

Filing Receipt

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EXEMPT UTILITY WATER TARIFF FORM Effective Date 08/20/01

(281)590-5609 Shearer Oak Knoll Water System (Phone Number) (Water System Name) 10,1383 Registration No. NO047 13702 Crosstrees Lane (Utility Address) 77396 Humble-Texas (Zip Code) (City, State) Gallonage Charge Monthly Minimum Charge RATE SCHEDULE \$2.00 per 1000 gallons \$20.00 (INCLUDING 3000 GALLONS) Residential \$ N/A (INCLUDING N/A GALLONS) \$___ per 1000 gallons . Commercial \$400.00 (new tap) TAP FEE \$35.00 (existing tap) OTHER EXTENSION FEES REGULATORY ASSESSMENT A REGULATORY ASSESSMENT, EQUAL TO ONE PERCENT OF THE CHARGE FOR RETAIL WATER SERVICE ONLY, SHALL BE COLLECTED FROM EACH RETAIL CUSTOMER RECONNECTION FEE THE RECONNECT FEE WILL BE CHARGED BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS: Non payment of bill (not to exceed \$25 without justification) <u>\$25.00</u> a) \$0.00 Customer's request: b) N/A Other Reasons(specify) \$5.00 LATE CHARGE For bills not received by due date. (Not to exceed \$5.00 or 10%) \$25.00 RETURNED CHECK CHARGE \$50.00 **CUSTOMER DEPOSIT** \$25.00 METER TEST FEE (Not to exceed \$25)

The attached Service Rules are part of this tariff.

CUSTOMER NOTICE: THIS UTILITY SERVICE PROVIDER IS EXEMPT FROM MANY OF THE REQUIREMENTS OF TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) FOR UTILITIES, BUT IT STILL MUST COMPLY WITH THESE SERVICE RULES. THE COMMISSION WILL NOT REVIEW RATE CHANGES UNLESS PROTESTED BY AT LEAST 50% OF THE CUSTOMERS WITHIN 90 DAYS AFTER THE EFFECTIVE DATE OF THE RATE CHANGE.

REQUIRED SERVICE RULES AND REGULATIONS FOR EXEMPT UTILITIES

<u>Rate Changes</u> - Rates can be changed no more frequently than twice per year. Customers will be given a notice of rate change which states the effective date of the rate change, the old rates, the new rates, the Commission's address and a statement that written protests can be submitted to the Commission.

Application for and Provision of Water Service

All new applicants will be given a copy of this Exempt Utility Tariff.

Where service has been disconnected for nonpayment of a bill, service will be reconnected within one working day after the customer has met the requirements for reconnection.

The customer will be responsible for furnishing and laying the necessary customer service line from the utility's point of connection on the customer's property to the place of consumption. Customers may be required to install a customer owned cut-off valve on the customer's side of the meter or connection.

Refusal of Service

This exempt utility is <u>not required</u> to have a designated service area and is <u>not obligated</u> to serve every applicant for service but is required to provide service in a nondiscriminatory manner.

Customer Deposits

Refund of deposit - If service is not connected, or after permanent disconnection of service to a customer, the utility will promptly refund, within 30 days, the customer's deposit or the balance, if any, in excess of the unpaid bills for service furnished.

Meter Requirements, Readings, and Testing

One meter or connection may be required for each customer. The exempt utility will, upon the request of a customer, and, if the customer so desires, in his or her presence or in that of his or her authorized representative, make a test of the accuracy of the customer's meter. The test may be made using a container of known volume. A meter test will cost \$25.00. Following the completion of any requested test, the utility will promptly advise the customer in writing of the results. If the meter is in error by more than 3% the meter should be replaced at the utility's expense. Meters will be read at 28 - 30 day (preferably monthly) intervals.

Billing

Bills from the utility will be mailed at intervals specified in the service agreement. The due date of bills for utility service will be at least sixteen (16) days from the date of issuance. The postmark on the bill or, if there is no postmark on the bill, the recorded date of mailing by the utility will constitute proof of the date of issuance. Payment for utility service is delinquent if full payment, including late fees, is not received at the designated payment location by 5:00 p.m. on the due date. If the due date falls on a holiday or weekend, the due date for payment purposes will be the next work day after the due date.

(Billing Continued)

Late Fee - A late penalty may be charged (if listed on the tariff) on bills received after the due date. The utility must maintain a record of the date of mailing to charge the late penalty.

Each bill will provide at least the following: The total amount due for water service, the due date of the bill and a telephone number (or numbers) for customers to call if they have questions.

Metered Service - If service is metered the bill must also state the date and reading of the meter at the beginning and end of the period for which the bill is rendered, and the numbers of gallons consumed.

Disputed Bills - In the event of a dispute between a customer and a exempt utility regarding any bill for utility service, the utility will conduct an investigation and report the results to the customer. Service will not be terminated during the time of the investigation if any undisputed amounts are paid.

Service Disconnection

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

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

Notice of disconnection must be a separate mailing or hand delivery.

Utility service may also be disconnected without notice if an imminent hazard to the utility system exists.

The utility is required to reconnect service after a customer who has been disconnected for nonpayment pays a delinquent bill and any other applicable fees in accordance with this tariff and any applicable service agreement. The utility may permanently disconnect service to an existing customer only if authorized to in writing by the executive director of the TCEQ or his designated representative and after notice has been issued.

Reconnection of Service

Service will be reconnected within 24 hours, unless otherwise stated on the service agreement, after the past due bill, reconnection fee and any other outstanding charges are paid or correction of the conditions which caused service to be disconnected.

Service Interruptions

The utility will make all reasonable efforts to prevent interruptions of service. If interruptions occur, the utility will re-establish service within the shortest possible time.

Ouality of Service

The utility will provide properly treated and disinfected water and facilities with sufficient pressure and capacity for reasonable consumer uses unless otherwise stated on the service agreement.

Standard Extension Requirements

All practices and policies related to the extension of service to new applicants or restoration of service must be reasonable and nondiscriminatory.

Specific Utility Rules (May not conflict with Commission required Rules. Attach additional pages if needed.)

WATER SERVICE APPLICATION/AGREEMENT Date **Exempt Utility Name** Business Address: Street/Box City, State and Zip APPLICATION FOR WATER SERVICE Name of Applicant/Customer: Service Location: Billing Address: City, State, Zip: Check Applicable Items: Residential Owner Tenant Commercial The Exempt Utility agrees to sell and deliver water to the Applicant and the Applicant agrees to purchase and receive water from the Utility in accordance with the rules and regulations required by the Texas Commission on Environmental Quality which are included in its Exempt Utility Tariff and any other rules or requirements contained in this agreement. _/will not____ be disinfected. Water will ____/ will not ____ be measured by meters which are furnished, installed, owned and maintained by the Utility. The meter and/or connection is for the sole use of the Applicant/Customer to serve water to one dwelling, business or property. The Applicant/Customer shall not share, resell, or submeter water to any other dwelling, business, property, etc., without the specific written authorization of the Utility and in compliance with applicable laws and regulations. The Utility has the right to locate a water service meter/connection and the pipe necessary to connect the meter to the utility's water main on the property of the Applicant at a point mutually agreeable to both the Utility and the Applicant. The Applicant/Customer will allow the Utility access at all reasonable times to its property and equipment located upon Applicant/Customer's premises for the limited purposes of reading the water meter, repairing or replacing existing facilities and the inspection of the Applicant/Customer's

facilities to check for illegal connections or unsafe plumbing practices or cross-connections, in compliance with the requirements of the Texas Commission on Environmental Quality's "Rules and Regulations for

Public Water Systems."

The Applicant will install, at his own expense, a service line from the water meter/connection to the Applicant's point of use which includes/does not include a cutoff valve on the Applicant's side of the water meter/connection. The Applicant/Customer will be responsible for maintenance and repair of the Applicant/Customer's service line. The Applicant/Customer shall hold the Utility harmless from any and all claims or demands for damage to real or personal property occurring from the point the Applicant/Customer ties on the water meter/connection to the final destination of the line installed by Applicant/Customer.
The Applicant agrees to grant to the Utility an easement/right-of-way for the purpose of installing, maintaining and operating such pipe lines, meters, valves, and any other equipment which may be deemed necessary for the provision of Utility service to that Applicant/Customer. The Utility will attempt to restore the Applicant/Customer's property to its original condition after installation or repairs. This easement may be in such form as is required by the Utility. The Applicant/Customer agrees not to interfere with the Utility's employees in the discharge of their duties. The Applicant/Customer will not permit anyone except the Utility's employees to tamper with or interfere with any of the utility's equipment installed on the Applicant/Customer's premises.
Non-standard Service
Will the Applicant's use of water place unique, non-standard service demands upon the system or require any special facilities? No Yes If yes, please describe.
OTHER AGREEMENTS OR REQUIREMENTS FOR SERVICE
The service applicant has been provided a copy of the utility's Exempt Utility Tariff and agrees to pay the rates in the tariff and abide by the requirements in this service agreement. This utility is exempted from most of the requirements for water utilities of the Texas Commission on Environmental Quality as long as service is provided in accordance with the Exempt Utility Tariff. The Commission will not review rate changes by the utility unless it receives written protests from at least 50% of the customers within 90 days after the effective date of a rate change.
Applicant/Customer's Signature Date/
Applicant/Customer's Signature
\$ Tap Fee Collected \$ Deposit Collected
Service will be connected at the service location on or about

DROUGHT CONTINGENCY PLAN FOR THE INVESTOR OWNED UTILITY

Oax Knoll Water Co. (Name of utility)
13702 Crosstrees Ln. Humble, 1 x 77396 (Address, City, Zip Code)
(CCN#)
1010189 (PWS #s)
august 15,2000
MACULAL DE LI CORRECTION COMMISSE DA
Section 1 Declaration of Policy, Purpose, and Intent APPROVED TARIFF BY Longer
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 water system does not meet the Texas Natural Resource Conservation Commission's (TNRCC) capacity requirements under normal conditions or if the utility fails to take all immediate and necessary steps to replace or repair malfunctioning equipment.
I Richell McKnight (Please print name), being the responsible official
for <u>Day Ywoll Water Co.</u> (Name of utility), request a minor tariff amendment to include the enclosed <u>Drought Contingency Plan.</u>
(Signature) (Date)

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Section 2	Public Involvement
Opportunity f	for the public to provide input into the preparation of the Plan was provided by: at one of the following)
	and providing public notice of a public meeting to accept input on the Plan. neeting took place at:
Date: _	Time: Location:
□ mailed surv	vey with summary of results. (attach survey and results)
bill insert in	nviting comment. (attach bill insert)
•	od
Section 3	Public Education
information a	Lud Water Co. (name of utility) will periodically provide the public with bout the Plan, including information about the conditions under which each stage of the nitiated or terminated and the drought response measures to be implemented in each stage.
	information will be provided by: at one of the following)
□ pui	blic meeting
□ pre	ess releases
uti	ility bill inserts
□ oth	her
Section 4	Coordination with Regional Water Planning Groups
The service ar	rea of the Ouk Khol Water Co (name of your utility) is located within:
Regional Wat	ter Planning Group (RWPG)

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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 TNRCC by telephone at (512) 239-6020, or electronic mail at watermon@tnrcc.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 TNRCC at the initiation and termination of mandatory water use restrictions (i.e. Stages III and IV).

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 Natural Resource Conservation Commission. 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.

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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 1 will begin:

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

Stage 1 will end:

Every September 30th, the utility will mail a public announcement to its customers. No notice to TNRCC required.

Utility Measures:

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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 TNRCC.

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:

The water utility will implement Stage 2 when any one of the selected triggers is reached: Supply-Based Triggers (check at least one and fill in the appropriate value) Well level reaches ______ ft. mean sea level (m.s.l.) Overnight recovery rate reaches ______ ft. Reservoir elevation reaches ______ft. (m.s.l.) ά Stream flow reaches ______cfs at USGS gage #___

Wholesale supplier's drought Stage 2 Other Overnight recovery rate is 14

less than normal reovery rate. Measured by sight glass (and Check pressure gendle adjoint with with the sight and selection of the state of the stat 12165JAN23'01

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· <u>Dema</u>	und- or Capacity-Based Triggers (check at least one and fill in the appropriate value)
	Drinking water treatment as % of capacity
Upon its cus	initiation and termination of Stage 2, the utility will mail a public announcement to stomers. No notice to TNRCC required.
Stage	rements for termination 2 of the Plan may end when all of the conditions listed as triggering events have ceased to for a period of three (3) consecutive days. Upon termination of Stage 2, Stage 1 becomes ive.
Visual	Measures: ly inspect lines and repair leaks on a daily basis. Monthly review of customer use records llow-up on any that have unusually high usage.
ind c	en e
	cond water source for Oakknoll Water Co. (name of utility) is:
	Other well Inter-connection with other system Purchased water Other
	ary Water Use Restrictions:
1.	Restricted Hours: Outside watering is allowed daily, but only during periods specifically described in the customer notice
2.	TEN THE TIME CON 1 2 1 6 5 IAM 2 7 1

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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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3. Other uses that waste water such as water running down the gutter.

STAGE III - MANDATORY WATER USE RESTRICTIONS:

The water utility will implement Stage 3 when any one of the selected triggers is reached.	
Supply-Based Triggers (check at least one and fill in the appropriate value)	

ر	Well level reaches ft. (m.s.l.)
.,	Overnight recovery rate reaches ft.
Ь	Reservoir elevation reaches ft. (m.s.l.)
	Stream flow reaches cfs at USGS gage #
	Wholesale supplier's drought Stage 3
₽	Other overnight vecovery vate is 120 ftank capaci
ρ-	less than hormal. Measured by siteglass (and
Demar	nd- or Capacity-Based Triggers (check at least one and fill in the appropriate value)
•	
	Drinking water treatment as % of capacity %
	Total daily demand as % of pumping capacity %
	Total daily demand as % of storage capacity %
A	Pump hours per day hrs.
6	Production or distribution limitations.
	Other

Upon initiation and termination of Stage 3, the utility will mail a public announcement to its customers. Notice to TNRCC required.

Requirements for termination

Stage 3 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 3, Stage 2 becomes operative.

Utility Measures:

Visually inspect lines and repair leaks on a regular basis. Flushing is prohibited except for dead with the second repair leaks on a regular basis. Flushing is prohibited except for dead with the second repair leaks on a regular basis. Flushing is prohibited except for dead with the second repair leaks on a regular basis. Flushing is prohibited except for dead with the second repair leaks on a regular basis. Flushing is prohibited except for dead with the second repair leaks on a regular basis.

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Mandatory Water Use Restrictions: The following water use restrictions shall apply to all

- 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.
- Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other 2. 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 is contingent upon frequent vehicle cleansing, such as garbage trucks and vehicles used to transport food and perishables.
- Use of water to fill, refill, or add to any indoor or outdoor swimming pools, wading 3. pools, or "jacuzzi" type pools is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8 p.m. and 12:00 midnight.
- Operation of any ornamental fountain or pond for aesthetic or scenic purposes is 4. prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.
- Use of water from hydrants or flush valves shall be limited to maintaining public health, 5. safety, and welfare.
- 6. Use of water for the irrigation of golf courses, parks, and green belt areas is 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.
- The following uses of water are defined as non-essential and are prohibited: 7.

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- 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.

STAGE IV - CRITICAL WATER USE RESTRICTIONS:

The water utility will implement Stage 4 when any one of the selected triggers is reached:

Supply-Based Triggers (check at least one and fill in the appropriate value) Well level reaches _____ ft. (m.s.l.) Overnight recovery rate reaches _____ ft. Reservoir elevation reaches _____ ft. (m.s.l.) Stream flow reaches _____ cfs at USGS gage # ____ Wholesale supplier's drought Stage 4 × Supply contamination. Supply contamination.
Other over night recovery vate is 3 y Cop touch capacit
less than troomed recovery rate. (Missured by sight Demand- or Capacity-Based Triggers (check at least one and fill in the appropriate value) Drinking water treatment as % of capacity ______ % Total daily demand as % of pumping capacity ______ %

Total daily demand as % of storage capacity _____ % Total daily demand as % of storage capacity _____ Pump hours per day 12-13 hrs. Production or distribution limitations. System outage. Other Upon initiation and termination of Stage 4, the utility will mail a public announcement to

Requirements for termination:

its customers. Notice to TNRCC required.

Stage 4 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of three (3) consecutive days. Upon termination of Stage 4, Stage 3 becomes operative.

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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.

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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.
- 3. May wester pets and l'I restock outdoors-but be as conservative as possible.

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