APPENDIX J

RESOLUTION NO. 12-05

A RESOLUTION OF THE BOARD OF PUBLIC UTILITIES COMMISSIONERS OF THE CITY OF TULARE RESCINDING RESOLUTION 09-01 AND ESTABLISHING WATER RATES EFFECTIVE JANUARY 1, 2013

BE IT RESOLVED BY THE BOARD OF PUBLIC UTILITIES COMMISSIONERS OF THE CITY OF TULARE AS FOLLOWS, TO WIT:

SECTION 1. Resolution No. 09-01 is hereby repealed.

SECTION 2. SERVICE AND/OR METER INSTALLATIONS. When a customer applies for a new water connection service, or for the installation of a meter on an existing service, said customer will pay to the Water Division of the City of Tulare connection charges as follows:

METER SIZE	NEW METERED WATER SERVICE CONNECTION	METER AND METER BOX INSTALLATION ONLY
1"	$1,700.00	$750.00
1-1/2"	2,700.00	1,200.00
2"	3,300.00	1,500.00

A minimum size 1" metered service will be installed.

The installation of 3/4" meters will only be considered for use as landscape irrigation sub-meters to determine appropriate sewer bills to business establishments as defined in the sewer rate resolution.

Connections larger than 2" shall be installed to current standards by the customer's licensed contractor at the customer's expense.

Where an approved pipe connection has been constructed as part of main extensions to serve tracts or subdivisions and has been paid for by the applicant as provided herein, no additional connection fee will be charged under this section, unless

additional labor and materials are necessary to make the service fully acceptable by current standards. Current rates will be charged for such additional labor and materials.

SECTION 3. METERED RATES.

Commodity Charge		Jan. 1, 2013	Jan. 1, 2014	Jan. 1, 2015	Jan. 1, 2016	Jan. 1, 2017
Single-Family Residential (Tgal)						
Tier 1	0 - 9	$ 0.376	$ 0.436	$ 0.503	$ 0.547	$ 0.564
Tier 2	9.01 - 30	$ 0.541	$ 0.628	$ 0.725	$ 0.788	$ 0.813
Tier 3	30.01 +	$ 1.083	$ 1.255	$ 1.449	$ 1.577	$ 1.625
Institutional						
Uniform		0.587	0.677	0.779	0.846	0.871
Commercial						
Uniform		0.503	0.581	0.668	0.725	0.747
Industrial						
Uniform		0.424	0.490	0.563	0.611	0.630
Multi-Residential						
Uniform		0.462	0.490	0.563	0.611	0.630

Fixed Charge by Meter	Jan. 1, 2013	Jan. 1, 2014	Jan. 1, 2015	Jan. 1, 2016	Jan. 1, 2017
3/4"	9.39	10.84	12.46	13.53	13.94
1"	11.54	13.33	15.32	16.64	17.14
1.5"	16.93	19.55	22.48	24.41	25.14
2"	23.39	27.01	31.06	33.72	34.74
3"	38.47	44.42	51.09	55.47	57.13
4"	60.02	69.30	79.69	86.53	89.13
6"	113.88	131.49	151.21	164.19	169.11
8"	178.51	206.12	237.04	257.38	265.10
10"	253.92	293.19	337.17	366.10	377.08

Any metered service not listed shall be charged the monthly minimum equivalent to the next larger size listed above.

SECTION 4. WATER-COOLED REFRIGERATION AIR CONDITIONING

(a) The unit shall not be connected to the water system unless it has a cooling tower or equivalent, approved by the Department of Public Utilities, providing for recirculation. The unit shall not be connected to the sewer system.

SECTION 5. EVAPORATIVE COOLERS. All evaporative type coolers installed in the city shall be equipped with a recirculating pump.

SECTION 6. SWIMMING POOLS. Customers with residential type swimming pools equipped with a re-circulating filter system shall not be charged additional service fees.

SECTION 7. STAND-BY FIRE PROTECTION SERVICE. No charge will be made for stand-by fire protection services. Stand-by fire protection services shall be provided with an approved backflow prevention device and metered by-pass. Water metered through the by-pass will be billed at the established metered rates.

It shall be the customer's obligation to fully maintain the fire protection services starting from the point of connection at the city's main. The customer shall have each backflow prevention device and metered by-pass certified annually as to its proper working order.

SECTION 8. TEMPORARY USE OF WATER.

(a) Any fire hydrant to be used for a temporary water supply by a construction contractor or other user shall be metered, unless specifically waived by the Water Utility Manager. A minimum non-refundable connection and meter installation/removal charge shall be pre-paid as follows:

$ 100.00

Any water used will be billed at the established metered rates.

(b) Upon issuance of a permit for construction on any lot or parcel not being billed for water, the permittee shall pay for "construction water" as follows:

(1) Single Family Residence: An amount equivalent to four (4) months metered 1" (minimum) service.

(2) Metered Accounts: An amount equivalent to four (4) months minimum charge for the size of metered service requested.

SECTION 9. SERVICE OUTSIDE CITY LIMITS. All water services outside the city limits are subject to Board approval and customers shall pay the established monthly rates for the type of service provided.

SECTION 10. RIGHT TO CONTRACT SEPARATELY. The Board reserves the right and power to contract separately with any person, firm or corporation for the sale and delivery of water at wholesale, the times, places, and prices to be fixed and agreed upon by resolution of the Board of Public Utilities Commissioners. Any person, firm or corporation desiring to purchase water at wholesale from the Department of Public Utilities of the City of Tulare shall make written application to the Board of Public Utilities Commissioners for a contract specifying the time, place and nature of the intended use of said water. Said Board shall consider application, and as in its judgment, said application may be granted without detriment to the City of Tulare, a contract may be entered into for sale and delivery of water wholesale, at times, or over a period of time, at places and prices which in the opinion of the Board will be to the best interest of the City of Tulare.

SECTION 11. BILLS PAYABLE. Bills for water service shall be due and payable on or before the 20th day following each applicable billing month. All bills that remain unpaid at five o'clock p.m. on the 20th of said month shall be added to, a 10% amount thereof as a penalty for said delinquency, and shall become a part of said

delinquent water bill. Upon being declared delinquent, a ten-day notice of discontinuance shall be sent to the consumer stating the amount due, including penalties. The next billing statement will serve a final forty-eight (48) hour notice of discontinuance.

SECTION 12. DELINQUENT WATER SERVICE. Once a utility service bill has been declared delinquent, and said water service has been discontinued in accordance with the provisions of these rules and regulations, said service shall not be reconnected until all accrued bills, penalties, and a $50.00 service fee have been paid. An additional incremental service fee of $10.00 will be charged for each subsequent discontinuation of service.

Damages to City property (pipes, valves, padlocks, foreign material driven into pipes, etc.) or water wasting will result in a penalty being added to the account according to the attached schedule of fees.

It shall be the responsibility of the owner of the property, or the consumer requesting reconnection, to pay the delinquent bill and service fee. Payments made by 2:30 p.m. will result in reconnection of water service the same business day. Payments made after 2:30 p.m. will result in reconnection of water service the next business day. An additional $50 service fee is required if payment is made after 2:30 p.m. and service restoration is requested the same business day.

A consumer's water service may be discontinued by the Department of Public Utilities for the non-payment of a bill for water service at a previous location, provided said bill has not been paid within thirty days after presentation at the new location.

SECTION 13. Effective date. These rules and regulations shall be in full force and effect from and after January 1, 2013.

PASSED, ADOPTED, AND APPROVED this 20th day of December 2012.

President of the Board of Public Utilities
Commissioners of the City of Tulare

ATTEST:

STATE OF CALIFORNIA)
COUNTY OF TULARE) ss.
CITY OF TULARE)

I, Don Dorman, City Clerk of the City of Tulare, certify the foregoing is the full and true Resolution 12-05 passed and adopted by the Board of Public Utilities of said City and signed by the President of said Board, at a regular meeting held on December 20, 2012, by the following vote:

Aye(s) Philip Smith, Wayne Hinman, Lee Brehm
Noe(s) Ron Quinn, Dick Johnson Absent/Abstention(s) _____

Dated: 12-20-12

DON DORMAN, CITY CLERK

By Jennifer Gomez, Deputy

BOARD OF PUBLIC UTILITIES COMMISSIONERS
CITY OF
TULARE
CALIFORNIA

Water Fees

Replace Lock Fee
When the service is locked off for non-sign up, non-payment, vacant, sectioned out, public nuisance or utility theft and the lock has been cut or removed.

$30.00

Pull / Replace Meter Fee
When the meter is removed for non-sign up, non-payment, utility theft, vacant, public nuisance, and then replaced when account is paid in full.

1" meter	$100.00
1 ½" meter	$140.00
2" meter	$160.00

Replace Broken Curb Stop Fee
Curb stops that are broken, lock wing cut or broken, either accidentally or intentionally by a property owner, plumber, property maintenance personnel, or renters.

Additional fees will be charged at time and materials if service line is also damaged, not to exceed the cost of new service installation.

1" curb stop	$250.00
1 ½" curb stop	$375.00
2" curb stop	$500.00

Repair Damaged Meter Fee
Repairs to meter or register that are damaged, broken or vandalized, accidentally or intentionally by property owner, plumber, property maintenance personnel, or renters.

Additional fees will be charged at time and materials if service line is also damaged, not to exceed the cost of new service installation.

1" Meter Repair	$400.00
1 ½" Meter Repair	$850.00
2" Meter Repair	$1050.00

Water Waste Fee
Water Conservation Ordinance Violations, observed and ticket issued noting the manner in which water was being wasted on the premises.

First ticket	Warning
Second ticket	$35.00
Third ticket	$70.00
Fourth ticket	$150.00
Each additional ticket for a period of one (1) year	$300.00