State Zip

Home phone: ( ) \_\_\_\_\_ Social Security #XXX-XX-\_\_\_\_\_

Work phone: ( ) \_\_\_\_\_ Cell phone: ( ) \_\_\_\_\_

E-mail: \_\_\_\_\_

Name of authorized person to make changes to the account: \_\_\_\_\_

Address of requested service: \_\_\_\_\_  
Street City State Zip

County: Subdivision: Block: Lot:

Services Requested	Applicant is	Meter Size	Type of Customer
<input type="checkbox"/> water at existing location	<input type="checkbox"/> owner	<input type="checkbox"/> 5/8"	<input type="checkbox"/> Residential
<input type="checkbox"/> wastewater at existing location	<input type="checkbox"/> renter/leasee	<input type="checkbox"/> 3/4"	<input type="checkbox"/> Commercial
<input type="checkbox"/> with grinder pump		<input type="checkbox"/> 1 "	<input type="checkbox"/> Mutli-Unit
<input type="checkbox"/> supplemental agreement executed		<input type="checkbox"/> - - -	
<input type="checkbox"/> water at a new location			
<input type="checkbox"/> wastewater at a new location			
<input type="checkbox"/> with grinder pump			
<input type="checkbox"/> supplemental agreement executed			
<input type="checkbox"/> temporary service – Fire Hydrant Meter			
<input type="checkbox"/> extension of service unserved area	Landlord Account: <input type="checkbox"/> Yes <input type="checkbox"/> No		

Approximate date service is needed:

Are you or any person authorized on this account 60 or older? (Please provide verification for age status)  
\_\_\_Yes \_\_\_No

I acknowledge by signing this agreement that upon accepting service I will be subject to the terms and conditions of retail water and/or wastewater service as contained in the Rate Schedule. I further acknowledge and agree that the terms and conditions of retail water and/or wastewater service contained in the Rate Schedule shall constitute a contract between CORIX and me and may be enforced as such.

Signature \_\_\_\_\_ Date \_\_\_\_\_

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## EXHIBIT J: CORIX INFRASTRUCTURE (US) INC. FINANCIAL STATEMENTS

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Please refer to the following pages for Exhibit J, including:

- Historical Financial Statement - For Year End. December 31 2007-11
- Historical Financial Statement – 6 Month (June 30, 2012)
- Financial Ratios

Note: All financial data has been classified Confidential.



*House Bill (HB) 1600 and Senate Bill (SB) 567 83<sup>rd</sup> Legislature, Regular Session, transferred the functions and records relating to the economic regulation of water and sewer utilities from the TCEQ to the PUC effective September 1, 2014.*

## **Central Records Personally Identifiable Information Audit**

### **NOTICE OF REDACTION**

**Documents containing Personally Identifiable Information\* have been redacted from electronic posting, in accordance with Texas privacy statutes.**

\*"Personally Identifiable Information" (PII) is defined to include information that alone or in conjunction with other information identifies an individual, including an individual's: Social security or employer taxpayer identification number, driver's license number, government-issued identification card number, or passport numbers, checking and savings account numbers, credit card numbers, debit card numbers, unique electronic identification number, address, or routing code, electronic mail names or addresses, internet account numbers, or internet identification names, digital signatures, unique biometric data, and mother's maiden name, marriage and any other numbers or information used to access an individual's financial account.

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**EXHIBIT K.1: SYSTEM SPECIFIC TECHNICAL DATA (WATER SYSTEM)**

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Please refer to the following page for Exhibit K.1.



SYSTEM SPECIFIC TECHNICAL DATA - SPICEWOOD BEACH WATER

17. A. For Water Systems. TCEQ Public Water System Identification Number: 0 2 7 0 0 1 1

Date of last inspection: 05/17/2011

B. For Wastewater Systems:

-TCEQ Discharge Permit Number: W Q -  
-Name of Permittee:  
-Date of application to transfer Discharge Permit submitted:  
-Date of application to transfer Discharge Permit approved by TCEQ:

18. A. Are any improvements required to meet TCEQ standards? X Yes. If yes, please explain No  
The system needs a new source of water in order to meet the demand requirements.

B. Is there a moratorium on new connections? X Yes. If yes, please explain No  
The system is in Stage 4 Water Conservation due to insufficient capacity and the system is trucking in water to meet the needs of the community.

C. Provide details of each required major capital improvement to correct the deficiencies and meet the TCEQ standards (attach additional sheets if necessary):

Description of the Required Improvement	Schedule to Complete	Estimated Cost
New sources of water are currently being evaluated		

19 Does the system being transferred operate within the city limits of a municipality or within district boundaries? Yes X No

If yes, indicate the number of customers within the city limits or district boundaries:  
Water Sewer

Attach copy of franchise agreement or consent letter from the city or district.

20. Do you currently purchase water or sewer treatment capacity from another X Yes No

source? \_\_\_\_\_

☒ Water    ☐ Sewer    Purchased on a ☐ Regular    ☐ Seasonal    ☒ Emergency Basis• Source: Capstone Inc. – groundwater well PWS 0270131    % of total supply: ~ 60%

21. List the number of existing connections to be effected by this transaction.

Water				Sewer	
	-Non Metered		-2" meter	-Residential Connection	
424	-5/8" or 3/4" meter	2	-3" meter	-Commercial Connection	
	-1" meter		-4" meter	-Industrial Connection	
	-1 1/2" meter		-Other	-Other	
Total Water Connections:			426	Total Sewer Connections	

22. Has the system reached 85% of its capacity based on TCEQ's minimum requirements?

☒ Yes    ☐ No

If yes, please explain what steps are being taken to address the capacity issues:

Spicewood Beach is currently hauling water on an emergency basis from Capstone to meet the demand of the distribution system. Due to drought conditions and the low level of the Lower Colorado River, the existing groundwater well production has dropped to 17 gpm, which is insufficient to meet capacity requirements.

Corix has been working with Burnet County and other stakeholders to identify long term alternatives to reduce dependency on the existing groundwater well. Options being investigated include:

- 1) New high production groundwater well field in the Ellenberger aquifer, with a regional pipeline connecting the wells to Spicewood beach and Quail Creek (along Hwy 71). This would provide an alternative source of groundwater for Spicewood and Quail Creek as well as promote growth along Hwy 71
- 2) New surface water treatment plant located at the existing well site, with intake from the Lower Colorado River. This project would be in lieu of upgrading the WTP at Ridge Harbor and would be dependant either on a regional pipeline extension from Spicewood/Hwy 71 or reaching a commercial agreement with a WSC that is adjacent to the Ridge Harbor WDS, which currently has excess water treatment capacity

Corix, Burnett County and other stakeholders have been working to amend the Region K Water Plan and through another public entity has applied for low interest loan funding through the Texas Water Development Board to support the construction of option #1 above.



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**EXHIBIT K.2: INSPECTION REPORT - WATER**

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Please refer the following page for Exhibit K.2.

Bryan W. Shaw, Ph.D., *Chairman*  
Buddy Garcia, *Commissioner*  
Carlos Rubinstein, *Commissioner*  
Mark R. Vickery, P.G., *Executive Director*



SPC  
1002.04  
PER-127

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

May 26, 2011

Ms. Gloria Broussard  
Senior Environmental Coordinator  
Lower Colorado River Authority  
P.O. Box 220  
Austin, TX 78767

Re: Comprehensive Compliance Investigation at:  
LCRA Spicewood Beach Water System, Linda Drive, Spicewood (Burnet County), Texas  
TCEQ PWS ID No. 0270011, TCEQ Regulated Entity RN101199321  
TCEQ Investigation No. 920834

Dear Ms. Broussard:

On May 17, 2011, Chad W. Ahlgren of the Texas Commission on Environmental Quality (TCEQ) Austin Region Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for public water systems. No violations are being alleged as a result of the investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Ahlgren in the Austin Region Office at (512) 339-2929.

Sincerely,

Shea Cockrell  
Water Section Work Leader  
Austin Region Office

SKC/cwa

(Rev. 01/05/09)

TCEQ Region 11 • 2800 S. Interstate Hwy. 35, Ste. 100 • Austin, Texas 78704-5700 • 512-339-2929 • Fax 512-339-3795

Austin Headquarters: 512-239-1000 • [www.tceq.texas.gov](http://www.tceq.texas.gov) • How is our customer service? [www.tceq.texas.gov/goto/customersurvey](http://www.tceq.texas.gov/goto/customersurvey)