

**SECTION 3200. RULES AND REGULATIONS GOVERNING
WATER SERVICE (R-90)**

§ 3201. General Provisions.

- A. Words and Phrases. For the purpose of these rules and regulations used herein in the present tense shall include the future; all words in the plural number shall include the singular number; and all words in the singular number shall include the plural number.
- B. References to Gender. For the purpose of these rules and regulations herein all gender references, i.e., his, him, himself, he, her, herself, hers, shall mean any person, male or female.
- C. Separability. If any section, subsection, sentence, clause, or phrase of these rules and regulations is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions.
- D. Pressure Conditions. All applicants for service connections or water service shall be required to accept such conditions of pressure and service as are provided by the distribution system at the location of the proposed service connection, and to hold the District harmless for any damage arising out of low pressure or high pressure conditions or interruptions in service.
- E. Maintenance of Water Pressure and Shutting Down for Emergency Repairs. The District shall not accept any responsibility for the maintenance of pressure and it reserves the right to discontinue service while making emergency repairs, etc. Customers dependent upon a continuous supply should provide emergency storage.
- F. High Elevation Service. Where property is situated at such an elevation that it cannot be assured of a dependable supply from the District's system, the customer, as a condition of the installation of water service, must agree to accept such water service as the District is able to render from its existing distributing system. In addition, the customer must also agree, if necessary, to construct and maintain at his expense on his property a tank and/or a booster pump of sufficient capacity to

furnish an auxiliary supply of water at such times as pressure in the water mains may be insufficient to supply the property with water. Finally, the customer must execute a written release with the District for all claims for failure to furnish an adequate water supply.

- G. Tampering with District Property. No one except an employee or representative of the District shall at any time in any manner operate the curb cocks or valves, main cocks, gates or valves of the District's system, or interfere with meters or their connections, street mains or other parts of the water system.
- H. Penalty for Violation. Fines may be levied and/or service may be discontinued if a customer fails to comply with all or any part of these rules and regulations. If such discontinuance occurs, water service shall not be supplied again to such customer until he shall have complied with the rule(s), regulation(s), rate(s) or charge(s), which he has violated or, in the event that he cannot reasonably comply with said rule(s) or regulation(s), until he shall have satisfied the District that in the future he will comply with all of the rules, regulations, rates and charges established by the District.
- I. Ruling Final. All rulings of the Board shall be final. All rulings of the General Manager shall be final unless appealed in writing to the Board within five (5) days. When appealed, the Board's ruling shall be final.

§ 3202. Definitions.

- A. Board means the Board of Directors of the District.
- B. Connection (or Service Connection) means the pipeline and appurtenant facilities such as the curb stop, meter and meter box, all used to extend water service from a main to premises, the laying thereof and the tapping of the main. Where services are divided at the curb or property line to serve several customers, each such branch service shall be deemed a separate service.
- C. Cost means the cost of labor, material, transportation, supervision, engineering, and all other necessary overhead expenses.

- D. Cross-Connection means any physical connection between the piping system from the District service and that of any other water supply that is not, or cannot be, approved as safe and potable for human consumption, whereby water from the unapproved source may be forced or drawn into the District distribution mains.
- E. District means Elsinore Valley Municipal Water District.
- F. Main means a waterline in a street, highway, alley or easement used for public and private fire protection and for general distribution of water.
- G. Person means an individual, or a company, association, co-partnership, or public, or private corporation.
- H. Premises means a lot or parcel of real property under one ownership, except where there are well-defined boundaries or partitions such as fences, hedges or other restrictions preventing the common use of the property by the several tenants, in which case each portion shall be deemed separate premises. Apartment houses and office buildings may be classified as single premises.
- I. Private Fire Protection Service means water service and facilities for building sprinkler systems, hydrants, hose reels and other facilities for installation on private property for fire protection and the water available therefore.
- J. Public Fire Protection Service means the service and facilities of the entire water supply, storage and distribution system of the District, including the fire hydrants affixed thereto and the water available for fire protection, excepting house service connections and appurtenances thereto.
- K. Owner means the person owning the fee, or the person in whose name the legal title to the property appears, by deed duly recorded in the County Recorder's office, or the person in possession of the property or buildings under claim of, or exercising acts of ownership over same for himself, or as executor, administrator, guardian or trustee of the owner.

- L. Water Service means water service and facilities rendered for normal domestic, commercial, industrial or irrigation purposes on a permanent basis, and the water available therefore.
- M. Temporary Water Service means water service and facilities rendered for construction work and other uses of limited duration, and the water available therefore.

§ 3203. Installation of Service.

- A. Customer's Guarantee. On new service connections, the water charge begins when a service connection is installed and the meter is set, unless the water is ordered to be left shutoff when the service connection is ordered to be installed. Before the District turns on water for any purpose whatsoever, the customer must request water service to which the applicant guarantees payment of future water bills for the service rendered and any other proper charges, fees, fines or penalties applied to his account. The person requesting and receiving service will be held liable for water used until the District is notified in writing to discontinue service.
- B. Water Used Without Application Being Made. A person taking possession of premises and using water without having made application to the District for water service shall, in addition to applicable fines, be held liable for the water delivered from the date of the last recorded meter reading. If the meter is found inoperative, the quantity consumed will be estimated.
- C. Service Installation Charges. Where a charge has been fixed for the installation of the size of the service connection desired, such charge shall, unless special authorization is given, be paid in advance by the applicant. Where no such charge is fixed, the District reserves the right to require the applicant to deposit an amount equal to the estimated cost of installation of such service connection. The service installation charges for the several kinds and sizes of service shall appear on a separate schedule, which may be revised from time to time with the approval of the Board.
- D. Installation of Service. Service installations will be made only to property abutting on distribution mains as have been constructed in public roads, streets, alleys or easements, or to extensions

thereof as herein provided. Only duly authorized employees or agents of the District will be authorized to install service connections. Services installed in new subdivisions prior to the construction of streets or in advance of street improvements must be accepted by the applicant in the installed location. Customers making any material change in the size, character or extent of the equipment or operations utilizing water service, or whose change in operations results in a change (either increase or decrease) in the use of water, shall immediately give the District written notice of the nature of the change and, if necessary, amend their application.

- E. Size and Location. The District reserves the right to determine the size of the service connection and its location in relation to boundaries of the premises to be served. The customer's pipe to the curb should not be laid until the service connection is installed. In the event the customer's pipe is laid to the curb prior to the time the service connection is installed, and its location does not correspond with that of the service connection at the curb, then the customer must bear the additional cost of connecting the service connection pipe with the customer's pipe.

- F. Angle Meter Stop and Customer Service Valve. Every service connection installed by the District shall be equipped with an angle meter stop or wheel valve on the inlet side of the meter. Such valve or meter stop is intended for the exclusive use of the District in controlling the water supply through the service connection pipe. If this angle meter stop or wheel valve is damaged by the customer's use to an extent requiring replacement or repair, such replacement or repair shall be at the customer's expense. The District shall also install a wheel valve on the outlet side of the meter called the customer service valve. This customer service valve shall be used by the customer to control the water supply to his property. The customer service valve shall be installed and maintained by the District.

- G. All Service Connections. It shall be unlawful to maintain a connection excepting in conformity with the following rules:
 - 1. Each house, building or unit under separate ownership must be provided with a separate service connection. Two or more houses under one ownership and on the same lot or parcel of land may be supplied through the same service connection; or

a separate service connection may be provided for each building. The Board reserves the right to limit the number of houses or the area of land under one ownership to be supplied by one service connection.

2. The District requires a separate meter for each unit for commercial/industrial complexes, shopping centers, “strip” centers, apartments and condominiums. Water capacity fees will be based on the buildings total water demands. Multi-family developments (i.e. apartments and condominiums) may elect to sub-meter individual units with a separate meter required for each building. (M-5180)
3. A property owner shall not, through his service connection, supply water to any property, regardless of ownership, across a street or alley for the purpose of providing a permanent supply of water.
4. A service connection may be used to supply adjoining property of a different owner or to supply property across a street or alley, regardless of ownership, for the purpose of supplying water for temporary construction purposes, provided that written permission is obtained from the owner of the property on which the service connection is situated.
5. When property provided with a service connection is subdivided, the service connection shall be considered as belonging to the lot or parcel of land, which it directly enters. Additional water mains and/or service lines will be required for all subdivided areas in accordance with these rules and regulations.
6. All water used on any premises where a meter is installed must pass through the meter. Customers shall be held responsible and charged for all water passing through their meters.

H. Responsibility for Service Connections.

1. Full Service Connections. The service connections extending from the water main to the meter and including the meter box and angle meter stop on the inlet side of the meter and customer service valve on the outlet side of the meter, shall

be installed by the District and shall become the property of and shall be maintained by the District. All other pipes and fixtures extending from, connected to, or lying beyond the District's service connection shall be installed and maintained by the owner of the property.

2. Partial or Hang Meter Service Connections. In subdivisions, tracts and certain large meter installations, service connections extending from the water main, the angle meter stop on the inlet side of the meter and customer service valve on the outlet side of the meter and the meter box may be installed by the owner or contractor pursuant to District standards and shall become the property of and shall be maintained by the District. The meters shall be installed by the District. All pipes and fixtures extending from, connected to, or lying beyond the District's service connection shall be installed and maintained by the owner of the property.

I. Capacity Fees Payable Prior to Water Installation.

1. All applicable water and sewer capacity fees shall be paid prior to connection to the District's water system. Capacity Fees shall be paid in addition to the charges, if any, made for the cost of installing a meter or meters and the pipes and fittings necessary to make the connection to the District's water system known as the service installation charge.
2. Capacity fees are non-transferable, once paid for; capacity shall remain with the property.
3. Within the service areas of the District's Wholesale Water Customers, (The Farm Mutual Water Company] an amount equivalent to such fees shall be paid by the wholesale water purveyor, if any, to the District for each unit or establishment, prior to connection to the wholesaler's water system. The wholesaler may collect such in lieu of capacity fees directly from new retail customers as a condition to allowing or making connection. (M-4816)

- J. Connection/Capacity Fees Exception. In cases where a meter exists, having been installed pursuant to these regulations and capacity fees paid therefor, and a second meter is installed off of

the same lateral for the sole purpose of landscape irrigation, capacity fees shall not be required for the second meter installation, provided that no additional demand for capacity results from the second meter installation. Service installation charges, however, shall be paid.

- K. Installation of Irrigation Meters (M-4734). All new commercial, industrial and retail developments shall install a separate water service and meter for irrigation. In no case shall an irrigation service come from the domestic service line, but shall be extended from the main in the street to the property. This requirement shall apply to all new developments and properties undergoing remodeling and not occupied by January 1, 2012.

§ 3204. Main Extensions.

- A. Water Main Extension. Any owner of one or more lots or parcels, or subdivider of a tract of land, desiring the extension of one or more water mains, to serve such property, shall make a written application therefore to the District. Said application to contain the legal description of the property to be served and tract number thereof, and any additional information, which may be required by the District, and be accompanied by a map showing the location of the proposed connections. Water main extensions shall be constructed pursuant to the District's established procedures for construction of new water and sewer facilities and in accordance with District standards. The cost of any water main extension shall be borne by the applicant, unless other arrangements are made with the District in writing for cost participation.
- B. District Lines. All extensions thus provided for, in accordance with these regulations, shall be and remain the property of the District.
- C. Reimbursement Agreement. A reimbursement agreement shall be made with the applicant by which he will forthwith be granted a credit of an amount per frontage foot, or other unit, to be determined by the District. The District shall also pay to him the agreed amount for each subsequent connection to the extension until he has been repaid the FULL amount advanced, or until 10 years have expired after the completion of the line, whichever

shall sooner occur unless otherwise agreed to in writing and approved by the Board of Directors. The District may charge a fee for the administration of such reimbursement agreements. Said fee to be established by the Board of Directors from time to time and listed on a separate schedule. (M-3239)

- D. Property Street Frontage Charges. The Board of Directors of Elsinore Valley Municipal Water District may, at its discretion, establish for each improvement district or other area within the District a charge known as Property Street Frontage Charge to be collected from each applicant for a service connection in said improvement district or area, such charge to be assessed on a frontage basis.

Every applicant for water service in an improvement district or other area for which a Property Street Frontage Charge has been established who has not heretofore, either in person or through his predecessor in interest, paid such service maintenance charge with respect to the property to be served, shall before such application will be acted upon or water furnished pursuant thereto, pay to the District a Property Street Frontage Charge of an amount fixed per foot of frontage (on the street wherein the main is located) of the property to be served, in addition to all other usual or regular charges of the District, including charges for service connection and meter installation.

§ 3205. Water Rates and Charges.

- A. Establishment of Rates and Charges. Rates to be charged and collected and the terms, provisions, and conditions to be effective respecting such rates for water service supplied by the District to customers within the District shall be as fixed and established by the Board from time to time and listed on a separate schedule. Such charges shall have no effect on any existing or subsequent reimbursement agreements. This provision is in addition to and not by way of derogation of any other remedies or procedures available to the District pursuant to any law or regulation or by any of the provisions of these rules and regulations.
- B. Change or Rates and Charges. The Board reserves the right to change the schedule of water rates and charges at any time.

- C. Billing. Water service charges will be rendered as part of the District Water Service Bill at intervals of one month or multiples thereof. The District reserves the right to estimate bills, based on prior consumption.
- D. Power Zone Charges. A power zone charge, also known as the energy commodity charge or electric power cost surcharge, may be charged to pay the electric power costs to pump water to various elevations. Such charges shall be established by the Board of Directors and listed on a separate schedule.

§ 3206. General Use Regulations. (R-08-04-03)

- A. Number of Services per Premises. The applicant may apply for as many services as may be reasonably required for his premises provided that the pipeline system for each service be independent of the others and that they not be interconnected.
- B. Water Waste. No customer shall knowingly permit leaks or waste of water. Where water is wastefully or negligently used on a customer's premises, seriously affecting the general service, the District may discontinue the service if such conditions are not corrected within five days after giving the customer written notice.
- C. Responsibility for Equipment on Customer Premises. All facilities installed by the District on private property for the purpose of rendering water service shall remain the property of the District and may be maintained, repaired or replaced by the District without consent or interference of the owner or occupant of the property. The property owner shall use reasonable care in the protection of the facilities. No payment shall be made for placing or maintaining said facilities on private property.
- D. Damage to Water System Facilities. The customer shall be liable for any damage to the service facilities when such damage is from causes originating on the premises by an act of the customer or his tenants, agents, employees, contractors, licensees or permittees, including the breaking or destruction of locks by the customer or others on or near a meter, and any damage to a meter that may result from hot water or steam from a boiler or heater on

the customer's premises. The District shall be reimbursed by the customer for any such damage promptly on presentation of a bill.

- E. Damages Through Leaking Pipes and Fixtures. When turning on the water supply as requested and the house or property is vacant, the District will endeavor to ascertain if water is running on the inside of the building. If such is found to be the case, the water will be left shutoff at the curb cock on the inlet side of the meter. The District's jurisdiction and responsibility ends at the property line and the District will in no case be liable for damages occasioned by water running from open or faulty fixtures, or from broken or damaged pipes inside the property line.
- F. Damage to Meters. The District reserves the right to set and maintain a meter on any service connection. The water customer shall be held liable, however, for any damage to the meter due to his negligence or carelessness and in particular for damage caused by hot water or steam from the premises.
- G. Ground-Wire Attachments. All individuals or business organizations are forbidden to attach any ground-wire or wires to any plumbing, which is or may be connected to a service connection or main belonging to the District. The District will hold the customer liable for any damage to its property occasioned by such ground wire attachments.
- H. Control Valve on the Customer Property. The customer will be provided with a valve(s) on his side of the service installation (the customer service valve), as close to the meter location as practicable, to control the flow of water to the piping on his premises. The District, at its option, may require the customer to provide a suitable check valve to prevent backflow, on the customer's side of the service installation. The customer shall not use the angle meter stop to turn water on and off for his convenience. (M-4669)
- I. Cross-Connections. The customer must comply with State and Federal laws and District regulations governing the separation of dual water systems or installations of backflow protective devices to protect the public water supply from the danger of cross-connections.

- J. Relief Valves. As a protection to the customer's plumbing system, a suitable pressure relief valve must be installed and maintained by him, at his expense, when check valves or other protective devices are used. The relief valve shall be installed between the check valves and the water heater.
- K. Interruptions in Service. The District shall not be liable for damage, which may result from an interruption in service from a cause beyond the control of the District.
- L. Ingress and Egress. Representatives from the District shall have the right of ingress and egress to the customer's premises at reasonable hours for any purpose reasonably connected with the furnishing of water service, including the following purposes:
1. Testing, changing or reading meters installed, maintained and operated by the District.
 2. Inspecting any and all such buildings, grounds and premises (including any and all plumbing, water piping, fixtures, and connections therein or thereon) to determine (a) the manner and quantity of such use or (b) the existence of any condition causing, or likely to cause, the wastage of water or affecting, or likely to affect, the furnishing or receipt of water service.
 3. Determining the existence, operation, maintenance and/or use in, on, or about said buildings, grounds or premises of:
 - a) Any plumbing or water piping or any plumbing or water fixtures or connections which may now or hereafter cause, create or permit backflow, back-siphonage or any other condition affecting, or likely to affect, the purity and/or potability of the water supply furnished by said District; or
 - b) Any source of water supply, which may now or hereafter be connected with the water supply system of said District; or
 - c) Any source of pressure, vacua, contamination or pollution (including any and all equipment, fixtures or appliances connected or used therewith or therefore)

affecting, or likely to affect, the purity and/or potability of said water supply of said District.

4. Facilitating the enforcement, from time to time, by District of any and all of its applicable rules and regulations.

Each inspector, agent and employee shall be furnished with, and upon the request of any customer, shall display, appropriate evidence of identification.

M. District Recapture Rights to Imported Water Served to Customers

1. The District imports water from sources outside of the San Jacinto Basin / Lake Elsinore / Canyon Lake watershed and such imported water constitute a portion of the supply provided to District customers.
2. Many District customers use their District-provided water supplies, including imported water, for irrigation and other outdoor uses.
3. District water, including imported water supplies, is also discharged from onsite septic tanks and similar sewage disposal systems utilized by District water customers.
4. To the extent imported water used by District customers percolates into local groundwater basins, the District has the right under California law to “recapture” and claim the exclusive right to such non-native, imported water, and to store such recaptured water and/or put that water to other reasonable and beneficial use.
5. As a condition of water service, District customers agree that they shall not lay claim to or attempt to recapture, pump, otherwise take, or claim ownership of any imported water supplies, which after use by District customers, may percolate into local groundwater basins. Each District customer agrees, as a condition of service, that the District shall have the exclusive right to recapture and claim use or ownership rights of any such imported water supplies that percolate into any groundwater basins either within or outside the District’s service area.

§ 3207. Meters (M-5194).

- A. Meter Installations. Meters will be installed in the road, street, or sidewalk area, utility easement or on the customer's property and shall be owned by the District and installed and removed at its expense. No rent, or other charge will be paid by the District for a meter or other facilities, including connections. All meters will be sealed by the District at the time of installation, and no seal shall be altered or broken except by one of its authorized employees or agents.
1. The District has the authority to and will install an advanced meter communication device on all meters.
 2. Data collected by the District from the advanced meter communication device will be used to determine water usage for billing purposes, communicate with customers, assist customers in identifying leaks and for lawful purposes only. The District will not share any data including water usage with a third party without customer notification and/or consent, unless otherwise required by law.
 3. Customers will not be permitted to "opt-out" of the advanced meter communication device.
- B. Change in Location of Meters. Meters moved for the convenience of the customer will be relocated at the customer's expense. Meters moved to protect the District's property will be moved at its expense. If the lateral distance that the customer desires to have the meter moved exceeds eight feet (8'), he may be required to pay for new service at the desired location.
- C. Meter Tests - Deposit. All meters will be tested prior to installation. If a customer desires to have the meter serving his premises tested, he shall first pay a deposit, the amount of which will be established from time to time by the Board, and may be present when the meter is tested in the meter shop of the District. Should the meter register outside the standards of the American Water Works Association (AWWA), which is between 98.5% and 101%, the deposit will be refunded to the customer. If the meter tests within the standards of AWWA, the deposit will not be refunded.
- D. Adjustment for Meter Errors - Fast Meters. If a meter tested at the request of a customer is found to be fast pursuant to

Paragraph C above, the excess charges for the time service was rendered the customer requesting the test, or for a period of six months, whichever shall be the lesser, shall be refunded to the customer.

- E. Adjustment for Meter Errors - Slow Meters. If a meter tested at the request of a customer is found to be slow pursuant to Paragraph C above, the District may bill the customer for the period, not exceeding six months that the meter was in use.
- F. Non-registering Meters. If a meter is found not to be registering water use, the customer will be charged a conservatively estimated amount based upon the customer's historical water use, meter use, or other comparable means of estimation, taking into consideration (but not limited to) the weather, landscape factors, etc., with the overriding intent to be fair and equitable.

§ 3208. Public Fire Protection.

- A. Use of Fire Hydrants. Fire hydrants are for use by the District or by organized fire protection agencies. Other parties desiring to use fire hydrants for any purposes must first make application prior to use and shall operate the hydrant in accordance with instructions issued by the District. Unauthorized use of hydrants will be prosecuted according to law.
- B. Moving of Fire Hydrants. When a fire hydrant has been installed in the location specified by the proper authority, the District has fulfilled its obligation. If a property owner or other party desires a change in the size, type or location of the hydrant, he shall bear all costs of such changes, without refund. Any change in the location of a fire hydrant must be approved by the proper authority.

§ 3209. Private Fire Protection Service.

- A. Payment of Cost. The applicant for private fire protection service shall pay the total actual cost of installation.
 - 1. For single-family residential accounts, the installation cost of the service from the distribution main to the customer's

premises including the cost of a backflow device, concrete or valve box, and meter box.

2. For all others, the installation cost of the service from the distribution main to the customer's premises including the cost of a backflow device, valve and meter box. After installation is accepted by the District applicable components become the property of the District.
- B. No Connection to Other System. There shall be no connections between this fire protection system and any other water distribution system on the premises.
 - C. Use. There shall be no water used through the fire protection service except to extinguish fires and for testing the fire fighting equipment.
 - D. Meter Rates. Any consumption recorded on the meter will be multiplied by the proper consumption factor to determine the actual water usage and charged at a rate established from time to time by the Board of Directors and listed on a separate schedule. No charge will be made for water used to extinguish fires where such fires have been reported to the fire department.
 - E. Monthly Rates. The monthly rates for private fire protection shall be established by the District Board from time to time by resolution.
 - F. Water for Fire Storage Tanks. Occasionally water may be obtained from a private fire service for filling a tank connected with the fire service, but only if written permission is secured from the District in advance and an approved means of measurement is available. The regular water rates will be applied.
 - G. Water for Public Fire Fighting Agencies. No charge will be made for water taken by a public agency from a private fire system for the purpose of fighting a fire.
 - H. Violation of Regulations. If water is used from a private fire service in violation these regulations, the District may, at its option, discontinue and remove the service.

- I. Water Pressure and Supply. The District assumes no responsibility for loss or damage due to lack of water, or high or low pressure, and merely agrees to furnish such quantities and pressures as are available in its general distribution system. The service is subject to shutdowns and variations required by the operation of the system.
- J. Rules. The following rules shall apply to fire service connections:
 1. Valve. When a fire service connection is installed, the valve governing same will be closed and sealed and remain so until a written order is received from the owner of the premises to have the water turned on.
 2. Meter. If the District does not require a meter, and if water is used through a fire service connection for any other purpose than extinguishing of fires, it shall have the right to place a meter on the fire service connection and at the owner's expense, or shutoff the entire water supply from such premises.
 3. Additional Service. The District shall have the right to take a domestic, commercial or industrial service connection from the fire service connection at the curb to supply the same premises as those to which the fire service connection belongs. The District shall also have the right to determine the proportion of the installation costs properly chargeable to each service connection, if such segregation of costs shall become necessary.
 4. Check Valve. The Board reserves the right to install on all fire service connections a check valve of a type approved by the National Board of Fire Underwriters, and to equip the same with a by-pass meter at the expense of the owner of the property.

§ 3210. Temporary Service/Construction Water.

- A. Supply from Fire Hydrant. An applicant for temporary use of water from a fire hydrant must secure a permit therefore from the

District and pay the regular fee charged for the installation and removal of a meter to be installed on said hydrant.

- B. Unauthorized Use of Hydrants. Tampering with any fire hydrant for the unauthorized use of water therefrom, or for any other purpose, is a misdemeanor, punishable by law, and subject to District fines and penalties.
- C. Temporary Construction Water.
1. Applicants for temporary construction water shall provide such information as the General Manager shall reasonably require so that the impact on the existing District customers may be evaluated.
 2. Hydrant meters are installed, locked and read by District personnel unless specifically obtained under the provisions of Load Count Permits or Floating Hydrant Meters. The General Manager shall have the authority to determine at what location construction water shall be provided such that the supply of water service to existing customers shall not be unreasonably jeopardized by the provision of temporary construction water service. The customer may be required to pay a daily service charge in addition to charges for water consumed. The rate for hydrant water and the daily service charge shall be established by the Board of Directors. *(R-1248)*. Hydrant meter services shall be terminated on the 26th day of the billing cycle if water charges remain unpaid. *(Minutes 11/24/99)*
 3. Should an emergency situation develop in which the supply of water to existing customers of municipal, industrial or agricultural water is threatened or jeopardized, the General Manager, may discontinue temporary construction water service to the extent necessary to maintain the provision of municipal, industrial and agricultural water service. If possible, 48-hour notice will be provided prior to service termination. In all cases where only partial discontinuance of temporary construction water is necessary, all temporary customers within any subject zone shall have their service discontinued.

4. In the event of an emergency, which immediately threatens the supply of municipal, industrial and agricultural water supply the General Manager shall have the authority to immediately discontinue the provision of temporary construction water, as necessary, without prior notice.
5. Should the General Manager invoke the authority of Sections 3 and 4 above, all Directors shall be notified as soon as possible and a report with justifications for the actions shall be presented to the Board of Directors at their next regularly scheduled meeting and will be deemed an emergency item should the normal notification period for placing the item on the agenda not exist.
6. Developers and general contractors shall be liable for any illegal use of fire hydrants and/or fire hydrant meters, which are installed by the District pursuant to a water plan submitted by the developer or general contractor. The developer or general contractor's liability shall extend to all use by its agents, employees, contractors, licensees, permittees or tenants, including but not limited to, the illegal taking of water. Any fine imposed by the District for such violation shall be paid by the developer or general contractor promptly on presentation of a bill.

§ 3211. Temporary Service - Floating Hydrant Meters. (R-1248)

- A. Floating hydrant meters are discouraged; however, the General Manager may determine that the use of a hydrant meter is warranted in cases such as the widespread use of water by a responsible public agency or local political subdivision. A floating hydrant meter is not required to be installed and locked on a hydrant as is the requirement for temporary construction water in Section 3210 (C) above. The application for a floating hydrant meter is valid for one year. Customer must submit a new written application upon permit expiration.
- B. Applicants for a floating hydrant meter shall provide such information as the General Manager may reasonably require and a deposit shall be required upon issuance of the meter. The General Manager may, at his discretion, waive the deposit.

- C. The customer shall call the Customer Service Department of the District each month and report the meter reading. Customer Service will calculate charges based on the reported meter reading and bill the customer accordingly. The customer must call and report said monthly meter reading no later than the 3rd working day of each month. Penalties may be charged for failure to call in a monthly meter reading. The customer shall be billed for water used at a rate established by the Board of Directors.
- D. A daily service charge shall be charged for each hydrant meter. The daily service charge shall be established by the Board of Directors.
- E. Upon return of the meter, any charges and/or fines and penalties owed shall be deducted from the deposit and the remainder refunded to the customer.
- F. The General Manager shall have the authority to immediately discontinue temporary water service pursuant to Section 3210 (C) above.

§ 3212. Unmetered Construction Water Policy.

- A. Temporary connections for pressurizing homes are necessary by builders during the drywall installation phase of construction. Therefore, the service category of unmetered construction water is available.
- B. The service is available for construction only. This service is not to be used for landscaping or any domestic/commercial use. Unauthorized use is subject to the conditions, as established in Penal Code Section 498, and immediate discontinuance of water service.
- C. A monthly charge covers unmetered water use. For deposit and monthly charges, contact the Customer Service Department. There will be periodic inspections by the District Inspector.
- D. Prior to connection by the builder, the District Inspector will verify the following:

1. Water system has been successfully tested and sterilized and fire hydrants have been painted.
 2. Service laterals have been installed with an extra length extending a minimum of two feet above ultimate grade.
 3. A stake with minimum dimensions of 2" X 4" will be installed to mark the location of the service lateral and provide for temporary mounting of the extended service lateral.
- E. At such time as the builder has completed all utility installations and established final grade to the satisfaction of the District Inspector, the temporary connection will be removed, delivery of water discontinued completely and the service will be completed in accordance with the District's standard specifications.

§ 3213. Water Service Delivery Categories. (R-1240)

- A. Domestic. The delivery of water to single-family residential customers in single, detached residential units.
- B. Commercial. The delivery of water to multi-family residential units such as duplexes, apartments and condominiums; and commercial and industrial establishments.
- C. Wholesale. The delivery of water to an agency that distributes it for resale.
- D. Political Subdivisions. Cities, special and independent Districts, political subdivisions of the State of California or quasi-governmental nonprofit property owners association consisting of four thousand (4,000) or more property owners, except that such water commodity charge in the case of a quasi-governmental nonprofit property owners association consisting of four thousand (4,000) or more property owners shall apply only to common area park and recreation facilities generally open and available to the public and otherwise operated and maintained by such property owners association.
- E. Agricultural Service. The delivery of water for agricultural purposes in the growing or raising, in conformity with recognized

practices of husbandry, for the purposes of commerce, trade, or industry, or for use by public educational or correctional institutions, of agricultural, horticultural, or floricultural products, and produced (1) for human consumption or for the market, or (2) for the feeding of fowl or livestock produced for human consumption or for the market or (3) for the feed of fowl or livestock for the purpose of obtaining their products for human consumption or for the market, such products to be grown or raised on a parcel of land having an area of not less than one acre utilized exclusively therefore.

1. “Agricultural purposes limited to the growing of field and nursery crops and row crops” shall mean those agricultural purposes related to the growing of crops generally planted and harvested annually or more frequently, and other agricultural purposes not included in the definitions of Paragraphs 2 & 3 herein below.
2. “Agricultural purposes limited to the growing of trees and vines” shall mean those agricultural purposes limited to the growing of crops that are planted less frequently than annually in the expectation of long-term yield therefrom.
3. “Agricultural purposes limited to the feeding of fowl or livestock” shall mean those agricultural purposes encompassing the raising of animals for human consumption or for the market or for the purpose of obtaining their products for human consumption or for the market.

F. Landscape Irrigation. Any water customer with a meter consuming water predominately for the use of irrigating outside landscaping. This can include customers from the various water service delivery categories (i.e., domestic, commercial, local political subdivision, etc.) Because sewer charges for commercial users are based on water consumption, the landscape irrigation meter is normally the second meter installed on a single lateral for the purpose of landscape watering in order to reduce the amount of water consumption that would be subject to sewer fees. Additional connection fees are not collected on the second meter unless it is determined by field review that additional demand for capacity is being required for the meter. The District reserves the right to assess additional capacity fees in this event.

- G. Hydrant Water. The delivery of water through a fire hydrant for the purpose of providing temporary water service and/or construction.
- H. Unmetered Construction Water. Temporary connections for pressurizing homes by builders during the drywall installation phase of construction.
- I. Reclaimed Water. The delivery of nonpotable, reclaimed, or recycled water.