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# Tariff-2004

## JONAH WATER SPECIAL UTILITY DISTRICT

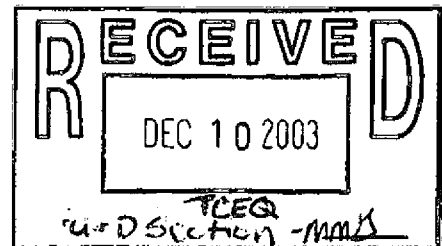
Adopted November 20, 2003

Effective January 1, 2004

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## **Tariff**

### **JONAH WATER SPECIAL UTILITY DISTRICT**

#### **Chapter 1 - Introduction**

##### **Section 1.1 Authority**

- (a) This tariff was adopted by the Board of Directors of the District at the regular meeting on November 20, 2003, as reflected in the minutes of the meeting. The Tariff supersedes all policies and tariffs adopted or passed by the Board of Directors prior to the date of adoption of the Tariff. The District adopted the Tariff to replace and supersede the tariff that was in effect prior to and carried forward after the conversion of Jonah Water Supply Corporation into Jonah Water Special Utility District.
- (b) The adoption of the Tariff shall not affect any offense or act committed or done, or any penalty or forfeiture incurred, or any contract or vested right established or accrued prior to the effective date of the Tariff.
- (c) An official copy of the Tariff shall be available to the customers of the District during regular office hours of the District. Requests for copies shall be subject to reproduction charges. The reproduction charge shall be \$5.00. The Secretary of the District shall maintain the original copy as approved, and clearly exhibit all additions, deletions and amendments thereto.
- (d) The Tariff shall take effect immediately upon its approval. Rules and regulations of state and federal agencies having applicable jurisdiction, promulgated under any applicable State or Federal law, shall supersede all terms of the Tariff that directly conflict with such state and federal rules and regulations. If any section, paragraph, sentence, clause, phrase, word or words of the Tariff are declared unconstitutional or in violation of law, the remainder of the Tariff shall not be affected thereby and shall remain in full force and effect.

**Section 1.2   Definitions**

As used in the Tariff, the term:

"Applicant" means a person, partnership, cooperative corporation, corporation, agency, or public or private organization of any character applying for service with the District.

"Authorized Representative" or "District Representative" means the General Manager of the District or a representative or employee of the District engaged in carrying out the terms of, or performing services prescribed by the Tariff pursuant to either general or specific authorization to do so from the General Manager or the Board of Directors of the District.

"Board of Directors" means the Directors of the District elected in accordance with the applicable election laws.

"Disconnection of Service" means the locking or removal of a water meter to prevent the use of water by a customer of the District.

"District" means Jonah Water Special Utility District.

"Easement" means a private perpetual dedicated right-of-way for the installation of water pipelines and necessary facilities which allows access to property for further maintenance, facility replacement, and installation of additional pipelines, as applicable.

"Final Plat" means a complete and exact plan for the subdivision of a tract of land into lots for marketing which has been approved by all regulatory agencies having jurisdiction over approval of the design, planning and specifications of the facilities of such subdivision.

"Hazardous Condition" means a condition which jeopardizes the health or welfare of the customers of the District as determined by the District or any other regulatory authority with jurisdiction.

"Impact Fee" means the fee assessed to Applicants for water service for the purpose of acquiring capital to defray the costs of expanding the system facilities in order to meet the customer growth needs of the District. That the applicant makes an investment equal to the investment that each customer has in JWSUD as approved by Texas Natural Resource Conservation Commission.

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"Master Meter" means a meter used to measure, for billing purposes, all water usage of an apartment house or mobile home park, including common areas, common facilities, and dwelling units therein.

"Minimum Monthly Charge" means the monthly charge assessed to each customer of the District utilizing service, or each customer who has the opportunity to utilize service, via a metering device installed by the District.

"Person" means any natural person, partnership, cooperative corporation, association, private corporation, agency or public or private organization of any nature.

"Re-service" means to provide service to a location at which water service was previously provided but is no longer provided and requires the fitting of a metering device into an existing setting and possibly requires a modification to the setting in order to restore service. Costs of such re-servicing shall be based on justifiable and reasonable costs incurred by the District in connection with such re-servicing.

"Rules" means the Tariff Governing Water Service.

"Service Application" means the written agreement between an Applicant and the District outlining the responsibilities of each party regarding the service of water.

"Service Classification" means the type of water service required by an Applicant as may be determined by the District based on specific criteria such as usage, meter size, demand, type application, and etc.; based upon an evaluation of the Applicant. Different charges may be assessed different service classifications.

"Temporary Water User" means a party involved in a construction project in the District or in other activities who needs a water supply on a temporary basis and who does not desire to make a regular connection to the District water system.

"Construction Service" means service provided during the construction phase of any home, out building, barn, or commercial building.

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## Chapter 2 - General Operating Statements

### Section 2.1 Organization

The District is a special utility district organized and operating under the terms and conditions of Texas law. It exists for the purpose of furnishing a potable water utility service to the customers within its boundaries and to certain out-of-district customers. The management of the District is controlled by the Board of Directors, the members of which are elected by the resident qualified voters of the District residing within the District's boundaries.

### Section 2.2 Non-Discrimination Policy

Service is provided to all customers who comply with the requirements of The Tariff regardless of race, creed, color, national origin, sex or marital status.

### Section 2.3 Rules

The Tariff specifies the terms and conditions pursuant to which water service will be provided to the customers of the District. Failure on the part of any customer to comply with the Tariff, after due notice of such failure, shall give the District the right and authority to discontinue the furnishing of water service to that customer.

### Section 2.4 Fire Protection Responsibility

Fire hydrants installed within the District's water distribution system are provided at the convenience of the District or the developers of property within the District and do not imply or create any responsibility on the part of the District, and the District has not assumed any responsibility, to meet fire flow requirements of local, county, state, or federal governmental agencies. The District reserves the right to remove any fire hydrant, due to improper use or detriment to the system as determined by the District, at any time without notice, refund, or compensation to the contributors of the fire hydrant(s).

### Section 2.5 Liability of District

The District is not liable for damages caused by service interruptions, events beyond its control and for normal failures of the water system. The limit of the liability of the District is the extent of the cost for the service provided.

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Section 2.6    Availability of District Records

The records of the District shall be kept in the District office located within the District. These records are subject to the Texas Open Records Act and may be examined upon request. The records may not be removed from the District's office, and the District reserves the right to consult its governing body and/or legal counsel prior to disclosure, as may be authorized and appropriate under the Open Records Act. A reasonable charge as established pursuant to the Open Records Act may be assessed to any person requesting copies of District records.

Section 2.7    Notice of Change in Rates

The District will give written notice of monthly water rate changes by publication, mail, or hand delivery to all affected customers at least thirty (30) days prior to the effective date of the new rate. The notice shall contain the old rates, new rates, effective date of the new rate, date of Board authorization, and the name and phone number of the District representative designated to address inquiries about the rate change. Failure of the District to give the notice shall not invalidate the changed rate or any change based on the changed rate.

Chapter 3 - Procedures for Services

Section 3.1    Applications for Connections and Services

- (a) Any Applicant shall be entitled to water service when proper application has been made, all conditions of service have been met, and all required fees have been paid.
- (b) Applications for connection to or services from the District's water system shall be made by the record owner of the property or the tenant of an individually metered dwelling unit.
- (c) The applicable water utility deposit, Impact, and connection fees for the initial connection to the District's water system, including connection fees paid pursuant to contracts with the District for service to out-of-District properties and properties annexed to the District, where applicable, shall be received by the District for each connection made to or served by the District's water system. On an undeveloped tract or lot, developer shall follow the District's "Revised Comprehensive Subdivision Regulations", before construction of any improvements on a tract or lot.

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**Section 3.2    Service Classification**

For purposes of the Tariff, service requested by an Applicant and provided by the District may be divided into the following two (2) classes:

- (a) "Standard Service" is service on an existing pipeline where pipeline or service facility extensions are not required and special design or engineering considerations are not necessary. Typically, this would include only 5/8" x 3/4" sized meter services set on existing pipelines.
- (b) "Non-Standard Service" is any service applied for that is not Standard Service. In addition to the requirements set forth in Section 3.3 (which apply to all applicants), the requirements set forth in Chapter 4 of the Tariff shall be applicable to an Applicant for Non-Standard Service.

**Section 3.3    Requirements Applicable to Both Standard and Non-Standard Service**

- (a) The District's standard service application, see Appendix "A", shall be completed in full and signed by the Applicant.
- (b) The provisions set forth in Section 5.2, regarding the design and facilities used, shall be complied with by Applicant.
- (c) The Applicant shall provide proof that an application has been made to the proper regulatory authorities for approval and installation of on-site sewage disposal facilities, as authorized under the Chapter 341, Texas Health & Safety Code, for all services requiring such installations.
- (d) All service applications approved and cost of service fees quoted by the District or an Authorized Representative shall remain approved at quoted costs for a period not to exceed thirty days, provided such approval and cost of service fees quoted are obtained in writing. After the expiration of the thirty day period, an Applicant shall re-apply for service in accordance with the Tariff.
- (e) Commercial, Industrial, or Wholesale Service refers to non-residential service. No mains will be replaced or enlarged at the District's expense to facilitate a commercial, industrial or wholesale connection. The District may require the Applicant to pay the impact fee or a Letter of Credit, to install water production, storage, treatment, transmission, and District facilities to the District's specifications; and to donate such system, other suitable easements, and necessary documentation to the District as a condition for providing commercial, industrial, or wholesale service.

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Upon demand the applicant must provide satisfactory proof that all appropriate regulatory authority permits or licenses have been obtained.

- (f) All connections and re-connections (including taps) to the District's water system shall be made by an Authorized Representative.

Section 3.4 Change in Service Classification

If at any time the District determines that the customer service needs change from those needs originally applied for to a different service classification and the District determines that additional or different facilities are necessary to provide adequate service, the District shall require the customer to re-apply for service under the terms and conditions of The Tariff applicable to the new service classification. Customers failing to comply with this provision shall be subject to Disconnection of Service, in accordance with The Tariff.

Section 3.5 Temporary Water Connections

- (a) A Temporary Water User may, upon obtaining approval of an Authorized Representative, as provided in this Section 3.6, make connection to the District's water system at a surface flushing valve or fire hydrant. The amount of water used shall be determined by a temporary water meter installed at the connection or by agreement between the Temporary Water User and an Authorized Representative. Any meter used shall be provided or arranged for by an Authorized Representative. The Temporary Water User shall make the request for a temporary water connection to the Authorized Representative and shall state the location where the connection is desired, the approximate size of the connection, the anticipated pattern of use of the water correlated as to volumes and periods of time during the day, and the approximate duration of the connection. If the Authorized Representative determines that the Temporary Water User's requirements from the District's water system will not unreasonably interfere with the operation of the District's water system or the use thereof by the regular customers of the water system, he shall approve the temporary connection. The Authorized Representative may also impose such reasonable limitations and conditions on the Temporary Water User as in the judgment of the Authorized Representative are necessary to prevent unreasonable interference with the operation of the District's system or the use thereof by regular customers. All costs of temporary connection to and disconnection from the water system and use of any temporary water meter shall be the expense of the Temporary Water User. The Temporary Water User shall also make a service deposit in the amount set forth in Chapter 6 of the Tariff for the size of the temporary connection. The charges for water service shall be computed and paid monthly on the basis of Chapter 6, or by agreement with the Authorized Representative.

- (b) Builders desiring water service during the construction of a "site built home" shall be required to obtain water at the metered service location of the address of the home under construction. The builder shall pay the construction meter deposit as outlined in chapter 6 of the Tariff.
- (c) All builders constructing "site built homes" shall provide the District with original inspection reports indicating compliance with the TNRCC required water service inspections.

**Section 3.6 Denial of Service**

- (a) The District may deny service for any one of the following reasons:
  - (1) failure of an Applicant or customer to complete all required forms or pay all required fees and charges;
  - (2) failure of the Applicant or customer to comply with all rules and policies of the District related to the receipt of water service;
  - (3) existence of hazardous conditions at the Applicant's property which would jeopardize the welfare of the other customers of the District upon connection;
  - (4) failure of the Applicant or customer to provide representatives or employees of the District reasonable access to the property for which water service has been requested;
  - (5) failure of the Applicant or customer to comply with all governmental rules related to water service;
  - (6) Applicant's service facilities are known to be inadequate or of such character that satisfactory service cannot be provided.

(b) In the event the District refuses to serve an Applicant under the provisions of The Tariff, the District must notify the Applicant, in writing, of the basis for its refusal and the Applicant may file an appeal of the decision, in writing, with the Board of Directors of the District within fifteen (15) days after the District sends the service refusal notice, and not thereafter.

**Section 3.7 Maintenance and Repair**

It shall be the responsibility of each user of the District water system to maintain the water line(s) leading from the points of connection on the District's water system to the building or premises served.

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**Section 3.8    Water Service Billings**

- (a) Monthly rates for water services are as set forth in Chapter 6. Charges for water shall be billed monthly. All bills shall be due when rendered and are delinquent unless paid by the date specified in the bill. A late charge in an amount to be adopted by the Board of Directors of the District shall be charged for each month during which the delinquent amount remains unpaid. A person who pays a bill with a check or draft that is not honored by the drawee may be charged an amount established from time to time by an Authorized Representative, which amount shall be based on the prevailing or usual charge made for dishonored checks and drafts by other vendors in the same general area as the District.
- (b) The District may offer a deferred plan to a Customer who cannot pay an outstanding balance in full and is willing to pay the balance in reasonable installments as determined by the District. As may be determined in the reasonable discretion of the Board, late payment fees or interest may be added to any such outstanding balance.

**Section 3.9    Charge Distribution and Payment Application**

- (a) The current billing cycle of the District runs from the 26th day of the month through the 25th day of the following month. Billing shall commence on the date that a meter is installed or "set". If a meter is set on or before the 18th calendar day of any month, a minimum monthly charge shall be assessed to the Customer for that month. If a meter is set after the 18th of any calendar month, a minimum monthly charge shall not be assessed until the following billing period. Charges shall be prorated for service terminations during the calendar month.
- (b) Gallonage Charge is defined as water usage and is billed at the rate specified in Chapter 6, and shall be billed in one hundred (100) gallon increments. Water charges are based on monthly meter readings and are calculated from reading date to reading date.
- (c) Posting of Payments - All payments shall be posted against previous balances prior to posting against current billing.

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Section 3.10 Due Dates, Delinquent Bills, and Service Disconnection Date

The District shall mail all bills on or about the 25th day of the calendar month. All bills shall be due by the date indicated on the bill (allowing approximately 15 days to pay), after which time a penalty shall be applied. A bill is delinquent if not paid by the due date. Payments made by mail will be considered late if postmarked after the due date. Final notices shall be mailed allowing five (5) additional days for payment prior to disconnection of service. The five (5) additional days shall begin on the day the final notice is deposited with the U.S. Postal service for mailing. If the due date for the regular or final billing is on a weekend or holiday, the due date for payment purposes shall be extended until the next day the District office is open for business after said weekend or holiday. For all disputed payment deadlines, the date postmarked on each bill will be dispositive for purposes of calculating the beginning of any time period in which payment must be made to the District.

Section 3.11 Billing Cycle Changes

The District reserves the right to change its billing cycles. After a billing period has been changed, the billings shall be sent according to the new cycle unless otherwise determined by the District.

Section 3.12 Backbilling

The District may back-bill a Customer for up to four (4) years (48 months) for meter error, incorrect meter readings, or error in computing a Customer's bill.

Section 3.13 Disputed Bills

In the event of a dispute between a Customer and the District regarding any bill, the Authorized Representative shall forthwith make and conduct an investigation as shall be required by the particular case and shall report the results to the Customer. Customers must submit all billing disputes to the District in writing prior to the due date posted on said bill in order to provide the Authorized Representative an opportunity to conduct said investigation. Failure to provide such notice may waive the Customer's right to said investigation.

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Section 3.14 Inoperative Meters

Water meters found inoperative will be repaired or replaced within a reasonable time. If a meter is found not to register for any period the District shall make a charge for estimated water consumption that was not metered, for a period not to exceed three (3) months, based on amounts used under similar conditions during the period preceding or subsequent thereto, or during corresponding periods in previous years. The three month limitation period shall not apply to any meter that is found to be inoperative because of meter tampering or diversion.

Section 3.15 Bill Adjustment Due to Meter Error

The District shall test any Customer's meter upon written request of the Customer. In the event the meter tests within the accuracy standards of The American Water Works Association, a test fee as prescribed in Chapter 6 of The Tariff shall be imposed. In the event the test results indicate that the meter is faulty or inaccurate, the test fee shall be waived, the meter shall be calibrated or replaced, and billing adjustment may be made as far back as six (6) months. The billing adjustment shall be made to the degree of the meter's inaccuracy as determined by the test.

Section 3.16 Meter Tampering and Diversion

For purposes of this Section, meter-tampering, by-passing, or diversion shall all be defined as tampering with the District's meter or equipment, by-passing the same, or other instances of diversion, such as removing a locking or shut-off device used by the District to discontinue service, physically disorienting the meter, attaching objects to the meter to divert service or to bypass, inserting objects into the meter, and other electrical and mechanical means of tampering with, by-passing or diverting service. The burden of proof of meter-tampering, by-passing, or diversion is on the District. Photographic evidence or any other reliable and credible evidence may be used; however, any evidence shall be accompanied by a sworn affidavit by the District's Authorized Representative when any action regarding meter-tampering as provided for in these Sections is initiated. A court finding of meter-tampering may be used instead of photographic or other evidence, if applicable. Unauthorized users of services of the District, or persons who are found to have performed meter-tampering, by-passing or diversion shall be prosecuted to the extent allowed by law

Section 3.17 Meter Relocation

Relocation of meter/taps shall be allowed by the District provided that:

- (1) An easement for the proposed location has been granted to the District.

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- (2) The property of the new location is owned by the same owner of the property from which the meter is to be moved; and
- (3) The customer pays the actual cost of the meter relocation, plus any administrative fee reasonable imposed by the District.

**Section 3.18 Prohibition of Multiple Connections to a Single Tap**

In order for the District to maintain adequate records of the actual number of users on its system, all connections of any dwelling, household, business, and/or water-consuming establishment currently receiving or planning to receive water service, either directly or indirectly from the District's water system, shall individually apply for service under The Tariff. Any unauthorized sub-metering of service shall be considered a Multiple Connection and subject to disconnection of service. If the District has sufficient reason to believe a Multiple Connection exists, the District shall discontinue service in accordance with the Tariff.

**Section 3.19 Customer's Responsibility**

The Customers of the District shall have the following responsibilities:

- (1) The Customer shall provide the District access to the meter at all reasonable times for the purpose of reading, installing, checking, repairing, or replacing the meter. The Customer shall provide the District with a key to any gates that are kept locked. If the gate to a Customer's premises is locked preventing the reading of the meter by the Authorized Representative, an estimated bill shall be rendered to the Customer for the month. In addition, a notice shall be sent to the Customer stating that entrance to the premises could not be gained and that unless a key is furnished or the gate remains unlocked for three (3) consecutive months following notification to the Customer, then service shall be discontinued and the meter removed with no further notice.
- (2) The Customer shall ensure that all plumbing connections comply with the Texas Natural Resource Conservation Commission ("TNRCC") rules and regulations. Service shall be discontinued without further notice if installations of new facilities or repair of existing facilities are found to be in violation of The Tariff or the requirements of the TNRCC and shall remain disconnected until such time as the violation is corrected.

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- (a) All connections shall be designed to ensure against back-flow or siphonage into the District's water supply. In particular, livestock water troughs shall be plumbed above the top of the trough, with air space between the discharge and the water level in the trough. A back-flow or dual check valve will be installed on all meters at customer's expense.
  - (b) The use of pipe and pipe fittings that contain more than the maximum permissible lead and copper content under the law is prohibited for any plumbing installation or repair of any residential or non-residential facility providing water for human consumption and connected to the District's facilities.
- (3) All Customers shall keep all payments current on all accounts.
  - (4) The District's responsibility for water supply and metering equipment shall end at the point where the Customer connects to the equipment provided by the District during the installation of the metering equipment. Therefore, all water usage registering upon and/or damages occurring to the metering equipment owned and provided by the District shall be subject to charges as determined by the District's rules as amended from time to time by the Board of Directors. Similarly, all damage occurring to equipment on the Customer's side of the point of connection shall be the responsibility of the Customer.
  - (5) The District may require each Customer to provide a cut-off valve on the Customer's side of the meter for purposes of isolating the Customer's service pipeline and plumbing facilities from the District's water pressure. The Customer's use of the District's curb stop or other similar valve for such purposes is prohibited. Any damage to the District's equipment shall be subject to service charges.

**Section 3.20 Unauthorized Use of Water System**

- (A) It is a violation of the Tariff to use water from the District water system other than through:
  - (a) an authorized tap for which necessary connection fees and deposits have been made; or

(b) a temporary water connection (including a fire line connection) as authorized by Section 3.6 of this Chapter 3.

(B) Any person who violates this Section 3.21 shall pay for the water service on the basis of three (3) times the applicable rate specified in Chapter 6, plus all costs of the District and its officers, directors, employees, agents and attorneys incurred in enforcing this provision and repairing any damage or injury which may be caused to the water system as a result of the unauthorized use. The amount of water used shall be determined by the Authorized Representative on the basis of information and data reasonably available to him. In the absence of fraud, capriciousness or grossly arbitrary action on his part, the determination of the Authorized Representative shall be final.

Section 3.21 Disconnection and Re-connection

(A) Failure of a Customer receiving water service from the District to comply with any of the provisions of this Chapter, or to pay when due all fees, deposits and other charges owed to the District under the Tariff, or any other charges owed to the District, is a breach of the contract for service, and the District may, after notice and hearing in accordance with the procedures for contested cases specified in the Administrative Procedures Act, Sections 2001 et seq., Texas Government Code (Vernon's Ann. 1992) as now or hereafter amended, disconnect all District service to the property (hereafter referred to as the "delinquent property"), and also to any other properties for which the Customer is the Customer of record, until any such breach is remedied.

(B) The matter shall be heard by an Authorized Representative of the District. The Authorized Representative who hears the matter shall not be involved in the investigation, preparation of evidence, presentation, or negotiations on the matter except as such activities are related to and occur in the context of the hearing. The Authorized Representative may authorize and direct the disconnection of water service to the delinquent property on such terms and conditions as he in his judgment deems appropriate; may establish a deferred payment schedule for the delinquent amount, subject to disconnection if the schedule is not observed; or may take any other action that is reasonable under all of the circumstances. The decision shall be publicly announced by the Authorized Representative at the conclusion of the hearing and before it is closed. A Customer aggrieved by the action of the Authorized Representative may appeal to the Board of Directors of the District. Notice of appeal shall be given at the date and time the Authorized Representative announced his decision and before he closes the hearing, and not thereafter.

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To perfect an appeal, the Customer shall pay the amount determined by the Authorized Representative who conducts the hearing to be owing to the District, which amount may be paid under protest and shall be held in escrow pending the outcome of the appeal, at which time it shall be disbursed in accordance with the decision of the Board of Directors.

(C) If service to a property is disconnected for any cause, there shall be charged disconnection and re-connection fees as set forth in Chapter 6 before service is again commenced to the property. Re-connection may be performed only by an Authorized Representative. The District may charge accumulated monthly minimum charges which have been entered on the inactive account as monthly debits for the purpose of allowing the District to recover the costs of reserving capacity at the location for which re-service has been requested for so long as a meter is still in place to serve the property. A Customer requesting re-service shall also be responsible for all labor and materials costs necessary to restore service. If restoration of service is not requested, the re-service fees will accumulate monthly until the total balance of Re-Service Fees equals the amount of the Impact Fee previously paid for service to the property. At such time, all service equipment shall be removed by the District and all subsequent service requests shall be treated as new applications. If the service is reconnected or restored by someone other than an Authorized representative before all charges related to the termination of service are paid or arrangements for the payment thereof satisfactory to the Authorized Representative have been made, the District may physically sever the service connection, including removal of the water meter at the delinquent property, or may pursue legal action against the person who reconnected the service illegally.

(D) Disconnection of Service- The following paragraphs describe the conditions for disconnection of service.

(1) Disconnection With Notice - Water utility service may be disconnected for any of the following reasons after proper notification has been given:

(a) Returned Checks - In the event a check, draft, or any other similar instrument is given by a person, firm, corporation, or partnership to the District for payment of services, and the instrument is returned by the bank or other similar institution as insufficient or non-negotiable for any reason, the District shall mail, via the U.S. Postal Service, a notice requiring redemption of the returned instrument within ten (10) days of the date that the District's notice is postmarked. Redemption of the returned instrument shall be made in the

District office by cash, money order, or certified check. Failure to meet these terms may result in the immediate disconnection of service.

- (b) Failure to pay a delinquent account for utility service or failure to comply with the terms of a deferred payment agreement.
- (c) Violation of the District's Tariff pertaining to the use of service in a manner which interferes with the service of others or the operation of non-standard equipment if a reasonable attempt has been made to notify the Customer and the Customer is provided with a reasonable opportunity to remedy the situation.
- (d) Failure of the Customer to comply with terms of the District's Service Agreement or the Tariff, provided that the District has given notice of said failure to comply and Customer has failed to comply within a specified amount of time after notification.
- (e) Failure to provide access to the meter under the terms of the Tariff or to the property at which water service is received in accordance with the Tariff.
- (f) Misrepresentation by an Applicant or Customer of any fact on any agreement, form, or other document required to be executed by the District.
- (g) Failure of Customer to meet the construction and maintenance requirements for on-site sewage facilities in accordance with Chapter 341, Texas Health & Safety Code, or to pay wastewater fees due any entity with water service provided by the District.
- (h) Failure of Customer to re-apply for service upon notification by the District that Customer no longer meets the terms of the service classification originally applied for under the original service application.

(2) Disconnection Without Notice - Water utility service may be disconnected without notice for any of the following conditions:

- (a) A known dangerous or hazardous condition exists including, but not limited to violation of Chapter 341,

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Texas Health & Safety Code; or there is reason to believe a dangerous or hazardous condition exists and the Customer refuses to allow access for the purpose of confirming the existence of such condition and/or removing the dangerous or hazardous condition;

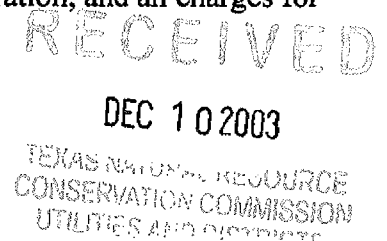
- (b) Service is connected without authority by a person who has not made application for service or who has reconnected service without authority following termination of service; or
- (c) Tampering with the District's meter or equipment, by-passing the meter or equipment, or other diversion of service.

Where reasonable, the District shall use its best efforts to post a written statement providing notice of the disconnection, and the reason thereof, at the place of common entry or upon the front door of each affected residential unit as soon as possible after service has been disconnected.

- (3) Disconnection on Holidays and Weekends - Unless a dangerous condition exists or the Customer requests disconnection, service shall not be disconnected on a day, or on a day preceding a day, when personnel of the District are not available to the public for the purpose of making connections and reconnecting service.
- (4) Disconnection for Ill and Disabled - The District may choose not to discontinue services to a delinquent residential Customer when that Customer establishes that discontinuance of service will result in some person at that residence becoming seriously ill if service is discontinued.. Each time a Customer seeks to avoid termination of service under this Sub-section, the Customer must have the attending physician call or contact the District within sixteen (16) days of issuance of the bill. A written statement must be received by the District from the physician within twenty-six (26) days of the issuance of the utility bill. The Customer shall enter into a Deferred Payment Agreement. Failure to comply with the Deferred Payment Agreement will result in the termination of service and the removal of the meter.

Section 3.22 No Free Service

No free service shall be granted to any user for service provided by or through the District's water system, whether such user be a charitable or eleemosynary institution, a political subdivision, or a municipal corporation, and all charges for water service shall be made as required herein.



Chapter 4 - Non-Standard Service

Section 4.1 Purpose

The purpose of this Chapter is to govern agreements and service procedures for subdivisions, additions to subdivisions, or developments where service to more than one tract of land is necessary and/or additional equipment or facilities are required in order to accommodate individual, multiple, commercial, or industrial Applicants. For purposes of The Tariff, Applications subject to this paragraph shall be defined as "Non-Standard Service Requests".

Section 4.2 Application of Rules

This Chapter may be altered or suspended when applied to planned facility expansions for which the District extends its indebtedness. Under such circumstances, the Board of Directors of the District shall interpret on an individual basis whether or not an Applicant's service request shall be subject to all or part of the conditions of this Paragraph.

Section 4.3 Non-Standard Service Application

An Applicant for Non-Standard Service shall meet the following requirements when requesting service from the District:

- (1) The Applicant shall provide the District a completed Service Application and Agreement and shall include therein a description of any special service needs.
- (2) A final plat approved by the District and District Engineers must accompany the Application showing the Applicant's requested service area. The plat must be approved by all regulatory authorities having jurisdiction, including without limitation, those authorities having jurisdiction over lot sizes, sewage control facilities, drainage facilities and rights-of-way. Plans, specifications, and special requirements of such regulatory authorities shall also be complied with and submitted to the District.

Section 4.4 Non-Standard Service Investigation Fee

- (a) At the time the Applicant for Non-Standard Service tenders an Application for service, a Non-Standard Service Investigation Fee shall be paid to the District in accordance with the requirements of Chapter 6 for purposes of paying initial administrative, legal, and engineering fees. The District shall refund any balance that remains after it has completed its service investigation.

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In the event such fee is not sufficient to pay all expenses incurred by the District, the Applicant shall pay to the District all remaining expenses that have been, or will be, incurred by the District.

Section 4.5    Location of Non-Standard Service Area

If after the service investigation has been completed, the District determines that the Applicant's service request is for property outside the District's service area, service may be extended provided that:

- (1) the service location is contiguous to or within one-fourth (1/4) mile of the District's service area;
- (2) the service location is not in an area receiving similar service from another utility;
- (3) the service location is not within the certificated area of Public Convenience and Necessity of another utility; and
- (4) the District is authorized by law to provide service to the area requested.

Section 4.6    Design

The District shall study and design the facilities necessary to service the area requested the Applicant in the following manner:

- (1) The District's Consulting Engineer shall design or shall review all plans produced by applicant's engineer for conformity with District specifications all service facilities for the Applicant's requested service within the District's specifications therefore.
- (2) The engineer's fee shall be paid out of the Non-Standard Service Investigation Fee, provided however, that the actual costs of the Engineer's services do not exceed the amount of the Non-Standard Service Investigation Fee allotted for engineering services. If the engineer's fee exceeds the allotted fee, the Applicant shall pay the balance of engineering fees prior to as a condition to the continued processing of the service application by the District.
- (3) The Consulting Engineer shall submit to the District a set of detailed plans, specifications, and cost estimates for the project.

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- (4) If no local authority imposes other design criteria on the Applicant's service request, the District's Engineer shall design all facilities to meet the projected demand for service as platted and/or requested in the plans or plat submitted with the application for service. The District reserves the right to upgrade the design of service facilities in order to meet future demand, provided however that the District shall pay the cost of such upgrading.

**Section 4.7 Non-Standard Service Contract**

All applicants requesting or requiring Non-Standard Service shall enter into a written contract, drawn up by the District's Attorney, in addition to submitting the District's service Application and Agreement. Said contract shall define the terms of service prior to construction of required service facilities. The service contract may include, but is not limited to, the following terms and conditions:

- (1) Definition of all costs associated with the administration, design, construction, and inspection of facilities for water service to the Applicant's service area and terms by which these costs are to be paid.
- (2) Definition of Front-end Capital Contributions required to be paid to the District in addition to the other costs required under this Section.
- (3) Definition of terms by which the Applicant shall indemnify the District from all third party claims or lawsuits in connection with the contemplated project.
- (4) Definition of terms by which the Applicant shall deed all constructed facilities to the District and by which the District shall assume operation and maintenance responsibility, including the enforcement of warranties.

**Section 4.8 Property and Rights-of-Way Acquisition**

With regard to the construction of facilities, the District shall require private right-of-way easements on private property in accordance with the following provisions:

- (1) If the District determines that right-of-way easements or facility sites outside the Applicant's property are required, the District shall require the Applicant to secure easements or title to such facility sites on behalf of the District. All right-of-way easements and property titles shall be researched, validated, and recorded by the District at the expense of the Applicant;

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- (2) All costs associated with facilities that must be installed in public right-of-ways on behalf of the Applicant, due to the inability of the Applicant to secure private right-of-way easements, shall be paid by the Applicant. Such costs shall include the original cost of facility installation plus the estimated cost of future relocation to private right-of-ways or the cost of installation under state condemnation procedure, whichever is most desired by the Applicant;
- (3) The District may require an exclusive dedicated right-of-way on the Applicant's property and title to property, as may be necessary for on-site facilities;
- (4) Easements and facilities sites shall be prepared for construction in accordance with the District's requirements and at the expense of the Applicant.

**Section 4.9 Bids for Construction**

The Applicant is responsible for all costs in advertising for bids. The District's Consulting Engineer shall advertise for bids for the construction of the Applicant's proposed facilities in accordance with generally accepted practices and applicable laws. Plans and specifications shall be made available, with charge, to prospective bidders. Although the District reserves the right to reject any bid or contractor, the District shall generally award the contract to the lowest and best bidder in accordance with applicable law and the following criteria:

- (1) The Contractor shall sign the Service Contract;
- (2) The Contractor shall provide an adequate bid bond under terms acceptable to the District;
- (3) The Contractor shall secure adequate performance and payment bonding for the project under terms acceptable to the District;
- (4) The Contractor shall supply favorable references acceptable to the District;
- (5) The Contractor shall be deemed qualified by the District to complete the work; and,
- (6) The Contractor shall provide adequate certificates of insurance as required by the District.

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Section 4.10 Prepayment for Construction and Services

- (a) After the Applicant has executed the Service Agreement, the Applicant shall pay to the District all costs necessary for completion of the project prior to construction and in accordance with the terms of the Service Contract.
- (b) The District shall, at the expense of the Applicant, inspect the facilities to ensure that District standards are achieved.
- (c) Construction plans and specifications shall be strictly adhered to, but the District reserves the right to change order any specifications, due to unforeseen circumstances during the design of the proposed facilities, to better facilitate the operation of the Applicant's facility. All expenses and costs associated with a change order shall be charged to the Applicant.

Chapter 5 - Standards and Procedures for Water Connections

Section 5.1 Applications for Connections

- (a) Any person desiring to make a connection to the water distribution system in the District shall first apply to the District.
- (b) Authorized Representative shall review every application submitted pursuant to this Section 5.1. Upon finding that the application complies with the requirements of this Section 5.1 and that in his judgment and opinion the materials to be used for the connecting line and the connections, and the methods and procedure to be followed in laying the line and making the connections, are at least equivalent to the standards of the Uniform Plumbing Code and are in compliance with the applicable criteria set forth in Section 5.2, as applicable, of this Chapter 5. The Authorized Representative may approve the application and grant permission for the connection to be made upon such terms and conditions as in his judgment and opinion are necessary or desirable to accomplish the purposes and objectives of this Chapter 5.
- (c) After a connection is made to the water distribution system in the District pursuant to permission granted by the Authorized Representative, and before the connecting line and connections are covered or enclosed with dirt or any other material, an Authorized Representative shall inspect the same to determine whether or not they have been properly installed in accordance with the requirements of this Chapter 5 and the connection

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permit or permits and to ensure there is no cross-connection of water systems. The Authorized Representative shall also determine whether the bedding material to be used to cover or enclose the connecting line and connections are suitable under the standards required by this Chapter 5 and the connection permit or permits to insure the connecting line will operate and function properly and remain functional and operational after it is placed in use, under normal and usual operating conditions. The person to whom the permit or permits are issued shall be responsible for covering or enclosing the connecting line and connections with dirt or other material authorized or approved by the Authorized Representative.

The person to whom the permit or permits are issued shall at the time the tap or taps are purchased pay an inspection fee (for the Initial and Final Inspections) as set forth in Chapter 6. The District may charge an additional inspection fee as set forth in Chapter 6, for each necessary additional inspection.

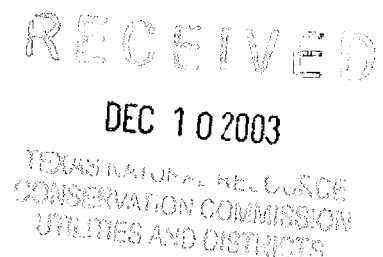
Section 5.2 Standards Governing Water Service Lines and Connections

- (a) The Tariff govern the installation of all water service connections within the District. These regulations are intended as a supplement to the Standard Plumbing Code.
- (b) As used in this Section 5.2, "service line" means the water service pipe from the foundation of the house or commercial building to the water service stub or water main owned by the District.
- (c) Only one service line connection to the District's water system is permitted for each single family dwelling. Each single family dwelling unit shall have one water meter through which all water to the unit shall flow and be metered.
- (d) All piping, fittings, and valves shall be installed and maintained in accordance with the Standard Plumbing Code, the rules and regulations of the TNRCC and the requirements of any other governmental entity having jurisdiction over such materials.

Chapter 6 - Water Fees and Deposits

Section 6.1 Non-Refundable

Unless specifically provided for in the Tariff, all fees, rates, and charges as herein stated shall be non-refundable.



Section 6.2 Service Investigation Fee

The District shall conduct a service investigation for each service application submitted at the District office. An initial determination shall be made by the District, without charge, as to whether the service request is Standard or Non-Standard. An investigation shall then be conducted and the results reported under the following terms:

- (a) All Standard Service requests shall be investigated without charge and all applicable costs for providing service shall be provided to the Applicant.
- (b) All Non-Standard Service requests shall be subject to a fee, unique to each project, of sufficient amount to cover all administrative, legal, and engineering costs associated with the District's investigation of the project.

Section 6.3 Easement Fee

When the District determines that private right-of-way easements and/or facilities sites are necessary to provide service to the Applicant, the Applicant shall be required to secure easements on behalf of the District and/or pay all costs incurred by the District in validating, clearing, and retaining such right-of-ways in addition to tap fees otherwise required pursuant to the provisions of the Tariff. The costs may include all legal fees and expenses necessary to attempt to secure such right-of-way and/or facilities sites on behalf of the Applicant.

Section 6.4 Installation Fee

The District shall charge an installation fee for service as follows:

- (a) Standard Service shall include all current labor, materials, engineering, legal, and administrative costs necessary to provide individual metered service and shall be charges on a per tap basis as computed immediately prior to such time as metered service is requested and installed.
- (b) Non-Standard Service shall include any and all construction labor and materials costs, administration fees, legal fees, and engineering fees, as determined by the District under the Tariff.
- (c) Standard and Non-Standard Service Installations shall include all costs of any pipeline relocations that may be necessary.

Section 6.5 Impact Fee

Each Applicant may be required to contribute capital in an amount projected to defray the cost of up-grading system facilities to meet growth demands created by

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adding Customers. This fee shall be assessed immediately prior to providing service. The amount of such fee shall be determined by the District and its legal representatives in accordance with generally accepted principles and standard industry practices and approved by TNRCC.

Section 6.6 Monthly Charges

The monthly fees and charges that are imposed by the District for water service are based upon meter size. The Water Rate Schedules attached to this Chapter 6 set forth the rates and charges applicable to each respective meter size.

Section 6.7 Late Payment Fee

A penalty per billing period shall be made on delinquent bills. This late payment penalty shall be applied to any unpaid balance exceeding \$1.00 during any one billing period. The late payment fee applicable to each meter size is set forth in the Water Rate Schedules attached to this Chapter 6.

Section 6.7 Late Payment Fees.

- A. Accounts are delinquent when payment is not received in the Jonah Water S.U.D. billing office by the 10<sup>th</sup> day of the month in which an account is billed. A penalty per billing period shall be made on delinquent bills with an unpaid balance exceeding One Dollar (\$1.00) during any one billing period. The late payment fee applicable to each meter size is set forth in the Water Rate Schedules attached to this Chapter 6.
- B. Accounts that remain delinquent on the 15<sup>th</sup> day of the month will be processed for Final Notice. The Final Notice allows FIVE (5) additional days for payment to be made without additional penalty or disruption of water service.
- C. Accounts that remain delinquent after the time allowed in the Final Notice will be assessed a Fifty Dollar (\$50.00) Meter Lock Fee; without regard to the meter being physically locked. In the event that the account is not brought current before the Meter Lock Fee is applied for a second month the meter will be physically locked. All fees due at this time shall be paid at the District's billing office, during normal business hours, in cash or certified funds before service will be reinstated. Payment by certified funds may be deposited in the District's night payment box, located at the District office, and these payments will be processed the following business day.
- D. No re-connects after 8:00 p.m. All request for re-connect made after 5:00 p.m. weekdays and at all times on weekends shall be made by contacting the District's answering service. District personnel will not respond to delinquent customers service address after 8:00 p.m. for the purpose of re-

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connection. All delinquent customers that make payment by means of the night deposit box located at the District office will receive re-connection services on the following business day.

**Section 6.8 Returned Check Fee.**

- A. In the event a check, draft, or any other similar instrument is given by a person, firm, corporation, or partnership to the District for payment of services provided for in the rules, and the instrument is returned by the bank or other similar institution as insufficient or non-negotiable for any reason, the account for which the instrument was issued shall be assessed a returned check charge in an amount based upon the prevailing or usual charge made for dishonored checks in the area of the District, as determined by the Authorized Representative. The District may refuse to accept a check, and may require that payment be made by cashier's check or other method from a customer after receipt by the District of any dishonored check from that customer.
  
- B. The District shall notify its customer, by regular and certified mail, of any returned check. The District shall allow fifteen (15) days from the postmark of the notice in which the customer may redeem the returned check. In the event that the check is not redeemed within the time allowed, the District will assess all applicable penalties and fees and will disconnect the customer from water service without further notice. In the event that water service is disrupted for non-payment, the District shall require all future account payments be made with cash, money order, or certified funds.

**Section 6.9 Service Trip Fee**

The District shall charge a trip fee for any service call or trip to the Customer's tap as a result of a request by the Customer or resident (unless the service call is in response to damage of the District's or another Customer's facilities) or for the purpose of disconnecting or reconnecting service due to non-payment for services. The amount of such service fee is set forth in the Water Rate Schedules attached to this Chapter 6.

**Section 6.10 Equipment Damage Fee**

If the District's facilities or equipment have been damaged by tampering, by-passing, installing unauthorized taps, reconnecting service without authority, or other service diversions, a fee shall be charged equal to the actual costs for all labor, material, equipment, and other actions necessary to correct such service diversions. All components of this fee will be itemized, and a statement shall be provided to the Customer. If the District's facilities or equipment have been damaged due to the Customer's negligence or unauthorized use of the District's equipment, rights-of-way, or meter shut-off valve or other District facilities, the

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Customer shall be liable for all labor and material charges incurred by the District as a result of said acts or negligence.

Section 6.11 Meter Test Fee

The District shall test a Customer's meter upon written request of the Customer. A charge in the amount set forth in the Water Rate Schedules attached to this Chapter 6 shall be charged for each such meter test.

Section 6.12 Meter Reading

The customer shall provide access to the meter at all reasonable times for the purpose of reading, installing, checking, repairing, or replacing the meter. The customer shall provide a key to locked gates. If the gate to the customer's premises is locked preventing the reading of the meter, an estimated bill shall be rendered to the customer for the month. A key should be furnished or the gate unlocked for each reading period. Should the gate remain locked for three (3) consecutive months after proper notification to the customer, then service shall be discontinued and the meter removed with no further notice.

Section 6.13 Franchise Fee

The District shall include any Franchise Fee levied upon the District by an incorporated city, to each individual water meter account within the corporate limits of the city levying the Franchise Fee on services provided by Jonah Water Special Utility District.

Section 6.14 Deposits

A. Residential Accounts.

Residential Account deposits are calculated by meter size and are set forth in the Water Rate Schedule attached to this Chapter 6. Residential customers shall pay an account deposit which will be held by the District, without interest, from the application date until settlement of the final bill. The Deposit will be used to offset final billing charges of the account. In the event that a surplus of FIVE DOLLARS (\$5.00) or more exist after the final billing is settled the balance will be paid to the customer within 45 days, when the District is provided with a suitable address. All request for refunds shall be made in writing and must be filled within ninety (90) days of termination. In the event that an outstanding balance exist after the Deposit is applied, the District shall attempt to collect the outstanding balance by all lawful means available.

B. Residential Builder.

All residential builders shall pay to the District a Construction Deposit of FIVE HUNDRED DOLLARS (\$500.00) on all "site built homes". The Construction Deposit fee will be refunded (less final billing charges) upon a satisfactory

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Customer Service Inspection and Cross-Connection Inspection, performed by the District or the builder providing the District with the TNRCC required inspections by a plumber licensed to perform these inspections.

C. Commercial Accounts

Account deposits are calculated by meter size and are set forth in the Water Rate Schedule attached to this Chapter 6. Commercial customers shall pay an account deposit which will be held by the District, without interest, from the application date until settlement of the final bill. The Deposit will be used to offset final billing charges of the account. In the event that a surplus of FIVE DOLLARS (\$5.00) or more exist after the final billing is settled the balance will be paid to the customer within 45 days, when the District is provided with a suitable address. All request for refunds shall be made in writing and must be filled within ninety (90) days of termination. In the event that an outstanding balance exist after the Deposit is applied, the District shall attempt to collect the outstanding balance by all lawful means available.

D. Commercial Builder.

All commercial builders shall pay to the District a Construction Deposit of FIVE HUNDRED DOLLARS (\$500.00) on all commercial construction. The Construction Deposit fee will be refunded (less final billing charges) upon a satisfactory Customer Service Inspection and Cross-Connection Inspection, performed by the District or the builder providing the District with the TNRCC required inspections by a plumber licensed to perform these inspections.

E. Inspection Fee

Fee for Customer Service Inspection or Cross-Connection Inspection performed by the District will be \$50.

Section 6.15                      Standard Service

The monthly service charges for Standard Service shall include the sum of the Monthly Minimum Charge plus the Usage Charge as shown in the residential water rate schedule.

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Meter Type & Size	Monthly Minimum Charge
5/8" x 3/4" Simple	\$20.00
1" Simple	\$48.50
2" Compound	\$152.00
4" Compound	\$504.00
6" Compound	\$1,160.00

**Section 6.16 Master Meters**

**Large Volume Service - Master Meters**

The monthly service charge for Large Volume Service shall include the sum of the monthly minimum charge based on the number of LUES or the number of single, family connections for the meter size determined by JWSUD's engineer.

LUES will be determined by the following standards:

RV Parks. Each slab or rental space represents 1/3 LUES.

Motels, apartments, condos, duplexes will be based on the number of bedrooms with each bedroom being 1/3 LUES.

Strip Centers, office buildings, etc with one (1) bathroom only (no food service) 1/3 LUES per bathroom.

LUES will be used to determine the Impact Fee and Monthly Minimum Charge.

For Large Volume Service provided to a local, state, or federal governmental entity, the Monthly Minimum Charge will be set on a case by case basis.

**Multiple Connection Service - Transient Use Facilities**

The minimum monthly water bill for Large Volume Service - Transient Use Facilities shall remain constant, regardless of the occupancy rate of a recreational vehicle park, motel, duplex, or any rental unit.

**Multiple Connection Service- Master Metered Non-transient Use**

No sub-metering allowed.

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**Recreational Vehicles and Manufactured Homes**

When any recreational vehicle used for human habitation is parked in a location other than a recreational vehicle park and is connected to a meter, a monthly minimum charge must be paid for that vehicle. Also, a monthly minimum charge must be paid for each and every manufactured home connected to a meter, unless the manufactured home is located in a manufactured housing park where a master meter larger than 5/8" has been installed as a Large Volume Service pursuant to a Feasibility Study performed by JWSUD's engineer.

**Section 6.17- Connection Fees**

**A. Single dwelling or Single Non-Residential Business Connection  
Meter Installation; no line extension, no road crossing**

Meter Type & Size	Equivalent LUES	Meter Installation	+	Impact Fee	+	Water Utility Deposit	=	Total Fee
5/8" x 3/4" simple	1	\$500.00		\$3,000.00		\$100.00		\$3,600.00
1" simple	2.5	\$750.00		\$7,500.00		\$100.00		\$8,350.00

**B. Large Volume Service-Single Owner.** In order to obtain Large Volume Service-Single Owner, an applicant must obtain a feasibility study and must pay the meter installation fee, impact fee, and water utility deposit as determined by JWSUD's engineer. The tap fee for large volume service-single owner shall include the actual cost for purchasing and installing the meter and any flow restriction and back-flow prevention devices specified by JWSUD's engineer, plus an impact fee equal to the impact fee for a 5/8" meter times the LUE capacity of the meter as determined by JWSUD's engineer, with allowances made for any flow restriction devices installed at owner's expense. The water utility deposit for large volume service-single owner shall be determined on an individual basis.

**Section 6.18 Line Extensions, Road Crossings, and Additional Charges**

**A. Line Extensions and Road Crossing-**These costs are subject to change due to contractor prices. Estimates will be made for a thirty (30) day time period only.

**B. Additional Charges-** Requests for service or supplemental service other than that set out in the Water Utility Deposit and Impact fee schedule shall be considered additional charges and shall be determined on a case by case basis unless covered by the Rules and Regulations Concerning JWSUD Procedures for Developers.

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When JWSUD determines that private right-of-way easements are necessary to provide service to an applicant, the applicant shall be required to pay all costs incurred by JWSUD in obtaining such easements. When back-flow prevention is required in connection with a meter, the applicant shall be required to pay all costs for materials and installation of a backflow prevention device.

In the situation where there will be a significant drop in pressure between the meter and the structure where service is to be provided, a condition which is typically caused by a significant difference between the elevation of the meter and the elevation of the structure, a person requesting service may seek a determination of the feasibility of the use of a pressure booster unit to serve the structure. If determined to be feasible, subject to the applicant paying all costs for materials and labor associated with the installation of the pressure booster unit, the applicant for service may elect to have JWSUD or a contractor of his or her choice install the unit, the applicant shall be required to pay all costs for materials and installation of a backflow prevention device when backflow prevention is required at a location where a pressure booster unit is installed. JWSUD may pay for the cost of materials and installation of a pressure booster unit at a location that serves more than one customer or is remote from JWSUD's pumping and storage facilities and where no improvements to JWSUD's system are planned.

**Section 6.19 Meter Relocation**

JWSUD will not move existing meters except as allowed in this section. JWSUD will move a meter to a new location within the boundaries of a single parcel of land or lot so long as the meter continues to serve the same structure or facility and the new location is feasible. In the case where a structure or facility is located on the boundary between two parcels or lots, JWSUD will relocate the meter to either of the parcels or lots. JWSUD will determine, on a case by case basis, whether moving the location of the meter is feasible. The fee for moving a meter shall include the following:

- a.. The Meter Installation Fee for the size of meter requested at the new location;
- b. The Meter Disconnection and Removal Fee; and
- c. The cost of any line extensions or other equipment necessary to deliver water to the new location.

If the meter to be installed at the new location is larger in size than the existing meter, the customer shall also pay the difference between the impact fee for the larger meter size and the smaller meter size that are in effect at the time the relocation is requested.

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**Section 6.20 Large Volume Service - Single Owner**  
(Meters larger than 5/8"x 3/4")

Large Volume Service - Single Owner may only be used to serve facilities located within a single tract of land that is owned by a single person, corporation, or other entity. Large Volume Service - Single Owner is not available for service to land that is intended to be subdivided; provided however, the capacity purchased for a Large Volume Service - Single Owner location may be converted to serve a subdivision that is created on the same land within 10 years of the date of connection of the Large Volume Service - Single Owner. This right of conversion of capacity shall not be severable, but shall be assignable with the land as long as the land stays in a single tract, with a single owner. Large Volume Service - Single Owner is not applicable to water purchased for resale or water sold to wholesale customers.

**Section 6.21 Large Volume Service - Multiple Owner**  
(Meters larger than 5/8")

Large Volume Service - Multiple Owner may be obtained by a management company, homeowners association, or other similar entity for water service to a multiple owner development such as townhouses, condominiums, or cluster homes by means of a master meter connection. Water provided under Large Volume Service - Multiple Owner shall not be sub-metered for resale. In order to obtain Large Volume Service - Multiple Owner, an applicant must obtain a Feasibility Study and enter into a contract with JWSUD. Large Volume Service - Multiple Owner shall be subject to the requirements of the Rules and Regulations Concerning JWSUD Procedures for Developers.

**Section 6.22 Feasibility Study**

Any person seeking large volume service and/or multiple connection service, such as apartments, manufactured housing parks, or multi-unit residential structures such as duplexes, shall submit a written request that JWSUD perform a Feasibility Study to determine if there exists sufficient capacity in JWSUD's system to serve the number of dwelling units proposed to be located on the tract of land, or if a need exists for an expansion to the capacity of the production and storage or general purpose transmission facilities, or a combination of both, to serve the proposed connection. Each request for a Feasibility Study shall include the following:

- a. A map or plat showing the property, its proximity to JWSUD's existing General Purpose Transmission Facilities, and those improvements necessary to connect such facilities. The map or plat must show the legal description and the dimensions of the property. The map or plat must be signed and sealed by a licensed surveyor or registered professional engineer.

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- b. The intended land use of the property.
- c. The proposed number of dwelling units. The projected water demand of the connection, including average and peak demands in gallons per minute (GPM). A projected growth schedule tied to the demand for water. For meters 1.5" and larger in size, the number of LUES shall be determined by JWSUD's engineer.
- d. A proposed calendar of events, including design construction phasing and initial occupancy, and the approximate date upon which service from JWSUD will first be needed.
- e. Information concerning on-site storage and pressurization facilities to reduce peak demand.

Because of factors such as unique topographic features, after initial review of the request JWSUD Engineer may determine that additional information will facilitate evaluating the proposed Project. The Developer shall submit such additional information as specified by JWSUD's engineer on a case by case basis.

All requests for a Feasibility Study shall be accompanied by a non-refundable fee according to the following schedule:

Proposed Number of LUES	Fees
1-3	\$150.00
4 or more	\$30 per LUE

This fee shall be paid at the time the request is filed.

JWSUD shall take action on a Feasibility Study for a large volume service or multiple connection service using the procedures provided for a subdivision Feasibility Study in Section III of the Rules and Regulations concerning JWSUD's Service to Subdivisions. Existing water supply capacity that is contemplated for use to serve a proposed Large Volume Service or multiple connection service may be held for the proposed service location for a period of 120 days by payment of the greater of \$2500 or 10% of the total capital replacement fee, which payment shall be non-refundable. A request to hold capacity must be written and hand delivered or sent by certified mail to JWSUD's General Manager accompanied by the appropriate fee. The request to hold capacity must be received by JWSUD within thirty (30) days after the date of the meeting of the Board of Directors at which service to the proposed service location is determined to be feasible.

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## RESIDENTIAL WATER RATE SCHEDULE

<b>5/8" X 3/4" METER</b>	
Water Utility Deposit	\$100.00
Installation Fee-total cost installation	\$500.00
Impact Fee	\$3,000.00

Minimum Monthly Charge	\$20.00
------------------------	---------

### Rate Schedule

0-10,000	\$3.62 per thousand
10,001-15,000	3.87 per thousand
15,001- 20,000	4.12 per thousand
20,001- 25,000	4.37 per thousand
25,001- 30,000	4.62 per thousand
30,001- 35,000	5.17 per thousand
35,001- 40,000	5.62 per thousand
40,001- 45,000	6.62 per thousand
45,001- 50,000	7.62 per thousand
50,001 and more	11.62 per thousand

Re-connection Fee	\$50.00
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Meter Test Charge	\$25.00
-------------------	---------

Customer Requested Meter Reading Charge	\$10.00
--	---------

Returned Check Service Charge	\$25.00
-------------------------------	---------

Late Payment Penalty Charge (received after 10th of month)	minimum of \$5.00 or 10% of bill; whichever is greater
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Service Trip Fee	\$25.00
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Locked Meter Fee	\$50.00
------------------	---------

[Assessment Fees] TNRCC Regulatory Fee	\$0.005 of billing cost
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## Residential Water Rate Schedule

1" Meter	
Water Utility Deposit	\$200.00
Installation Fee	\$750.00
Impact Fee	\$3,000.00

Minimum Monthly Charge	\$50.00
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### Rate Schedule

0-10,000	\$3.62 per thousand
10,001-15,000	3.87 per thousand
15,001- 20,000	4.12 per thousand
20,001- 25,000	4.37 per thousand
25,001- 30,000	4.62 per thousand
30,001- 35,000	5.17 per thousand
35,001- 40,000	5.62 per thousand
40,001- 45,000	6.62 per thousand
45,001- 50,000	7.62 per thousand
50,001 and more	11.62 per thousand

Re-connection Fee	\$50.00
-------------------	---------

Meter Test Charge	\$25.00
-------------------	---------

Customer Requested Meter Reading Charge	\$10.00
--	---------

Returned Check Service Charge	\$25.00
-------------------------------	---------

Late Payment Penalty Charge (received after 10th of month)	\$5.00 or 10% of bill; whichever is greater
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Service Trip Fee	\$25.00
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Locked Meter Fee	\$50.00
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(Assessment Fees) TNRCC Regulatory Fee	\$0.005 of billing cost
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## Commercial Water Rate Schedule

**2" METER**    Compound meter with Testable Back-flow Preventer

Water Utility Deposit	\$500.00
Installation Fee	Cost 2" compound & back-flow preventer plus labor
Impact Fee	LUE's x        \$3,000.00 = Fee
Minimum Monthly Charge	\$152.00

Rate per 1,000 gallons

0 to 10,000	\$5.43 per thousand
10,000 to 20,000	6.18 per thousand
20,000 to 40,000	8.55 per thousand
40,000 to 50,000	9.83 per thousand
50,000 to 100,000	11.43 per thousand
100,000 plus	17.93 per thousand

Re-connection Fee	\$50.00	
Meter Test Charge	\$25.00	
Meter Reading Charge	\$10.00	
Returned Check Service Charge	\$25.00	
Late Payment Penalty Charge (received after 10th of month) whichever is greater		\$5.00 or 10% of bill;
Service Trip Fee	\$25.00	
Locked Meter Fee	\$50.00	
(Assessment Fee)		
TNRCC Regulatory Fee	\$0.005 of billing cost	

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Chapter 7 - Drought Contingency Plan

Section 7.1 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 to protect and preserve public health, welfare, and safety and minimize the adverse impacts of water supply shortage or other water supply emergency conditions, Jonah Water Special Utility District 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 conditions are hereby limited according to the provisions outlined herein

Section 7.2 Public Involvement

Opportunity for the public to provide input into the preparation of the Plan was provided by Jonah Water Special Utility District by means of open public meeting of the Jonah Water Special Utility District Board of Directors.

Section 7.3 Public Education

Jonah Water Special Utility District 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 with the drought response measures to be implemented in each stage. This information may be provided by means of newsletter, or other similar means, to the water customers of Jonah Water Special Utility District.

Section 7.4 Coordination with Regional Water Planning Groups

The service area of Jonah Water Special Utility District is located within the Brazos Region and Jonah Water Special Utility District has provided a copy of this Plan to the Brazos River Authority, P.O. Box 755. Waco, Texas 76714.

Section 7.5 Authorization

The Board of Directors of the Jonah Water Special Utility District, or their 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 Board of Directors of the Jonah Water

Special Utility District, or their designee, shall have the authority to initiate or terminate drought or other water supply emergency response measures as described in this Plan.

Section 7.6      Application

The provisions of this Plan shall apply to all persons, customers, and property utilizing water provided by Jonah Water Special Utility District. The terms "person" and "customer" as used in the Plan include individuals, corporations, partnerships, associations, and all other legal entities. Jonah Water Special Utility District shall be exempt from application of this plan when necessary to protect health, safety, and welfare, as determined by the Board of Directors of the Jonah Water Special Utility District, or their designee.

Section 7.7      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 Jonah water Special Utility District.

Domestic water use: water use for personal needs or for household or sanitary purposes such as drinking, bathing, heating, cooking, sanitation, or for cleaning a residence, business, industry, or institution.

Even number address: Street addresses ending in 0, 2, 4, 6, or 8 and locations without addresses.

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

Landscape irrigation use: water used for the irrigation and maintenance of

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BOARD OF DIRECTORS  
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landscaped areas, whether publicly or privately owned, including residential and commercial lawns, gardens, golf courses, parks, and rights-of-way and medians.

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

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

Odd numbered addresses: street addresses ending in 1, 3, 5, 7, or 9.

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Section 7.8    Triggering Criteria for Initiation and Termination of Drought Response Stages

The Board of Directors of the Jonah Water Special Utility District, or their designee, shall monitor water supply and/or demand conditions on a daily basis 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 may be by means of notice published in local newspaper and/or public service announcements via television or radio.

The triggering criteria described below are based on analysis of the system emphasizing the importance of water supply to each plant.

**(a) Stage I - 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, defined in Section 7.7 of this Plan when any one plant on the system reaches a demand equal to or greater than 75% of the total production (or refill) capacity for three (3) consecutive days.

Requirements for termination . Stage I of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of seven (7) consecutive days. Public notification of termination shall not be necessary

**(b) Stage 2 - Moderate Water Shortage Conditions**

Requirements for initiation . Customers shall be required to comply with the requirements and restriction on certain non-essential water uses provided in Section 7.7 of this Plan when any one plant on the system reaches a demand equal to or greater than 100% of the total production (or refill) capacity of such plants, for three (3) consecutive days.

Requirements for termination . Stage 2 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of seven (7) consecutive days. Upon termination of Stage 2, Stage I becomes operative. Public notification of termination of this stage shall be issued by the Board of Directors of the Jonah Water Special Utility District, or their designee.

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**(c) Stage 3 - Severe Water Shortage Conditions**

Requirements for initiation .Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses provided in Section 7.7 of this Plan when any one plant on the system reaches a demand equal to or greater than 115% of the total production (or refill) capacity of such plants for three (3) consecutive days.

Requirements for termination .Stage 3 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of seven (7) consecutive days. Upon termination of Stage 3, Stage 2 becomes operative. Public notification of termination of this stage shall be issued by the Board of Directors of the Jonah Water Special Utility District, or their designee.

**(d) Stage 4- Critical Water Shortage Conditions**

Requirements for initiation .Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses provided in Section 7.7 of this Plan when any one plant on the system reaches a demand equal to or greater than 118% of the total production (or refill) capacity of such plants for three (3) consecutive days.

Requirements for termination- Stage 4 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of seven (7) consecutive days. Upon termination of Stage 4, Stage 3 becomes operative. Public notification of termination of this stage shall be issued by the Board of Directors of the Jonah Water Special Utility District, or their designee.

**(e) Stage 5 .Emergency Water Shortage Conditions**

Requirements for initiation . Customers shall be required to comply with the requirements and restrictions of Section 7 of this Plan when the Board of Directors of the Jonah Water Special Utility District, or their designee, determines that a water supply emergency exists based on:

1. Major water line breaks, or pump or system failures occur, which cause unprecedented loss of capability to provide water service; or
2. Natural or man-made contamination of the water supply source (s).

Requirements for termination . Stage 5 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist. Public notification of termination of this stage shall be issued by the Board of Directors of the Jonah Water Special Utility District, or their designee.

#### Section 7.9 Drought Response Stages

The Board of Directors of the Jonah Water Special Utility District, or their designee, shall monitor water supply and/or demand conditions on a daily basis and, in accordance with the triggering criteria set forth in Section 7 of the Plan, shall determine that a mild, moderate, severe, critical, or emergency condition exists and shall implement the provisions outlined in Section 7.8.

##### **Stage 1 .Mild Water Shortage Conditions**

Water customers are requested to practice water conservation and to minimize or discontinue water use for non-essential purposes.

##### **Stage 2 .Moderate Water Shortage Conditions**

**Water Use Restrictions** .The following water use restrictions shall apply to all persons:

- (a) Irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems shall be limited to Sundays, Tuesdays, and Thursdays for customers with a street address ending in an even number (0, 2, 4, 6 or 8), and Mondays, Wednesdays, and Saturdays for customers with a street address ending in an odd number (1, 3, 5, 7 9). 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.
- (b) 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 am. 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.

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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.

- (c) Use of water to fill, refill, or add to any indoor or outdoor swimming pools, wading pools, or Jacuzzi-type pools is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 am. and between 8:00pm and 12:00 midnight.
- (d) 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 re-circulation system.
- (e) Use of water for the irrigation of golf course greens, tees, and fairways 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. However, if the golf course utilizes a water source other than that provided by the Jonah Water Special Utility District, the facility shall not be subject to these regulations in the use of such other water source.
- (f) Non-essential water uses as previously defined are prohibited.

**Stage 3 - Severe Water Shortage Conditions**

Water Use Restrictions. All requirements of Stage 2 shall remain in effect during Stage 3 except:

- (a) Irrigation of landscaped areas shall be limited to Stage 2 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 and shall be by means of hand-held hoses, hand-held buckets, drip irrigation, hose-end sprinklers, or permanently installed automatic sprinkler system only.
- (b) The watering of golf course greens, tees and fairways is prohibited unless the golf course utilizes a water source other than that provided by Jonah Water Special Utility District.

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- (c) The use of water for construction purposes from designated fire hydrants or flush valves is to be discontinued.

If your meter account number ends in:

- |        |                                  |
|--------|----------------------------------|
| 0 or 1 | you may water on Mondays only    |
| 2 or 3 | you may water on Tuesdays only   |
| 4 or 5 | you may water on Wednesdays only |
| 6 or 7 | you may water on Thursdays only  |
| 8 or 9 | you may water on Fridays only    |

**There will be no outdoor watering or car washing on Saturdays and/or Sundays.**

#### **Stage 4 . Critical Water Shortage Conditions**

Emergency water shortage conditions . All water usage to cease.

#### **Section 7.10      Enforcement**

- (a) No person shall allow the use of water from Jonah Water Special Utility District 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 Board of Directors of the Jonah Water Special Utility District, or their designee. in accordance with provisions of this Plan.
- (b) The Board of Directors of the Jonah Water Special Utility District may institute temporary rate schedules to enforce the drought response stages. The customers of the Jonah Water Special Utility District shall be notified of the new rate schedule.
- (c) First Violation-the District will issue a warning to the Customer via mail or hand delivered and Customer's continued water usage will be closely monitored..
- (d) Subsequent Violation-the District will install a flow restrictor in the line to limit the amount of water which will pass through the meter in a twenty-four (24) hour period. The cost to be charged to the Customer's account shall be the actual installed cost to the District, not to exceed \$50.00.

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- (e) Continued Violation-the District will terminate service at the meter. The District will require payment of all fees for restoration of service. Fees for reinstatement of service will include Service Call \$50.00; Re-connect Fee \$50.00 plus Customer's current water charges.

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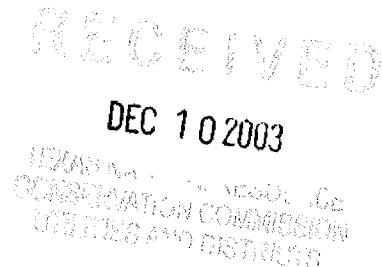
Variances

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

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

Persons requesting an exemption from the provisions of this Plan shall file a petition for variance with the Secretary of Jonah Water Special Utility District within 5 days after the Plan or particular drought response stage has been invoked. All petitions for variances shall be reviewed by the Board of Directors of the Jonah Water Special Utility District, or their designee, and shall include the following:

- (1) Name and address of the petitioner(s).
- (2) Purpose of water use.
- (3) Specific provision(s) of the Plan from which the petitioner is requesting relief.
- (4) Detailed statement as to how the specific provision of the Plan adversely affects the petitioner or what damage or harm will occur to the petitioner or others if petitioner complies with this Ordinance.
- (5) Description of the relief requested.
- (6) Period of time for which the variance is sought.
- (7) 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.
- (8) Other pertinent information.



Variations granted by Jonah Water Special Utility District shall be subject to the following conditions, unless waived or modified by the Board of Directors.

- (1) Variations granted shall include a timetable for compliance.
- (2) Variations granted shall expire when the Plan is no longer in effect, unless the petitioner has failed to meet specified requirements.
- (3) Variations granted may be revoked by the Board of Directors of the Jonah Water Special Utility District, or their designee, at any time and without cause.

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

#### Section 7.12 Severability

It is hereby declared to be the intention of Jonah Water Special Utility District that the sections, paragraphs, sentences, clauses, and phrases of this plan are severable and, if any phrase, clause, sentence, paragraph, or section of this Plan shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Plan, since the same would not have been adopted by Jonah Water Special Utility District without the incorporation into this Plan of any such unconstitutional phrase, clause, sentence, paragraph, or section.

#### Chapter 8 - Appeals and Violations

##### Section 8.1 Appeal to Board of Directors

Any person aggrieved by the action of the Authorized Representative in administering the provisions of The Tariff may appeal to the Board of Directors of the District. The decision of the Board of Directors shall be final.

##### Section 8.2 Grievance Procedures

(a) Any customer of the District shall have an opportunity to voice concerns or grievances to the District by the following means and procedures:

- (1) By presentation of concerns to the District's Authorized Representative staff member for discussion and resolution. If not resolved to the satisfaction of the aggrieved party, then

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- (2) By presenting a letter of request for a hearing before the Board of Directors. The letter shall state the individual's desired business before the Board and the desired result.
  - (3) The President of the Board of Directors shall review the request and determine the best means by which the complaint shall be resolved.
  - (4) The President shall further determine a reasonable time and place of all hearings, but not beyond forty-five (45) days after the date of receipt of the letter of complaint.
  - (5) The Board of Directors, or any committee thereof, and/or legal counsel shall hear the complaint as directed by the Board.
  - (6) Any hearings by committees or staff delegated to hear complaints shall report its recommendations to the full Board for a decision by the Board.
  - (7) The Board of Directors shall act upon the information available and direct the President or other representative to respond to the complaint by communicating the Board's decision in writing.
- (b) Any charges or fees contested as a part of the complaint in review by the District under this policy shall be suspended until a satisfactory review and final decision has been made by the Board of Directors. The Board's decision shall be final.

Chapter 9.0 District Standards

Section 9.1 Water systems.

All water systems shall be designed and constructed in accordance with the specifications herein outlined and in general conformity with Texas State Department of Health Rules & Regulations for Public Water Systems.

1. Design standards

- (a) Flush Valves. For flushing only- Flush valves shall be located so that no building in an industrial or commercial area shall be more than 1,000 feet from a flush valve and no house in a residential area shall be more than 500 feet from a flush valve. Such measurements shall be made along the curb or along the edge of the payment.

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(b) Distribution system pipe sizes. Water lines serving more

than two houses shall not be less than four inches in diameter. Pipe specifications-4" and larger- AWWA c-900, DR-18, CL. 150 PVC Pipe.

With the approval of Jonah Water S.U.D., ductile iron pipe meeting the requirements of AWWA C-151/A21.51-96 may be used for piping 4" and larger.

- (c) Valves. The water distribution system will be equipped with sufficient gate valves to facilitate repairs without undue loss of service within the system. Valves placed within paved street areas shall be equipped with adjustable height cast iron valve boxes. Riser stacks, not in street, should be enclosed by a two-foot by two-foot concrete valve box.

## 2. Construction specifications

- (a) Cover and backfill. All water distribution system facilities placed within the limits of street sub-grades shall have a minimum cover, below sub-grade, of 1.5 feet and shall be backfilled with uniformly graded gravel compacted in six-inch layers to 95 percent standard Proctor density. Water lines placed outside of street sub-grades shall have a minimum cover of two feet below finished surfaces and shall be backfilled with soil compacted to 95 percent standard Proctor density. Bedding placed around the pipe shall be in accordance with the pipe manufacturer's recommendations.
- (b) Flush Valves. A standard three-way flush valve with a minimum of five-inch valve opening shall be connected to eight-inch or larger mains in commercial and industrial districts and six-inch or larger mains in residential districts.
- (c) Pipe materials. All pipe and fittings used within the water distribution system shall have a minimum working pressure of 150 pounds per square inch. Pipe and fittings shall be jointed in accordance with the pipe manufacturer's recommendations. Thrust blocking at all pipe fittings shall be made with concrete poured on site between the fitting and the vertical, undisturbed trench wall. The size and end area

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of the block shall conform to the details shown on the plans. The use of concrete mix left in bag and stacked between the fitting and vertical, undisturbed trench wall will not be allowed. Joint restraint systems must be designed by an engineer licensed to practice in the State of Texas.

With the exception of small diameter pipe, the restraint of the fitting joints only will not be sufficient. Several pipe joints each way from the fitting will have to also be restrained.

- (d) Water meter boxes. All water meters shall be placed in an approved type water meter box.
- (e) Pressure test. Prior to final preparation of street subgrades all water distribution systems shall be subjected to and pass a hydrostatic pressure test with 150 pounds per square inch pressure for at least four hours. The district engineer shall be notified on the time the test is to be made and he or his authorized representative shall be present during the test. If the water distribution system fails to withstand the test, the necessary corrections shall be made and the system retested.
- (f) Sterilization. Each unit of the completed water distribution system shall be sterilized with chlorine before acceptance for domestic use. The developer shall provide the district engineer with a copy of the health department bacteriological test data indicating that the completed distribution system has been tested and sterilized.

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