



## Filing Receipt

**Received - 2022-07-27 01:14:20 PM**

**Control Number - 53075**

**ItemNumber - 640**

**WATER UTILITY TARIFF  
FOR**

J.W. Jeffcoat dba Lakeshore Sites  
(Utility Name)

Rt. 2, Box 1988  
(Business Address)

Haskell, Texas 79521  
(City, State, Zip Code)

(940) 864-2525  
(Area Code/Telephone)

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

12259

This tariff is effective in the following county:

Haskell

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

None

This tariff is effective in the following subdivisions or systems:

J.W. Jeffcoat dba Lakeshore Sites  
PWS #1040019

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

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TARRANT COUNTY RESOURCE CONSERVATION COMMISSION

CON 125 MAR 8'01

APPROVED TARIFF BY *[Signature]*

SECTION 1.0 - RATE SCHEDULE

Section 1.01 - Rates

<u>Meter Size</u>	<u>Monthly Base Rate</u>	<u>Gallonge Charge</u>
5/8" or 3/4"	\$ <u>21.20</u> (INCLUDING 1500 GALLONS)	\$ <u>.40</u> per 1000 gallons up to 3500 additional gallons same for all meter sizes
		\$ <u>5.00</u> per 1000 gallons over 3500 gallons same for all meter sizes

REGULATORY ASSESSMENT ..... 1.0%  
 A REGULATORY ASSESSMENT, EQUAL TO ONE PERCENT OF THE CHARGE FOR RETAIL WATER SERVICE ONLY, SHALL BE COLLECTED FROM EACH RETAIL CUSTOMER.

Section 1.02 - Miscellaneous Fees

TAP FEE ..... \$ 115.00  
 THE TAP FEE IS BASED ON THE AVERAGE OF THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR STANDARD RESIDENTIAL CONNECTION OF 5/8" or 3/4" METER.

RECONNECTION FEE  
 THE RECONNECT FEE WILL BE CHARGED BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS:

- a) Non payment of bill (Maximum \$25.00) ..... \$ 25.00
- b) Customer's request ..... \$ 50.00  
 OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF

TRANSFER FEE ..... \$ 10.00  
 THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHERE THE SERVICE IS NOT DISCONNECTED.

LATE CHARGE ..... \$ 5.00  
 A ONE TIME PENALTY MAY BE MADE ON DELINQUENT BILLS BUT MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

RETURNED CHECK CHARGE ..... \$ 10.00

CUSTOMER DEPOSIT (Maximum \$50) ..... \$ 50.00

METER TEST FEE (actual cost of testing the meter up to) ..... \$ 25.00  
 THIS FEE MAY BE CHARGED IS A CUSTOMER REQUESTS A SECOND METER TEST WITHIN A TWO YEAR PERIOD AND THE TEST INDICATES THAT THE METER IS RECORDING ACCURATELY.

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

TNRCC APPROVAL STAMP  
 CON 12259 SEP 25 '99  
 APPROVED BY *[Signature]*

SECTION 2.0--SERVICE RULES AND REGULATIONS

Section 2.01--Application for Service

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

Section 2.02--Water Installation

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

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

Section 2.03--Refusal of Service

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

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

TEXAS WATER COMMISSION	
<b>APPROVED</b>	
DATE <u>3/6/89</u>	DOCKET <u>7788-C</u>
FILE <u>12259</u>	BY <u>JRE</u>
TARIFF CLERK <u>pl</u>	

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

Section 2.03--Refusal of Service (cont.)

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

Section 2.04--Customer Deposits

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

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

The utility must automatically refund the deposit plus accrued interest:

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

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

Section 2.05--Meter Requirements, Readings, and Testing

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

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

TEXAS WATER COMMISSION

**APPROVED**

DATE 3/6/89 DOCKET 7788-C

FILE 12259 BY JRF

TARIFF CLERK pt

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

Section 2.05--Meter Requirements, Readings, and Testing

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

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

Section 2.06--Billing

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

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

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

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

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

TEXAS WATER COMMISSION

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DATE 3/6/89 DOCKET 7788-C

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**TARIFF CLERK** *p.1*

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

Section 2.06--Billing (cont.)

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

Section 2.07--Service Disconnection

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

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

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

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

Service may only be disconnected without notice;

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

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

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

TEXAS WATER COMMISSION	
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SECTION 2.0--SERVICE RULES AND REGULATIONS (CONT.)

Section 2.08--Service Interruptions

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

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

Section 2.09--Termination of Utility Service

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

Section 2.10--Quality of Service

Each utility must plan, furnish, and maintain production, treatment, storage, transmission, and distribution facilities of sufficient size and capacity to provide a continuous and adequate supply of water for all reasonable consumer uses. Minimum residual pressure at the consumer's meter shall be at least 20 psi during periods of peak usage and 35 psi during normal operating conditions.

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

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

TEXAS WATER COMMISSION	
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SECTION 2.20 SPECIFIC UTILITY SERVICE RULES AND REGULATIONS

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

The utility does not use meters; however, we do request that all customers use water wisely so that the utility can hold down the customer cost.

TEXAS WATER COMMISSION	
<b>APPROVED</b>	
DATE <u>3/6/89</u>	DOCKET <u>7788-c</u>
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TARIFF CLERK <u>pl</u>	

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

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Key to Codes

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

SECTION 3.0--EXTENSION POLICY

Section 3.01--Standard Extension Requirements

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

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

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

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

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

TEXAS WATER COMMISSION  
**APPROVED**  
DATE 3/6/89 DOCKET 7788-C  
FILE 12259 BY JRF  
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SECTION 3.20--SPECIFIC UTILITY EXTENSION POLICY

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

Residential customers may be required to pay for additional main beyond the first 200 feet required to extend service to an individual residential customer.

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| T--Change in text, but no change in regulation |                     |             |

UTILITY NAME

SYSTEM NAME

ST BOX 1988

HASKELL, TEXAS 79521

UTILITY BUSINESS ADDRESS:

817-864-2525

PHONE NUMBER

APPLICATION FOR WATER SERVICE

DATE \_\_\_/\_\_\_/\_\_\_ NAME OF APPLICANT: \_\_\_\_\_

SERVICE ADDRESS: STREET: \_\_\_\_\_

CITY, STATE: \_\_\_\_\_

BILLING ADDRESS: STREET/BOX: \_\_\_\_\_

CITY, STATE, ZIP: \_\_\_\_\_

CHECK APPLICABLE ITEM: \_\_\_RESIDENTIAL \_\_\_COMMERCIAL

\_\_\_OWNER \_\_\_TENANT

\_\_\_AGE OVER 65 \_\_\_AGE UNDER 21

STANDARD SIZE 3/4 CONNECTION

THE UTILITY AGREES TO SELL AND DELIVER WATER TO THE CUSTOMER AND THE CUSTOMER AGREES TO PURCHASE AND RECEIVE WATER FROM THE UTILITY IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE UTILITY AS INCLUDED IN ITS APPROVED TARIFF ON FILE WITH THE UTILITY AND THE TEXAS WATER COMMISSION.

THE CONNECTION IS FOR THE SOLE USE OF THE CUSTOMER TO SERVE WATER TO ONE DWELLING, BUSINESS OR PROPERTY. THE CUSTOMER SHALL NOT SHARE, RESELL, OR SUBMETER WATER TO ANY OTHER DWELLING, BUSINESS, PROPERTY, ETC., WITHOUT THE SPECIFIC WRITTEN AUTHORIZATION OF THE UTILITY AND IN COMPLIANCE WITH APPLICABLE LAWS AND REGULATIONS.

THE UTILITY HAS THE RIGHT TO LOCATE A WATER SERVICE TAP AND THE PIPE NECESSARY TO PROVIDE SERVICE TO THE PROPERTY OF THE CUSTOMER AT A POINT MUTUALLY AGREABLE TO BOTH THE UTILITY AND THE CUSTOMER. THE CUSTOMER WILL ALLOW THE UTILITY ACCESS AT ALL REASONABLE TIMES TO ITS PROPERTY AND EQUIPMENT LOCATED UPON CUSTOMER'S PREMISES FOR THE LIMITED PURPOSES OF REPAIRING OR REPLACING EXISTING FACILITIES AND THE INSPECTION OF CUSTOMER'S FACILITIES TO CHECK FOR ILLEGAL CONNECTIONS OR UNSAFE PLUMBING PRACTICES OR CROSS-CONNECTIONS, IN COMPLIANCE WITH THE REQUIREMENTS OF THE TEXAS DEPARTMENT OF HEALTH'S "RULES AND REGULATIONS FOR PUBLIC WATER SYSTEMS."

FILMED  
MAY 16 1989

Model Drought Contingency Plan

DROUGHT CONTINGENCY PLAN  
FOR THE  
INVESTOR OWNED UTILITY

Lake Shore Sites Water Co.  
(Name of utility)

Rt 2 Box 1988  
Askell (Address, City, Zip Code) Tex. 79521

12259  
(CCN#)

1040019  
(PWS #s)

Aug 29, 2000  
(Date)

Section 1 Declaration of Policy, Purpose, and Intent

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

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

I Larry Jelfcoat (Please print name), being the responsible official for Lake Shore Sites (Name of utility), request a minor tariff amendment to include the enclosed Drought Contingency Plan.

Larry Jelfcoat (Signature) 8-29-00 (Date)

**DROUGHT CONTINGENCY PLAN**  
**FOR THE**  
**(Lake Shore Sites Water Co.)**  
**(May 1, 2000)**

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

In order to conserve the available water supply and protect the integrity of water supply facilities, with particular regard for domestic water use, sanitation, and fire protection, and to protect and preserve public health, welfare, and safety and minimize the adverse impacts of water supply shortage or other water supply emergency conditions, the Lake Shore Sites Water Co. hereby adopts the following regulations and restrictions on the delivery and consumption of water.

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

**Section II: Public Involvement**

Opportunity for the public to provide input into the preparation of the Plan was provided by the Lake Shore Sites Water Co. by means of providing public notice via a monthly newsletter to accept input on the Plan by phone/letter/fax or email.

**Section III: Public Education**

The Lake Shore Sites Water Co. will periodically provide the public with information about the Plan, including information about the conditions under which each stage of the Plan is to be initiated or terminated and the drought response measures to be implemented in each stage. This information will be provided by means of a monthly newsletter.

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

WATER RESOURCES CONSERVATION COMMISSION

CON 12259 MAR 8'01

APPROVED TARIFF BY *Sm/KLB*

APPENDIX C

The service area of the Lake Shore Sites Water Co. is located within the Brazos G Regional Water Planning Group and Lake Shore Sites Water Co. has provided a copy of this Plan to the Brazos G Regional Water Planning Group.

**Section V: Authorization**

The Lake Shore Sites Water Co. Manager 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 Lake Shore Sites Water Co. Manager shall have the authority to initiate or terminate drought or other water supply emergency response measures as described in this Plan.

**Section VI: Application**

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

**Section VII: Definitions**

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

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

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

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

Customer: any person, company, or organization using water supplied by Lake Shore Sites Water Co.

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.

WATER RESOURCE CONSERVATION COMMISSION

CON 12259 MAR 8 '01

APPROVED TARIFF BY *DM/KB*  
APPENDIX C

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

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

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

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

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

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

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

The Lake Shore Sites Water Co. Manager or his 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 shall be by means of direct mail to each customer.

The triggering criteria described below are based on a statistical analysis of the vulnerability of the water source under drought of record conditions.

WATER RESOURCE CONSERVATION COMMISSION

CCN 12259 MAR 8'01

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APPENDIX C



**(a) Stage 1 - Mild Water Shortage Conditions**

Requirements for initiation - Customers shall be requested to voluntarily conserve water and adhere to the prescribed restrictions on certain water uses, defined in Section VII – Definitions, when the water supply available to the Lake Shore Sites Water Co. is equal to or more than 10 (ten) feet below the spillway.

Requirements for termination - Stage 1 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of 30 consecutive days.

**(b) Stage 2 - Moderate 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 VII of this Plan when the water supply available to the Lake Shore Sites Water Co. is equal to or more than 12 (twelve) feet below the spillway, and the daily water use exceeds 8000 gals/day for three 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 30 consecutive days. Upon termination of Stage 2, Stage 1 becomes operative.

**(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 for Stage 3 of this Plan when the water supply available to the Lake Shore Sites Water Co. is equal to or more than 15 (fifteen) feet below the spillway and the daily water use exceeds 6000 gals/day for three 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 30 consecutive days. Upon termination of Stage 3, Stage 2 becomes operative.

**(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 for Stage 4 of this Plan when the water supply available to the Lake Shore Sites Water Co. is equal to or more than 18 (eighteen) feet below the spillway.

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 30 consecutive days. Upon termination of Stage 4, Stage 3 becomes operative.

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APPENDIX C

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

Requirements for initiation - Customers shall be required to comply with the requirements and restrictions for Stage 5 of this Plan when the Lake Shore Sites Water Co. Manager or his 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). or the water supply source is not able to meet essential water demand.

Requirements for termination - Stage 5 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of 3 consecutive days.

**(f) Water Rationing**

Requirements for initiation - Customers shall be required to comply with the water allocation plan prescribed in Section X of this Plan and comply with the requirements and restrictions for Stage 5 of this Plan when the water supply available to the Lake Shore Sites Water Co. is equal to or more than 20 (twenty) feet below the spillway..

Requirements for termination - Water rationing may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of 3 consecutive days.

**Section IX: Drought Response Stages**

The Lake Shore Sites Water Co. Manager or his designee, shall monitor water supply and/or demand conditions on a daily basis and, in accordance with the triggering criteria set forth in Section VIII of the Plan, shall determine that a mild, moderate, severe, critical, or emergency condition exists and shall implement the following actions upon publication of notice in a newspaper of general circulation:

**Stage 1 - Mild Water Shortage Conditions**

Goal: Achieve a voluntary daily total water use of 5000 gals. or less per day.

Supply Management Measures:

WATER RESOURCE CONSERVATION COMMISSION

CON 12259 MAR 8 '01

APPROVED TARIFF BY *[Signature]*

**APPENDIX C**

**Describe measures, if any, to be implemented directly by Lake Shore Sites Water Co. to manage limited water supplies and/or reduce water demand. Reduced or discontinued flushing of water mains.**

Voluntary Water Use Restrictions:

- (a) Water customers are requested to voluntarily limit the irrigation of landscaped areas to hand held hose only.
- (b) All operations of the Lake Shore Sites Water Co. shall adhere to water use restrictions prescribed for Stage 2 of the Plan.
- (c) 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**

Goal: Achieve a 5 percent reduction in total water use.

Supply Management Measures:

**Describe measures, if any, to be implemented directly by Lake Shore Sites Water Co. to manage limited water supplies and/or reduce water demand. Recycle backwash water.**

Water Use Restrictions. Under threat of penalty for violation, the following water use restrictions shall apply to all persons:

- (a) Irrigation of landscaped areas is prohibited.
- (b) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is prohibited.
- (c) Use of water to fill, refill, or add to any indoor or outdoor swimming pools, wading pools, or jacuzzi-type pools is prohibited.
- (d) Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited.
- (e) All restaurants are prohibited from serving water to its patrons except when requested.

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(f) The following uses of water are defined as non-essential and are prohibited:

1. wash down of any sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surfaced areas;
2. use of water to wash down buildings or structures for purposes other than immediate fire protection;
3. use of water for dust control;
4. flushing gutters or permitting water to run or accumulate in any gutter or street; and
5. failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s).

### **Stage 3 - Severe Water Shortage Conditions**

Goal: Achieve a 10 percent reduction in total water use.

Supply Management Measures:

3. Water Use Restrictions. All requirements of Stage 2 shall remain in effect during Stage 3 except:
  - (a) The normal minimum gallonage of 1500 gallons per connection per month shall be reduced to 1000 gallons per connection per month.

Residential water customers shall pay the following surcharges:

- \$ 5.00 for the first 1,000 gallons over the minimum gallon age.
- \$ 5.50 for the second 1,000 gallons over the minimum gallon age.
- \$ 6.00 for the third 1,000 gallons over the minimum gallon age.
- \$ 6.50 for each additional 1,000 gallons over the minimum gallon age.

Surcharges shall be cumulative.

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

Goal: Achieve a 50 percent reduction in total water use.

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Water Use Restrictions. All requirements of Stage 2 and 3 shall remain in effect during Stage 4 except:

- (a) The minimum gallonage shall be reduced from 1000 gallons per connection per month to 500 gallons per connection per month.

Residential water customers shall pay the following surcharges:

- \$ 5.50 for the first 1,000 gallons over the minimum gallon age.
- \$ 6.00 for the second 1,000 gallons over the minimum gallon age.
- \$ 6.50 for the third 1,000 gallons over the minimum gallon age.
- \$ 7.00 for each additional 1,000 gallons over the minimum gallon age.

Surcharges shall be cumulative.

**Stage 5 - Emergency Water Shortage Conditions**

Goal: Achieve a 70 percent reduction in total water use.

Water Use Restrictions. All requirements of Stage 2, 3, and 4 shall remain in effect during Stage 5 except:

- (b) The minimum gallonage of 500 gallons per connection per month shall be reduced to NO MINIMUM GALLONAGE per connection per month.

**Section X: Water Rationing**

In the event that water shortage conditions threaten public health, safety, and welfare, the Lake Shore Sites Water Co. is hereby authorized to ration water according to the following water allocation plan:

**Single-Family Residential Customers**

The allocation to residential water customers residing in a single-family dwelling shall be as follows:

**Persons per Household**

1 or 2

**Gallons per Month**

750

LAKE SHORE SITES WATER RESOURCE CONSERVATION COMMISSION

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3 or 4	1,500
5 or 6	2,250
7 or 8	2,800
9 or 10	3,550
11 or more	4,300

“Household” means the residential premises served by the customer’s meter. “Persons per household” includes only those persons currently physically residing at the premises and expected to reside there for the entire billing period. It shall be assumed that a particular customer’s household is comprised of two (2) persons unless the customer notifies the Lake Shore Sites Water Co. of a greater number of persons per household on a form prescribed by the Water Manager. The Water Manager shall give his/her best effort to see that such forms are mailed, otherwise provided, or made available to every residential customer. If, however, a customer does not receive such a form, it shall be the customer’s responsibility to go to the Lake Shore Sites Water Co, offices to complete and sign the form claiming more than two (2) persons per household. New customers may claim more persons per household at the time of applying for water service on the form prescribed by the Water Manager. When the number of persons per household increases so as to place the customer in a different allocation category, the customer may notify the Lake Shore Sites Water Co. on such form and the change will be implemented in the next practicable billing period. If the number of persons in a household is reduced, the customer shall notify the Lake Shore Sites Water Co. in writing within two (2) days. In prescribing the method for claiming more than two (2) persons per household, the Water Manager shall adopt methods to insure the accuracy of the claim. Any person who knowingly, recklessly, or with criminal negligence falsely reports the number of persons in a household or fails to timely notify the Lake Shore Sites Water Co. of a reduction in the number of person in a household shall be fined not less than \$25.00. Residential water customers shall pay the following surcharges:

- \$ 6.00 for the first 1,000 gallons.
- \$ 7.00 for the second 1,000 gallons.
- \$ 8.00 for the third 1,000 gallons.
- \$10.00 for each additional 1,000 gallons.

Surcharges shall be cumulative.

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**Section XI: Enforcement**

- (a) No person shall knowingly or intentionally allow the use of water from the Lake Shore Sites Water Co. 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

Lake Shore Sites Water Co. Manager or his/her designee, in accordance with provisions of this Plan.

- (b) If a person is found to have three or more distinct violations of this Plan, the Lake Shore Sites Water Co. Manager shall, upon due notice to the customer, be authorized to discontinue water service to the premises where such violations occur. Services discontinued under such circumstances shall be restored only upon payment of a re-connection charge, hereby established at \$50, and any other costs incurred by the Lake Shore Sites Water Co. in discontinuing service. In addition, suitable assurance must be given to the Lake Shore Sites Water Co. Manager that the same action shall not be repeated while the Plan is in effect.
- (c) Any person, including a person classified as a water customer of the Lake Shore Sites Water Co., in apparent control of the property where a violation occurs or originates shall be presumed to be the violator, and proof that the violation occurred on the person's property shall constitute a rebuttable presumption that the person in apparent control of the property committed the violation, but any such person shall have the right to show that he/she did not commit the violation. Parents shall be presumed to be responsible for violations of their minor children and proof that a violation, committed by a child, occurred on property within the parents' control shall constitute a rebuttable presumption that the parent committed the violation, but any such parent may be excused if he/she proves that he/she had previously directed the child not to use the water as it was used in violation of this Plan and that the parent could not have reasonably known of the violation.

## Section XII: Variances

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

- (a) Compliance with this Plan cannot be technically accomplished during the duration of the water supply shortage or other condition for which the Plan is in effect.

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- (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 plain shall file a petition for variance with the Lake Shore Sites Water Co. within 5 days after the Plan or a particular drought response stage has been invoked. All petitions for variances shall be reviewed by the Lake Shore Sites Water Co. Manager, or his/her designee, and shall include the following:

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

Variances granted by the Lake Shore Sites Water Co. shall be subject to the following conditions, unless waived or modified by the Lake Shore Sites Water Co. Manager or his/her designee:

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

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

ENVIRONMENTAL RESOURCE CONSERVATION COMMISSION

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Lake Shore Sites Water Co.  
Rt. 2 Box 1988  
Haskell, Texas 79521

Texas National Resource Conservation Commission  
Utilities and Districts Section MC 153  
P. O. Box 13087  
Austin, Texas 78711-3087

TEXAS NATURAL RESOURCE CONSERVATION COMMISSION

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