

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



August 9, 2021

John Tang
Vice President of Regulatory Affairs
San Jose Water Company
110 West Taylor Street
San Jose, CA 95110-2131

Dear Mr. Tang,

The Commission has approved San Jose Water Company's Advice Letter No. 563, filed on June 18, 2021, regarding authorization to update and activate Rule 14.1.

Enclosed are copies of the following revised tariff sheets, effective August 5, 2021, for the utility's files:

P.U.C. Sheet No.	Title of Sheet
2118-W	Rule 14.1 – Water Shortage Contingency Plan (Continued)
2119-W	Rule 14.1 – Water Shortage Contingency Plan (Continued)
2120-W	Rule 14.1 – Water Shortage Contingency Plan (Continued)
2121-W	Rule 14.1 – Water Shortage Contingency Plan (Continued)
2122-W	Rule 14.1 – Water Shortage Contingency Plan (Continued)
2123-W	Table of Contents
2124-W	Table of Contents (Continued)

Please contact Eustace Ednacot at ERE@cpuc.ca.gov or 415-703-1492, if you have any questions.

Thank you,

/s/ROBIN BRYANT

Robin Bryant
Water Division

Enclosures

**RULE NO. 14.1
WATER SHORTAGE CONTINGENCY PLAN**

A. GENERAL INFORMATION (Continued)

- 5. All monies collected by the utility through surcharges or fees shall be booked to the WRAM or a similar memorandum account to offset recovery of lost revenues.
- 6. All expenses incurred by the utility to implement Rule 14.1 and Schedule 14.1 that have not been considered in a General Rate Case or other proceeding shall be recoverable by the utility if determined to be reasonable by Commission. These additional monies shall be accumulated by the utility in a separate memorandum account, for disposition as directed or authorized from time to time by the Commission.
- 7. When Schedule 14.1 is in effect and the utility determines that water supplies are again sufficient to meet normal demands, and mandatory restrictions are no longer necessary, the utility shall seek Commission approval via a Tier 1 advice letter to deactivate the particular stage of mandatory reductions or allocations that had been authorized.
- 8. None of the below restrictions apply to the use of recycled water. These restrictions also shall not apply (except for Stage 4) to commercial nurseries, golf courses, or other water-dependent businesses, unless specifically required by SJWC or a governing jurisdiction.

B. CONSERVATION – NONESSENTIAL OR UNAUTHORIZED USES

STAGE 1 (CONSERVATION AND OUTREACH): Stage 1 is a call for voluntary conservation. This stage will be called by SJWC when customers are asked to meet conservation targets.

(N)

The following non-essential or unauthorized uses of water are declared to be a wasteful of water and are subject to the terms and conditions of Rule No. 11:

- 1. Limits on Watering: Watering or irrigating of outside plants, lawn, landscape, and turf areas with potable water using a landscape irrigation system or a watering device that is not continuously attended is limited to no more than 15 minutes of watering per day per station, with no watering between 10:00 a.m. and 8:00 p.m. This provision does not apply to landscape irrigation zones that exclusively use drip-type irrigation systems. This provision also does not apply to low precipitation sprinkler systems that apply water at or less than 1.0 inch per hour. This provision also does not apply to watering or irrigating by use of a hand-held bucket or similar container, a hand-held hose equipped with a positive action shut-off nozzle or device that causes it to cease dispensing water immediately when not in use, or for the express purpose of adjusting or repairing an irrigation system. However no irrigation can occur regardless of method that results in runoffs.
- 2. Use of potable water for watering outside plants lawn, landscape, and turf areas during and up to 48 hours after measurable rainfall.

(N)

(Continued)

(To be inserted by utility)

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Regulatory Affairs

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**RULE NO. 14.1
WATER SHORTAGE CONTINGENCY PLAN**

(N)

B. CONSERVATION -NON-ESSENTIAL OR UNAUTHORIZED WATER USES (Continued)

STAGE 1 (CONSERVATION AND OUTREACH)

3. **Obligation to Fix Leaks, Breaks or Malfunctions:** Use of water through any broken or defective plumbing fixture, sprinkler, watering or irrigation system on the customer's premises when the utility has notified the customer in writing to repair the broken or defective plumbing fixture, sprinkler, watering or irrigation system, and the customer has failed to make such repairs within 5 business days after receipt of such notice.
4. **Limits on Washing Vehicles:** Use of potable water through a hand-held hose for washing cars, buses, boats, trailers, aircraft or other vehicles without a positive shut-off nozzle or device that causes it to cease dispensing water immediately when not in use.
5. **Limit on Washing Structures and Paved Surfaces:** Use of potable water through a hand-held Hose for washing buildings, structures, sidewalks, walkways driveways, patios, tennis courts, Or other had-surfaces, non-porous areas without a positive shut-off nozzle or devise that Causes it to cease dispensing water immediately when not in use.
6. **Operation of commercial car washes** that do not recycle the potable water used as required by the California Water Code Sections 10950-10953.
7. **The serving of water**, other than upon request, in eating and drinking establishments, including but not limited to restaurants, hotels, cafes, bars, or other public places where food or drink are served and/or purchased.
8. **Operators hotels and motels** are to provide guests with the option of choosing not to have towels and linens laundered daily and/or to require hotels and motels to prominently display a notice of this option in each guest bathroom using clear and easily understood language.
9. **No Excessive Water Flow or Runoff:** The use of potable water for washing buildings, structures, sidewalks, walkways, driveways, patios, tennis courts, or other hard-surfaced, non-porous areas in a manner that results in excessive run-off onto sidewalks, driveways, gutters or streets, or waste of water.
10. **The use of potable water** in a fountain or other decorative water device that does not have a fully automatic recirculation system, or the filling or topping off of decorative lakes or ponds, except where the water is part of a recirculating system.
11. **Other restrictions** on use of potable water as prescribed from time to time by the Commission, SJWC, or another governing body or agency.

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**RULE NO. 14.1
WATER SHORTAGE CONTINGENCY PLAN**

B. CONSERVATION -NON-ESSENTIAL OR UNAUTHORIZED WATER USE (Continued)

(N)

STAGE 2 (WATER REDUCTION NEEDED): Stage 2 is a call for voluntary conservation. This stage occurs when the Stage 1 limitations are deemed insufficient to achieve identified conservation targets established by SJWC. In addition to the non-essential or unauthorized uses of water listed in Stage 1, the following non-essential or unauthorized uses of water may be declared:

1. Limits on Watering Days: Watering or irrigating of lawns, landscape or other vegetated areas with potable water is limited to no more than three days per week. Irrigation will be allowed Mondays, Thursdays, and Saturdays for odd numbered and numberless addresses; irrigation will be allowed Tuesdays, Fridays and Sundays for even numbered addresses.
2. No Runoff: The use of potable water for washing for washing buildings, structures, sidewalks, walkways, driveways, patios, tennis courts, or other hard-surfaced, non-porous areas in a manner that results in run-off onto sidewalks, driveways, gutters or streets that is not redirected to landscape or vegetated areas.
3. Obligation to Fix Leaks, Breaks, or Malfunctions: Use of water through any broken or defective plumbing fixture, sprinkler, watering or irrigation system on the customer's premises when the utility has notified the customer in writing to repair the broken or defective plumbing fixture, sprinkler, watering or irrigation system, and the customer has failed to make such repairs within 72 hours after receipt of such notice
4. Other restrictions on use of potable water as prescribed by the Commission, SJWC, or Another governing body or agency.

C. STAGED REDUCTION OF WATER USAGE AND MANDATORY RESTRICTIONS

STAGE 3 (SEVERED WATER REDUCTION): Stage 3 (Severe Water Reduction) occurs when State 2 limitation are deemed insufficient to achieve identified water usage goals established by Authorized government entities. The following restriction will be enacted:

1. Limits on Watering Days: Watering or irrigation of lawns, landscape or other vegetated areas with potable water is limited to two days per week. Irrigation will be allowed Mondays and Thursdays for odd numbered and numberless addresses; irrigation will be allowed on Tuesdays and Fridays for even numbered addresses.
2. Limits on Filling Decorative Fountains or Ornamental Lakes or Pond: prohibition of the use of potable water for filling or re-filling decorative fountains, ornamental lakes or ponds more than one foot, except when fountains or ponds/lakes are drained for repairs, and except to the extent needed to sustain aquatic life in ponds/lakes, provided that such animals are of significant value and have been actively managed within the water featured prior to declaration of a supply shortage level under this Rule.

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WATER SHORTAGE CONTINGENCY PLAN**

(N)

**C. STAGED REDUCTION OF WATER USAGE AND MANDATORY RESTRICTIONS
(continues)**

STAGE 3 (SEVERED WATER REDUCTION):

- 3. Limits on Washing Vehicles: Washing of vehicles, except at a commercial car washing that utilizes recycled water or re-circulating water system to capture or reuse water.
- 4. Use of potable water for washing buildings, structures, sidewalks, walkways, driveways, Patios, tennis courts, or other hard-surfaces, non-porous areas, except to protect the health and safety of the public.
- 5. Use of potable water for construction purposes, including washing streets, backfill, and dust control, if other actions to accomplish the same purposes without water are feasible and/or permitted or if recycled water is reasonably available as determined by a government agency.
- 6. Other restriction on use of potable water as prescribed by the Commission, SJWC, or another Governing body or agency.

STAGE 4 (CRITICAL WATER REDUCTION): Stage 4 (Critical Water Reduction) occurs when the Stage 3 limitations are deemed insufficient to achieve identified water usage goals established by authorized government entities. The following restrictions will be enacted:

- 1. Limits on Water Days: Watering or irrigating of lawns, landscape or other vegetated areas with potable water is limited to one day per week. Irrigation will be allowed Mondays for odd numbered and numberless addresses; irrigation will be allowed on Tuesdays for even numbered addresses.
- 2. Limits on filling Residential Swimming Pools or Spas: prohibition of the use of potable water for filling or re-filling residential swimming pools or spas more than one foot, except when pools/spas are drained for repairs.
- 3. Obligations to Fix Leaks, Breaks , or Malfunctions: Use o water through any broken or defective plumbing fixture, sprinkler, watering or irrigation system on the customer's premise when the utility has notified the customer in writing to repair the broken or defective plumbing fixture, sprinklers, watering or irrigation system, and the customer has failed to make such repairs within 48 hours after receipt of such notice.

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WATER SHORTAGE CONTINGENCY PLAN**

C. STAGED REDUCTION OF WATER USAGE AND MANDATORY RESTRICTIONS
(continues)

(N)

STAGE 5 (EMERGENCY WATER REDUCTION): Stage 5 (Emergency Water Reduction) occurs when the Stage 4 limitations are deemed insufficient to achieve identified water usage goals established by authorized government entities. The following restrictions will be enacted:

1. No Watering or Irrigating: Watering or irrigation of lawn, landscape or other vegetated area with potable water is prohibited. This restriction does not apply to the following categories of use:
 - i. Maintenance of vegetation, including trees and shrubs, that are watered using a hand-held bucket or similar container, hand-held hose equipped with a positive action shut-off nozzle or device;
 - ii. Maintenance of existing landscape necessary for fire protection, with the exception of turf grass;
 - iii. Maintenance of existing landscape for soil erosion control;
 - iv. Maintenance of plant materials identified to be rare or essential to the well-being of a protected species;
 - v. Maintenance of landscape within active public parks and playing fields, day care centers, golf course greens, fringes and tee boxes, and school grounds, provided that such irrigation does not exceed 2 days per week.
2. Limits on Filling Residential Swimming Pools or Spas: prohibition of the use of potable water for filling or re-filling residential swimming pools or spas.
3. Limits on Filling Ornamental Lakes or Ponds: prohibition of the use of potable water for filling or refilling ornamental lakes or ponds, except to the extent needed to sustain aquatic life in ponds/lakes, provided that such animals are of significant value and have been actively managed within the water feature prior to declaration of a supply shortage level under this Rule.
4. Limits on Filling Decorative Fountains: prohibition of the use of potable water for filling or re-filling fountains or other decorative water devices.
5. Other restrictions on use of potable water as prescribed by the Commission, SJWC, or another governing body or agency.

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TABLE OF CONTENTS

The following listed tariff sheets contain all effective rates, rules and regulations affecting the rates and service of the Utility, together with information relating thereto:

Subject Matter of Sheet	C.P.U.C. Sheet No.
Title	1495-W
Table of Contents	2123-W, 2024-W, 848-W and 2114-W (T)
Preliminary Statement	919-W, 1303-W, 2008-W, 1702-W, 1420-W, 2034-W, 2035-W, 2058-W, 2037-W, 2038-W, 2039-W, 2040-W, 2041-W and 2042-W
Service Area Map Locator	1266-W
Service Area Map Locator, Index	1589-W
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Schedule No. 1B, General Metered Service With Automatic Fire Sprinkler System	2106-W, 1741-W, 1882-W and 2060-W
Schedule No. 1C, General Metered Service Mountain District	2107-W, 1952-W, 1884-W and 2052-W
Schedule No. 4, Private Fire Service	2097-W and 2053-W
Schedule No. 9C, Construction and Other Temporary Metered Service	1118-W and 1094-W
Schedule No. 10R, Service to Employees	152-W
Schedule No. 14.1 Water Shortage Contingency Plan With Staged Mandatory Reductions And Drought Surcharges	1668-W, 1669-W, 1780-W, 1671-W, 1672-W, 1673-W, 1766-W, and 1820-W
Schedule No. RW, Raw Water Metered Service	2108-W and 2109-W
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Schedule No. UF, Surcharge to Fund Public Utilities Commission, Reimbursement Fee	2090-W
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No. 6 - Establishment and Re-establishment of Credit	354-W
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No. 8 - Notices	2069-W, 2070-W and 2017-W
No. 9 - Rendering and Payment of Bills	996-W, 997-W and 1146-W

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No. 12 - Information Available to Public	1132-W and 365-W	
No. 13 - Temporary Service	366-W and 367-W	
No. 14 - Continuity of Service	368-W	
No. 14.1 – Water Conservation and Rationing Plan	2118-W, 2119-W, 2120-W, 2121-W 2122-W, 1662-W, 1663-W, and 1664-W	(C) (C)
No. 15 - Main Extensions	722-W thru 734-W, 1898-W, 923-W	
No. 16 - Service Connections, Meters, and Customer's Facilities	735-W thru 738-W, 977W and 740-W thru 742-W	
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No. 3E – 15-Day Tenant Notice (Master Metered Customers)	2079-W	
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No. 4 - Main Extension Contract, “B Rule” – Individual Utility Install	813-W	
No. 5 - Main Extension Contract, “B Rule” – Individual Applicant Install	814-W	

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