

**RULE NO. 1**

**DEFINITIONS**

Unless specifically defined below, words or phrases used in the Water Rates, Rules and Regulations shall be interpreted so as to give them the meaning they have in common usage and to give these Rates, Rules and Regulations their most reasonable application.

**Additional Responsible Party:** Any Person inhabiting a domestic service location and benefiting from Service shall be equally responsible for the payment of bills rendered for Services at that location.

**APU:** Anaheim Public Utilities.

**Applicant:** The Person, association, corporation or governmental agency applying for Service under the terms of these Rates, Rules and Regulations.

**Application:** A request to the Utility for Service as distinguished from an inquiry as to the availability of or charges for such Service.

**Balancing Account:** An account designated to account for the Water System Reliability Adjustment rate collections and payment of water system capital expenditures and capital-related Debt Service.

**Billing Period:** The time interval between gathering the data used for billing purposes.

**Capital Expenditures:** Funds used to acquire or upgrade physical assets such as water system property or equipment. This type of outlay is made to maintain or increase the scope of water system operations.

**CDPH:** California Department of Public Health.

**City:** The City of Anaheim, a municipal corporation.

**City Clerk:** The City Clerk of the City of Anaheim, California

**City Council:** The City Council of the City of Anaheim, California

**Class of Service:** The categories of Service established by the various Rate Schedules. The Classes of Service are Residential Service, General Water Service, Private Fireline Service, Temporary Service and Municipal Water Service.

**County:** The County of Orange, California.

**Customer:** The Person in whose name Service is rendered as evidenced by the signature on the Application, contract or agreement for that Service, or, in the absence of a signed instrument, by the receipt of bills or summary bills regularly issued in his name regardless of the identity of the actual Person using the Service. A Customer may also be a party with whom the City of Anaheim is doing business, with or without a billing relationship, or who is receiving benefit of Service under another party's name.

**Customer Information System (CIS):** The computer database and information system that contains all billing and personal data pertaining to utility Customers of the City of Anaheim including billing rates, historical utility consumption, associated charges and meter information. The focus of the system is at the customer level supported by premise and Service levels.

**Customer's Mailing Address:** The address specified in a Customer's Application or contract, or any other address subsequently given to the Utility by the Customer, to which any notice or other communication is to be mailed.

**Date of Presentation:** The date upon which a bill or notice is mailed or delivered by the Utility to the Customer.

**Debt Service:** Cash required over a given period of time for the repayment of interest and principal on borrowed funds.

**Distribution Mains:** Pipelines located in streets, highways, public ways or private rights-of-way, exclusive of Service Connections, which are owned and operated by the Utility and are used to serve the general public.

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East Santa Ana Canyon Area: That portion of land which is subject to terminal reservoir storage fees and transmission main fees as provided for in Rule 15-C of the Water Rates, Rules and Regulations.

Emergency Situation: Any condition that the General Manager, in his or her sole discretion, determines to constitute an unsafe condition or threat to persons or property and/or adversely affects the integrity or operability of the Water System or the Recycled Water System.

Fire Service: The piping, fittings, and valving necessary to conduct Potable Water for fire protection purposes from the Distribution Main to the Fire Service assembly backflow prevention device.

General Manager: General Manager of the City of Anaheim, Public Utilities Department or a designee.

General Service: The Class of Service to commercial and industrial Customers, and all other Customers not covered under the other Classes of Service.

Gross Area of Applicant's Property: The contiguous land area owned or controlled by an Applicant, including streets, but excluding open areas for which Service will not be required within a Special Facilities District, plus one-half of the land area of the abutting streets to which legal, recorded access exists at the time of application for Service.

HCF: The unit of quantity measurement, which the Department uses to measure the amount of Potable Water or Recycled Water delivered to a Customer in hundreds of cubic feet.

High Elevation System: The portion of the Utility's Service Area which cannot be served by gravity from the August F. Lenain Filtration Plant.

Intermittent Service: Service which, in the opinion of the Utility, is subject to discontinuance for a time or at intervals.

Jurisdiction: A specified area within which a Rate Schedule or schedules apply.

Low Elevation System: The portion of the Utility's Service Area which can be served by gravity from the August F. Lenain Filtration Plant.

Mailed: Any notice or other communication will be considered "mailed" when it is enclosed in a sealed envelope, properly addressed, and deposited in any United States Post Office Box, postage prepaid.

Main Extension: The extension of Distribution Mains beyond existing facilities in accordance with the provisions of the Rule applicable to main extensions filed as part of these Tariff Schedules.

Meter: The instrument used for measuring the Potable Water or Recycled Water delivered to a Customer.

Month: A thirty-day period.

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**Multi-family Accommodation:** An apartment building, duplex, mobilehome park, court group, or any other group of residential units located upon a single Premises, providing the residential units therein meet the requirements for a Single-Family Accommodation. Hotels, guest or resort ranches, tourist camps, motels, auto courts, and trailer courts, consisting primarily of guest rooms and/or transient accommodations, are not classed as Multi-family Accommodations.

**Multiple Occupancy Building:** A building of multiple occupancy provided with continuous out wall construction including, but not limited to, apartments, condominiums, townhouses, and commercial buildings.

**Municipal Code:** The Municipal Code of the City of Anaheim.

**Municipal Service:** Utility Services supplied to City of Anaheim departments.

**On-Site Recycled Water System:** That portion of the On-Site System composed of Recycled Water facilities.

**On-Site System:** The Potable and/or Recycled water facilities under the control of the Applicant, owner or Customer. The On-Site System is located downstream of the POD, which is normally downstream of the Meter tailpiece.

**Permanent Service:** Service which, in the opinion of the Utility, is of a permanent and established character. This service may be continuous, intermittent, or seasonal in nature.

**Person:** Any individual, partnership, corporation, public agency, or other organization operating as a single entity.

**Planning Department:** The Planning Department, Building Division, of the City of Anaheim, California.

**Point of Delivery (POD):** The point where the piping of the Utility is connected to the piping of the Customer, regardless of the location of the Utility's Meter.

**Potable Water:** Water that meets the standards for human consumption set by the applicable federal, state and local authorities.

**Premises:** All of the real property and apparatus employed in a single enterprise on an integral parcel of land undivided, excepting in the case of industrial, agricultural, oil field, resort enterprises, and public or quasi-public institutions, by a dedicated street, highway, or other public thoroughfare, or a railway. Automobile parking lots constituting a part of and adjacent to a single enterprise may be separated by an alley from the remainder of the premises served.

**Primary Distribution Mains:** The system of Distribution Mains that forms a grid to supply Potable Water to all portions of the Water System. These mains generally are located within secondary and higher classification streets, but may be in other rights-of way.

**Public Utilities Board:** The Public Utilities Board as appointed by the City of Anaheim City Council.

**Public System:** The system of facilities under the control of the Utility. The Public System facilities shall be those upstream of the POD to the Customer.

**Rate Area:** A specified area within which a Rate Schedule or schedules apply.

**Rate Charges:** Charges in the Rate Schedules may include the following:

**Commodity Charge:** That portion of the charge for Service which varies with the amount of Potable Water or Recycled Water consumed in accordance with the Rate Schedule.

**Customer Charge:** That portion of the charge for Service which is a fixed amount without regard to Potable Water or Recycled Water consumption in accordance with the Rate Schedule.

**Minimum Charge:** The least amount for which Service will be rendered in accordance with the Rate Schedule.

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**DEFINITIONS**

Rates, Rules and Regulations: The rate structure, the Rules, and any regulations as approved by the City Council, governing the use and delivery of Potable and Recycled Water.

Rate Schedule: May be one or more Tariff Pages setting forth the charges and conditions for a particular class or type of Service at a given location. A Rate Schedule, as referred to herein, shall include all the wording on the applicable Tariff Page or pages, including but not limited to, the following: Schedule Number, Class of Service, Character or Applicability, Territory, Rates, Conditions, and reference to a Rule or Rules.

Recycled Water: Water that is approved for purposes other than human consumption and meets the criteria set forth in Division 4 of Title 22 of the California Code of Regulations, as may be amended from time to time. Recycled Water does not include gray water.

Recycled Water Service: The Class of Service supplying Recycled Water to Customers for landscape irrigation; agricultural irrigation; toilet and urinal flushing; cooling towers; construction water; industrial process water; commercial use; groundwater recharge; and enhancement of wildlife habitats.

Recycled Water Site Supervisor: The individual designated by the User and approved by the Utility who provides a liaison to the city; oversees the use of Recycled Water on the User's Premises; has the authority to carry out any requirements of the City; is responsible for the operation and maintenance of an On-site Recycled Water System; and prevents potential violations. The individual must have completed a Utility-approved Recycled Water Site Supervisor training program.

Recycled Water System: The infrastructure needed to provide and deliver Recycled Water to Customers within the Utility's Service Area, including, but not limited to, all pipelines, Service Connections, Meters, pumping stations, reservoirs, and other related facilities.

Recycled Water Users' Guide: The Utility's guidelines to be used by an Applicant, Customer, Person, Recycled Water Site Supervisor, User, owner, tenant, property manager, engineer, or contractor in the design, installation, operation and maintenance of On-Site Recycled Water Systems within the Service Area.

Regulatory Agency: A public entity legally constituted by federal, state, and local statutes that is authorized to protect public health and water quality within the Service Area.

Residential Service: The Class of Service supplying Potable Water to Single and Multi-family Accommodations for household purposes, including Potable Water used on the Premises for sprinkling lawns, gardens and shrubbery; washing vehicles, and other similar and customary purposes pertaining to Single or Multifamily Accommodations.

Residential Unit: A residential dwelling unit consisting of a room or group of rooms which do not qualify as Single-Family Dwellings. Residential Units may be used as permanent primary dwellings, as transient tenant accommodations, and by organizations or groups of Persons. When a Residential Unit is used as a permanent primary residence, use shall be Residential Service. When such units are used by a transient tenant, an organization, or a group of persons, use shall be nondomestic or General Water Service.

Revenue: Amount realized from the selling of goods or services before customer discounts or uncollectible write-offs are applied. This does not include amounts collected from sources that are to be deferred in accordance with Financial Accounting Standard number 71.

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Rule(s): Tariff Pages which set forth the application of all rates, charges and Services when such applicability is not set forth in and as a part of the Rate Schedules.

RWQCB: The Regional Water Quality Control Board of the State of California, Santa Ana Region.

Secondary Distribution Mains: The system of Distribution Mains that forms a grid to supply Potable Water from the Primary Distribution Mains to the Service Connection. These facilities are generally located within collector and local streets, but may be in other rights-of-way. The Secondary Distribution Mains include, but are not limited to: pipelines, pressure regulators, and fire hydrant installations.

Service: The furnishing of Potable or Recycled Water to a Customer from and out of the Water System or Recycled Water System owned and operated by the Utility through a Meter to the Customer's piping. Service shall only refer to the furnishing of Potable Water where used in Rule 15.

Service Area: The geographic area wherein the City of Anaheim is the designated public Potable Water or Recycled Water Service provider.

Service Connection: The pipe or tubing, fittings, and valves necessary to conduct Potable Water or Recycled Water from the Distribution Main to and through the Meter.

Single-Family Dwelling or Accommodation: A house, apartment, or other dwelling unit which is used as a residence by a single family.

Special Facilities: Pumping and storage facilities needed to serve the High Elevation System.

Special Facilities Charge: The charge made to cover the cost of the Special Facilities in the High Elevation System. This charge shall be computed by multiplying the gross area of Applicant's property times the Special Facilities Charge Rate.

Special Facilities Charge Rate: The average rate to be charged per acre, or fraction of gross area of Applicant's property. This rate is computed by dividing the gross area of the Special Facilities District into the cost of Special Facilities required to supply that district.

Special Facilities District: An area within the High Elevation System where a Special Facilities Charge is calculated by the Utility to pay for the Special Facilities within that area.

Summary Bill: A customer account billing statement that includes charges for multiple service locations. Any customer with a minimum of two service locations with single or multiple utility services can choose to receive a summary bill.

Tariff Page: An individual page of the Tariff Schedules.

Tariff Schedules: The entire body of effective rates, rentals, charges, and Rules collectively of the Utility, as set forth herein, and including title page, preliminary statement, Rate Schedules, and Rules.

Temporary Service: Service for enterprises or activities which are temporary in character or where it is known in advance that service will be of limited duration. Service, which in the opinion of the Utility, is for operations of a speculative character or the permanency of which has not been established, also is considered Temporary Service.

Tract or Subdivision: An area which may be identified by filed Subdivision plans or as an area in which a group of dwellings may be constructed about the same time, either by a large scale builder or by several builders working on a coordinated basis.

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User: Any Person, Persons or firm issued an approved User Permit by the Utility. They may be the owner, Customer, tenant or property manager, as appropriate.

User Permit: A permit issued by the Utility to a Recycled Water Service Applicant after the satisfactory completion of the service application procedures set forth in the Rates, Rules and Regulations and the Recycled Water Users' Guide. This permit constitutes a contract that legally binds the User to all conditions in the Rates, Rules and Regulations, the Recycled Water Users' Guide, and any and all applicable Regulatory Agency requirements.

Utility: The City of Anaheim - Public Utilities Department.

Utility's Operating Convenience: The term refers to the utilization, under certain circumstances, of facilities or practices not ordinarily employed which contribute to the overall efficiency of the Utility's operations; it does not refer to Customer convenience or to the use of facilities or adoption of practices required to comply with applicable laws, ordinances, rules or regulations, or similar requirements of public authorities.

Water System: The infrastructure needed to provide and deliver Potable Water to customers within the Utility's Service Area, including, but not limited to, all Distribution Mains, Service Connections, Meters, fire hydrants, pressure reducing stations, groundwater wells, pumping stations, reservoirs, and other related facilities.

WSSS: The Water Services Standard Specifications of the Utility.