

Original Sheet No. 1
WN U-1

For Commission's Receipt Stamp

1. Community Water Service of Dungeness Heights LLC d/b/a/ CWSDH
PO Box 352, Yelm, WA 98597
UBI # 603-183-092

NAMING RATES FOR

Dungeness Heights Water System

At

Clallam County, Washington

And

CONTAINING RULES AND REGULATIONS

GOVERNING SERVICE

Issued Date: 3/26/2012 Effective Date: 4/30/2012

Issued By: Community Water Service of Dungeness Heights, LLC d/b/a CWSDH_____

By: Colin Jackson Title: Manager

Address: PO Box 352, Yelm, WA 98597

Telephone Number: (360) 339-2600 Fax Number: _____

Original Sheet No. 2

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Community Water Service of Dungeness Heights, LLC d/b/a/ CWSDH

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Legend of Symbols

The following symbols are applicable to all tariff schedules
and rules of the utility: N

D – discontinued rate, service, regulation, or condition N

N – new rate service, regulation, condition, or sheet

I – a rate increase N

C. – changed condition or regulation

T – a change in text for clarification

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WATER SERVICE
RULES AND REGULATIONS

Rule 1 – Adoption of Rules of Regulatory Authorities

The regulation rules pertaining to water service prescribed by the Washington Utilities and Transportation Commission (Commission) described in Revised Code of Washington (RCW) Title 80 and Washington Administrative Code (WAC) Title 480 are thereby adopted and made a part of this tariff.

Rule 2 – Schedules and Conditions

The schedules and conditions specified in this tariff for water service are subject to change according to the public service laws of the State of Washington. The amount of water furnished is subject to the Washington State Department of Health (DOH) required standards of quantity and quality. The water resources and water rights are subject to the Washington State Department of Ecology (DOE) required standards of issued permits for ground water withdrawal. All schedules for water service apply to applicants for our customers receiving water service from the Utility.

Rule 3 – Application and Agreement for Service

Each prospective customer desiring water service will be required to sign the Utility's standard form of application before service is supplied.

An application for service is notice that the prospective customer desires water service from the Utility and represents agreement to comply with the Utility's rules and regulations on file with the Commission and in effect at the time service is furnished. In the absence of a signed application for water service, the delivery of water by the Utility through a standard connection and the taking thereof by the customer will constitute an agreement by and between the Utility and the customer for the delivery and acceptance of service under the applicable rate schedule(s) and these rules and regulations. For new customers, a survey will be required as part of the application prior to accepting the applicant as a customer.

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WATER SERVICE
RULES AND REGULATIONS

Rule 4 – Definition of Service

Service will be supplied as described in these rules and under the applicable rate schedule(s). Service will be supplied only to those who secure their source of water exclusively from the Utility, unless otherwise provided under written contract. Water service will be used only for the purpose specified in the service agreement and applicable rate schedule(s). A customer will not sell or permit others to use such service, unless authorized to do so under written contract with the Utility.

The customer will not increase demand or use of service as stated in the application for service without giving prior notice of such increase. In the event of such increase, the customer is required to pay the Utility's regularly published rates for the increased service from the date of connection and use of the service.

Whenever the customer wants to permanently discontinue the use of water through any fixtures mentioned in the original application, the customer must cause the fixture to be removed and the branch pipe or service supplying the same to be capped or plugged, and must notify the Utility in writing before any reduction in charge will be made.

Rule 5 – Disconnection

When a Utility employee is dispatched to disconnect service, that employee must accept payment of a delinquent account. If amount owing is tendered in cash, Utility employee will not be required to dispense change for excess of the amount due and owing. Any excess payment will be credited to the customer's account. The Utility will restore service when the cause of discontinuance has been removed and payments of all proper charges due from customer have been made.

Rule 6 – Reconnection Visit Charge

A reconnection visit charge of \$50.00 will apply for reconnection of the customer's service to the Utility's distribution system. Such charge is to apply only in cases where service – which includes, but is not limited to, has been discontinued for non-payment of delinquent account, request of the customer (seasonal reconnection), cross connection control (no proof of backflow assembly), backflow assembly testing (annual testing report is not provided) and refusal to make proper repairs or similar cause. No charge will be made for reconnection of service if the shut-off was made for the convenience of the Utility in making repairs, changes, etc.

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WATER SERVICE
RULES AND REGULATIONS

Rule 7 – Installation of Service Pipes and Meters

The Utility will construct service connections of a proper size from its distribution mains to the customer's property. The Utility reserves the right to refuse to construct a service connection to any property if the applicant's pipes are not properly constructed and protected.

'Utility Meter Installation' – The Utility may meter any flat rate service at its discretion. The Utility's metered service rates will become effective, after the customer has received thirty (30) days' written notice. All meters so placed will be installed and maintained by the Utility without direct retrofit cost to the customer.

Rule 8 – Distribution Main Extension

Water main distribution extensions will be installed after contracts have been approved by the Washington Utilities and Transportation Commission pursuant to WAC 480-80-335

Rule 9 - Responsibility for, and Maintenance of, Services

'Point of Delivery' – The point at which water will be delivered to and received by the customer will be on the property line of the customer's property at a point designated by the Utility.

The Utility will install its meter or other connection device at the Point of Delivery, except, at its option, the Utility may install its meter at some other agreed point on the property of the customer, provided that in such event the property line will nevertheless be deemed the Point of Delivery.

The customer will assume all responsibility after Point of Delivery for water supplied by the Utility. The Utility will be exempt from all liability for loss or damage caused by leakage or escape of water furnished by the Utility, after water has passed the Point of Delivery. If the customer has an Approved Backflow Prevention Assembly installed the assembly must be tested annually by a certified Backflow Assembly Tester specialist.

All service pipes and fixtures on the customer's side of the Point of Delivery shall be provided and must be maintained and protected from freezing at the customer's expense. Where there are leaking or defective pipes or fixtures, the water may be turned off at the option of the Utility until properly repaired. The Utility may require any service to be equipped with freeze prevention devices to be used during cold weather conditions instead of permitting water to run

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continuously from faucets.

Rule 10 – Access to Premises

The Utility's regularly authorized agents or employees will have access to the premises of the customer at reasonable hours for meter reading, inspection, connection, disconnection, repair or removal of the Utility's property. Where the meter has not been read, a minimum bill will be rendered and adjusted when the next succeeding meter reading is available.

Rule 11 – Service Visit Charge

The customer will pay a Service Visit Charge of \$50.00 when:

- a. A Utility employee or agent is dispatched to the premise and the condition was caused by or was the responsibility of the customer.
- b. The Utility employee or agent has not had access to read the meter for at least two (2) billing cycles and the Utility employee or agent is dispatched to access the meter and continues to not have access to the meter. Where the meter has not been read, a minimum bill will be rendered and adjusted when the next succeeding meter reading is available

Rule 12 – Interruption to Service

The Utility will make a diligent effort to render uninterrupted service and supply of water. In cases where shut-off is necessary for repair, reconstruction, damage prevention or similar cause, the Utility will give advance notice to its customers of such scheduled shut-off. However, the Utility will not be responsible for any damage that may result from any cessation of services such as above outlined, nor for failure to give notice of shut-off when circumstances are such that it is impossible to give notice as stated above.

Rule 13 – Bills

All bills shall be paid monthly in arrears and are due and payable upon receipt and are considered delinquent no less than fifteen (15) days after the date mailed. Bills will be deemed received upon personal delivery to customer or three (3) days following the deposit of the bill in the United States mail to the customer's last known address. Where the meter has not been read, a minimum bill will be rendered and adjusted when the next succeeding meter reading is available. Each bill not paid within 30 days shall be assessed a late payment charge of \$1.50.

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WATER SERVICE
RULES AND REGULATIONS

Rule 14 – Deposits

The Utility may require a deposit in situations when a customer is unable to establish or maintain credit with the Utility, or where a customer's service has been disconnected for nonpayment of amounts owed to the Utility as defined by Commission rules.

The deposit will not be more than an average two-twelfths (2/12) of estimated annual billing (for customers billed monthly).

When the Utility collects customer deposits, interest must be paid for each calendar year, at the rate for the one-year Treasury Constant Maturity calculated by the U.S. Treasury, and published in the Federal Reserve's Statistical Release H.15 on January 15 of that year. Interest is computed from the date of deposit to the date of refund or when applied directly to the customer's account.

The Utility must refund deposits plus accrued interest when there has been satisfactory payment, as defined by Commission rules or upon termination of service, less any amounts due to the Utility by the customer.

In addition, the Utility will comply with all provisions of the Commission's deposit rules pursuant to WAC's for establishing credit and deposits for water utilities.

Rule 15 – Responsibility for Delinquent Accounts

The Utility will not refuse or discontinue service to an applicant or customer, who is not in arrears to the Utility even though there are unpaid charges due from the premises occupied by the applicant or a customer, due to the unpaid bill of a prior tenant unless there is evidence of intent to defraud. The property owner will be responsible for any unpaid Utility bills incurred by renters.

The Utility may not permanently deny service to an applicant because of a prior obligation to the Utility.

Rule 16 – Discontinuance of Service

The Utility reserves the right to discontinue service to its customers for:

1. Unpaid bills, as provided for in this tariff.
2. Water uses for purposes or properties other than those specified in the customer's application

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for service.

3. Willful waste of water through improper or defective piping, equipment, or otherwise.
4. Piping or equipment that does not meet the Utility's standards or fails to comply with other applicable codes and regulations.
5. Tampering with the Utility's property.
6. Vacating the premises.
7. Nonpayment of any proper charges, including deposit, as provided in this tariff.
8. Refusing to allow access as required in commission Rules.
9. Violating rules, service agreements, or effective tariffs, including violation of outdoor watering instructions given to customers in order to curtail water use during time of shortage.
10. Use of equipment that detrimentally affects the Utility's service to its other customers.
11. Service obtained by fraud.
12. Fails to comply with cross connection control requirements.

The right to discontinue service may be exercised whenever and as often as any of the foregoing situations occur, and neither delay nor omission by the Utility to enforce this rule any time will be deemed a waiver of its right to discontinue service.

In accordance with Engrossed Substitute House Bill 1329 (ESHB 1329) [CWSDH LLC] will not disconnect any residential customer (including residents of metered apartment buildings and mobile homes) for nonpayment when the National Weather Service has issued, or has announced it intends to issue a heat-related alert such as an excessive heat warning, a heat advisory, an excessive heat watch, or similar alert for the area in which the residential user's address is located.

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Utility shall not be liable for loss, damage, or claims that arise from or relate to the discontinuance of service as a result of any of the foregoing reasons described in the rule.

Discontinuance of service by a customer - Customer shall be required to give notice to the Utility of their intention to discontinue service.

Required notice prior to disconnecting service: The Utility must serve a written disconnection notice on the customer, either by mail, or, at the Utility's option, by personal delivery of the notice to the customer's address, attached to the primary door.

A minimum of eight (8) business days' written notice will be given a customer before service is discontinued, except in the case of danger to life or property. Before disconnecting service, the Utility must in addition to the first (1st) notice as described above, provide a second (2nd) notice by one of the two options listed below.

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- a. Delivered notice - The Utility must deliver s second (2nd) notice to the customer and attach it to the customer's primary door. The notice must contain a deadline for compliance that is no less then twenty-four (24) hours after the of delivery that allows the customer until 5:00 p.m. of the following day to comply, or
- b. Mailed notice - The Utility must mail a second (2nd) notice, which must include a deadline for compliance that is no less than three (3) business days after the date of mailing if mailed from within the state of Washington.

Disconnection notice will expire after ten (10) business days from the first day that the Utility may disconnect service, unless other mutually agreed upon arrangements have been made and confirmed in writing by the Utility. If mutually accepted arrangements are not kept, the Utility may disconnect service without further notice.

Rule 17 – Sprinkling and Irrigation

Water used for sprinkling and irrigation must be paid for at the regular prescribed tariff rates for such service. The hours for such use will be as prescribed from time to time by the Utility, subject to protest by any customer affected and reviewed by the Commission. During peak use months (June through September), and at such other times when demand may be high, the Utility may prohibit or limit sprinkling and irrigation to preserve water for domestic consumption.

No person will use water for sprinkling or irrigation purposes during any fire in the area, and all sprinkling or irrigation must be stopped immediately when a fire alarm is sounded. Water use may resume three (3) hours after the fire has been extinguished.

Rule 18 – Rates

Rates for water service and supply are those published in the Utility's tariff on file with the Commission. Unless otherwise stated in this tariff, the rates apply to a single service, to one customer at one premise. Where two or more families with separate housekeeping establishments occupy the same or separate dwellings, each family using water is considered a separate customer. Each separate housekeeping establishment or business, using water service, will each be considered a customer.

When conditions require that more than one customer be supplied through one meter, (Dwelling Units) each customer will be charged the minimum charge as provided by the schedule of rates. If the consumption as shown by the meter exceeds the allowance for the minimum charge multiplied by the number of customers, the excess consumption charge will be computed at the regular rates for one customer and the amount prorated equally to the multiple customers, or otherwise as may be agreed among themselves.

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Water service must be subscribed to on an annual basis. No proration or reduction in billing is allowed unless this tariff proscribes temporary or seasonal rates.

Rule 19 – Cross Connection Control

The customer shall not permit the plumbing on their premises to be connected to any source of water supply other than the Utility's, or to any potential source of contamination, without first obtaining the Utility's written permission and meeting the Utility's cross connection control criteria. The utility will assure that effective back-flow prevention measures are implemented to ensure continual protection of the water in the public water distribution system. Any back-flow prevention assembly deemed necessary by the Utility to prevent entry of contaminants to the public water system except where plumbing code requires their installation shall be installed by the utility. It is the aim of the utility to have all residences protected by an approved backflow prevention assembly installed immediately after the utility's point of delivery (meter assembly). Until that is established, customer owned backflow protection will be tested and maintained by the utility. The customer may choose to use another approved backflow assembly tester of their own choosing instead.

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Rule 20 – Backflow Assembly Testing and Inspection

If the customer has an Approved Backflow Prevention Assembly installed the assembly will be tested annually by a certified Backflow Assembly Tester (BAT) specialist paid for by the utility (as deemed necessary by the utility) unless there is an approved backflow prevention assembly installed as described in Rule 19 (approved whole house backflow assembly) which will be the only one tested unless customer requests and is willing to pay current charges for the service. If access is denied for the purpose of installing, testing or maintaining a backflow assembly the utility will provide a notice of disconnection pursuant to WAC's for discontinuing of service for water utilities.

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Rule 21 – Limitations of Liability

The Utility's liability, if any, for its gross negligence, willful misconduct or violation of RCW 19.122 is not limited by this tariff. With respect to any other claim or suit, by a customer or by any other party, for damages associated with the installation, provision, termination, maintenance, repair or restoration of service, the Utility's liability, if any shall not exceed an amount equal to the proportionate part of the monthly recurring charge for the service for the period during which the service was affected.

There shall be no liability for consequential or incidental damages. The Utility clearly disclaims

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all warranties, stated or implied, except those specifically set forth in this tariff, including, but not limited to, implied warranties of merchantability and fitness for a particular purpose.

The charge for services rendered under this tariff is expressly based on the limitations of damages and disclaimer of warranties set forth above.

Rule 22 – Unauthorized Use of Service

Where service has been disconnected either through the request of the customer or through action of the Utility, and the service – which includes, but is not limited to, the saddle, curb stop, piping, meter setter, angle stop, check valve, meter – has been locked, authorized service cannot be restored without the Utility first reinitiating service.

If service is restored by the unauthorized removal of the meter lock, the customer receiving the unauthorized service will be charged the current replacement cost of all damages to the Utility's property and service, plus a Service Visit Charge of \$50.00 for inspection of damages.

In addition, the Utility will charge the customer receiving unauthorized service the tariff rate for all service that the Utility estimates was taken plus all of the Utility's costs resulting from the unauthorized use and all applicable fees pursuant to WAC's for discontinuing of service for water utilities.

Rule 23 – Damage and Repairs Charge

The Utility shall be responsible for maintaining meter boxes and their contents, along with fire hydrants and services on the street side of the Point of Delivery. However, if any customer category or a customer's contractor causes damage to meter box, fire hydrant, pipes, mains or other equipment of the Utility's maintained infrastructure, the customer will be responsible for paying time and materials for damage.

Rule 24 – Water Leak Procedures

When the Utility determines that a leak has occurred on the customer's property, the Utility will adjust the customer's bill; after the customer submits a bill from a plumber or other evidence that the leak has been repaired, the Utility must re-calculate the customer's bill for the '*relevant time period*'. The '*relevant time period*' for this adjustment will not exceed two (2) months for any given leak. The customer's bill will be adjusted by:

1. Estimating the customer's '*project normal usage*' during the relevant period(s) and billing this amount according to the usage rate shown on **Schedule 2**.
2. Billing the '*excess usage*' during the relevant period using one-fifth (1/5) the usage rate shown on **Schedule 2**.

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3. Crediting the difference between the original bill for the relevant period and the sum of the bills described in Steps 1 and 2.

'Projected Normal Usage' – as an estimate of what the customer's water consumption would have been had there been no leak.

'Excess Usage' – as the actual metered usage minus the projected normal usage.

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Community Water Service of Dungeness Heights, LLC d/b/a/ CWSDH

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SERVICE AREA**Water System List****County:** **Clallam**

<u>System Name</u>	<u>DOH WFI #</u>
Dungeness Height Water System	20425N

<u>System Name</u>	<u>DOH WFI #</u>

County: _____

<u>System Name</u>	<u>DOH WFI #</u>

County: _____

<u>System Name</u>	<u>DOH WFI #</u>

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SCHEDULE NO. 1
NON-METERED RATE SERVICE

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

Applicable to domestic residential customers, where meters have not yet been installed.

Conditions

The flat rate charge for service is not subject to cancellation or reduction for seasonal or temporary periods, unless seasonal rates apply per this tariff. Flat rate charge will be the monthly minimum bill for this class of service and will be in addition to other charges as provided in this tariff. No reduction in rates will be made on any dwelling unit served by a non-metered connection unless all dwelling units served by a non-metered connection are vacant and the water is shut off at the connection point.

"Dwelling unit" means any building, or portion thereof, which contains one or more units (owned, used, rented, leased, let or hired out to be occupied) that are served through a non-metered connection.

Monthly Charge**Rate**

Dwelling unit (each unit)

\$25.00

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SCHEDULE NO. 2
METERED RATE SERVICE

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

Applicable to domestic residential customers served by the Utility on a metered basis.

Conditions

The charge for this service is not subject to cancellation or reduction for seasonal or temporary periods, unless seasonal rates apply per this tariff. This charge will be the monthly minimum bill for this class of service.

All metered rate service has zero allowance for water usage in base rate. Rates are shown per 100 cubic feet. Billing for any block is calculated on a per cubic foot amount based on the 'Rate' charge of that block. The measurement is taken from the meter starting from the 100's of cubic feet dial on the meter – there is no rounding up or down to make a reading.

Monthly Charges

Each connection or customer.

Meter		Base		Block 1		Block 2		Block 3	
Size	Factor	Allowance	Rate	Usage *	Rate*	Usage *	Rate*	Usage *	Rate*
3/4"	1	0	\$25.00	0-750	\$1.50	751-1500	\$1.75	1501 plus	\$3.00
2"	5.33	0	\$133.25	0-4000	\$1.50	4001-8000	\$1.75	8001 plus	\$3.00
*Usage is based on consumption per cubic ft. Rate based on cost per 100 cubic feet. 1 cubic ft. = 7.48 gallons.									

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Community Water Service of Dungeness Heights, LLC d/b/a/ CWS DH

For Commission's Receipt Stamp

SCHEDULE NO. 3
SERVICE CONNECTION CHARGE

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

Applies to all new applicants for properties not currently served and within the Commission Service Area (as defined in the tariff) for the Utility only when surplus system capacity is available and a direct connection can be made to an existing main that has adequate hydraulic capacity.

Conditions

1. A charge will be made the first time a customer's service pipe, 3/4-inch or smaller, is connected to the Utility's main. This charge does not include the cost of a meter, or its installation. A meter will be furnished, installed and maintained by the Utility without direct cost to the customer.
2. The Utility owns and maintains all materials involved in making a service connection.
3. The service connection charge must be paid before the water is turned on.
4. In addition, when it is necessary to cross an existing road (by boring or cutting) the cost of the crossing and road permit fees or other charges, will be in addition to the Service Connection Charge.
5. Meter will be placed in a suitable meter box located at the customer's property line, except when this is not practicable. The meter will be installed upon the customer's premises in some convenient location approved by the Utility where the meter will at all times be accessible for reading, inspection and testing.

Connection Charge**Rate**

Service Connection Charge subdivision I,II and III

(3/4-inch service plus tax)

\$500.00

Service Connection Charge subdivision IV and V

(3/4-inch service plus tax)

\$1200.00

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SCHEDULE NO. 4
CROSS CONNECTION CONTROL

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

To all customers served by the Utility for purposes of assessing the presence of cross connections and additional requirements applying to those customers that have cross connections.

Charges

Installation of Approved Backflow
Prevention Assembly

- time and materials

Service Visit Charge

- \$50.00 plus

Premises Inspection Charge

- \$60.00 per hour prorated for time spent.

Conditions

1. This schedule is established pursuant to the requirements adopted by the Washington State Department of Health in WAC 246-290-490, as it now exists or is hereafter amended or replaced. Copies of this regulation are available from the Washington State Department of Health or from the Utility.
2. All customers shall be surveyed as to the existence of cross connections pursuant to the definition of cross connections established by the Washington State Department of Health. A second survey shall be sent to those customers who fail to respond to the initial survey. If the customer fails to respond to the second survey, then the following non-response options may be necessary and the customer will be charged pursuant to the rate(s) set forth in the rate section above. For new customers, a survey will be required as part of the application prior to accepting the applicant as a customer.

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By Colin Jackson Title Manager

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Community Water Service of Dungeness Heights, LLC d/b/a/ CWSDH
For Commission's Receipt Stamp

SCHEDULE NO. 4
CROSS CONNECTION CONTROL (cont'd)

C

Conditions (cont'd)

Non-Response Options:

- a. Site Visit letter/appointment for on-site review of cross connection potential, followed by a Site Visit for determination of cross connection potential as defined in WAC 246-290-490. The customer will be assessed the charges set forth in the rate section above.
 - b. Installation of Approved Backflow Prevention Assembly at customer's expense or as set forth in the rate section above.
 - c. Notice of disconnection of service per WAC 480-110-355 (3)(a).
3. An on-site inspection is required for every customer meeting any criteria of WAC 246-290-490 (4)(b) Table 9. The customer will be assessed the appropriate charges set forth above.
4. If a cross connection is detected or is reported by the customer, then the Utility will determine the appropriate remedy. If an Approved Backflow Prevention Assembly is required, the Utility will determine the type of Approved Backflow Prevention Assembly that must be installed unless governed by plumbing code. In which case the customer is responsible for installing the backflow assembly. The Approved Backflow Prevention Assembly will be installed on a customer's side of the service connection
5. The Utility shall ensure that personnel, including at least one person certified as a cross-connection control specialist, are provided to develop and implement the cross-connection control program.

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BY AUTH. OR ORDER OF WASH. UTILITIES & TRANSPORTATION COMM. DOCKET NO. UW-190080

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SCHEDULE NO. 4
CROSS CONNECTION CONTROL (cont'd)

Conditions (cont'd)

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| 6. No less often than every three years, the Utility shall re-survey its customers concerning the existence of cross connections. If the customer does not respond to the initial survey, a second survey will be sent. If the customer does not respond to the second survey, then non-response options listed in paragraph 2 will apply. | T
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| 7. For each customer meeting any criteria of WAC 246-290-490 (4)(b) Table 9, no less than every three years, the Utility shall conduct a site visit, premises inspection and shall assess the customer the charges set forth in the rate section above. | T
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| 8. When necessary, the Utility will provide notices of disconnection as required in WAC 480110-355 (3)(a). | T
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| 9. If service is disconnected, the Utility will charge the customer its current Reconnection Visit Charge as described in Rule 6 of this tariff. | T
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| 10. The Utility may immediately shut off water service if a public health emergency exists, including when a backflow is occurring, or an unprotected cross-connection with sewage or an unapproved water source exists | T
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BY AUTH. OR ORDER OF WASH. UTILITIES & TRANSPORTATION COMM. DOCKET NO. UW-190080

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