

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



September 6, 2022

Jonathan Morse
Sr. Manager Rates & Regulatory
California-American Water Company
520 Capitol Mall Ste. 630
Sacramento, CA 95814

Dear Mr. Morse,

The Water Division of the California Public Utilities Commission has approved California-American Water Company's Advice Letter No. 1381, filed on July 29, 2022, regarding Monterey Service Area Expansion of Contiguous Parcels for Central Division district.

Enclosed are copies of the following revised tariff sheets, effective August 28, 2022, for the utility's files:

P.U.C.	
Sheet No.	Title of Sheet
10579-W	Monterey County Service Area Map, Sheet 13
10580-W	Table of Contents
10581-W	Table of Contents

Please contact Bradley Leong at BL4@cpuc.ca.gov or 415-703-2307, if you have any questions.

Thank you.

Enclosures

**CALIFORNIA PUBLIC UTILITIES COMMISSION
DIVISION OF WATER AND AUDITS**

Advice Letter Cover Sheet

Utility Name: California American Water

Date Mailed to Service List: July 29, 2022

District: Central Division

CPUC Utility #: U210W

Protest Deadline (20th Day): August 18, 2022

Advice Letter #: 1381

Review Deadline (30th Day): August 28, 2022

Tier 1 2 3 Compliance

Requested Effective Date: August 28, 2022

Authorization

Description: Monterey Service Area Expansion
Contiguous Parcels

Rate Impact: \$See AL
See AL%

The protest or response deadline for this advice letter is 20 days from the date that this advice letter was mailed to the service list. Please see the "Response or Protest" section in the advice letter for more information.

Utility Contact: Angelica Morales

Utility Contact: Jonathan Morse

Phone:

Phone: 916-568-4237

Email: Angelica.Morales@amwater.com

Email: Jonathan.Morse@amwater.com

DWA Contact: Tariff Unit

Phone: (415) 703-1133

Email: Water.Division@cpuc.ca.gov

DWA USE ONLY

DATE

STAFF

COMMENTS

APPROVED

WITHDRAWN

REJECTED

Signature: _____

Comments: _____

Date: _____



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July 29, 2022

ADVICE LETTER NO. 1381

TO THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

California-American Water Company (U210W) (“California American Water”) submits this advice letter (“Advice Letter”) applicable to its Central Division water customers and Monterey Main service area.

Purpose:

This Advice Letter seeks approval under California Public Utilities Commission (“Commission”) General Order (“G.O.”) 96-B to expand California American Water’s Monterey service area to include two parcels adjacent to California American Water’s Monterey Service Area.

Background:

Moo Land Incorporated owns two parcels of land identified as Assessor Parcel Number (“APN”) 189-411-009-000 and APN 189-411-010-000 (the “Adjacent Parcels”). The Adjacent Parcels total approximately 48.18 acres, are undeveloped, lack their own current water supply provider, and border on at least one side California American Water’s Monterey Main System. A map of the Adjacent Parcels is included as “Attachment A” to this Advice Letter, and their legal description is included as “Attachment B.”

Moo Land Incorporated would like California American Water to serve the Adjacent Parcels. California American Water both has the physical ability to serve the Adjacent Parcels and wishes to serve them. California American Water intends to serve the Adjacent Parcels through meters installed in California American Water’s current Monterey Main service area. Back on August 3, 2020, California American Water filed Advice Letter 1306 to request a pressure requirement exception as specified under Commission General Order 103-A VII.6.D. for the limited area that includes those meters. On October 28, 2020, the Commission’s Water Division approved Advice Letter 1306. The Monterey Peninsula Water Management District (“MPWMD”), however, indicated its desire to have California American Water seek to expand the company’s service area to include the entirety of the two parcels before MPWMD would issue its necessary approvals.

On November 5, 2021, after California American Water agreed to file this Advice Letter to expand its service territory to include the Adjacent Parcels, MPWMD approved the amendment of California American Water’s System Permit for the Monterey System to allow for inclusion of the Adjacent Parcels. In connection with that approval, the MPWMD issued “Findings of Approval” for “Amend[ing] Main California-American Water Company Water

Distribution System Permit to Annex Assessor Parcel Numbers 189-411-009-000 and 189-411-010-000 to Enable Service of Malpaso Water Company Water Use Permit No. 650” (“MPWMD Findings of Approval”). A copy of the MPWMD Findings of Approval is included as “Attachment C” to this Advice Letter. As the Findings of Approval confirmed, because the Adjacent Parcels would receive water from California American Water pursuant to a Malpaso Water Company Water Use Permit, that water would not be subject to current restrictions on new connections in California American Water’s Monterey Main System. Included as “Attachment D” to this Advice Letter is the recorded “Notice and Deed Restriction Regarding Limitation on Use of a Water Distribution System.” “Attachment D” binds all future owners of the Adjacent Parcels to the water use limitations imposed by MPWMD under the authorization permit.

California American Water now submits this Advice Letter for Commission approval to expand California American Water’s Monterey service area to include the Adjacent Parcels. An updated portion of the service area map of California American Water’s Monterey Main system that shows the Adjacent Parcels added to the system is included as Attachment E and as a tariff for the Monterey Service Area.

Authority for Request:

The relevant G.O. 96-B provisions:

Water Industry Rule 4.2. Service Area Extension or Transfer of Ownership

When filing an advice letter for service area extension or transfer of ownership, the Utility shall serve it on the Local Agency Formation Commission (“LAFCO”).

Water Industry Rule 7, Section 7.3.2(8), Tier 2

Service extension into contiguous area or within city in which the Utility already provides service (Water Supply and Certification Questionnaire required) (see Industry Rule 8.1.)

Water Industry Rule 8.1, Service Extension into Contiguous or Other Area.

A service area extension is into a contiguous area for purposes of this Industry Rule if (1) the distance between the existing service area and the new area does not exceed 2,000 feet at the point of closest proximity, or (2) service will be provided by the extension of line, plant, or system from the Utility’s existing service area. If entirely separate sources of supply and distribution are used in the new area and the separation is over 2,000 feet, the extension is not contiguous, and the Utility must seek authority by means of a formal application to serve the new area.

At least 30 days before (1) commencing service in an area within a city in which the Utility is already providing service, (2) extending service to a contiguous area or (3) taking ownership of a mutual or municipal water company, the Utility shall submit a service area map delineating the added area, and proof that the utility already has a water supply adequate to serve the areas or a plan to obtain such a supply. (See Standard Practices U-14-W and U-18-W).

Basis for Request:

California American Water requests extension of its current Monterey Main service area to cover the Adjacent Parcels. In compliance with G.O. 96-B, Water Industry Rule 4.2, the LAFCO for Monterey County was served with a copy of this Advice Letter. As is noted below, in compliance with G.O. 96-B, Water Industry Rule 7.3.2(8), California American Water's request is filed as a Tier 2 Advice Letter.

As is shown in maps included as "Attachments A" and "E" to this Advice Letter, the requested extension is into an area that is contiguous to California American Water's Monterey Main service area. Thus, pursuant to G.O. 96-B, Water Industry Rule 8.1, the extension is into a contiguous area because the distance between the existing service area and the new area does not exceed 2,000 feet at the point of closest proximity. In compliance with G.O. 96-B, Water Industry Rule 8.1, included as "Attachment E" to this Advice letter is a portion of the service area map that includes the Adjacent Parcels. This map is also included as a Monterey Service Area Map tariff sheet.

Finally, after conferring with Water Division staff, it appears a Water Supply and Certification Questionnaire is not necessary in this instance. There is already an existing water supply for service. There is also authority to serve the Adjacent Parcels both pursuant to the recently issued MPWMD authorization and pursuant to a Malpas Water Company Water Use Permit. A copy of that use permit is included as "Attachment F" to this Advice Letter. The Water Use Permit "evidences the dedication of 0.55 Acre-Foot of water from Malpas Water Company Water Entitlement to the" Adjacent Parcels.

Thus, the Commission should approve expansion of California American Water's Monterey Main service area to include the Adjacent Parcels.

Tier Designation:

This advice letter is submitted pursuant to General Order ("G.O.") No. 96-B and is designated as a Tier 2 filing in accordance with G.O. 96-B, Water Industry Rule 7, Section 7.3.2(8).

Effective Date:

California American Water requests an effective date of August 28, 2022.

Service List:

Service Lists – In accordance with General Rules 4.3 and 7.2, and Water Industry Rule 4.1, of General Order (GO) 96-B, Cal-Am served copies of this Advice Letter to adjacent utilities and other parties requesting such notification. Please note that, consistent with the Commission's guidelines for service during the COVID-19 pandemic, this advice letter is only being distributed electronically.

RESPONSE OR PROTEST¹

Anyone may submit a response or protest for this AL. When submitting a response or protest, **please include the utility name and advice letter number in the subject line.**

A **response** supports the filing and may contain information that proves useful to the Commission in evaluating the AL. A **protest** objects to the AL in whole or in part and must set forth the specific grounds on which it is based. These grounds² are:

- (1) The utility did not properly serve or give notice of the AL;
- (2) The relief requested in the AL would violate statute or Commission order, or is not authorized by statute or Commission order on which the utility relies;
- (3) The analysis, calculations, or data in the AL contain material error or omissions;
- (4) The relief requested in the AL is pending before the Commission in a formal proceeding; or
- (5) The relief requested in the AL requires consideration in a formal hearing, or is otherwise inappropriate for the AL process; or
- (6) The relief requested in the AL is unjust, unreasonable, or discriminatory, provided that such a protest may not be made where it would require relitigating a prior order of the Commission.

A protest may not rely on policy objections to an AL where the relief requested in the AL follows rules or directions established by statute or Commission order applicable to the utility. A protest shall provide citations or proofs where available to allow staff to properly consider the protest.

Water Division must receive a response or protest via email (**or** postal mail) within 20 days of the date the AL is filed. When submitting a response or protest, **please include the utility name and advice letter number in the subject line.**

The addresses for submitting a response or protest are:

Email Address:

Water.Division@cpuc.ca.gov

Mailing Address:

CA Public Utilities Commission
Division of Water and Audits
505 Van Ness Avenue
San Francisco, CA 94102

On the same day the response or protest is submitted to Water Division, the respondent or protestant shall send a copy of the protest to California American Water at:

Email Address:

sarah.leeper@amwater.com

Mailing Address:

555 Montgomery Street, Suite 816
San Francisco, CA 94111

¹ G.O. 96-B, General Rule 7.4.1

² G.O. 96-B, General Rule 7.4.2

angelica.morales@amwater.com 520 Capitol Mall, Suite 630
Sacramento, CA 95814

nicholas.subias@amwater.com 555 Montgomery Street, Suite 816
San Francisco, CA 94111

Cities and counties that need Board of Supervisors or Board of Commissioners approval to protest should inform Water Division, within the 20-day protest period, so that a late filed protest can be entertained. The informing document should include an estimate of the date the proposed protest might be voted on.

REPLIES³

The utility shall reply to each protest and may reply to any response. Any reply must be received by Water Division within five business days after the end of the protest period, and shall be served on the same day on each person who filed the protest or response to the AL.

The actions requested in this advice letter are not now the subject of any formal filings with the California Public Utilities Commission, including a formal complaint, nor action in any court of law.

This filing will not cause the withdrawal of service, nor conflict with other schedules or rules.

If you have not received a reply to your protest within 10 business days, please contact Angelica Morales at (916) 568-4237.

CALIFORNIA-AMERICAN WATER COMPANY

/s/ Angelica Morales

Angelica Morales
Business Support Specialist

³ G.O. 96-B, General Rule 7.4.3

Cal P.U.C. Sheet No.	Title of Sheet	Cancelling Cal P.U.C. Sheet No.
10579-W	Monterey County Service Area Map Sheet 13	
10580-W	TABLE OF CONTENTS Sheet 2	10476-W
10581-W	TABLE OF CONTENTS Sheet 1	10578-W

Monterey County Service Area Map

Sheet 13

(See Attached- Monterey County District Tariff Area)

(N)

(TO BE INSERTED BY UTILITY)

Advice 1381
Decision

ISSUED BY

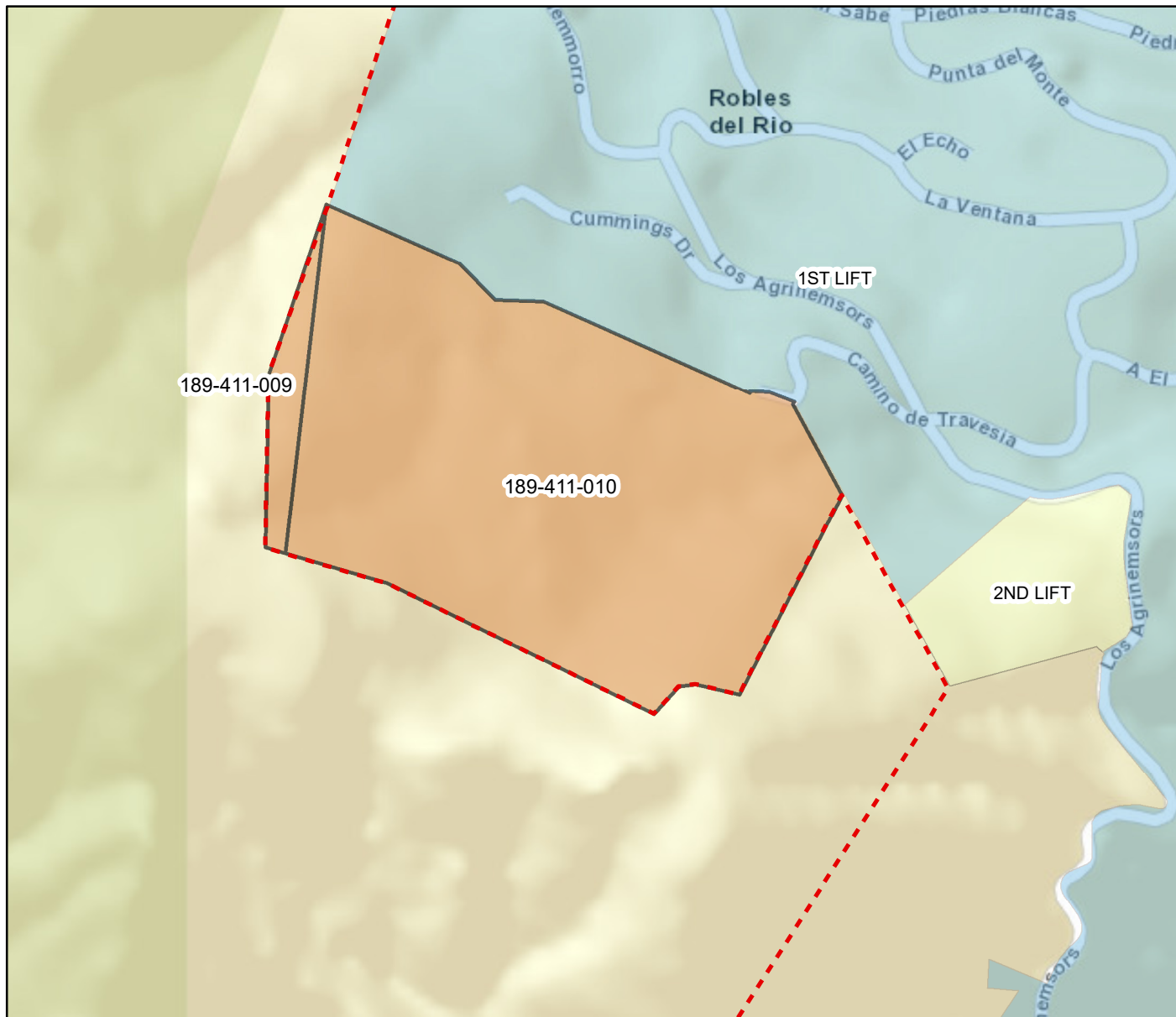
J. T. LINAM
DIRECTOR - Rates & Regulatory

(TO BE INSERTED BY C.P.U.C.)


Date Filed 07/29/2022
Effective 08/28/2022
Resolution _____

Monterey Main





Moo Properties in Carmel Valley

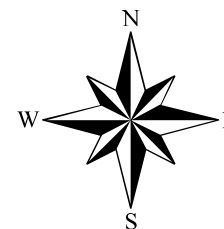


Legend

 Service Area Boundary for Monterey Main

Pressure Zones

-  1ST LIFT
-  2ND LIFT
-  GRAVITY
-  Parcels - Low Pressure



340 170 0 340 Meters

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Sheet 2

SUBJECT MATTER OF SHEET

C.P.U.C. SHEET NO.

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Sacramento- Dunnigan	8163-W
Sacramento- Geyserville	8321-W
Sacramento - Meadowbrook	8512-W
San Diego County	6601-W, 6602-W
Ventura County	6603-W, 6604-W

RATE SCHEDULES:

All Districts – Customer Assistance Program

CA-CAP	California American Water - Customer Assistance Program	10391-W, 10345-W, 10392-W, 10400-W, 10367- W, 10406-W, 10379-W, 10471-W, 10247-W, 10248-W, 10249-W
CA-4	California American Water Private Fire Protection Service	10347-W, 10368-W, 10380-W, 10437-W, 10438-W, 10383-W, 10384-W
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Schedule No. CA-Out	Residential Metered Service – CAW Opt-Out Tariff	10449-W, 10450-W

East Pasadena Service Area

EP-1	General Metered Service	10164-W
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(L)
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(L)

(Continued)

(TO BE INSERTED BY UTILITY)

ISSUED BY

(TO BE INSERTED BY C.P.U.C.)

Advice 1381

J. T. LINAM

Date Filed 07/29/2022

Decision

DIRECTOR - Rates & Regulatory

Effective 08/28/2022

Resolution _____

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<u>SERVICE AREA MAP:</u>		
California-American Water Company	5470-W	
East Pasadena Service Area	10102-W	
Fruitridge Vista	9487-W	
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(Continued)

(TO BE INSERTED BY UTILITY)		ISSUED BY	(TO BE INSERTED BY C.P.U.C.)	
Advice	1381	J. T. LINAM	Date Filed	<u>07/29/2022</u>
Decision		DIRECTOR - Rates & Regulatory	Effective	<u>08/28/2022</u>
			Resolution	_____

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Karen Crouch
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