



## Filing Receipt

**Received - 2022-08-17 09:15:10 AM**  
**Control Number - 53075**  
**ItemNumber - 675**

**WATER UTILITY TARIFF  
FOR**

R.E. Jackson dba Mason Lake Water System  
(Utility Name)

9 Mason Lake  
(Business Address)

Cleveland, Texas 77327-9720  
(City, State, Zip Code)

(936) 327-7070  
(Area Code/Telephone)

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

12049

This tariff is effective in the following county:

Liberty

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

This tariff is effective in the following subdivisions or systems:

Mason Lake Subdivision  
PWS #1460107

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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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TEXAS NATURAL RESOURCE CONSERVATION COMMISSION

CCN 12049 DEC 21 '0

APPROVED TARIFF BY Sam KB

SECTION 1.0--RATE SCHEDULE

Section 1.01--Rates

METER SIZE	Monthly Minimum Charge including _____ gallons	Gallonage Charge
5/8" or 3/4"	\$ <u>14</u> .00 per month	\$ _____ per 1000 gallons
1"	\$ _____ per month	
1 1/2"	\$ _____ per month	
2"	\$ _____ per month	
3"	\$ _____ per month	
4"	\$ _____ per month	

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DATE 1/24/88 DOCKET 7369-G  
FILE \_\_\_\_\_ BY KA  
TARIFF CLERK ph

Section 1.2--Miscellaneous Fees

TAP FEE.....\$ \_\_\_\_\_  
Tap fee is limited to the average of the Utility's actual costs for materials and labor for standard residential connections of 5/8" or 3/4" meter

RECONNECTION FEE.....\$ 50 .00  
The reconnect fee will be charged before service can be restored to a customer who has been disconnected at a) the customer's request, b) reasons listed under Section 2.0 of this tariff, or c) reasons listed in the Commission's Substantive Rules.

LATE CHARGE  
A one-time penalty of \$1.00 or 5.0% whichever is larger may be made on delinquent bills. The penalty on delinquent bills may not be applied to any balance to which the penalty was applied in a previous billing.

RETURNED CHECK CHARGE.....\$ \_\_\_\_\_

CUSTOMER DEPOSIT (Maximum \$50).....\$ 50 .00

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Key to Codes

- C--Regulation Change      D--Discontinued      I--Increase      N--New
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SECTION 2.0--SERVICE RULES AND REGULATIONS

Section 2.01--Application for Service

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

Section 2.02--Water Installation

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

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

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Section 2.03--Refusal of Service

The utility may decline to serve an applicant ~~unless 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.

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.

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APPROVED  
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Section 2.04--Customer Deposits

If the residential applicant cannot establish satisfactory 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.

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.

TEXAS WATER COMMISSION  
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DATE 11/20/88 DOCKET 2369-G  
FILE \_\_\_\_\_ BY KA

Section 2.06--Billing

Bills from the utility shall be rendered monthly ~~tariff~~ 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.

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.

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Section 2.07--Service Disconnection

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

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

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

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

Service may only be disconnected without notice:

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

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

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

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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DATE <u>1/26/88</u>	DOCKET <u>7349-G</u>
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TARIFF CLERK <i>ph</i>	



Mason Lake Water System  
(Water Utility Name)

Water Tariff Page No. 8  
Revision No. \_\_\_\_\_

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.

*None*

TEXAS WATER COMMISSION	
APPROVED	
DATE <u>1/26/88</u>	DOCKET <u>7369-G</u>
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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.

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SYSTEM 200

Mason Lake Water System  
(Water Utility Name)

Water Tariff Page No. 10  
Revision No.     

SECTION 3.20--SPECIFIC UTILITY EXTENSION POLICY

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

*None*

TEXAS WATER COMMISSION	
APPROVED	
DATE <u>12/18/88</u>	DOCKET <u>7369-G</u>
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TARIFF CLERK <i>ph</i>	

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# Pure Utilities, L.C.

3595 FM 3277  
Livingston, Texas 77351  
Phone 936-327-7070 or 1-877-327-7070

June 28, 2005

CERTIFIED MAIL, RETURN RECEIPT REQUESTED: ITEM# 7001 0360 0003 0202 1434

TCEQ  
Resource Protection Team  
PO BOX 13087  
MC-160  
AUSTIN, TX 78711-3087

Re: CCN #'s 12049 and 12072

To Whom It May Concern:

This letter is to inform you that Pure Utilities and Mason Lake Water System have had Drought Contingency Plans since November 2001 and a change is necessary to our record to reflect this. An updated version was sent to you in September of 2003. Our Plan was reviewed this year and we are enclosing a copy.

Please update your files and amend your records to reflect that we have satisfied the required changes for Drought Contingency Plans.

The letter we have received from you dated June 21, 2005 states a notice was sent in October 2004 regarding Drought Contingency Plans, but we have no record of receiving such a notice. Please also verify your records contain our correct name and mailing address for the above mentioned CCN's. Our legal name is PURE UTILITIES, L. C. (not Pure Utilities, INC.), and our mailing address is 3595 FM 3277, Livingston, TX 77351.

If you have any questions, please contact our office. We appreciate your prompt attention to amending our files with you.

Sincerely,

Maggie Pate  
Office Manager  
Pure Utilities, L. C.

**RECEIVED**

JUL 05 2005

WATER AS TEXAS COMMITMENT TO ENVIRONMENTAL QUALITY

CCN 12049 JUL 06 2005

APPROVED TARIFF BY SP/SP

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## DROUGHT CONTINGENCY PLAN

Pure Utilities, L. C.  
CCN # 12049  
3595 FM 3277  
Livingston, Texas 77351

Original November 2001  
Updated September 2, 2003  
Reviewed June 24, 2005

### Section I: 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 nonessential 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.

Pure Utilities, L. C. hereby adopts the following regulations and restrictions on the consumption of water regarding the afore mentioned situations for the purpose of maintaining integrity of domestic water usage, sanitation, and fire protection; also to protect and preserve public health, welfare, and safety and to minimize the adverse affects of water supply shortage or any other water supply emergency.

Water restriction is not a legitimate alternative when the water system does not meet the Texas Commission on Environmental Quality's capacity requirements under normal conditions, nor when the utility fails to take all immediate and necessary steps to replace or repair malfunctioning equipment.

### Section II: Public Involvement

Opportunity for the public to provide input into the preparation of the Plan was provided by Pure Utilities, L. C. by means of keeping the information available in our office at 3595 FM 3277, Livingston, TX 77351 and by notifying the customers of the existence of the Plan by placing an ad/notice in local newspapers.

### Section III: Public Education

Pure Utilities, L. C. 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 as the circumstances require. This information will be provided by means of posting the information in our office at 3595 FM 3277, Livingston, TX 77351 and by advertising the availability of the Plan annually in a local newspaper.

TEXAS COMM. ON ENVIRONMENTAL QUALITY

CCN 12049 JUL 06 '05

APPROVED TARIFF BY SP/SP

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

The service areas of Pure Utilities, L. C. are located within the TCEQ Region 10 and TCEQ Region 12 water planning areas and Pure Utilities, L. C. has provided a copy of this Plan to both Region 10 and Region 12 water planning groups. The original of this Plan was submitted in November of 2001, and the updated version is being submitted September 2, 2003.

#### Section V: Declaration

DECLARATION OF WATER RESTRICTION: When there is an acute water supply shortage to such an extent that normal use patterns can no longer be served, the utility may implement a water restriction program in the following manner.

#### Section VI: Notice Requirements

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

- a) the date restrictions will begin,
- b) the circumstances that triggered the restrictions,
- c) the stages of response and explanation of the restrictions to be implemented, and,
- d) an explanation of the consequences for violations.

**The utility must notify the TCEQ by telephone at (512) 239 - 6020, or electronic mail at [watermon@TNRCC.state.tx.us](mailto:watermon@TNRCC.state.tx.us) prior to implementing the program and must notify in writing the Public Drinking Water Section at MC - 155, P.O. Box 13087, Austin, Texas 78711-3087 within five (5) working days of implementation including a copy of the utility's restriction notice. The utility must file a status report of its restriction program with the TCEQ every 30 days that restriction continues.**

#### Section VII: Violations

1. First violation - The customer will be notified by written notice of their specific violation.
2. Second violation - After written notice the utility may install a flow restricting device in the line to limit the amount of water which will pass through the meter in a 24-hour period. The utility may charge the customer for the actual cost of installing and removing the flow restricting device, not to exceed \$50.00.
3. Subsequent violations - The utility may discontinue service at the meter for a period of seven (7) days, or until the end of the calendar month, whichever is LESS. The normal reconnect fee of

TEXAS COMM. ON ENVIRONMENTAL QUALITY

CCN 12049 JUL 06 03

APPROVED TARIFF BY SEKSE

Pure Utilities, L. C. Water System, hereby established as \$ 30.00 will apply for restoration of service.

### **Section VIII: Exemptions or Variances**

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

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

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

### **Section X: Application and Definitions**

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

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 industrial water use: water use which is integral to the operations of commercial and nonprofit 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 Pure Utilities, L. C..

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

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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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.

Nonessential 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 responsible 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.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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**STAGE I - MILD WATER USE RESTRICTIONS:**

**TRIGGERS: Requirements for initiation**

Customers shall be required to comply with the requirements and restrictions on certain nonessential water uses when ground storage tank levels drop below 80%, well capacity reaches 70%, water system pressure drops 20%, water availability drops to 80%.

**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 3 consecutive days.

**STAGE I RESPONSE MEASURES**

**Goal:** To achieve a voluntary 10% reduction in total water use

**Supply management measures**

Pure Utilities, L. C. will manage limited water supplies by discontinued flushing, and will reduce water demand by activation and use of alternative water supply where possible.

**Voluntary water use restrictions**

- (a) Water customers are requested to voluntarily limit the irrigation of landscaped areas to between the hours of 9:00 p.m. and 6:00 a.m..
- (b) All water operations of Pure Utilities, L. C. 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 nonessential purposes.

**STAGE II - MODERATE WATER USE RESTRICTIONS:**

**TRIGGERS: Requirements for initiation**

Customers shall be required to comply with the requirements and restrictions on certain nonessential water uses when water levels drop below 70%, well capacity reaches 80%, water system pressure drops 25%, water availability drops to 70%.

**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 3 consecutive days. Upon termination of Stage 2, Stage 1 becomes operative.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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APPROVED TARIFF BY SPSP

## STAGE II RESPONSE MEASURES

Goal: Achieve a 20% reduction in total water use.

### Supply management measures

Pure Utilities, L. C. will reduce or discontinue flushing of water mains, reduce or discontinue irrigation of public landscaped areas; and use an alternative source, if possible.

### Water use restrictions

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

- (a) Irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems is limited to the hours of 9:00 p.m. and 6:00 a.m.. 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 between 9:00 p.m. and 6:00 a.m.. Such washing, when allowed, shall be done with a hand-held bucket or a hand-held hose equipped with a positive shut-off nozzle for quick rinses. Vehicle washing may be done at any time on the immediate premises of a commercial car wash or commercial service station. Further, such washing may be exempted from these regulations if the health, safety, and welfare of the public is contingent upon frequent vehicle cleansing, such as garbage trucks and vehicles used to transport food and perishables.
- (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 between the hours of 9:00 p.m. and 6:00 a.m..
- (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 from hydrants or flush valves shall be limited to maintaining public health, safety, and welfare.
- (f) Use of water for the irrigation of golf courses, parks, and green belt areas is prohibited except by hand-held hose and only on designated watering days between the hours of 9:00 p.m. and 6:00 a.m..
- (g) The following uses of water are defined as nonessential 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

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

CCN 12049 JUL 06 03

APPROVED TARIFF BY: SP/SP

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 III- SEVERE WATER USE RESTRICTIONS:**

#### **TRIGGERS: Requirements for initiation:**

Customers shall be required to comply with the requirements and restrictions for Stage 3 of this Plan when ground storage tank water levels drop below 60%, well capacity reaches 85%, water system pressure drops 30%, water availability drops to 60%.

#### **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 3 consecutive days. Upon termination of Stage 3, Stage 2 becomes operative.

### **STAGE III RESPONSE MEASURES**

Goal: Achieve a 30% reduction in total water use, and daily water demand, ECT..

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

Pure Utilities, L. C. will limit water supplies and/or reduce water demand by: reduced or discontinued flushing of water mains, reduced or discontinued irrigation of public landscaped areas; use of alternative supply sources.

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 designated watering hours of between 12:00 midnight and 3:00 a.m.. The use of hand-held hoses, hand-held buckets, drip irrigation, or permanently installed automatic sprinkler systems only. The use of hose-end sprinklers is prohibited at all times.
- (b) The watering of golf course tees is prohibited unless the golf course utilizes a water source other than that provided by Pure Utilities, L. C. Water System.
- (c) The use of water for construction purposes from designated fire hydrants under special permit is to be discontinued.

### **STAGE IV CRITICAL WATER SHORTAGE**

#### **TRIGGERS: 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 ground storage tank water levels drop below 50%, well capacity reaches 90%, water system pressure drops 35%, water availability drops to 50%.

#### **Requirements for termination**

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

#### **STAGE IV RESPONSE MEASURES**

Goal: Achieve a 40% reduction in total water use, daily water demand, ECT..

##### Supply management measures

Pure Utilities, L. C. will limit water supplies and/or reduce water demand by: reduced or discontinued flushing of water mains, reduced or discontinued irrigation of public landscaped areas; use of alternative supply sources.

##### Water use restrictions

All requirements of Stage 2 and 3 shall remain in effect during Stage 4 except:

- (a) Irrigation of landscaped areas shall be limited to designated watering hours of between 12:00 midnight and 3:00 a.m.. The use of hand-held hoses, hand-held buckets, drip irrigation only. The use of permanently installed automatic sprinkler systems or hose-end sprinklers is prohibited at all times.
- (b) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle not occurring on the immediate premises of a commercial car wash or commercial service station and not in the interest of immediate public health, safety, and welfare, is strictly prohibited. Further, such vehicle washing at commercial car washes and commercial service stations 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 except where necessary to support aquatic life or where such fountains or ponds are equipped with a re-circulation system.
- (e) No applications for new, additional, expanded, or increased-in-size water service connections, meters, service lines, pipeline extensions, mains, or water service facilities of any kind shall be approved, and time limits for approval of such applications are hereby suspended for such time as this drought response stage or a higher-numbered stage shall be in effect.

#### **STAGE V EMERGENCY WATER SHORTAGE CONDITIONS**

##### TRIGGERS: Requirements for initiation

Customers shall be required to comply with the requirements and restrictions for Stage 5 of this Plan when Pure Utilities, L. C. determines that a water supply emergency exists based upon:

1. Major water line breaks, or pump or system failures occur, which cause unprecedented loss of capability to provide water service; or

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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 for a period of 3 consecutive days.

**STAGE V RESPONSE MEASURES**

Goal: Achieve a 50% reduction in total water use, daily water demand, etc.

Supply management measures

Pure Utilities, L. C. will limit water supplies and/or reduce water demand by: reduced or discontinued flushing of water mains, reduced or discontinued irrigation of public landscaped areas; use of alternative supply sources; use of reclaimed water for non-potable uses.

Water use restrictions

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

- (a) Irrigation of landscaped areas is absolutely prohibited.
- (b) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane, or other vehicle is absolutely prohibited.

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APPROVED TARIFF BY: SP/SP