

**DIABLO VISTA WATER SYSTEM
RULES, REGULATIONS AND CHARGES**

1. Annual Charges.

A. Annual charges. The annual charges for consumption of water by users and/or consumers of the Diablo Vista Water System are:

Tax year 2004-05
\$150 (usage fee)

Tax year 2005-06
\$195 (usage fee \$150 + capital improvement fee \$45)

Tax year 2006-07
\$240 (usage fee \$150 + capital improvement fee \$90)

Tax year 2007-08
\$285 (usage fee \$150 + capital improvement fee \$135)

B. Collection; Funds. The monies will be collected on the tax rolls and will be kept in these City funds:

(1) Usage fees: Fund 81, Diablo Vista Water Operating Fund.
The operating fund is to be used for normal operating expenses. The operating fund's main sources of income are a) special district's share of property tax, (b) the annual charge on the property tax bill of property owners in the district, and (c) interest earned in the account.

(2) Capital improvements: Fund 82, Diablo Vista Water Capital Improvement Fund.
The capital improvement fund used to finance future replacements of the distribution system. The capital improvement fund's main sources of income are (a) the annual charge for capital improvements on the property tax bill, (b) the existing balance in the fund, and (c) interest earned on the account.

C. Responsible party. The owner of the land receiving the benefits of this water service is the responsible party for the charges imposed.

2. Miscellaneous.

A. Delinquent/non-payment charges. If the City receives notice that charges have not been paid, the water service shall be shut off and a reconnection fee imposed. The reconnection fee, together with all arrearages, shall be paid before the service is restored to the consumer.

B. Abuse of service. If the consumer uses the water provided by the Diablo Vista Water System so that the water overflows from the property and/or the water is left running unattended (consumer not at home), thereby causing a danger to other properties, then this use shall constitute an abuse of the water service.

The following procedure shall be followed if this abuse occurs:

(1) Notice of the first abuse of service shall be sent to the consumer with the date and time of the abuse, and setting forth the penalties for continued abuse of the service.

(2) If there is continued abuse of the water service, the water service shall be turned off.

C. Authorized representatives. No person other than an authorized representative of the Diablo Vista Water System shall tap, open, or connect to, or cause, permit or allow to be turned on, in any way, any water from the system.

D. Unauthorized hookups, connections or flexible couplings. Any person who causes or allows any hookup, connection or flexible coupling to be extended from one parcel of property with water service to another parcel of property where water service has been cut off or serviced by Diablo Vista Water System shall immediately become jointly and severally liable with that water consumer for the unpaid charges/fees and be subject to termination of water service.

E. Restoration. After all charges, fees, penalties and arrearages are paid, water service shall be restored.

F. Appeal. A consumer may appeal a disconnection from the service or a reconnection fee within 10 days by giving written notice to the Pleasant Hill City Manager or his or her designated representative. The decision of the City Manager is final.

3. Reconnection Fees.

Consumers within the Diablo Vista Water System desiring a water service reconnection after the service has been turned off shall pay a reconnection fee of \$200.00 for reconnecting to the water system, plus the capital improvement charge for any year(s) that charge was not paid. However, a new property owner within the System area who was not responsible for the disconnection shall pay a reconnection fee of only \$200.

4. Collection.

The City Manager shall implement the collection of the above charges, fees, penalties and arrearages.

5. Right to Opt Out.

Any consumer within the Diablo Vista Water System has the right to opt-out and discontinue water service by submitting written notice to the Diablo Vista Water System, c/o City of Pleasant Hill, 100 Gregory Lane, Pleasant Hill, CA 94523. For a consumer who opts out by June 30th, no annual charges will be imposed for the following tax year. However, there will be a reconnection fee if the consumer later decides to reconnect. (See Section 3 above.) The right to opt-out, and the corresponding right to reconnect, must be exercised by June 30th to be effective the following tax year.