

RESOLUTION NO. 2009-6

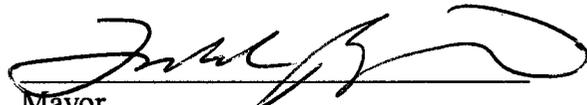
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKEWOOD, ESTABLISHING RULES, REGULATIONS AND CHARGES GOVERNING WATER CONSERVATION AND REPEALING PRIOR ACTIONS.

THE CITY COUNCIL OF THE CITY OF LAKEWOOD DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The document attached hereto as Exhibit "A" is hereby adopted by the City Council as the City's rules, regulations and charges governing water conservation. Such document is intended to function as the City's complete plan regarding the subject matter thereof, superseding all prior related actions, and all such actions, including but not necessarily limited to Resolution No. 3150, as subsequently amended on multiple occasions, are hereby repealed.

SECTION 2. The City Clerk shall certify to the adoption of this Resolution, and the same shall be effective as of the 1st day of June, 2009.

ADOPTED AND APPROVED THIS 24TH DAY OF MARCH, 2009.


Mayor

ATTEST:


City Clerk



WATER SERVICE PROCEDURE MANUAL CITY OF LAKEWOOD, CA

SECTION 1. Rules, Regulations and Charges Governing Water Service.

The City Council does hereby establish the following rules, regulations and charges governing water service to all customers within and without the City and the Director of Water Resources, under the direction of the City Manager, is hereby authorized and directed to enforce the same in accordance with the provisions of this Resolution, the Revenue Bond Law of 1941, and Division 4 of Article V of the Lakewood Municipal Code.

SECTION 2. Definitions.

- a. Applicant. The person or persons, association, corporation, or governmental agency applying for water service.
- b. Billing period. The time interval between two consecutive meter-reading dates used for billing purposes.
- c. Commercial service. Water service for premises devoted primarily to business or professional activities.
- d. Cost. The actual cost to the City including all labor, material, supplies, equipment, and miscellaneous items, together with any applicable indirect overhead and general charges, in accordance with the accounting practices of the Department.
- e. Customer. Any person, persons, association, corporation, or governmental agency supplied or entitled to be supplied with water service by the City in accordance with established rates and charges of the City.
- f. City Manager. The City Manager of the City of Lakewood.
- g. Date of Presentation. The date on which a bill or notice is mailed or delivered by the Department to the customer.
- h. Department. The Water Resources Department of the City of Lakewood responsible for operating the City's Water System.
- i. Distribution mains. Distribution pipelines located in streets, highways, public ways or private rights of way, exclusive of service connections, which are used to serve the general public with water.

- j. Distribution system. The network of conduits used for the delivery of water by the City to the customer's connection.
- k. Domestic service. Single or multiple family dwellings predominantly for residential household and related purposes as distinguished from commercial and industrial purposes.
- l. Flat rate service. Unmetered service for which the charges are based on the type of service or number of units served.
- m. Industrial service. Water service for premises where the use is primarily in manufacturing or processing activities.
- n. Main extension. The extension of water mains beyond previously existing facilities, exclusive of service connections.
- o. Metered service. Water service for which charges are based on measured quantities of water.
- p. Minimum charge. A charge for all types and classes of meters.
- q. Premises. Integrated land area including improvements thereon undivided by public thoroughfares or water distribution mains of the Department and where all parts of the premises are operated under the same management and for the same purpose.
- r. Private fire protection service. Water service to premises solely for fire protection purposes.
- s. Quantitative charge. A charge based on the amount of water used measured in cubic feet.
- t. Rates. The rates or amounts established by this Resolution to be charged for water service supplied to customers.
- u. Service connection. The pipeline or conduit including valves and other equipment installed in place, necessary for conducting water from the City's water main to the meter or meter location installed on or near the property line, but does not include the meter or meter box.
- v. Temporary service. Water service for construction work and other uses such that service is required only for a limited time, generally not to exceed six (6) months.
- w. Director of Water Resources. The Director of Water Resources of the City of Lakewood.
- x. Water service. The term "water service" includes the availability of water to a premises through facilities of the City and any water supplied through such facilities.

SECTION 3. Character of service

- a. Supply and pressure. The Department will endeavor to deliver a dependable supply of potable water from available sources, in quantities adequate to meet the reasonable needs of its customers. The delivery of such supply will be at the service connection.

The Department may suspend temporarily the delivery of water, for the purpose of making repairs or improvements to its system. Such repairs or improvements will be made as rapidly as practicable. Customers dependent on a continuous water supply should provide adequate storage for emergencies.

During any emergency, the Department may apportion the available water supply among its customers in the manner that appears most equitable under the circumstances prevailing and with due consideration for public health and safety.

- b. Customers consent to service subject to regulations and all conditions of pressure and supply. Service provided by the Department shall at all times 'be subject to the regulations promulgated by the City Council. All applicants for or receiving water service shall be required to accept and shall be deemed to have consented to accept water service subject to such regulations, conditions of pressure and service as may be provided from time to time by the distribution system at the location served and to hold the City and the Department harmless from any damages arising from low pressure or high pressure, fluctuations of pressure, interruptions of service, shortage, insufficiency of supply or condition not within the Department's control.
- c. Impairment of service to other customers. Where the use of water is unusually intermittent or is subject to violent fluctuations of a character that may impair service to other customers, the Department may require that the customer provide, at his own expense, suitable equipment to reasonably limit fluctuations in use and pressure caused by the customer's equipment or operations.

SECTION 4. Application for service.

- a. Application for service. The Department may require each prospective customer to sign, as applicant, or his agent to sign as such, an application for the service desired and also to establish his credit. Application may be made at the business office of the Department or to a duly authorized employee.

The Department's requirements for the type of service desired must be met before an application will be approved. If main, service connection and meter required for service to the premises have not been installed, the applicant will be informed of the terms and conditions which must be met before an application for service will be approved.

When an application for service is made by a former customer who has failed to pay charges owed by him to the Department, service may be refused until such charges are paid.

- b. Use of water without application for service. Any person who takes possession of a premises where water supply has been shut off by the Department and uses water without making application for water service shall be responsible for all charges for the water service. The amount of such charges shall be at a rate to be determined by the Department either by meter readings or on the basis of the estimated consumption for the time water was used.

When water is being used without application for service the service may be disconnected without notice.

SECTION 5. Establishment and re-establishment of credit.

- a. Establishment and maintenance of credit. An applicant for water service may be required to furnish and maintain a satisfactory guaranty, by deposit or otherwise, for payment of charges in connection with such service, provided that such guaranty may not be required where it shall appear to the Department that the applicant's credit is sufficient to assure payment of any such charges as they become due. Each applicant's credit shall be deemed to be established and thereafter to be maintained until any bill rendered by the Department for service shall have been allowed to become delinquent or until information is obtained which indicates that the customer's credit has been impaired. Whenever it is deemed necessary because of delinquency in payment, or otherwise, that the customer be required to re-establish his credit, the Department will mail or deliver to the customer a suitable written notice.
- b. Re-establishment of credit. Any customer may be required to re-establish his credit in any of the following cases:
 - If his deposit has been applied, in whole or in part- to the payment of any bills or bills for service.
 - If the applicant shall have been a water customer of the Department and its service to him has been discontinued for cause.
 - If the customer's credit has not been maintained as required by this section.
 - If, for any reason, the guaranty furnished by the applicant becomes inadequate under the provisions of this section.

SECTION 6. Deposits.

- a. Amount of deposits. Where the applicant is required to make a deposit or guaranty either for guaranteeing payment of charges for service, or for re-establishment of credit, the amount thereof shall be a sum equal to two times the maximum bi-monthly bill for comparable service, but shall be not less than Ten (\$10.00) Dollars.

- b. Return of deposit. When the Department holds a deposit guaranteeing bills for water service that has been discontinued, such deposit without interest will be refunded except that any unpaid final charges shall be and any other indebtedness to the Department may be deducted from the deposit and any excess portion of the deposit returned.

Deposits or guarantees made pursuant to this Section may be refunded without interest to the customer when credit satisfactory to the Department has been established.

SECTION 7. Discontinuance of service.

a. Discontinuance of service at customer's request.

- A customer may have service discontinued by giving not less than forty-eight (48) hours' advance notice thereof to the Department. Charges for service may be required to be paid until the requested date of discontinuance or such later date as will provide not less than the required two day advance notice.
- When such notice is not given, the customer will be required to pay for service until one day after the Department has knowledge that the customer has vacated the premises or otherwise has discontinued water service.

b. Discontinuance of service by Department.

- Nonpayment of Bills. A customer's water service may be discontinued for the nonpayment of a bill for water service rendered, if the bill has not been paid within the time prescribed by this Resolution.
- Noncompliance with the Department's Regulations. If a customer fails to comply with any of the City's regulations, the Department shall advise the customer of such failure in the manner prescribed in Division 4, Article V of the Lakewood Municipal Code, and if the customer fails to comply within the time specified in the Lakewood Municipal Code, the Department shall discontinue service to the customer.
- Conditions detrimental or damaging to the water system or its customers. If an unsafe or hazardous condition is found to exist on the customer's premises in the use of water thereon by apparatus, appliances and equipment, or Otherwise is detrimental or damaging to the water system or its customers, the service may be shut off without notice. The Department shall notify the customer of the reasons for the discontinuance and the corrective action to be taken, if any, by the customer before service can be restored.

c. Service restoration charge.

- Where service is again requested after the same has been discontinued at the customer's request, the Department shall charge Five Dollars (\$5.00) for restoration of service.

- Where service has been discontinued or department employee has arrived at consumer's residence or place of business for the purpose of discontinuing service because of failure to comply with the regulations prescribed by this Resolution, the Department shall charge Twenty (\$20.00) Dollars for restoration of service. *(Amended by R82-114, R89-108)*
- In the event a customer turns on the water service or allows or causes it to be turned on after it has been turned off for the above reason, the Department shall again turn off the water service and shall charge and collect Ten (\$10.00) Dollars in addition to other amounts due from the customer before the water service is restored.
- If a customer turns on a service or allows or causes it to be turned on after it has been discontinued because of sanitary hazard, the Department shall remove the meter and shall not reinstall it until such hazard is abated and shall charge cost for restoration of service.

SECTION 8. Rendering and payment of bills.

a. Meter reading and billing.

- General. Regular bills shall be rendered at intervals of one month or multiples thereof, as may be established from time to time by the Council. Except as provided in the water rate schedule, the quantitative charge for water will be based upon delivery as indicated upon the meter register. Insofar as is practicable, meters will be read at regular intervals for the preparation of regular bills, and meters will be read as required for the preparation of opening, closing, and special bills. If for any reason service is unmetered except as provided in the water rate schedule or if the meter is inaccessible and cannot be read, or if the meter fails to register correctly, the water consumption will be estimated by the Department as follows:
 - ~ Previous consumption by metered service to the premises, for a like period of time, or
 - ~ The average consumption of similar metered services of the area during the period in question, or
 - ~ By giving consideration to the nature of use, volume of business, seasonal demand, and any other factors that may assist in determining such consumption.
- Proration of bills. Rate schedules stated on a monthly basis are related to a thirty-day (30-day) consumption interval as a standard month. Whenever actual meter read intervals differ from standard thirty-day (30-day) period, bills related

thereto computed from monthly schedules are subject to proration on a thirty-day (30-day) basis.

However, at the discretion of the Department, in computing and rendering regular bills, minor variances between actual read intervals and any established regular read interval need not be considered, in accordance with the following:

- ~ Where bills are regularly rendered monthly, computation from monthly rate schedules may be made directly whenever actual read intervals do not vary by more than three days (greater or lesser) from the standard thirty- (30) day interval.
- ~ Where bills are regularly rendered for multiples of a month, computation from monthly rate schedules may be made on the basis of similar multiples of the stated rate schedules whenever actual read intervals do not vary by more than six days (greater or lesser) from the established regular read interval.
- Individual liability for joint service. Two or more parties who join in one application for service shall be jointly and severally liable for payment of bills and shall be billed by means of single periodic bills.
- Payment of bills. Bills for service are due and payable upon presentation and payment may be made at the office of the Administrative Services Department or the office of the City Treasurer. Collection of closing bills may be made at the time of presentation.
- Notices. Except for emergencies, notices from the Department to a customer shall be given in writing, either delivered to him or mailed to him at his last known address in the manner prescribed by Division 4, Article V of the Lakewood Municipal Code. Notice from any customer to the Department pursuant to the regulations of this Resolution may be given in person or by his authorized agent, at the Department office or by written notice enclosed in a sealed envelope and addressed to the Department deposited in the United States mail, postage prepaid.

SECTION 9. Disputed or erroneous bills.

- a. Disputed or erroneous bills. Whenever the correctness of any bill for water service is questioned, the Department will cause an investigation to be made.

Inaccurate recording of water use or clerical or meter errors shall be adjusted to a correct basis as determined by the Department's investigation, and in the case of a slow or fast meter in accordance with this Section.

In cases where the amount of water used, dates, or other factors required for application of rate schedules or other provisions are not subject to exact determination

or are in question, or in case of dispute relative to service or rate application, the Department shall establish such factors by tests, analyses and investigations to determine the proper basis for making an adjustment, if any. Adjustments in the billing shall then be authorized by the Director of Water Resources, as shown to be proper. When requested by the customer, such adjustments shall be subject to review by the City Manager. Each customer shall have the right of appeal to the City Council as provided in the Lakewood Municipal Code.

- b. Meter test. When the accuracy of a water meter is questioned by a customer, the Department will, upon request, cause an official test to be made. A customer shall have the right to require the Department to conduct the test in his presence, or if he so desires, in the presence of an expert of other representative appointed by him.

A customer, requiring such a test shall first deposit with the Department a sum based on the size of the meter to be tested as follows:

Meter Size	Commencing November 1, 2003
1-inch or less	\$10.00
1 1/2-inch or less	\$12.00
2-inch meter	\$15.00
3-inch meter	\$25.00

Should the meter be found by test to be more than two (2%) percent fast, the Department shall refund the customer's deposit; otherwise, the deposit shall be forfeited to compensate for the cost of such testing.

- c. Adjustment of bills for meter errors.
 - **Fast meters.** When, as a result of any test, a meter is found to be more than two (2%) percent fast, the Department will render a corrected bill for the period in which the meter was in use, not exceeding six months, unless it can be shown that the error occurred on a date which can be fixed, in which case the over-charge shall be corrected to that date.
 - **Slow meters.** When, as a result of any test, a meter is found to be more than five (5%) percent slow, the Department will render a corrected bill for the period in which the meter was in use, not exceeding four months, unless it can be shown that the error occurred on a date which can be fixed, in which case the billing may be corrected to that date

SECTION 10. Rates.

- a. Schedule I. General Water Service
 - Applicability. Applicable to Domestic, Commercial and Industrial water service and to water service for any other purposes.
 - Territory. All areas to which water is served by the Department.

- Monthly Rates. Monthly rates are adjusted annually, per Proposition 218.
- ~ Minimum charge entitlement. The minimum charge for all single-family residential meters shall be 350 cubic feet regardless of meter size. For all other users, the minimum charge will entitle the consumer to the quantity of water set forth opposite the meter size.
(Amended by R78-73, R99-20)
- ~ Quantitative charges.
 - Normal Quantitative Rate. The quantitative rate for all water delivered in excess of the Minimum Charge Entitlement is \$1.91 per 100 cubic feet per meter per month to all services billed commencing September 1, 2008.
 - Quantitative Charge – Conservation. The quantitative rate for all water delivered in excess of the Minimum Charge Entitlement shall be as follows:
 - a) Voluntary Phase of Conservation Plan
 - 1) Single Family Residential
 - a. Tier 1: Water used in excess of 350 cubic feet but under 5,400 cubic feet per month is charged at the normal quantitative rate.
 - b. Tier 2: Water used in excess of 5,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 2) Duplex Residential Units
 - a. Tier 1: Water used under 4,800 cubic feet per month is charged at the normal quantitative rate.
 - b. Tier 2: Water used in excess of 4,800 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 3) Multiple Residential Units
 - a. Tier 1: Water used under 2,400 cubic feet per unit per month is charged at the normal quantitative rate.
 - b. Tier 2: Water used in excess of 2,400 cubic feet per unit per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4) Commercial, Industrial or Use Other Than Residential
 - a. Auto Related Business.
 - 1. Tier 1: Water used under 7,900 cubic feet per month is charged at the normal quantitative rate.

2. Tier 2: Water used in excess of 7,900 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- b. Church.
1. Tier 1: Water used under 15,000 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 15,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- c. Medical/Dental Facility.
1. Tier 1: Water used under 20,400 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 20,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- d. Commercial Nurseries and Growers.
1. Tier 1: Water used under 66,750 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 66,750 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- e. Restaurant, Lounge, Tavern.
1. Tier 1: Water used under 34,400 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 34,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- f. School: Elementary School.
1. Tier 1: Water used under 55,400 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 55,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- g. School: High School.
1. Tier 1: Water used under 325,400 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 325,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- h. Small Food Store.
 - 1. Tier 1: Water used under 5,500 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 5,500 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- i. Supermarket.
 - 1. Tier 1: Water used under 137,500 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 137,500 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- j. Theaters.
 - 1. Tier 1: Water used under 31,400 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 31,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- k. Auto/Car Wash.
 - 1. Tier 1: Water used under 66,250 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 66,250 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- l. Fast Food: High Volume.
 - 1. Tier 1: Water used under 21,000 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 21,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- m. Fast Food: Small.
 - 1. Tier 1: Water used under 4,250 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 4,250 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- n. Department Store.
 - 1. Tier 1: Water used under 70,650 cubic feet per month is charged at the normal quantitative rate.

2. Tier 2: Water used in excess of 70,650 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

o. Commercial Storefront.

1. Tier 1: Water used under 1,125 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 1,125 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

p. Commercial Small.

1. Tier 1: Water used under 2,500 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 2,500 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

q. Commercial Large.

1. Tier 1: Water used under 22,900 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 22,900 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

r. Motels.

1. Tier 1: Water used under 1,150 cubic feet per unit per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 1,150 cubic feet per unit per month is charged at one and one-half (1.5) times the normal quantitative rate.

s. Coin Operated Laundry.

1. Tier 1: Water used under 30,555 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 30,555 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

t. Hair and Nail Salon.

1. Tier 1: Water used under 4,725 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 4,725 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

u. Ice Rink.

1. Tier 1: Water used under 72,000 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 72,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

v. Landscape Irrigation Small Area.

1. Tier 1: Water used under 11,250 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 11,250 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

w. Landscape Irrigation Medium Area.

1. Tier 1: Water used under 81,000 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 81,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

x. Landscape Irrigation Large Area.

1. Tier 1: Water used under 441,000 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 441,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

y. Exemptions from the Water Conservation Rate Structure.

1. Car washes with properly operating recycling equipment.
2. Hospitals.
3. Facilities using reclaimed water for irrigation of landscape.

z. Water Conservation Rate Structure for Failing to Connect to the City's Reclaimed Water System. Commercial water customers whose property line is located within a reasonable distance from the City's reclaimed water system that fail to connect to the aforementioned system shall be charged a water conservation rate of four (4) times the normal quantitative rate.

b) Phase I Mandatory Conservation

1) Single Family Residential

- a. Tier 1: Water used in excess of 350 cubic feet but under 4,050 cubic feet per month is charged at the normal quantitative rate.

- b. Tier 2: Water used in excess of 4,050 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- 2) Duplex Residential Units
- a. Tier 1: Water used under 3,600 cubic feet per month is charged at the normal quantitative rate.
 - b. Tier 2: Water used in excess of 3,600 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- 3) Multiple Residential Units
- a. Tier 1: Water used under 1,800 cubic feet per unit per month is charged at the normal quantitative rate.
 - b. Tier 2: Water used in excess of 1,800 cubic feet per unit per month is charged at one and one-half (1.5) times the normal quantitative rate.
- 4) Commercial, Industrial or Use Other Than Residential
- a. Auto Related Business.
 - 1. Tier 1: Water used under 6,300 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 6,300 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - b. Church.
 - 1. Tier 1: Water used under 12,000 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 12,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - c. Medical/Dental Facility.
 - 1. Tier 1: Water used under 16,300 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 16,300 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - d. Commercial Nurseries and Growers.
 - 1. Tier 1: Water used under 53,400 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 53,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- e. Restaurant, Lounge, Tavern.
 - 1. Tier 1: Water used under 27,500 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 27,500 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- f. School: Elementary School.
 - 1. Tier 1: Water used under 44,300 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 44,300 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- g. School: High School.
 - 1. Tier 1: Water used under 260,300 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 260,300 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- h. Small Food Store.
 - 1. Tier 1: Water used under 4,400 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 4,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- i. Supermarket.
 - 1. Tier 1: Water used under 110,000 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 110,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- j. Theaters.
 - 1. Tier 1: Water used under 25,100 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 25,100 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- k. Auto/Car Wash.
 - 1. Tier 1: Water used under 53,000 cubic feet per month is charged at the normal quantitative rate.

2. Tier 2: Water used in excess of 53,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- l. Fast Food: High Volume.
 1. Tier 1: Water used under 16,800 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 16,800 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - m. Fast Food: Small.
 1. Tier 1: Water used under 3,400 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 3,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - n. Department Store.
 1. Tier 1: Water used under 56,500 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 56,500 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - o. Commercial Storefront.
 1. Tier 1: Water used under 1,000 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 1,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - p. Commercial Small.
 1. Tier 1: Water used under 2,000 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 2,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - q. Commercial Large.
 1. Tier 1: Water used under 18,300 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 18,300 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- r. Motels.
 - 1. Tier 1: Water used under 900 cubic feet per unit per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 900 cubic feet per unit per month is charged at one and one-half (1.5) times the normal quantitative rate.

- s. Coin Operated Laundry.
 - 1. Tier 1: Water used under 27,160 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 27,160 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- t. Hair and Nail Salon.
 - 1. Tier 1: Water used under 4,200 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 4,200 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- u. Ice Rink.
 - 1. Tier 1: Water used under 64,000 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 64,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- v. Landscape Irrigation Small Area.
 - 1. Tier 1: Water used under 10,000 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 10,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- w. Landscape Irrigation Medium Area.
 - 1. Tier 1: Water used under 72,000 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 72,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- x. Landscape Irrigation Large Area.
 - 1. Tier 1: Water used under 392,000 cubic feet per month is charged at the normal quantitative rate.

2. Tier 2: Water used in excess of 392,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- y. Exemptions from the Water Conservation Rate Structure.
 - 1. Car washes with properly operating recycling equipment.
 - 2. Hospitals.
 - 3. Facilities using reclaimed water for irrigation of landscape.
 - z. Water Conservation Rate Structure for Failing to Connect to the City's Reclaimed Water System. Commercial water customers whose property line is located within a reasonable distance from the City's reclaimed water system that fail to connect to the aforementioned system shall be charged a water conservation rate of four (4) times the normal quantitative rate.
- c) Phase II Mandatory Phase
- 1) Single Family Residential
 - a. Tier 1: Water used in excess of 350 cubic feet but under 2,700 cubic feet per month is charged at the normal quantitative rate.
 - b. Tier 2: Water used in excess of 2,700 cubic feet but under 4,050 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - c. Tier 3: Water used in excess of 4,050 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 2) Duplex Residential Units
 - a. Tier 1: Water used under 2,400 cubic feet per month is charged at the normal quantitative rate.
 - b. Tier 2: Water used in excess of 2,400 cubic feet but under 3,600 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - c. Tier 3: Water used in excess of 3,600 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 3) Multiple Residential Units
 - a. Tier 1: Water used under 1,200 cubic feet per unit per month is charged at the normal quantitative rate.
 - b. Tier 2: Water used in excess of 1,200 cubic feet but under 1,800 cubic feet per unit per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - c. Tier 3: Water used in excess of 1,800 cubic feet per unit per month is charged at one and one-half (1.5) times the normal quantitative rate.

- 4) Commercial, Industrial or Use Other Than Residential
 - a. Auto Related Business.
 1. Tier 1: Water used under 4,750 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 4,750 cubic feet but under 6,300 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 3. Tier 3: Water used in excess of 6,300 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - b. Church.
 1. Tier 1: Water used under 9,000 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 9,000 cubic feet but under 12,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 3. Tier 3: Water used in excess of 12,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - c. Medical/Dental Facility.
 1. Tier 1: Water used under 12,250 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 12,250 cubic feet but under 16,300 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 3. Tier 3: Water used in excess of 16,300 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - d. Commercial Nurseries and Growers.
 1. Tier 1: Water used under 40,050 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 40,050 cubic feet but under 53,400 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 3. Tier 3: Water used in excess of 53,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - e. Restaurant, Lounge, Tavern.
 1. Tier 1: Water used under 20,650 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 20,650 cubic feet but under 27,500 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.

3. Tier 3: Water used in excess of 27,500 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- f. School: Elementary School.
1. Tier 1: Water used under 33,250 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 33,250 cubic feet but under 44,300 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 3. Tier 3: Water used in excess of 44,300 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- g. School: High School.
1. Tier 1: Water used under 195,250 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 195,350 cubic feet but under 260,300 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 3. Tier 3: Water used in excess of 260,300 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- h. Small Food Store.
1. Tier 1: Water used under 3,300 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 3,300 cubic feet but under 4,400 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 3. Tier 3: Water used in excess of 4,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
- i. Supermarket.
1. Tier 1: Water used under 82,500 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 82,500 cubic feet but under 110,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 3. Tier 3: Water used in excess of 110,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- j. Theaters.
 - 1. Tier 1: Water used under 18,850 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 18,850 cubic feet but under 25,100 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 25,100 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- k. Auto/Car Wash.
 - 1. Tier 1: Water used under 39,750 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 39,750 cubic feet but under 53,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 53,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- l. Fast Food: High Volume.
 - 1. Tier 1: Water used under 12,600 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 12,600 cubic feet but under 16,800 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 16,800 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- m. Fast Food: Small.
 - 1. Tier 1: Water used under 2,550 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 2,550 cubic feet but under 3,400 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 3,400 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

- n. Department Store.
 - 1. Tier 1: Water used under 42,400 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 42,400 cubic feet but under 56,500 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.

3. Tier 3: Water used in excess of 56,500 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

o. Commercial Storefront.

1. Tier 1: Water used under 750 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 750 cubic feet but under 1,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 1,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

p. Commercial Small.

1. Tier 1: Water used under 1,500 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 1,500 cubic feet but under 2,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 2,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

q. Commercial Large.

1. Tier 1: Water used under 13,750 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 13,750 cubic feet but under 18,300 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 18,300 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

r. Motels.

1. Tier 1: Water used under 700 cubic feet per unit per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 700 cubic feet but under 900 cubic feet per unit per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 900 cubic feet per unit per month is charged at one and one-half (1.5) times the normal quantitative rate.

s. Coin Operated Laundry.

1. Tier 1: Water used under 20,370 cubic feet per month is charged at the normal quantitative rate.

2. Tier 2: Water used in excess of 20,370 cubic feet but under 27,160 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 27,160 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

t. Hair and Nail Salon.

1. Tier 1: Water used under 3,150 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 3,150 cubic feet but under 4,200 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 4,200 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

u. Ice Rink.

1. Tier 1: Water used under 48,000 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 48,000 cubic feet but under 64,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 64,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

v. Landscape Irrigation Small Area.

1. Tier 1: Water used under 7,500 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 7,500 cubic feet but under 10,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 10,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

w. Landscape Irrigation Medium Area.

1. Tier 1: Water used under 54,000 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 54,000 cubic feet but under 72,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 72,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

x. Landscape Irrigation Large Area.

1. Tier 1: Water used under 294,000 cubic feet per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 294,000 cubic feet but under 392,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 392,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.

y. Exemptions from the Water Conservation Rate Structure.

1. Car washes with properly operating recycling equipment.
2. Hospitals.
3. Facilities using reclaimed water for irrigation of landscape.

z. Water Conservation Rate Structure for Failing to Connect to the City's Reclaimed Water System. Commercial water customers whose property line is located within a reasonable distance from the City's reclaimed water system that fail to connect to the aforementioned system shall be charged a water conservation rate of four (4) times the normal quantitative rate.

d) Phase III Mandatory Phase

1) Single Family Residential

- a. Tier 1: Water used in excess of 350 cubic feet but under 1,350 cubic feet per month is charged at the normal quantitative rate.
- b. Tier 2: Water used in excess of 1,350 cubic feet but under 2,700 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
- c. Tier 3: Water used in excess of 2,700 cubic feet but under 4,050 per month is charged at one and one-half (1.5) times the normal quantitative rate.
- d. Tier 4: Water used in excess of 4,050 cubic feet but under 5,400 cubic feet per month is charged at two (2) times the normal quantitative rate.
- e. Tier 5: Water used in excess of 5,400 per month is charged at two and one-half (2.5) times the normal quantitative rate.

2) Duplex Residential Units

- a. Tier 1: Water used under 1,200 cubic feet per month is charged at the normal quantitative rate.
- b. Tier 2: Water used in excess of 1,200 cubic feet but under 2,400 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.

- c. Tier 3: Water used in excess of 2,400 cubic feet but under 3,600 per month is charged at one and one-half (1.5) times the normal quantitative rate.
- d. Tier 4: Water used in excess of 3,600 cubic feet but under 4,800 cubic feet per month is charged at two (2) times the normal quantitative rate.
- e. Tier 5: Water used in excess of 4,800 per month is charged at two and one-half (2.5) times the normal quantitative rate.

3) Multiple Residential Units

- a. Tier 1: Water used under 600 cubic feet per unit per month is charged at the normal quantitative rate.
- b. Tier 2: Water used in excess of 600 cubic feet but under 1,200 cubic feet per unit per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
- c. Tier 3: Water used in excess of 1,200 cubic feet but under 1,800 per unit per month is charged at one and one-half (1.5) times the normal quantitative rate.
- d. Tier 4: Water used in excess of 1,800 cubic feet but under 2,400 cubic feet per unit per month is charged at two (2) times the normal quantitative rate.
- e. Tier 5: Water used in excess of 2,400 per unit per month is charged at two and one-half (2.5) times the normal quantitative rate.

4) Commercial, Industrial or Use Other Than Residential

- a. Auto Related Business.
 - 1. Tier 1: Water used under 3,150 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 3,150 cubic feet but under 4,750 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 4,750 cubic feet but under 6,300 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 6,300 cubic feet but under 7,900 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 7,900 per month is charged at two and one-half (2.5) times the normal quantitative rate.
- b. Church.
 - 1. Tier 1: Water used under 6,000 cubic feet per month is charged at the normal quantitative rate.

2. Tier 2: Water used in excess of 6,000 cubic feet but under 9,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 3. Tier 3: Water used in excess of 9,000 cubic feet but under 1,200 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 4. Tier 4: Water used in excess of 1,200 cubic feet but under 1,500 cubic feet per month is charged at two (2) times the normal quantitative rate.
 5. Tier 5: Water used in excess of 1,500 per month is charged at two and one-half (2.5) times the normal quantitative rate.
- c. Medical/Dental Facility.
1. Tier 1: Water used under 8,150 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 8,150 cubic feet but under 12,250 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 3. Tier 3: Water used in excess of 12,250 cubic feet but under 16,300 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 4. Tier 4: Water used in excess of 16,300 cubic feet but under 20,400 cubic feet per month is charged at two (2) times the normal quantitative rate.
 5. Tier 5: Water used in excess of 20,400 per month is charged at two and one-half (2.5) times the normal quantitative rate.
- d. Commercial Nurseries and Growers.
1. Tier 1: Water used under 26,700 cubic feet per month is charged at the normal quantitative rate.
 2. Tier 2: Water used in excess of 26,700 cubic feet but under 40,050 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 3. Tier 3: Water used in excess of 40,050 cubic feet but under 53,400 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 4. Tier 4: Water used in excess of 53,400 cubic feet but under 66,750 cubic feet per month is charged at two (2) times the normal quantitative rate.
 5. Tier 5: Water used in excess of 66,750 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- e. Restaurant, Lounge, Tavern.
 - 1. Tier 1: Water used under 13,750 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 13,750 cubic feet but under 20,650 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 20,650 cubic feet but under 27,500 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 27,500 cubic feet but under 34,400 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 34,400 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- f. School: Elementary School.
 - 1. Tier 1: Water used under 22,150 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 22,150 cubic feet but under 33,250 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 33,250 cubic feet but under 44,300 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 44,300 cubic feet but under 55,400 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 55,400 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- g. School: High School.
 - 1. Tier 1: Water used under 130,150 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 130,150 cubic feet but under 195,250 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 195,250 cubic feet but under 260,300 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 260,300 cubic feet but under 325,400 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 325,400 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- h. Small Food Store.
 - 1. Tier 1: Water used under 2,200 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 2,200 cubic feet but under 3,300 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 3,300 cubic feet but under 4,400 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 4,400 cubic feet but under 5,500 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 5,500 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- i. Supermarket.
 - 1. Tier 1: Water used under 55,000 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 55,000 cubic feet but under 82,500 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 82,500 cubic feet but under 110,000 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 110,000 cubic feet but under 137,500 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 137,500 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- j. Theaters.
 - 1. Tier 1: Water used under 12,550 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 12,550 cubic feet but under 18,850 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 18,850 cubic feet but under 25,100 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 25,100 cubic feet but under 31,400 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 31,400 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- k. Auto/Car Wash.
 - 1. Tier 1: Water used under 26,500 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 26,500 cubic feet but under 39,750 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 39,750 cubic feet but under 53,000 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 53,000 cubic feet but under 66,250 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 66,250 cubic feet per month is charged at two and one-half (2.5) times the normal quantitative rate.

- l. Fast Food: High Volume.
 - 1. Tier 1: Water used under 8,400 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 8,400 cubic feet but under 12,600 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 12,600 cubic feet but under 16,800 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 16,800 cubic feet but under 21,000 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 21,000 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- m. Fast Food: Small.
 - 1. Tier 1: Water used under 1,700 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 1,700 cubic feet but under 2,550 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 2,550 cubic feet but under 3,400 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 3,400 cubic feet but under 4,250 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 4,250 cubic feet per month is charged at two and one-half (2.5) times the normal quantitative rate.

- n. Department Store.
 - 1. Tier 1: Water used under 28,250 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 28,250 cubic feet but under 42,400 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 42,400 cubic feet but under 56,500 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 56,500 cubic feet but under 70,650 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 70,650 cubic feet per month is charged at two and one-half (2.5) times the normal quantitative rate.

- o. Commercial Storefront.
 - 1. Tier 1: Water used under 5,000 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 5,000 cubic feet but under 7,500 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 7,500 cubic feet but under 10,000 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 10,000 cubic feet but under 11,250 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 11,250 cubic feet per month is charged at two and one-half (2.5) times the normal quantitative rate.

- p. Commercial Small.
 - 1. Tier 1: Water used under 1,000 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 1,000 cubic feet but under 1,500 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 1,500 cubic feet but under 2,000 per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 2,000 cubic feet but under 2,500 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 2,500 cubic feet per month is charged at two and one-half (2.5) times the normal quantitative rate.

- q. Commercial Large.
 - 1. Tier 1: Water used under 9,150 cubic feet per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 9,150 cubic feet but under 13,750 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 13,750 cubic feet but under 18,300 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 18,300 cubic feet but under 22,900 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 22,900 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- r. Motels.
 - 1. Tier 1: Water under 450 cubic feet per unit per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 450 cubic feet but under 700 cubic feet per unit per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 700 cubic feet but under 900 cubic feet per unit per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 900 cubic feet but under 1,150 cubic feet per unit per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 1,150 per unit per month is charged at two and one-half (2.5) times the normal quantitative rate.

- s. Coin Operated Laundry.
 - 1. Tier 1: Water under 13,580 cubic feet per unit per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 13,580 cubic feet but under 20,370 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 20,370 cubic feet but under 27,160 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 27,160 cubic feet but under 30,555 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 30,555 per month is charged at two and one-half (2.5) times the normal quantitative rate.

t. Hair and Nail Salon.

1. Tier 1: Water under 2,100 cubic feet per unit per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 2,100 cubic feet but under 3,150 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 3,150 cubic feet but under 4,200 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
4. Tier 4: Water used in excess of 4,200 cubic feet but under 4,725 cubic feet per month is charged at two (2) times the normal quantitative rate.
5. Tier 5: Water used in excess of 4,725 per month is charged at two and one-half (2.5) times the normal quantitative rate.

u. Ice Rink.

1. Tier 1: Water under 32,000 cubic feet per unit per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 32,000 cubic feet but under 48,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 48,000 cubic feet but under 64,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
4. Tier 4: Water used in excess of 64,000 cubic feet but under 72,000 cubic feet per month is charged at two (2) times the normal quantitative rate.
5. Tier 5: Water used in excess of 72,000 per month is charged at two and one-half (2.5) times the normal quantitative rate.

v. Landscape Irrigation Small Area.

1. Tier 1: Water under 5,000 cubic feet per unit per month is charged at the normal quantitative rate.
2. Tier 2: Water used in excess of 5,000 cubic feet but under 7,500 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
3. Tier 3: Water used in excess of 7,500 cubic feet but under 10,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
4. Tier 4: Water used in excess of 10,000 cubic feet but under 11,250 cubic feet per month is charged at two (2) times the normal quantitative rate.
5. Tier 5: Water used in excess of 11,250 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- w. Landscape Irrigation Medium Area.
 - 1. Tier 1: Water under 36,000 cubic feet per unit per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 36,000 cubic feet but under 54,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 54,000 cubic feet but under 72,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 72,000 cubic feet but under 81,000 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 81,000 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- x. Landscape Irrigation Large Area.
 - 1. Tier 1: Water under 196,000 cubic feet per unit per month is charged at the normal quantitative rate.
 - 2. Tier 2: Water used in excess of 196,000 cubic feet but under 294,000 cubic feet per month is charged at one and one-quarter (1.25) times the normal quantitative rate.
 - 3. Tier 3: Water used in excess of 294,000 cubic feet but under 392,000 cubic feet per month is charged at one and one-half (1.5) times the normal quantitative rate.
 - 4. Tier 4: Water used in excess of 392,000 cubic feet but under 441,000 cubic feet per month is charged at two (2) times the normal quantitative rate.
 - 5. Tier 5: Water used in excess of 441,000 per month is charged at two and one-half (2.5) times the normal quantitative rate.

- y. Exemptions from the Water Conservation Rate Structure.
 - 1. Car washes with properly operating recycling equipment.
 - 2. Hospitals.
 - 3. Facilities using reclaimed water for irrigation of landscape.

- z. Water Conservation Rate Structure for Failing to Connect to the City's Reclaimed Water System. Commercial water customers whose property line is located within a reasonable distance from the City's reclaimed water system that fail to connect to the aforementioned system shall be charged a water conservation rate of four (4) times the normal quantitative rate.

SECTION 11. Distribution system extensions.

a. General provisions.

- Applicability of regulation. Extensions of the Water System which are necessary to make water service of a permanent character available to applicants, may be made in accordance with the provisions set forth in this section.
- Where facilities will be constructed. The City generally will install distribution system facilities only in public streets, alleys, roads, and highways and on other public and private property where satisfactory rights-of-way can be obtained essentially without involving direct purchase or lease of land by the City.
- Installations in non-dedicated streets. The City will install a water main in a private street or thoroughfare to provide service to premises along such street or thoroughfare only under the following conditions:
 - ~ Approval by the City Council.
 - ~ The street or thoroughfare conforms to applicable ordinances of the City of Lakewood or other applicable laws.
 - ~ Rights-of-way are provided which are satisfactory to the City.
 - ~ Applicant or applicants shall pay the full cost of the installation.
 - ~ The City shall have no obligation for maintenance or repair of the surface of such street or thoroughfare, except for the repair or replacement of surfacing required to be cut or removed by the Department for the purposes of maintaining, repairing, replacing or removing such mains or attachments.
- Condition of streets as prerequisite to construction of mains and related facilities. In order to expedite the installation of mains, service connections and fire hydrants, each applicant for extension of the distribution system shall provide the Department with street plans approved by the Director of Public Works or the City Engineer showing established sewers, paving, curbs and other features.

It is preferable to install water mains fire hydrants, water service and related facilities after curbs have been constructed. If curbs are not to be constructed at the time or in the near future, applicant must obtain from the Director of Public Works or the City Engineer's office and furnish to the Department the approved location of curbs.

The Department will not install mains, service connections and fire hydrants or related services in new tracts unless streets are well defined by lot stakes, curb stakes or visible center line stakes properly set at applicant's expense.

Such streets must be down to a sub-grade approved by the Director of Public Works or the City Engineer before mains, services, fire hydrants or related services are installed. If such facilities are installed and thereafter have to be

raised or lowered or otherwise relocated because of failure of applicant to supply correct information as to location or grade of curbs, property lines, etc., all costs of making such changes must be paid by the applicant.

If an applicant permits streets to be paved before mains, fire hydrants, service connections, or related facilities are installed, he shall pay the costs of cutting and replacing pavement necessitated by installation of such facilities.

- All extensions to be property of City. All extensions of the City's water distribution system, however provided for, shall become property of the City under control of the Water Department.

Title to any facilities constructed by others shall be transferred to the City upon acceptance of such facilities by the city.

- Special Facilities. When facilities in addition to those required for extension under the Department's normal design standards are required especially to provide capacity, pressure or storage exclusively for the requested service, the applicant shall pay the added cost of such facilities in addition to other regularly applicable charges under these regulations.
- Enlargement for special requirements. When service required by an applicant requires replacing an existing main with one of larger size, the applicant may be required to pay the full cost of such replacement.
- Payment of charges to cover extensions or enlargements. All charges provided by these regulations applicable to an extension or enlargement of water distribution facilities shall be paid in advance by the applicant therefor before such extensions or enlargements are made by the Department except where arrangements for payments have otherwise been made with the City.
- Main extensions. The following charges for main extensions shall be paid in addition to all other applicable charges under the regulations of the City, including charges for service connections, meter installation, etc.
- Extensions to serve individual customers. An applicant for a main extension, other than in a new subdivision or development, from an existing main to a premises to be served, shall pay the current cost to the Department of a main of a size determined by the Department to be adequate to serve the premises.
- Extensions to serve new subdivisions or developments. Applicants for main extensions to serve a new subdivision or development shall pay the full installed cost of mains of adequate size to serve the subdivision or development as determined by the City and in addition may be required to pay the full cost of any extension from the nearest main of adequate size of the City's distribution system.

Any and all service connections, including fire hydrant connections installed or required to be installed, within the new subdivision shall be installed only in the manner, under the circumstances, and upon the payment of any charges therefore as provided in these regulations.

- Water facilities installed under private contract. An applicant for service requiring main extensions may have the extensions and service connections installed by him under private contract, where authorized by the City. Such facilities installed by an applicant must be installed in accordance with the terms and conditions of an agreement between the applicant and the City. All costs of the Department in connection with such facilities installed under private contract shall be paid by the applicant.

The material installed and the work performed must comply with the plans and specifications furnished by the Department and shall be subject to Department inspection at all times. The applicant shall pay in advance the charges for engineering and inspection services, materials, and general and administrative expenses and other costs in accordance with the accounting practices of the Department.

Upon completion of the installation in accordance with the agreement, title to the facilities shall be transferred to the City by the applicant upon acceptance of such facilities by the City.

SECTION 12. Service connections, meters and customers facilities.

a. General provisions.

- Applicability. Service connections will be installed by the Department subject to the provisions of this Section, except as otherwise provided in "Temporary service connections," "Temporary supply," and "Distribution system extensions."
- Size and location of service connections. The Department may determine the size and number of the service connections and their locations in relation to boundaries of the premises to be served and the point of connection to the customer's facilities. The Department shall determine in all cases the adequacy of the then existing water system to supply any proposed service. Should the Department determine that the system is inadequate for said service, application shall not be approved until the applicant has provided additional facilities, at his cost, in accordance with the regulations for distribution system extensions. The customer's piping to the service connection location should not be laid until the service connection is installed; in the event the customer's pipe is installed and its location does not correspond to that of the service connection, the customer must provide for connecting to the service connection.
- Ownership and absence of rental obligation. All service connections, meters and valves and housings installed by the Department or conveyed to the City,

however provided for, shall be the sole property of the City under the control of the Department and will be maintained at the Department's expense except as otherwise provided in these regulations. No rent or charge will be paid by the Department where such facilities are located on a customer's premises. The Department may relocate its facilities as required by operating conditions and may remove any and all of its facilities from the customer's premises at the termination of service.

- Responsibility for loss or damage. The customer will be held responsible for loss or damage to the Department's meters or other facilities resulting from the use or operation of appliances and facilities on the customer's premises, including but not limited to damage caused by steam, hot water, or chemicals.

The Department's control and responsibility ends at its shut-off valve or meter, and the City and the Department will in no case be liable for loss or damage on the premises served, or elsewhere caused by, or in any way arising out of, the running or escape of water from open faucets, burst pipes, or faulty fixtures or appliances on the premises.

Control valves on the inlet side of the meter shall be operated only by the Department. For convenience and safety the consumer shall install a valve between the meter and the building or first outlet.

b. Service connections.

- ~ Application for service connection. An application for a service connection shall be made on a form furnished or approved by the Department. This application shall specify the size of the service connection desired, the property to be served and the purpose for which the water is to be used. The information supplied by the applicant shall be considered as authoritative and final. If any error in such application shall cause the installation of a service connection that is improper either in type, size or location, the cost of all changes required shall be paid by the applicant.

Applicant shall make proper application for service, in accordance with "Application for Service" before water service will be provided. If such application has been made and the applicant requests the water turned on, the billing for water service shall begin when the service connection is installed and meter is set.

- ~ Domestic, commercial and industrial service connections.

- ~ Each house or building under separate ownership shall be supplied through a separate service connection or service connections. Two or more houses or buildings under one ownership and on the same lot or parcel of land may be supplied through one service connection, or a separate service connection may be installed for each building.

- ~ The Department may limit the number of houses or buildings or the area of the land under one ownership to be supplied by one service connection.
- ~ The Department may limit the number of service connections to any residential or other structure whether under separate or multiple ownership.
- ~ When property provided with a service connection is subdivided, the service connection shall be considered as supplying the lot or parcel of land which it directly enters.
- ~ A service connection to a premises shall not be used to supply adjoining premises of a different owner or to supply the premises of the same owner for which proper application for service connection was not made.
- ~ Whenever any service connection is authorized to be abandoned or removed, any re-establishment of service shall be considered a new service connection.
- ~ Private fire protection service connections.
 - ~ When a private fire protection service connection is installed, it shall be left closed until an order to turn on the water is received from the customer.
 - ~ If water is used through a private fire protection service connection for any purpose other than the extinguishing of fires, or a purpose related thereto, the Department may either install a meter on the service connection at the customer's expense and charge at applicable rates for all water used, or shut off the entire supply of water to the premises through such service connection.
 - ~ The Department shall have the right to install and connect with the fire protection service connection, at the curb, a service connection for rendering any other type of water service to the same premises served by the fire protection service connection. The charge for such other service connection installation shall be provided in this section.
- ~ Service connection installation charges.
 - ~ The charges for installation of the several kinds and size of service connections are as follows:
 - Domestic, commercial, and industrial service. The service connection installation charges shall be the cost to the Department and shall include meter housing and removal of any existing service if any.

- Private fire protection service connection. The charge for the private fire protection service connection installation including bypass meter, check valve, housing and removal of existing service if any will be at cost to the Department.
 - Where a charge has been fixed for the installation of the size of the service connection desired, the charge shall be paid in advance by the applicant, except as otherwise provided for by "Temporary service connections" and "Temporary supply." Where no such charge is fixed, the Department may require the applicant to deposit an amount equal to the estimated cost of installation of the service connection.
- ~ Extension of service pipe through basement wall. Where conditions require that the service connection be extended through a basement wall, the applicant shall, at his own expense, provide and seal the entrance way for such pipe and shall assume all responsibility for damage by leakage through such entrance way or by leaking pipes, fittings, or meters.

~ Meters. The Department shall furnish, set, and maintain all meters.

- Meter installation charge. The charge for a meter shall be the cost to the Department.
- Change of meter location. When a meter is relocated at the customer's request, he will be charged for making such relocation. The amount of the charge will be at cost to the Department.

When the customer requests such a change of meter location because of installing a paved driveway, the Department may at its option install without charge a concrete box equipped with a steel cover plate to house the meter instead of moving the meter. When a charge has been collected for changing the location of meter and the meter is so housed instead of changing its location, the charge collected will be refunded.

- ~ Protection of public water supply. No water service connection to any premises shall be installed or maintained by this Department unless the public water supply is protected as required by State regulations and this section.

Backflow prevention devices required hereunder shall be approved by the Director of Water Resources, and shall be installed by and at the expense of the customer.

The customer shall regularly test and service such devices to maintain them in satisfactory operating condition and shall overhaul or replace such devices if they are found to be defective.

Records of such tests, repairs and overhauling shall be kept by the customer and made available to the Department on request.

Service of water to any premises may be discontinued by the Department after notice if a backflow prevention device required by this regulation is not installed, tested, and maintained, or if any defect is found in an installed backflow prevention device, or if it is found that a backflow prevention device has been removed or bypassed, or if unprotected cross-connections exist on the premises; and service will not be restored until such conditions or defects are corrected.

- ~ Quick-closing valves (or other devices). A customer shall not install any quick-closing valve or other equipment or devices which will cause excessive pressure surges in the Department's water system.
- ~ Change in customer's equipment or operations. A customer making any material change in the size, character or extent of the equipment or operations for which the Department's service is utilized shall immediately give the Department written notice of the extent and nature of the change.
- ~ Department's right of ingress to and egress from customer's premises. The Department shall have the right of ingress to and egress from the customer's premises at all reasonable hours in accordance with Division 4, Article V of the Lakewood Municipal Code.
- ~ Access to facilities. A customer shall provide and maintain reasonable access for Department representatives to all service connections, meters, backflow prevention devices, or other facilities pertinent to water service installed on his premises.
- ~ Prevention of flow from one service connection through another. If a premises is supplied by more than one service connection, the customer may be required to install a check valve at each service connection to prevent the flow of water from one service through another.

SECTION 13. Installation of public fire hydrants.

The Fire Chief having jurisdiction shall designate the size and location of all public fire hydrants to be installed. The cost of all public fire hydrant installations or changes shall be paid by the applicant.

SECTION 14. Temporary service connections.

- a. Establishment of temporary service. The Department shall, if no hardship will result to its existing customers, furnish temporary service when the applicant has requested service on this basis or where the Department reasonably expects the service to be temporary. A temporary service may be disconnected at any time after expiration of the period for which applicant stated it was required or when in the opinion of the Director of Water Resources, the service is no longer temporary in nature or when the use of such temporary service is detrimental. Applicants shall make in advance the payments provided in this section.
- Temporary service from existing connections. An existing inactive connection which is not being used may be used for temporary service, but if it is required at any time to serve the property which it enters, its use for temporary service shall be discontinued. A charge of twelve dollars and fifty cents (\$12.50) will be made for arranging such temporary use.
 - Installation of temporary service connection. Where installation of a temporary service connection is required, applicant shall pay the estimated cost to the Department.
 - Meter may be required. The Department may require that a meter be installed on any temporary service connection and charge the applicable rate for the service provided. The charge for a meter shall be provided in "Service connections, meters, and customer's facilities." If a metered temporary service connection is disconnected and terminated and the meter is removed within two years by the Department, the meter charge will be refunded upon application as follows: if removed within three months, eighty-five (85%) percent; six months, seventy-five (75%) percent; two years, fifty (50%) percent.

SECTION 15. Temporary supply from fire hydrants.

- a. General provisions. Temporary supply of water for purposes other than extinguishing fires may be secured from existing fire hydrants on application in accordance with the provision of this section. Applicant shall designate the period of time and purpose for which water is to be used. The Department may discontinue the supply and remove its equipment at the expiration of the period so designated or if the supply is used for any purpose other than designated by applicant. The supply is subject to limitations as to rate of flow of water and on times of use. The Department may require that a meter be installed and charge the applicable rate for the service provided.

The Department will install all equipment necessary to furnish a temporary water supply and no water shall be used until such equipment is installed and arrangements have been made for payment of water to be used. A backflow prevention device may be required.

Applicant shall establish credit as provided by "Establishment and re-establishment of credit" to secure payment of the Department's charges for furnishing, installation, removal, inspection and rental of the equipment installed on a fire hydrant for such securing of water and charges for the water used. If credit is established by making a deposit, the amount thereof shall be sufficient to secure payment for water used and the other charges by the Department.

Applicant shall not operate the main fire hydrant valve except in an emergency.

- Charges. In addition to the applicable rate for water service, applicants for temporary supply from fire hydrants shall pay the following charges:

- ~ Installation and removal charge for each application, Twenty (\$20.00) Dollars.

- Moving of fire hydrant meter from one location to another, Fifteen (\$15.00) Dollars.

- When an employee of the Department is required by the Department, or requested by the applicant, to be present to operate equipment for temporary water supply or to observe water consumption for billing purposes, the costs incurred by the Department for such purposes may be added to other charges to be paid by the applicant.

- Applicant shall post with the Department deposits as follows:

For 2" meter or less	\$ 300.00
For 3" meter or greater	\$ 500.00

- If the equipment furnished by the Department is damaged through the carelessness or abuse of an applicant, the cost of repairing it shall be charged to the applicant. If any such equipment is removed from the fire hydrant by others and not recovered by the Department, the value thereof shall be charged to the applicant.

SECTION 16. Changes to or adjustment of water facilities caused by others.

Any person, firm, agency, or corporation, public or private, requesting or otherwise necessitating adjustments to any water system facilities or any other service, shall pay the Department the costs of making such changes or adjustments.

SECTION 17. Deferred payment of charges.

- a. Deferred payments. Payments may be deferred when required installations, adjustments, replacements or enlargements of water facilities are to be performed at a future time. Such deferred payment shall be secured by a corporate surety bond. The

Department's charges for these facilities shall be paid prior to any investment by the Department for any such installation, adjustment, replacement or enlargement.

- b. General provisions. The rate of interest where required under any contract or note shall be at the rate of seven (7%) percent.

The form of all bonds, contracts, and notes shall be subject to the approval of the City Attorney.

All bonds shall be executed by the applicant as principal and a surety company, acceptable to the City, authorized to write surety bonds in the State of California as surety, and shall provide for full force and effect to continue until the terms are performed.

SECTION 18. Use of average cost. Where these regulations provide that the charge to be made by the Department is the cost to the Department, such charge may be an average determined by the Director of Water Resources from time to time based on cost experienced by the Department for the size and type of facility to be installed or changed and according to conditions of installation or change.

SECTION 19. Customer's Responsibility. The customer shall, at his own risk and expense, furnish, install and keep in good and safe condition all apparatus and appliances which may be required for receiving, controlling, applying and utilizing such water and the City shall not be responsible for any loss or damage caused by the improper installation of such apparatus and appliances, negligence, want of proper care or wrongful act of the customer or any of his agents, employees or licensees in the installation, maintenance, use or operation of such apparatus or appliance.

SECTION 20. Action for Unpaid Deposits and Charges. In accordance with the provisions of Section 54347 and Section 54353 of the Government Code, the City's rights hereunder are cumulative and the City may, in addition to discontinuing services and imposing the other penalties herein provided, bring action in any Court of competent jurisdiction against the person or persons who occupy the property when the service was rendered or the deposit became due or against the person guaranteeing payment of the bill or against any or all of said persons for the collection of the amount of the deposit or the collection of the delinquent charges and penalties thereon.