

Stage 1 - Mild Water Shortage Conditions

Requirements for initiation: Customers shall be requested to voluntarily conserve water and adhere to the prescribed restrictions on certain water uses provided in Section IX for Stage 1 of this Plan when the following condition exists:

The Seymour water storage tank operates at less than 80% of its capacity for 3 days or more due to either supply limitations or demand requirements. *Water table drops 3 feet on the week with a 25% reduction (decrease) in well production*

Requirements for termination: Stage 1 of the Plan may be rescinded when the Seymour water tank does not operate at less than 80% of its capacity for seven consecutive days.

Stage 2 - Moderate Water Shortage Conditions

Requirements for initiation: Customers shall be required to comply with the requirements and water use restrictions provided in Section IX for Stage 2 when the following condition exists:

The City of Seymour notifies the Baylor WSC of a requirement to achieve a reduction in water use of 10% or less. *When there is a 40% reduction in production and the well water table drops five feet*

Requirements for termination: Stage 2 of the Plan may be rescinded when there is no requirement by the City of Seymour to reduce consumption.

Stage 3 - Severe Water Shortage Conditions

Requirements for initiation: Customers shall be required to comply with the requirements and water use restrictions provided in Section IX for Stage 3 of this Plan, when either of the following conditions exists:

- (a) The City of Seymour has notified the Baylor WSC of a requirement to achieve a reduction in water use of 10% or less, and one or more of the wells on the Elliston tract pumps air; or
- (b) The Seymour water storage tank operates at less than 60% of its capacity for 3 days or more due either to supply limitations or demand requirements.

Requirements for termination: Stage 3 of the Plan may be rescinded when the Seymour water tank does not operate at less than 60% of its capacity for seven consecutive days and there is not a requirement by the City of Seymour to reduce consumption by more than 10%. Upon termination of Stage 3, Stage 2 becomes operative.

Stage 4 - Emergency Water Shortage Conditions

Requirements for initiation: Customers shall be required to comply with the requirements and water use restrictions provided in Section IX for Stage 4 of this Plan when the Utility Manager, or his/her designee, determines that a water supply emergency exists. Conditions that may result in a water supply emergency include, but are not limited to, the following:

- (a) Failure or contamination of part or all of the water system; or
- (b) Notification by the City of Seymour of a requirement or achieve a reduction in water use greater than 20%.

Requirements for termination - Stage 4 of the Plan may be rescinded when the events causing the emergency cease to exist.

SECTION IX. DROUGHT RESPONSE STAGES

The Utility Manager, or his/her designee, shall monitor water supply and/or demand conditions and, in accordance with the triggering criteria set forth in Section VIII of the Plan, shall determine when a mild, moderate, severe, or emergency condition exists and shall implement the following actions by providing notice in accordance with the provisions of Section VIII.

Stage 1 - Mild Water Shortage Conditions

Goal

Raise public awareness.

Voluntary Water Use Restrictions

- (a) Water customers are requested to voluntarily limit the irrigation of landscaped areas and gardens to Sundays and Thursdays for customers whose last name, as identified in account billing records, starts with any of the letters A through M and Saturdays and Wednesdays for water customers whose last name, as identified in account billing records, starts with any of the letters N through Z, and to irrigate only between the hours of 12:00 midnight to 10:00 a.m. and 8:00 p.m. to 12:00 midnight.
- (b) Customers are requested to check for leaks, dripping faucets, and running toilets. Customers are also requested to utilize water conservation kits such as displacement bags, low-flow showerheads, and leak detector tablets.
- (c) Customers are requested to insulate water pipes rather than running water to keep the pipes from freezing.
- (d) Golf course operators are requested to voluntarily limit the use of water for irrigation of golf fairways to Monday and Friday between the hours of 12:00 midnight to 10:00 a.m. and 7:00 p.m. to 12:00 midnight. The irrigation of golf course greens and tees is allowed on an every-other-day schedule if a plan is filed detailing this schedule. These restrictions do not apply to the irrigation of any golf course which utilizes wastewater effluent or ground water.

Stage 2 - Moderate Water Shortage Conditions

Goal

Achieve a 10 % reduction in total weekly water use.

SECTION VI. APPLICATION

The provisions of this Plan shall apply to all persons, customers, and property utilizing water provided by the Baylor WSC. 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 the Baylor WSC.

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.

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 landscaped areas, including parks, athletic fields, and golf courses;
- (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; use of water to fill, refill, or add to any indoor or outdoor swimming pools or jacuzzi-type pools;
- (f) use of water in a fountain or pond for aesthetic or scenic purposes except where necessary to support aquatic life;
- (g) failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s); and
- (h) use of water from hydrants for construction purposes or any other purposes other than fire fighting and flushing of lines to maintain a potable water supply.

SECTION VIII. TRIGGERING CRITERIA FOR INITIATION AND TERMINATION OF DROUGHT RESPONSE STAGES

The Utility Manager, or his/her designee, shall monitor water supply and/or demand conditions and shall determine when conditions warrant initiation or termination of each stage of the Plan. Public notification of the initiation or termination of drought response stages shall be by means of direct mail to each customer. Written notice will be mailed or delivered to each affected member seventy-two hours before the requirement to implement the specified demand management measures becomes effective, except when emergency conditions require an immediate response. The member notice shall contain the following information:

- (a) The date demand management measures will take effect.
- (b) The specific demand management measures to be implemented.
- (c) The area required to implement the demand management measures.
- (d) A copy of the Board Resolution adopting the demand management requirements

In case of system failure or contamination, or other emergency condition, the Utility Manager will attempt to notify affected members by telephone.

The triggering criteria described below are based on the need to reduce water consumption as a result of one or more of the following conditions:

- (a) Notification by the wholesale supplier, City of Seymour, of a requirement to reduce use;
- (b) Drawdown of the Elliston well field due to the drought or demand;
- (c) Supply limitations or demand requirements such that adequate storage cannot be maintained in the Seymour water tank; or
- (d) Catastrophic failure or contamination of part or all of the water system.

Water Use Restrictions

All requirements of Stage 1 shall remain in effect during Stage 2. Under threat of penalty for violation, the following water use restrictions shall also apply to all persons:

- (a) Irrigation of landscaped areas and gardens with hose-end sprinklers or automatic irrigation systems shall be limited to Sundays and Thursdays for customers whose last name starts with a letter between A and M, including the letters A and M, and Saturdays and Wednesdays for water customers whose last name starts with a letter between N through Z, including the letters N and Z; and irrigation of landscaped areas and gardens is further limited to the hours of 12:00 midnight to 8:00 a.m. and 8:00 p.m. to 12:00 midnight. However, irrigation of landscaped areas is permitted anytime if it is by means of a hand-held hose, a faucet-filled bucket or watering can of five (5) gallons or less, or drip irrigation system.
- (b) The washing of automobiles, trucks, trailers, boats, airplanes, and other types of mobile equipment not occurring on the immediate premises of a commercial carwash or a commercial service station and not in the immediate interest of the public health, safety, and welfare is prohibited.
- (c) The washing of automobiles, trucks, trailers, boats, airplanes, or other types of mobile equipment on the immediate premises of a car wash or a commercial service station may occur between 12:00 noon and 5:00 p.m.
- (d) The use of water for washing sidewalks, driveways, parking areas, streets, tennis courts, patios, or other paved areas, except to alleviate immediate health or fire hazards is prohibited.
- (e) The use of water to fill, refill, or add to any indoor or outdoor swimming, wading, or jacuzzi-type pool is prohibited except on designated irrigation days between the hour of 12:00 midnight to 10:00 a.m. and 8:00 p.m. to midnight.
- (f) The use of water for irrigation of golf course greens, tees, and fairways is prohibited except on Monday and Friday between the hours 12:00 midnight to 10:00 a.m. and 7:00 p.m. to 12:00 midnight. However, if the golf course utilizes a water source other than that provided by the Baylor WSC, the facility shall not be subject to these regulations.
- (g) The use of water from fire hydrants shall be limited to firefighting-related activities or other activities necessary to maintain health, safety, and welfare. Routine flushing of fire hydrants for other than health and safety reasons is prohibited.
- (h) The use of water for construction purposes from designated fire hydrants under special permit is to be discontinued.

~~Stage 3~~ - Severe Water Shortage Conditions**Goal**

Achieve a 20% reduction in weekly water use.

~~Water Use Restrictions~~

All requirements of Stage 2 shall remain in effect during Stage 3. Under threat of penalty for violation, the following water use restrictions shall also apply to all persons:

- (a) Outdoor irrigation of vegetation by hand-held hoses or hand-held watering cans may only occur between the hours of 6:00 a.m. to 8:00 a.m. and 8:00 p.m. to 10:00 p.m. on designated outdoor water use days. Irrigation at other times and by other methods, including, but not limited to, permanently installed irrigation systems, hose-end irrigation, or drip irrigation, is prohibited.
- (b) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane, or other vehicle is prohibited at all times except at commercial car washes between 12:00 noon and 5:00 p.m.
- (c) The filling, refilling, or adding of potable water to swimming, wading, and jacuzzi-type pools, including public swimming and wading pools, is prohibited.
- (d) All restaurants are prohibited from serving water to their customers except when specifically requested by the customer.

Stage 4 - Emergency Water Shortage Conditions**Goal**

Discontinue operation of water system, or that portion of system affected.

Water Use Restrictions

All requirements of Stage 3 shall remain in effect during Stage 4. Under threat of penalty or violation, the following water use restrictions shall also apply to all persons:

- (a) Irrigation of landscaped areas is prohibited at all times.
- (b) Such restrictions as the Utility Manager, or his/her designee, determines are required to maintain public health and safety, including elimination of service to part or all of the system.
- (c) In the event that water shortage conditions threaten public health, safety, and welfare, the Utility Manager is hereby authorized to ration water according to the following water allocation plan:

*Stage 4:*Single-Family Residential Customers

The allocation to residential water customers residing in, and billed for, a single-family dwelling unit shall be as follows:

<u>Persons per Household</u>	<u>Gallons per Month</u>
1 or 2	3,000
3 or 4	6,000
5 or 6	8,000
7 or 8	9,000
9 or 10	10,000
11 or more	12,000

"Household" means the residential premises served by the customer's meter. "Persons per household" includes only those persons currently physically residing at the premises and expected to reside there for the entire billing period. It shall be assumed that a particular customer's household is comprised of two (2) persons unless the customer notifies the Baylor WSC of a greater number of persons per household on a form prescribed by the Utility Manager. The Utility Manager shall give his/her best effort to see that such forms are mailed, otherwise provided, or made available to every residential customer. If, however, a customer does not receive such a form, it shall be the customer's responsibility to go to the Baylor WSC offices to complete and sign the form claiming more than two (2) persons per household. New customers may claim more persons per household at the time of applying for water service on the form prescribed by the Utility Manager. When the number of persons per household increases, so as to place the customer in a different allocation category, the customer may notify the Baylor WSC on such form, and the change will be implemented in the next practicable billing period. If the number of persons in a household is reduced, the customer shall notify the Baylor WSC in writing within two (2) days. In prescribing the method for claiming more than two (?) persons per household, the Utility Manager shall adopt methods to insure the accuracy of the claim. Any person who knowingly, recklessly, or with criminal negligence falsely reports the number of persons in a household or fails to timely notify the Baylor WSC of a reduction in the number of person in a household shall be fined not less than \$500.00.

Residential water customers shall pay the following surcharges for usage over their allocated amounts:

- \$25.00 for the first one-thousand (1,000) gallons over allocation.
- \$50.00 for the second one-thousand (1,000) gallons over allocation.
- \$75.00 for the third one-thousand (1,000) gallons over allocation.
- \$100.00 for each additional one-thousand (1,000) gallons over allocation.

Surcharges shall be cumulative.

*Stage 4:*Master-Metered Multi-Family Residential Customers

The allocation to a customer billed for a master meter that jointly measures water to multiple, permanent, residential dwelling units (e.g., apartments, mobile homes) shall be 3,000 gallons per month for each dwelling unit. It shall be assumed that each master meter serves two dwelling units unless the customer notifies the Baylor WSC that the meter serves a greater number of units on a form prescribed by the Utility Manager. The Utility Manager shall give his/her best effort to see that such forms are mailed, otherwise provided, or made available to every such customer. If, however, a customer does not receive such a form, it shall be the customer's responsibility to go to the Baylor WSC offices to complete and sign the form claiming more than two (2) dwelling units. A dwelling unit may be claimed under this provision whether it is occupied or not. A new customer with a master meter that serves more than two dwelling units may claim the appropriate number of dwelling units at the time of applying for water service on the form prescribed by the Utility Manager. If the number of dwelling units served by a master meter is reduced, the customer shall notify the Baylor WSC in writing within two (2) days. In prescribing the method for claiming more than two (2) dwelling units, the Utility Manager shall adopt methods to insure the accuracy of the claim. Any person who knowingly, recklessly, or with criminal negligence falsely reports the number of dwelling units served by a master meter, or fails to timely notify the Baylor WSC of a reduction in the number of dwelling units served by a master meter shall be fined not less than \$500.00.

A customer billed for a master meter under this provision shall pay the following monthly surcharge for usage over their allocated amount:

\$25.00 for each one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 5,000 gallons over the allocated amount,

\$50.00, thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 10,000 gallons over the allocated amount,

\$75.00, thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 25,000 gallons over the allocated amount,

\$100.00, thereafter, for each additional one-thousand (1,000) or portion thereof, over the allocated amount.

Surcharges shall be cumulative.

Commercial Customers

A monthly water usage allocation shall be established by the Utility Manager, or his/her designee, for each nonresidential, commercial customer, other than an industrial customer who uses water for processing purposes. The nonresidential customer's allocation shall be approximately seventy-five percent of the customer's usage for the corresponding month's billing period during the previous 12 months. If the customer's billing history is shorter

than 12 months, the monthly average for the period for which there is a record shall be used. The Utility Manager shall give his/her best effort to see that notice of each nonresidential customer's allocation is mailed to such customer. If, however, a customer does not receive such notice, it shall be the customer's responsibility to contact the Baylor WSC to determine the allocation. Upon request of the customer, or at the initiative of the Utility Manager, the allocation may be reduced or increased if (1) the designated period does not accurately reflect the customer's normal water usage, (2) one nonresidential customer agrees to transfer part of its allocation to another nonresidential customer, or (3) other objective evidence demonstrates that the designated allocation is inaccurate under present conditions. A customer may appeal an allocation established hereunder to the Board of Directors.

A nonresidential commercial customer shall pay the following surcharge for usage over their allocated amount:

\$ 50.00 for each one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 5,000 gallons over the allocated amount,

\$100.00, thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 10,000 gallons over the allocated amount,

\$150.00 thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 25,000 gallons over the allocated amount,

\$200.00, thereafter, for each additional one-thousand (1,000) or portion thereof, over the allocated amount.

The surcharges shall be cumulative.

Industrial Customers

A monthly water usage allocation shall be established by the Utility Manager, or his/her designee, for each industrial customer that uses water for processing purposes. The industrial customer's allocation shall be approximately ninety percent of the customer's water usage baseline. Ninety (90) days after the initial imposition of the allocation for industrial customers, the industrial customer's allocation shall be further reduced to eighty-five percent of the customer's water usage baseline. The industrial customer's water usage baseline will be the average water usage for the 12-month period ending prior to the date of implementation of Stage 4 of the Plan. If the industrial water customer's billing history is shorter than 12 months, the monthly average for the period for which there is a record shall be used. The Utility Manager shall give his/her best effort to see that notice of each industrial customer's allocation is mailed to such customer. If, however, a customer does not receive such notice, it shall be the customer's responsibility to contact the Baylor WSC to determine the allocation, and the allocation shall be fully effective notwithstanding the lack of receipt of written notice. Upon request of the customer, or at the initiative of the Utility Manager, the allocation may be reduced or increased if (1) the designated period

does not accurately reflect the customer's normal water usage because the customer had shutdown a major processing unit for repair or overhaul during the period, (2) the customer has added or is in the process of adding significant additional processing capacity, (3) the customer has shutdown or significantly reduced the production of a major processing unit, (4) the customer has previously implemented significant permanent water conservation measures such that the ability to further reduce usage is limited, (5) the customer agrees to transfer part of its allocation to another industrial customer, or (6) other objective evidence demonstrates that the designated allocation is inaccurate under present conditions. A customer may appeal an allocation established hereunder to the Board of Directors.

An industrial customer shall pay the following surcharge for usage over their allocated amount:

\$ 50.00 For each one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 5,000 gallons over the allocated amount,

\$100.00, thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 10,000 gallons over the allocated amount,

\$150.00, thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 25,000 gallons over the allocated amount,

\$200.00, thereafter, for each additional one-thousand (1,000) or portion thereof, over the allocated amount.

SECTION X. EXEMPTIONS

The restrictions set forth in Section IX shall not apply to the following uses of water:

- (a) To alleviate conditions threatening health, safety, or welfare of the public;
- (b) For municipal operations of flushing water lines for public health purposes;
- (c) For the suppression of fires; or
- (d) For commercial businesses that use water to maintain (but not expand) their primary business practices (e.g., commercial car and truck washes, nurseries, turf growers, water haulers, concrete pavers, etc.).

SECTION XI. ENFORCEMENT

- (a) No person shall knowingly or intentionally allow the use of water from the Baylor WSC 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 pursuant to action taken by the Utility Manager, or his/her designee, in accordance with the provisions of this Plan.

- (b) Any person, including a person classified as a water customer of the Baylor WSC, in apparent control of the property where a violation occurs or originates shall be presumed to be the violator; and proof that the violation occurred on the person's property shall constitute a rebuttable presumption that the person in apparent control of the property committed the violation; but any such person shall have the right to show that he/she did not commit the violation. Parents shall be presumed to be responsible for violations of their minor children; and proof that a violation, committed by a child, occurred on property within the parents' control shall constitute a rebuttable presumption that the parent committed the violation; but any such parent may be excused if he/she proves that he/she had previously directed the child not to use the water as it was used in violation of this Plan, and that the parent could not have reasonably known of the violation.
- (c) Penalties for violations of this Plan shall be as follows:
- (1) First Violation – The Utility Manager may have a flow restrictor installed in the service line of the customer committing the violation in order to limit the amount of water that will pass through the customer's meter in a twenty-four (24) hour period. The cost of installing the flow restrictor shall be charged to the customer's account. The cost to be charged to the customer's account shall be the actual installed cost to the Baylor WSC, not to exceed \$50.00. Tampering with the flow restrictor will result in water service termination for seven (7) days. The normal Reconnection Fee (Service Trip Fee) of the Baylor WSC shall apply for restoration of service.
- (2) Subsequent Violations – The Utility Manager may terminate service at the meter of the customer committing the violation for a period of seven (7) days, or until the end of the calendar month, whichever is LESS. The normal Reconnection Fee (Service Trip Fee) of the Baylor WSC shall apply for restoration of service.

SECTION XII. VARIANCES

The Board of Directors, may, in writing, grant a temporary variance for existing water uses otherwise prohibited under this Plan if one of the following conditions exists:

- (a) It is determined that failure to grant such variance would cause an emergency condition adversely affecting the health, sanitation, or welfare of the public.
- (b) 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.
- (c) 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 Plan shall file a petition for variance with the Baylor WSC 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 Plan;
- (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; and
- (h) Other pertinent information.

All petitions for variances shall be acted on by the Board of Directors no later than the 15th working day after receipt. Variances granted by the Board of Directors shall be subject to the following conditions.

- (a) Variances granted shall include a timetable for compliance; and
- (b) Variances granted shall expire when the Plan is no longer in effect, unless the petitioner has failed to meet specified requirements.

No variance shall be retroactive or otherwise justify any violation of this Plan occurring prior to the issuance of the variance.

Stage 2 - Moderate Water Shortage Conditions:

Requirements for initiation: Customers shall be required to comply with the requirements and water use restrictions provided in Section IX for Stage 2 when the following conditions exist:

~~When there is a 40% reduction in production and the well water table drops five (5) feet.~~

- (a) The monitoring well measurement drops below seven (7) feet; or

Requirements for termination:

~~When there is a 40% increase in production and the well water table rises five (5) feet.~~

When the monitoring well measurement rises above seven (7) feet and maintains that level for ninety (90) consecutive days. Upon termination of Stage 2, Stage 1 becomes operative.

Stage 3 - Severe Water Shortage Conditions

Requirements for initiation: Customers shall be required to comply with the requirements and water use restrictions provided in Section IX for Stage 3 of this Plan when either of the following conditions exists:

~~(a) The City of Seymour has notified the Baylor WSC of a requirement to achieve a reduction in water use of 10% or less, and one or more of the wells on the Elliston tract pumps air; or~~

~~(b) The Seymour water storage tank operates at less than 60% of its capacity for 3 days or more due either to supply limitations or demand requirements.~~

(a) The monitoring well is measured at six (6) feet, or

(b) Daily usage exceeds 450,000 gallons for three (3) consecutive days; or

(b) The level of production is insufficient to maintain the system.

Requirements for termination:

~~Stage 3 of the Plan may be rescinded when the Seymour water tank does not operate at less than 60% of its capacity for seven consecutive days and there is not a requirement by the City of Seymour to reduce consumption by more than 10%. Upon termination of Stage 3, Stage 2 becomes operative.~~

Stage 3 of the Plan may be rescinded when the water level at the monitoring well reaches a measurement of greater than six (6) feet and maintains that level for ninety (90) consecutive days. Upon termination of Stage 3, Stage 2 becomes operative.

NOV 05 1999

**DROUGHT CONTINGENCY
PLAN**

FOR THE

**BAYLOR WATER SUPPLY
CORPORATION**

SEPTEMBER 1999

SECTION 3

That this resolution shall take effect immediately upon its passage.

DULY PASSED BY THE BOARD OF DIRECTORS OF THE BAYLOR WSC, ON THIS __ day
of _____, 199_.

APPROVED:

PRESIDENT, BOARD OF DIRECTORS

ATTESTED TO:

SECRETARY, BOARD OF DIRECTORS

EXHIBIT A

DROUGHT CONTINGENCY PLAN FOR THE BAYLOR WATER SUPPLY CORPORATION

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, Baylor Water Supply Corporation (Baylor WSC) hereby adopts the following regulations and restrictions on the delivery and consumption of water.

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 XI of this Plan.

SECTION II. PUBLIC INVOLVEMENT

Opportunity for the public to provide input into the preparation of the Plan was provided by Baylor WSC by means of notice of a Public Meeting.

SECTION III. PUBLIC EDUCATION

The Baylor WSC 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 mailed notification to customers.

SECTION IV. COORDINATION WITH REGIONAL WATER PLANNING GROUPS

The service area of Baylor WSC is located within the Region B Regional Water Planning Area, and the Baylor WSC has provided a copy of this Plan to the Region B Regional Water Planning Group.

SECTION V. AUTHORIZATION

The Utility 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 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 the Baylor WSC. 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 the Baylor WSC.

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.

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 landscaped areas, including parks, athletic fields, and golf courses;
- (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; use of water to fill, refill, or add to any indoor or outdoor swimming pools or jacuzzi-type pools;
- (f) use of water in a fountain or pond for aesthetic or scenic purposes except where necessary to support aquatic life;
- (g) failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s); and
- (h) use of water from hydrants for construction purposes or any other purposes other than fire fighting and flushing of lines to maintain a potable water supply.

SECTION VIII. TRIGGERING CRITERIA FOR INITIATION AND TERMINATION OF DROUGHT RESPONSE STAGES

The Utility Manager, or his/her designee, shall monitor water supply and/or demand conditions and shall determine when conditions warrant initiation or termination of each stage of the Plan. Public notification of the initiation or termination of drought response stages shall be by means of direct mail to each customer. Written notice will be mailed or delivered to each affected member seventy-two hours before the requirement to implement the specified demand management measures becomes effective, except when emergency conditions require an immediate response. The member notice shall contain the following information:

- (a) The date demand management measures will take effect.
- (b) The specific demand management measures to be implemented.
- (c) The area required to implement the demand management measures.
- (d) A copy of the Board Resolution adopting the demand management requirements

In case of system failure or contamination, or other emergency condition, the Utility Manager will attempt to notify affected members by telephone.

The triggering criteria described below are based on the need to reduce water consumption as a result of one or more of the following conditions:

- (a) Notification by the wholesale supplier, City of Seymour, of a requirement to reduce use;
- (b) Drawdown of the Elliston well field due to the drought or demand;
- (c) Supply limitations or demand requirements such that adequate storage cannot be maintained in the Seymour water tank; or
- (d) Catastrophic failure or contamination of part or all of the water system.

Stage 1 - Mild Water Shortage Conditions

Requirements for initiation: Customers shall be requested to voluntarily conserve water and adhere to the prescribed restrictions on certain water uses provided in Section IX for Stage 1 of this Plan when the following condition exists:

The Seymour water storage tank operates at less than 80% of its capacity for 3 days or more due to either supply limitations or demand requirements.

Requirements for termination: Stage 1 of the Plan may be rescinded when the Seymour water tank does not operate at less than 80% of its capacity for seven consecutive days.

Stage 2 - Moderate Water Shortage Conditions

Requirements for initiation: Customers shall be required to comply with the requirements and water use restrictions provided in Section IX for Stage 2 when the following condition exists:

The City of Seymour notifies the Baylor WSC of a requirement to achieve a reduction in water use of 10% or less.

Requirements for termination: Stage 2 of the Plan may be rescinded when there is no requirement by the City of Seymour to reduce consumption.

Stage 3 - Severe Water Shortage Conditions

Requirements for initiation: Customers shall be required to comply with the requirements and water use restrictions provided in Section IX for Stage 3 of this Plan, when either of the following conditions exists:

- (a) The City of Seymour has notified the Baylor WSC of a requirement to achieve a reduction in water use of 10% or less, and one or more of the wells on the Elliston tract pumps air; or
- (b) The Seymour water storage tank operates at less than 60% of its capacity for 3 days or more due either to supply limitations or demand requirements.

Requirements for termination: Stage 3 of the Plan may be rescinded when the Seymour water tank does not operate at less than 60% of its capacity for seven consecutive days and there is not a requirement by the City of Seymour to reduce consumption by more than 10%. Upon termination of Stage 3, Stage 2 becomes operative.

Stage 4 – Emergency Water Shortage Conditions

Requirements for initiation - Customers shall be required to comply with the requirements and water use restrictions provided in Section IX for Stage 4 of this Plan when the Utility Manager, or his/her designee, determines that a water supply emergency exists. Conditions that may result in a water supply emergency include, but are not limited to, the following:

- (a) Failure or contamination of part or all of the water system; or
- (b) Notification by the City of Seymour of a requirement or achieve a reduction in water use greater than 20%.

Requirements for termination - Stage 4 of the Plan may be rescinded when the events causing the emergency cease to exist.

SECTION IX. DROUGHT RESPONSE STAGES

The Utility Manager, or his/her designee, shall monitor water supply and/or demand conditions and, in accordance with the triggering criteria set forth in Section VIII of the Plan, shall determine when a mild, moderate, severe, or emergency condition exists and shall implement the following actions by providing notice in accordance with the provisions of Section VIII.

Stage 1 – Mild Water Shortage Conditions

Goal

Raise public awareness.

Voluntary Water Use Restrictions

- (a) Water customers are requested to voluntarily limit the irrigation of landscaped areas and gardens to Sundays and Thursdays for customers whose last name, as identified in account billing records, starts with any of the letters A through M and Saturdays and Wednesdays for water customers whose last name, as identified in account billing records, starts with any of the letters N through Z, and to irrigate only between the hours of 12:00 midnight to 10:00 a.m. and 8:00 p.m. to 12:00 midnight.
- (b) Customers are requested to check for leaks, dripping faucets, and running toilets. Customers are also requested to utilize water conservation kits such as displacement bags, low-flow showerheads, and leak detector tablets.
- (c) Customers are requested to insulate water pipes rather than running water to keep the pipes from freezing.
- (d) Golf course operators are requested to voluntarily limit the use of water for irrigation of golf fairways to Monday and Friday between the hours of 12:00 midnight to 10:00 a.m. and 7:00 p.m. to 12:00 midnight. The irrigation of golf course greens and tees is allowed on an every-other-day schedule if a plan is filed detailing this schedule. These restrictions do not apply to the irrigation of any golf course which utilizes wastewater effluent or ground water.

Stage 2 - Moderate Water Shortage Conditions

Goal

Achieve a 10 % reduction in total weekly water use.

Water Use Restrictions

All requirements of Stage 1 shall remain in effect during Stage 2. Under threat of penalty for violation, the following water use restrictions shall also apply to all persons:

- (a) Irrigation of landscaped areas and gardens with hose-end sprinklers or automatic irrigation systems shall be limited to Sundays and Thursdays for customers whose last name starts with a letter between A and M, including the letters A and M, and Saturdays and Wednesdays for water customers whose last name starts with a letter between N through Z, including the letters N and Z; and irrigation of landscaped areas and gardens is further limited to the hours of 12:00 midnight to 8:00 a.m. and 8:00 p.m. to 12:00 midnight. However, irrigation of landscaped areas is permitted anytime if it is by means of a hand-held hose, a faucet-filled bucket or watering can of five (5) gallons or less, or drip irrigation system.
- (b) The washing of automobiles, trucks, trailers, boats, airplanes, and other types of mobile equipment not occurring on the immediate premises of a commercial carwash or a commercial service station and not in the immediate interest of the public health, safety, and welfare is prohibited.
- (c) The washing of automobiles, trucks, trailers, boats, airplanes, or other types of mobile equipment on the immediate premises of a car wash or a commercial service station may occur between 12:00 noon and 5:00 p.m.
- (d) The use of water for washing sidewalks, driveways, parking areas, streets, tennis courts, patios, or other paved areas, except to alleviate immediate health or fire hazards is prohibited.
- (e) The use of water to fill, refill, or add to any indoor or outdoor swimming, wading, or jacuzzi-type pool is prohibited except on designated irrigation days between the hour of 12:00 midnight to 10:00 a.m. and 8:00 p.m. to midnight.
- (f) The use of water for irrigation of golf course greens, tees, and fairways is prohibited except on Monday and Friday between the hours 12:00 midnight to 10:00 a.m. and 7:00 p.m. to 12:00 midnight. However, if the golf course utilizes a water source other than that provided by the Baylor WSC, the facility shall not be subject to these regulations.
- (g) The use of water from fire hydrants shall be limited to firefighting-related activities or other activities necessary to maintain health, safety, and welfare. Routine flushing of fire hydrants for other than health and safety reasons is prohibited.
- (h) The use of water for construction purposes from designated fire hydrants under special permit is to be discontinued.

Stage 3 - Severe Water Shortage Conditions

Goal

Achieve a 20% reduction in weekly water use.

Water Use Restrictions

All requirements of Stage 2 shall remain in effect during Stage 3. Under threat of penalty for violation, the following water use restrictions shall also apply to all persons:

- (a) Outdoor irrigation of vegetation by hand-held hoses or hand-held watering cans may only occur between the hours of 6:00 a.m. to 8:00 a.m. and 8:00 p.m. to 10:00 p.m. on designated outdoor water use days. Irrigation at other times and by other methods, including, but not limited to, permanently installed irrigation systems, hose-end irrigation, or drip irrigation, is prohibited.
- (b) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane, or other vehicle is prohibited at all times except at commercial car washes between 12:00 noon and 5:00 p.m.
- (c) The filling, refilling, or adding of potable water to swimming, wading, and jacuzzi-type pools, including public swimming and wading pools, is prohibited.
- (d) All restaurants are prohibited from serving water to their customers except when specifically requested by the customer.

Stage 4 – Emergency Water Shortage Conditions

Goal

Discontinue operation of water system, or that portion of system affected.

Water Use Restrictions

All requirements of Stage 3 shall remain in effect during Stage 4. Under threat of penalty or violation, the following water use restrictions shall also apply to all persons:

- (a) Irrigation of landscaped areas is prohibited at all times.
- (b) Such restrictions as the Utility Manager, or his/her designee, determines are required to maintain public health and safety, including elimination of service to part or all of the system.
- (c) In the event that water shortage conditions threaten public health, safety, and welfare, the Utility Manager is hereby authorized to ration water according to the following water allocation plan:

Single-Family Residential Customers

The allocation to residential water customers residing in, and billed for, a single-family dwelling unit shall be as follows:

<u>Persons per Household</u>	<u>Gallons per Month</u>
1 or 2	3,000
3 or 4	6,000
5 or 6	8,000
7 or 8	9,000
9 or 10	10,000
11 or more	12,000

“Household” means the residential premises served by the customer’s meter. “Persons per household” includes only those persons currently physically residing at the premises and expected to reside there for the entire billing period. It shall be assumed that a particular customer’s household is comprised of two (2) persons unless the customer notifies the Baylor WSC of a greater number of persons per household on a form prescribed by the Utility Manager. The Utility Manager shall give his/her best effort to see that such forms are mailed, otherwise provided, or made available to every residential customer. If, however, a customer does not receive such a form, it shall be the customer’s responsibility to go to the Baylor WSC offices to complete and sign the form claiming more than two (2) persons per household. New customers may claim more persons per household at the time of applying for water service on the form prescribed by the Utility Manager. When the number of persons per household increases, so as to place the customer in a different allocation category, the customer may notify the Baylor WSC on such form; and the change will be implemented in the next practicable billing period. If the number of persons in a household is reduced, the customer shall notify the Baylor WSC in writing within two (2) days. In prescribing the method for claiming more than two (2) persons per household, the Utility Manager shall adopt methods to insure the accuracy of the claim. Any person who knowingly, recklessly, or with criminal negligence falsely reports the number of persons in a household or fails to timely notify the Baylor WSC of a reduction in the number of person in a household shall be fined not less than \$500.00.

Residential water customers shall pay the following surcharges for usage over their allocated amounts:

- \$25.00 for the first one-thousand (1,000) gallons over allocation.
- \$50.00 for the second one-thousand (1,000) gallons over allocation.
- \$75.00 for the third one-thousand (1,000) gallons over allocation.
- \$100.00 for each additional one-thousand (1,000) gallons over allocation.

Surcharges shall be cumulative.

Master-Metered Multi-Family Residential Customers

The allocation to a customer billed for a master meter that jointly measures water to multiple, permanent, residential dwelling units (e.g., apartments, mobile homes) shall be 3,000 gallons per month for each dwelling unit. It shall be assumed that each master meter serves two dwelling units unless the customer notifies the Baylor WSC that the meter serves a greater number of units on a form prescribed by the Utility Manager. The Utility Manager shall give his/her best effort to see that such forms are mailed, otherwise provided, or made available to every such customer. If, however, a customer does not receive such a form, it shall be the customer's responsibility to go to the Baylor WSC offices to complete and sign the form claiming more than two (2) dwelling units. A dwelling unit may be claimed under this provision whether it is occupied or not. A new customer with a master meter that serves more than two dwelling units may claim the appropriate number of dwelling units at the time of applying for water service on the form prescribed by the Utility Manager. If the number of dwelling units served by a master meter is reduced, the customer shall notify the Baylor WSC in writing within two (2) days. In prescribing the method for claiming more than two (2) dwelling units, the Utility Manager shall adopt methods to insure the accuracy of the claim. Any person who knowingly, recklessly, or with criminal negligence falsely reports the number of dwelling units served by a master meter, or fails to timely notify the Baylor WSC of a reduction in the number of dwelling units served by a master meter shall be fined not less than \$500.00.

A customer billed for a master meter under this provision shall pay the following monthly surcharge for usage over their allocated amount:

\$25.00 for each one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 5,000 gallons over the allocated amount,

\$50.00, thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 10,000 gallons over the allocated amount,

\$75.00, thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 25,000 gallons over the allocated amount,

\$100.00, thereafter, for each additional one-thousand (1,000) or portion thereof, over the allocated amount.

Surcharges shall be cumulative.

Commercial Customers

A monthly water usage allocation shall be established by the Utility Manager, or his/her designee, for each nonresidential, commercial customer, other than an industrial customer who uses water for processing purposes. The nonresidential customer's allocation shall be approximately seventy-five percent of the customer's usage for the corresponding month's billing period during the previous 12 months. If the customer's billing history is shorter

than 12 months, the monthly average for the period for which there is a record shall be used. The Utility Manager shall give his/her best effort to see that notice of each nonresidential customer's allocation is mailed to such customer. If, however, a customer does not receive such notice, it shall be the customer's responsibility to contact the Baylor WSC to determine the allocation. Upon request of the customer, or at the initiative of the Utility Manager, the allocation may be reduced or increased if (1) the designated period does not accurately reflect the customer's normal water usage, (2) one nonresidential customer agrees to transfer part of its allocation to another nonresidential customer, or (3) other objective evidence demonstrates that the designated allocation is inaccurate under present conditions. A customer may appeal an allocation established hereunder to the Board of Directors.

A nonresidential commercial customer shall pay the following surcharge for usage over their allocated amount:

\$ 50.00 for each one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 5,000 gallons over the allocated amount,

\$100.00, thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 10,000 gallons over the allocated amount,

\$150.00 thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 25,000 gallons over the allocated amount,

\$200.00, thereafter, for each additional one-thousand (1,000) or portion thereof, over the allocated amount.

The surcharges shall be cumulative.

Industrial Customers

A monthly water usage allocation shall be established by the Utility Manager, or his/her designee, for each industrial customer that uses water for processing purposes. The industrial customer's allocation shall be approximately ninety percent of the customer's water usage baseline. Ninety (90) days after the initial imposition of the allocation for industrial customers, the industrial customer's allocation shall be further reduced to eighty-five percent of the customer's water usage baseline. The industrial customer's water usage baseline will be the average water usage for the 12-month period ending prior to the date of implementation of Stage 4 of the Plan. If the industrial water customer's billing history is shorter than 12 months, the monthly average for the period for which there is a record shall be used. The Utility Manager shall give his/her best effort to see that notice of each industrial customer's allocation is mailed to such customer. If, however, a customer does not receive such notice, it shall be the customer's responsibility to contact the Baylor WSC to determine the allocation, and the allocation shall be fully effective notwithstanding the lack of receipt of written notice. Upon request of the customer, or at the initiative of the Utility Manager, the allocation may be reduced or increased if (1) the designated period

does not accurately reflect the customer's normal water usage because the customer had shutdown a major processing unit for repair or overhaul during the period, (2) the customer has added or is in the process of adding significant additional processing capacity, (3) the customer has shutdown or significantly reduced the production of a major processing unit, (4) the customer has previously implemented significant permanent water conservation measures such that the ability to further reduce usage is limited, (5) the customer agrees to transfer part of its allocation to another industrial customer, or (6) other objective evidence demonstrates that the designated allocation is inaccurate under present conditions. A customer may appeal an allocation established hereunder to the Board of Directors.

An industrial customer shall pay the following surcharge for usage over their allocated amount:

\$ 50.00 For each one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 5,000 gallons over the allocated amount,

\$100.00, thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 10,000 gallons over the allocated amount,

\$150.00, thereafter, for each additional one-thousand (1,000) gallons, or portion thereof, over the allocated amount up to 25,000 gallons over the allocated amount,

\$200.00, thereafter, for each additional one-thousand (1,000) or portion thereof, over the allocated amount.

SECTION X. EXEMPTIONS

The restrictions set forth in Section IX shall not apply to the following uses of water:

- (a) To alleviate conditions threatening health, safety, or welfare of the public;
- (b) For municipal operations of flushing water lines for public health purposes;
- (c) For the suppression of fires; or
- (d) For commercial businesses that use water to maintain (but not expand) their primary business practices (e.g., commercial car and truck washes, nurseries, turf growers, water haulers, concrete pavers, etc.).

SECTION XI. ENFORCEMENT

- (a) No person shall knowingly or intentionally allow the use of water from the Baylor WSC 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 pursuant to action taken by the Utility Manager, or his/her designee, in accordance with the provisions of this Plan.

- (b) Any person, including a person classified as a water customer of the Baylor WSC, in apparent control of the property where a violation occurs or originates shall be presumed to be the violator; and proof that the violation occurred on the person's property shall constitute a rebuttable presumption that the person in apparent control of the property committed the violation; but any such person shall have the right to show that he/she did not commit the violation. Parents shall be presumed to be responsible for violations of their minor children; and proof that a violation, committed by a child, occurred on property within the parents' control shall constitute a rebuttable presumption that the parent committed the violation; but any such parent may be excused if he/she proves that he/she had previously directed the child not to use the water as it was used in violation of this Plan, and that the parent could not have reasonably known of the violation.
- (c) Penalties for violations of this Plan shall be as follows:
 - (1) First Violation – The Utility Manager may have a flow restrictor installed in the service line of the customer committing the violation in order to limit the amount of water that will pass through the customer's meter in a twenty-four (24) hour period. The cost of installing the flow restrictor shall be charged to the customer's account. The cost to be charged to the customer's account shall be the actual installed cost to the Baylor WSC, not to exceed \$50.00. Tampering with the flow restrictor will result in water service termination for seven (7) days. The normal Reconnection Fee (Service Trip Fee) of the Baylor WSC shall apply for restoration of service.
 - (2) Subsequent Violations – The Utility Manager may terminate service at the meter of the customer committing the violation for a period of seven (7) days, or until the end of the calendar month, whichever is LESS. The normal Reconnection Fee (Service Trip Fee) of the Baylor WSC shall apply for restoration of service.

SECTION XII. VARIANCES

The Board of Directors, may, in writing, grant a temporary variance for existing water uses otherwise prohibited under this Plan if one of the following conditions exists:

- (a) It is determined that failure to grant such variance would cause an emergency condition adversely affecting the health, sanitation, or welfare of the public.
- (b) 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.
- (c) 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 Plan shall file a petition for variance with the Baylor WSC 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 Plan;
- (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; and
- (h) Other pertinent information.

All petitions for variances shall be acted on by the Board of Directors no later than the 15th working day after receipt. Variances granted by the Board of Directors shall be subject to the following conditions.

- (a) Variances granted shall include a timetable for compliance; and
- (b) Variances granted shall expire when the Plan is no longer in effect, unless the petitioner has failed to meet specified requirements.

No variance shall be retroactive or otherwise justify any violation of this Plan occurring prior to the issuance of the variance.

Section G. #6: Minimum Monthly Charges—The monthly charge for metered water service, including allowable gallonage, is based on demand by meter size. Each charge is assessed based on the number of 5/8" x 3/4" meters (as per American Water Works Association maximum continuous flow specifications) equivalent to the size indicated and is used as a base multiplier for the minimum monthly charge and allowable gallonage. Rates, equivalents, and allowable gallonages are as follows:

Meter size:	5/8" x 3/4" Meter Equivalents	Allowable Gallonage	Monthly Rate	
5/8" x 3/4"	1.0	3,000 -0-	\$ 22.00	\$ 25.00
3 / 4"	1.5	4,500 -0-	\$ 33.00	\$ 36.00
1"	2.5	7,500 -0-	\$ 55.00	\$ 58.00
1 1x2"	5.0	15,000 -0-	\$110.00	\$113.00
2"	8.0	24,000 -0-	\$176.00	\$179.00

Rates effective through October 2013

\$4.00 per thousand gallons-inside the Water Conservation District

\$4.30 per thousand gallons -outside the Water Conservation District

Effective November 2013 usage

\$5.00 per thousand gallons-inside the Water Conservation District

\$5.30 per thousand gallons-outside the Water Conservation District

WATER UTILITY TARIFF FOR

Bayer Water System, Inc.
(Utility Name)

P.O. Box 127
(Business Address)

Spring, Texas 77383
(City, State, Zip Code)

(281) 353-2215
(Area Code/Telephone)

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

12281

This tariff is effective in the following county:

Harris

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

None

This tariff is effective in the following subdivisions or systems:
Bayer Water System: PWS #1010212

TABLE OF CONTENTS

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

SECTION 1.0 -- RATE SCHEDULE	2
SECTION 2.0 -- SERVICE RULES AND POLICIES	3
SECTION 3.0 -- EXTENSION POLICY	9
SECTION 4.0 -- DROUGHT CONTINGENCY PLAN	11
APPENDIX A -- SAMPLE SERVICE AGREEMENT	
APPENDIX B -- APPLICATION FOR SERVICE	

TEXAS COMM. ON ENVIRONMENTAL QUALITY
37561-R, CCN 12281, MAY 8, 2013
APPROVED TARIFF BY SP/MS

SECTION 1.0 -- RATE SCHEDULE (Continued)

METER TEST FEE.....\$25.00

THIS FEE WHICH SHOULD REFLECT THE UTILITY'S COST MAY 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. THE FEE MAY NOT EXCEED \$25.

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 (Maximum \$25.00).....\$25.00
- b) Customer's request that service be disconnected.....\$35.00

LATE CHARGE (EITHER \$5.00 OR 10% OF THE BILL).....\$5.00

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\$30.00

RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY'S DOCUMENTABLE COST.

CUSTOMER DEPOSIT RESIDENTIAL (Maximum \$50).....Residential \$50.00
Commercial \$75.00

COMMERCIAL & NON-RESIDENTIAL DEPOSIT1/6TH OF ESTIMATED ANNUAL BILL

GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE

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)]

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.

RATES LISTED ARE EFFECTIVE ONLY
IF THIS PAGE HAS TCEQ APPROVAL STAMP

TEXAS COMM. ON ENVIRONMENTAL QUALITY
37561-R, CCN 12281, MAY 8, 2013
APPROVED TARIFF BY SP/MD

SECTION 1.0 -- RATE SCHEDULE

<u>Meter Size</u>	<u>Monthly Base Rate</u>	<u>Gallonage Charge</u>
5/8" or 3/4"	<u>\$12.50</u> (Includes 2000 gallons)	<u>\$1.35</u> per 1000 gallons over the minimum
1 1/2"	<u>\$62.50</u>	
2"	<u>\$75.00</u>	* PLUS Pass Through Fees below

Pass Through Fees:

*North Harris County Regional Water Authority Fee (NHCRWA)..... \$1.86 per 1,000 gallons (adjusted for line loss)

FORM OF PAYMENT: The utility will accept the following forms of payment:

Cash X, Check X, Money Order X, Credit Card X, Other (specify) _____
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 ASSESSMENT1.0%
TCEQ RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY BILL.

TAP FEE\$250.00
TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD RESIDENTIAL 5/8" or 3/4" METER. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS PERMITTED IF LISTED ON THIS TARIFF. (2" - \$450.00)

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.

RATES LISTED ARE EFFECTIVE ONLY
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TEXAS COMM. ON ENVIRONMENTAL QUALITY
37561-R, CCN 12281, MAY 8, 2013
APPROVED TARIFF BY SP/MD

SECTION 1.0 -- WATER RATE SCHEDULE (Continued)

PURCHASED WATER AND/OR DISTRICT FEE PASS THROUGH CLAUSE:

For Utilities subject to changes in costs imposed by any non-affiliated provider of purchased water or sewer or a groundwater conservation district having jurisdiction over the Utility, these increases (decreases) shall be passed through as an adjustment to the gallonage charge according to the formula:

$AG = G + B/(1-L)$, Where:

AG = adjusted gallonage charge, rounded to nearest one cent

G = approved gallonage charge, per 1,000 gallons

B = changed in fee (per 1,000 gallons)

L = water or sewer line loss for preceding 12 months, not to exceed 0.15 (15%)

RATES LISTED ARE EFFECTIVE ONLY
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TEXAS COMM. ON ENVIRONMENTAL QUALITY
37561-R, CCN 12281, MAY 18, 2013
APPROVED TARIFF BY SPMD

(Water Utility Name) 7994 - C CCN 12281 MAY 30 '80

DA APPROVED TARIFF BY *JMal*
SECTION 2.0--SERVICE RULES AND REGULATIONS

Section 2.01--Application for Service

All applications for service will be made on the utility's standard application or contract form (attached in Appendix A to this tariff) and will be signed by the applicant before water service is provided by the utility. A separate application or contract will be made for each service at each separate location.

Section 2.02--Water Installation

After the applicant has met all the requirements, conditions and regulations for service, the utility will install a tap, meter and cut-off valve and/or take all necessary actions to initiate service. The utility shall serve each qualified applicant for service within its certified area as rapidly as is practical after accepting a completed application. The utility shall provide service in a timely manner on a non-discriminatory basis.

Service requests not involving line extensions, construction or new facilities shall be filled no later than fourteen (14) working days after a completed application has been accepted. If construction is required which cannot be completed within thirty (30) days, the utility shall provide a written explanation of the construction required and an expected date of service. Service shall be provided within thirty (30) days of the expected date, but no later than 180 days after a completed application was accepted. Failure to provide service within this time frame shall constitute refusal to serve.

Section 2.03--Refusal of Service

The utility may decline to serve an applicant until such applicant has complied with both state and municipal regulations, the approved rules and regulations of the utility on file with the Commission and for the following reasons:

1. the applicant's installation or equipment is known to be inadequate or of such character that satisfactory service cannot be given;
2. the applicant is indebted to any utility for the same kind of service as that applied for, provided, however, that in the event the indebtedness of the applicant is in dispute, the applicant shall be served upon complying with the deposit requirement of the utility; or,
3. refusal to make a deposit, if applicant is required to make a deposit by the utility.

TEXAS WATER COMMISSION

Bayer Water Systems, Inc.

(Water Utility Name)

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SECTION 2.0--SERVICE RULES AND REGULATIONS (CONT.)

Section 2.03--Refusal of Service (cont.)

In the event that the utility shall refuse to serve an applicant, the utility must inform the applicant of the basis of its refusal. The utility is also required to inform the applicant that it may file a complaint with the Commission.

Section 2.04--Customer Deposits

If the residential applicant cannot establish credit to the satisfaction of the utility, the applicant may be required to pay a deposit that does not exceed \$50.00 for water utility service.

The utility must keep a record of each deposit, issue a receipt for it, and pay annual interest at a rate set each calendar year by the Commission. The utility shall maintain all funds received as customer deposits in a separate, federally insured, interest bearing account and shall use such funds only for the purpose of payment of unpaid bills guaranteed by such deposits, payment of interest to depositors and refund of deposits to depositors.

The utility must automatically refund the deposit plus accrued interest:

1. if service is not connected;
2. after disconnection of service if the deposit or portion of the deposit exceeds any unpaid bills; or,
3. to any residential customer who has paid service bills for 12 consecutive months without being disconnected for nonpayment and without more than two occasions in which a bill was delinquent. The refund need not be made if payment on the current bill is delinquent.

Non-residential applicants, if unable to establish satisfactory credit, may be required to make a deposit not to exceed one-sixth (1/6) of the estimated annual billings.

Section 2.05--Meter Requirements, Readings, and Testing

All water sold by the utility shall be billed based on meter measurements. The utility shall provide, install, own and maintain meters to measure amounts of water consumed by its customers. No meter shall be placed in service unless its accuracy has been established.

One meter is required for each residential, commercial or industrial facility. An apartment building or a trailer or mobile home park may be considered to be a single commercial facility.

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SECTION 2.0 SERVICE RULES AND REGULATIONS (CONT.)

Section 2.05--Meter Requirements, Readings, and Testing

Service meters shall be read at monthly intervals and as nearly as possible on the corresponding day of each monthly meter reading period. If the circumstances warrant, meters may be read at other than monthly intervals.

Upon request, a customer may have his meter tested, without charge, in his presence or in that of his authorized representative, at a convenient time to the customer, but during the utility's normal working hours. A charge not to exceed \$15.00 may be assessed for an additional requested test within two years of the first test if the additional test shows the meter to be accurate.

Section 2.06--Billing

Bills from the utility shall be rendered monthly unless otherwise authorized by the Commission. Payment is considered late if not received at the utility's office or postal address within sixteen (16) days of the billing date. The postmark on the envelope of the bill or the recorded date of mailing by the utility, if there is no postmark on the envelope, shall constitute proof of the date of issuance.

A one-time penalty of \$1.00 or 5.0%, whichever is larger, may be made on delinquent bills. However, no such penalty may be collected unless a record of the date of mailing is made at the time of the mailing and maintained at the principal office of the utility.

Each bill shall show the following information (if applicable):

1. the date and reading of the meter at the beginning and at the end of the period for which the bill is rendered;
2. the number and kind of units metered;
3. the applicable rate schedule, title, or code;
4. the total amount due for water service;
5. the due date of the bill;
6. the date by which customers must pay the bill in order to avoid addition of a penalty;
7. the total amount due as penalty for nonpayment within a designated period;
8. a distinct marking to identify an estimated bill; and
9. any conversions from meter reading units to billing units from recording or other devices, or any other factors used in determining the bill.

The information required in items 1-9 above shall be arranged to allow the customer to readily compute his bill with a copy of the utility's rate schedule which shall be provided by the utility at the request of the customer.

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SECTION 2.0 SERVICE RULES AND REGULATIONS (CONT.)

Section 2.06--Billing (cont.)

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

Section 2.07--Service Disconnection

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 has been given.

Proper notice shall consist of a separate mailing or hand delivery at least ten (10) days prior to a stated date of disconnection, with the words "termination notice" or similar language prominently displayed on the notice. The notice must also list the past due balance.

Utility service may be disconnected after proper notice for any of the following reasons:

1. failure to pay a delinquent account or to comply with a deferred payment agreement;
2. willful violation of a utility usage rule when that violation interferes with another customer's service; or,
3. failure to comply with valid deposit or guarantee arrangements.

Service may only be disconnected without notice:

1. when a known dangerous condition exists, for as long as the condition exists;
2. when service is established through meter bypassing, an unauthorized connection or unauthorized reconnection; and,
3. in instances of tampering with the utility company's meter or equipment.

A utility may not disconnect any customer for failure to pay for merchandise or service unrelated to utility service, even if the utility provides that merchandise or those services. A utility may not disconnect any customer for a previous occupant's failure to pay.

Utility personnel must be available to make collections and to reconnect service on the day of and the day after any disconnection of service unless service was disconnected at the customer's request or because of a hazardous condition.

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DA APPROVED TARIFF BY [initials]
SECTION 2.0 SERVICE RULES AND REGULATIONS (CONT.)

Section 2.08--Service Interruptions

The utility shall make all reasonable efforts to prevent interruptions of service. When interruptions occur, the utility shall re-establish service within the shortest possible time. Except for momentary interruptions due to automatic equipment operations, each utility shall keep a complete record of all interruptions, both emergency and scheduled.

The Commission shall be notified in writing of any service interruptions affecting the entire system or any major division of the system lasting more than four hours. The notice shall also state the cause of such interruptions.

Section 2.09--Termination of Utility Service

No utility may abandon any customer or any portion of its service area without prior written notice to affected customers and neighboring utilities and prior Commission approval.

Section 2.10--Quality of Service

Each utility must 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. Minimum residual pressure at the consumer's meter shall be at least 20 psi during periods of peak usage and 35 psi during normal operating conditions.

The water system quantity requirements of the Texas Department of Health shall be the minimum standards for determining the sufficiency of production, treatment, storage, transmission and distribution facilities of water utilities for household usage. Additional capacity shall be provided to meet the reasonable local demand characteristics of the service area.

Each utility shall furnish water which has been approved by the Texas Department of Health. The application of Commission rules shall not relieve the utility from complying with the requirements of the laws and regulations of the State, local Department of Health, local ordinances and all other regulatory agencies having jurisdiction over such matters.

Bayer Water Systems, Inc.

(Water Utility Name)

Water Tariff Page No. _____

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SECTION 2.20 SPECIFIC UTILITY SERVICE RULES AND REGULATIONS

This section contains specific utility service rules in addition to the standard rules previously listed under Section 2.0. It must be reviewed and approved by the Texas Water Commission to be effective.

TEXAS WATER COMMISSION

7994 - C CCM 12281 MAY 30 1980

D.A. APPROVED TARIFF BY *DM-ah*

TO BECOME EFFECTIVE, THIS PAGE MUST BE STAMPED APPROVED BY THE TEXAS WATER COMMISSION

Key to Codes

C--Regulation Change	D--Discontinued	J--Increase	N--New
R--Reduction	E--Error Correction		
T--Change in text, but no change in regulation			

SECTION 3.0--EXTENSION POLICY

Section 3.01--Standard Extension Requirements

Contributions in aid of construction shall not be required of individual residential customers for production, storage, treatment or transmission facilities.

The utility will bear the cost of the first 200 feet of water main necessary to extend service to an individual residential customer. The utility shall bear the full cost of any oversizing of water mains to serve other residential customers in the area. If the specific utility extension policy stated in Section 3.20 of this tariff requires, residential customers may be required to pay for additional main beyond the first 200 feet.

The extension policy may not be applied to requests for service where the utility already has a line in place, even though the line may be overloaded.

Individual residential customers who place a unique or non-standard service demand on the system may be charged the actual costs of any additional transmission or storage facilities required over and above the standard requirements.

If specifically stated in Section 3.20 of this tariff, developers may be required to provide contributions in aid of construction in amounts to furnish the system with facilities compliant with Texas Department of Health minimum design criteria for facilities used in the production, transmission, pumping, storage or treatment of water.

TEXAS WATER COMMISSION

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Bayer Water Systems, Inc.
(Water Utility Name)

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SECTION 3.20--SPECIFIC UTILITY EXTENSION POLICY

This section contain a specific extension policy in addition to the standard policy already stated under Section 3.0. It must be reviewed by the Texas Water Commission to be effective.

TEXAS WATER COMMISSION
7994 - C CON 12281 MAY 30 80
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SECTION 4.0 -- DROUGHT CONTINGENCY PLAN
(Utility must attach copy of TCEQ approved Drought Contingency Plan)

TEXAS COMM. ON ENVIRONMENTAL QUALITY

CCN 12281 JUL 20 05

APPROVED TARIFF BY SP/SP

Drought Contingency Plan for an Investor Owned Utility

Texas Commission on Environmental Quality

BAYER WATER SYSTEM RECEIVED

P.O. Box 127
SPRING, TX 77383
281-353-2215
PWS #: 1010212
CCN #: 12281

JUL 20 2005
WATER RIGHTS PERMITTING


DATE OF DROUGHT CONTINGENCY PLAN: MAY 1, 2005

Section 1 Declaration of Policy, Purpose, and Intent

In cases of extreme drought, periods of abnormally high usage, system contamination, or extended reduction in ability to supply water due to equipment failure, temporary restrictions may be instituted to limit non-essential water usage. The purpose of the Drought Contingency Plan is to encourage customer conservation in order to maintain supply, storage, or pressure or to comply with the requirements of a court, government agency or other authority.

Please note: Water restriction is not a legitimate alternative if a water system does not meet the Texas Commission on Environmental Quality's (TCEQ) capacity requirements under normal conditions or if the utility fails to take all immediate and necessary steps to replace or repair malfunctioning equipment.

I, D.W. Bayer, being the responsible official for Bayer Water System, **request a minor tariff amendment to include the enclosed Drought Contingency Plan.**



(Signature)

7-18-05

(Date)

TEXAS COMM. ON ENVIRONMENTAL QUALITY

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Section 2 Public Involvement

Opportunity for the public to provide input into the preparation of the Plan was provided by direct communication with system customers

Section 3 Public Education

The Bayer Water System 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.

Drought plan information will be provided by utility bill insert.

Section 4 Coordination with Regional Water Planning Groups

The service area of the Bayer Water System is located within Regional Water Planning Group (RWPG), North Harris County Regional Water Authority. Bayer Water System has mailed a copy of this Plan to the RWPG.

Section 5 Notice Requirements

Written notice will be provided to each customer **prior to implementation or termination of each stage of the water restriction program**. Mailed notice must be given to each customer 72 hours prior to the start of water restriction. If notice is hand delivered, the utility cannot enforce the provisions of the plan for 24 hours after notice is provided. The written notice to customers will contain the following information:

1. the date restrictions will begin,
2. the circumstances that triggered the restrictions,
3. the stages of response and explanation of the restrictions to be implemented, and,
4. an explanation of the consequences for violations.

The utility must notify the TCEQ by telephone at (512) 239-4691, or electronic mail at watermon@tceq.state.tx.us prior to implementing Stage III and must notify in writing the Public Drinking Water Section at MC - 155, P.O. Box 13087, Austin, Texas 78711-3087 within five (5) working days of implementation including a copy of the utility's restriction notice. The utility must file a status report of its restriction program with the TCEQ at the initiation and termination of mandatory water use restrictions (i.e., Stages III and IV).

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Section 6 Violations

1. First violation - The customer will be notified by written notice of their specific violation.

2. Subsequent violations:
 - a. After written notice, the utility may install a flow restricting device in the line to limit the amount of water which will pass through the meter in a 24-hour period. The utility may charge the customer for the actual cost of installing and removing the flow restricting device, not to exceed \$50.00.

 - b. After written notice, the utility may discontinue service at the meter for a period of seven (7) days, or until the end of the calendar month, whichever is LESS. The normal reconnect fee of the utility will apply for restoration of service.

Section 7 Exemptions or Variances

The utility may grant any customer an exemption or variance from the drought contingency plan for good cause **upon written request**. A customer who is refused an exemption or variance may appeal such action of the utility in writing to the Texas Commission on Environmental Quality. The utility will treat all customers equally concerning exemptions and variances, and shall not discriminate in granting exemptions and variances. No exemption or variance shall be retroactive or otherwise justify any violation of this Plan occurring prior to the issuance of the variance.

Section 8 Response Stages

Unless there is an immediate and extreme reduction in water production, or other absolute necessity to declare an emergency or severe condition, the utility will initially declare Stage I restrictions. If, after a reasonable period of time, demand is not reduced enough to alleviate outages, reduce the risk of outages, or comply with restrictions required by a court, government agency or other authority, Stage II may be implemented with Stage III to follow if necessary.

STAGE I - CUSTOMER AWARENESS

Stage I will begin:

**Every April 1st, the utility will mail a public announcement to its customers.
No notice to TCEQ required.**

Stage I will end:

Every September 30th, the utility will mail a public announcement to it's customers. No notice to TCEQ required.

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Utility Measures:

This announcement will be designed to increase customer awareness of water conservation and encourage the most efficient use of water. A copy of the current public announcement on water conservation awareness shall be kept on file available for inspection by the TCEQ.

Voluntary Water Use Restrictions:

Water customers are requested to voluntarily limit the use of water for non-essential purposes and to practice water conservation.

STAGE II - VOLUNTARY WATER CONSERVATION:

Target: Achieve a 33% percent reduction in total water use.

The Water Utility will implement Stage 2 when the following trigger is reached:

Demand- or Capacity-Based Triggers:

Total daily demand of 48% of pumping capacity.

Upon initiation and termination of Stage II, the utility will mail a public announcement to its customers. No notice to TCEQ required.

Requirements for Termination:

Stage II of the Plan may end when all of the conditions listed as triggering events have ceased to exist for a period of three (3) consecutive days. Upon termination of Stage II, Stage I becomes operative.

Utility Measures:

Visually inspect lines and repair leaks on a daily basis. Monthly review of customer use records and follow-up on any that have unusually high usage.

The second water source for Bayer Water System:
Other well

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Voluntary Water Use Restrictions:

1. Restricted Hours: Outside watering is allowed daily, but only during periods specifically described in the customer notice; between 10:00 p.m. and 5:00 a.m. for example; or
2. Restricted Days/Hours: Water customers are requested to voluntarily limit the irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems. Customers are requested to limit outdoor water use to **Mondays for water customers with a street address ending with the numbers 1, 2, or 3, Wednesdays for water customers with a street address ending with the numbers 4, 5, or 6, and Fridays for water customers with a street address ending with the numbers 7, 8, 9, or 0.**

3. Irrigation of landscaped areas is further limited to the hours of 12:00 midnight until 10:00 a.m. and between 8:00 p.m. and 12:00 midnight on designated watering days. However, irrigation of landscaped areas is permitted at anytime if it is by means of a hand-held hose, a faucet-filled bucket or watering can of five (5) gallons or less, or drip irrigation system; or
4. Other uses that waste water such as water running down the gutter.

STAGE III - MANDATORY WATER USE RESTRICTIONS:

Target: Achieve a 44% percent reduction in total water use.

The Water Utility will implement Stage 3 when the following trigger is reached:

Demand- or Capacity-Based Triggers:

Total daily demand of 58% of pumping capacity.

Upon initiation and termination of Stage III, the utility will mail a public announcement to its customers. Notice to TCEQ required.

Requirements for Termination:

Stage III of the Plan may end when all of the conditions listed as triggering events have ceased to exist for a period of three (3) consecutive days. Upon termination of Stage III, Stage II becomes operative.

Utility Measures:

Visually inspect lines and repair leaks on a regular basis. Flushing is prohibited except for dead end mains.

Mandatory Water Use Restrictions:

The following water use restrictions shall apply to all customers.

1. Irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems **shall be limited to Mondays for water customers with a street address ending with the numbers 1, 2, or 3, Wednesdays for water customers with a street address ending with the numbers 4, 5, or 6, and Fridays for water customers with a street address ending with the numbers 7, 8, 9, or 0.** Irrigation of landscaped areas is further limited to the hours of 12:00 midnight until 10:00 a.m. and between 8:00 p.m. and 12:00 midnight on designated watering days. However, irrigation of landscaped areas is permitted at anytime if it is by means of a hand-held hose, a faucet-filled bucket or watering can of five (5) gallons or less, or drip irrigation system.

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2. Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight. Such washing, when allowed, shall be done with a hand-held bucket or a hand-held hose equipped with a positive shutoff nozzle for quick rinses. Vehicle washing may be done at any time on the immediate premises of a commercial car wash or commercial service station. Further, such washing may be exempted from these regulations if the health, safety, and welfare of the public are contingent upon frequent vehicle cleansing, such as garbage trucks and vehicles used to transport food and perishables.
3. Use of water to fill, refill, or add to any indoor or outdoor swimming pools, wading pools, or "jacuzzi" type pool are prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight.
4. Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.
5. Use of water from hydrants or flush valves shall be limited to maintaining public health, safety, and welfare.
6. Use of water for the irrigation of golf courses, parks, and green belt areas are prohibited except by hand-held hose and only on designated watering days between the hours 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight.
7. The following uses of water are defined as non-essential and are prohibited:
 - a. wash down of any sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surfaced areas;
 - b. use of water to wash down buildings or structures for purposes other than immediate fire protection;
 - c. use of water for dust control;
 - d. flushing gutters or permitting water to run or accumulate in any gutter or street;
 - e. failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s); and
 - f. any waste of water.

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STAGE IV - CRITICAL WATER USE RESTRICTIONS:

Target: Achieve a 55% percent reduction in total water use.

The water utility will implement Stage IV when any one of the selected triggers is reached: Supply source contamination (e.g. well contamination) or System outage due to the failure or damage of a major water system component (e.g. booster or well pump).

Demand- or Capacity-Based Triggers:

Total daily demand of 68% of pumping capacity.

Upon initiation and termination of Stage IV, the utility will mail a public announcement to its customers. Notice to TCEQ required.

Requirements for Termination:

Stage IV of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of three (3) consecutive days. Upon termination of Stage IV, Stage III becomes operative.

Operational Measures:

The utility shall visually inspect lines and repair leaks on a daily basis. Flushing is prohibited except for dead end mains and only between the hours of 9:00 p.m. and 3:00 a.m. Emergency interconnects or alternative supply arrangements shall be initiated. All meters shall be read as often as necessary to insure compliance with this program for the benefit of all the customers.

Mandatory Water Use Restrictions: (all outdoor use of water is prohibited)

1. Irrigation of landscaped areas is absolutely prohibited.
2. Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is absolutely prohibited.

SYSTEM OUTAGE or SUPPLY CONTAMINATION

Notify TCEQ Regional Office immediately.

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