

RESOLUTION NO. 09-01

**A RESOLUTION OF THE BOARD OF PUBLIC UTILITIES COMMISSIONERS
OF THE CITY OF TULARE RESCINDING RESOLUTION 03-611 AND
ESTABLISHING WATER RATES EFFECTIVE MARCH 1, 2009**

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

SECTION 1. Resolution No. 03-611 is hereby repealed, effective September 1, 2009.

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:

	<u>NEW METERED WATER</u>	<u>METER AND METER BOX</u>
<u>METER SIZE</u>	<u>SERVICE CONNECTION</u>	<u>INSTALLATION ONLY</u>
3/4"	\$ 630.00	\$ 180.00
1"	650.00	200.00
1-1/2"	1,000.00	375.00
2"	1,200.00	500.00

A minimum size 1" metered service will be installed to multi-family, commercial or industrial lots and to any single-family residence constructed after January 1, 1992.

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.

The following minimum monthly rates shall be charged for water usage up to the designated "Baseline" allowances:

		<u>Baseline</u>	<u>July 1, 2003</u>
3/4"	Metered Service	10,000 Gallons	\$ 9.39
1"	Residential Only Metered Service	10,000 Gallons	10.07
1"	Metered Service	10,000 Gallons	10.35
1-1/2"	Metered Service	20,000 Gallons	17.48
2"	Metered Service	40,000 Gallons	32.70
3"	Metered Service	70,000 Gallons	76.32
4"	Metered Service	110,000 Gallons	109.35
6"	Metered Service	160,000 Gallons	161.11
8"	Metered Service	220,000 Gallons	221.94
10"	Metered Service	290,000 Gallons	295.04

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

(b) For all water in excess of the "Baseline" allowance, the monthly rate for each 1,000 gallons used shall be: \$ 0.584

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 as required in Section 4.24.020 of the City Code.

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 hydrants to be used for a temporary water supply by a construction contractor or other user shall be metered, unless specifically waived by the Water Superintendent. A minimum connection and meter installation/removal charge shall be pre-paid as follows:

\$ 50.00

The prepayment charge shall cover the first 10,000 gallons used. Any water used in excess of 10,000 gallons 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 water 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 \$ 35.00 service fee have been paid. An additional incremental service fee of \$10.00 will be charged for each subsequent discontinuation of service.

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 \$25 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 *September 1, 2009.*

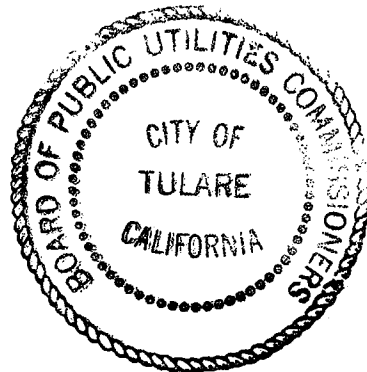
PASSED, ADOPTED, AND APPROVED this 22nd day of January 2009.

Rob Williams

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

ATTEST:

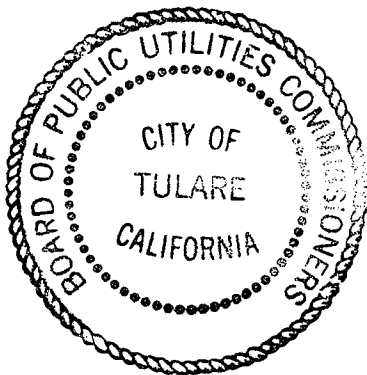

Secretary, Board of Public Utilities
Commissioners of the City of Tulare




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

I, DARREL L. PYLE, City Clerk of the City of Tulare and Secretary of the Board of Public Utilities Commissioners of said City, do hereby certify that the foregoing **Resolution No. 09-01** was duly adopted by the Board of Public Utilities Commissioners of said City and was signed by the Vice President of said Board, at a special meeting of said Board held on the **22nd day of January 2009**, and was approved by the following vote:

AYES:	COMMISSIONERS:	Ron Quinn Dick Johnson Scot Hillman
ABSENT:	COMMISSIONERS:	Wayne Hinman Darlene Jensen
NOES:	COMMISSIONERS:	None



DARREL L. PYLE, CITY CLERK

BY: 
Secretary, Board of Public Utilities
Commissioners of the City of Tulare