

## PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE

SAN FRANCISCO, CA 94102-3298



November 29, 2021

Edward N. Jackson  
Director, Rates and Regulatory Affairs  
Liberty Utilities (Apple Valley Ranchos Water) Corp.  
21760 Ottawa Road  
Apple Valley, CA 92308-6533

Dear Mr. Jackson,

The Water Division of the California Public Utilities Commission has approved Liberty Utilities' (Apple Valley Ranchos Water) Advice Letter No. 258, filed on November 1, 2021, regarding authorization to revise its service area map.

Enclosed are copies of the following revised tariff sheets, effective December 1, 2021, for the utility's files:

P.U.C.	
Sheet No.	Title of Sheet
1131-W	Liberty Apple Valley Service Area, Sheet 1
1132-W	Table Of Contents, Sheet 1

Please contact Jefferson Hancock at JHO@cpuc.ca.gov or 415-703-3453, if you have any questions.

Thank you.

Enclosures

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

**Advice Letter Cover Sheet**

**Utility Name:** Liberty Utilities  
(Apple Valley Ranchos Water) Corp.

**District:** N/A

**CPUC Utility #:** U 346-W

**Advice Letter #:** 258-W

**Tier** ☐ 1 ☒ 2 ☐ 3 ☐ Compliance

**Authorization**

**Description:** Liberty Apple Valley requests authorization to revise its service area map.

**Date Mailed to Service List:** November 1, 2021

**Protest Deadline (20<sup>th</sup> Day):** November 21, 2021

**Review Deadline (30<sup>th</sup> Day):** December 1, 2021

**Requested Effective Date:** December 1, 2021

**Rate Impact:** N/A

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:** Edward N. Jackson

**Phone:** 562.923.0711

**Email:** [Edward.Jackson@libertyutilities.com](mailto:Edward.Jackson@libertyutilities.com)

**DWA Contact:** Tariff Unit

**Phone:** (415) 703-1133

**Email:** [Water.Division@cpuc.ca.gov](mailto:Water.Division@cpuc.ca.gov)

**Utility Contact:** AnnMarie Lett

**Phone:** 562.923.0711

**Email:** [AnnMarie.Lett@Libertyutilities.com](mailto:AnnMarie.Lett@Libertyutilities.com)

**DWA USE ONLY**

DATE

STAFF

COMMENTS

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

[ ] APPROVED

[ ] WITHDRAWN

[ ] REJECTED

**Signature:** \_\_\_\_\_

**Comments:** \_\_\_\_\_

**Date:** \_\_\_\_\_

\_\_\_\_\_



Liberty Utilities (Apple Valley Ranchos Water) Corp.  
21760 Ottawa Road  
Apple Valley, CA 92308-6533  
Tel: 760-247-6484  
Fax: 760-247-1654

Advice Letter No. 258-W

November 1, 2021

## **TO THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Liberty Utilities (Apple Valley Ranchos Water) Corp. (U 346-W) (“Liberty Apple Valley”) hereby transmits this advice letter to inform the California Public Utilities Commission (“Commission”) for filing revised copies of the following tariff schedules.

The purpose of this advice letter is to revise the service area map of Liberty Apple Valley.

### **Summary**

The revised service area map includes a distinct area where property owners have requested water service from Liberty Apple Valley. The area of the proposed expansion is identified as Belco Development and Investments, Major Family Trust, VT Holdings, Royce and Edythe Avery, Robert and Olga Habersham Trust, and Patricia Nickell. The service area is contiguous to Liberty Apple Valley’s existing service area and are not currently provided water service by any other utility. There are no adjacent water utilities to provide water service to these property owners. Liberty Apple Valley can provide service to these property owners without adversely affecting service to its existing customers.

The area of the proposed expansion, Belco Development and Investments and the other additional property owners requested annexation is located at the northwest corner of Dale Evans Parkway and Willow Springs Road. The properties are parcel numbers APN# 0472-232-04, 06, 08, 09, 10, 11, 13, 14, 15, 16, 17, 19, 20, 21, 24, 25, 26, 27, 28, and 32; APN# 0472-242-01, and 02; APN# 0472-272-02, 18, 19, and 20; and APN# 0472-273-05, 10, 11, 14, 15, and 16. This area is for commercial development. A Water Supply and Certification Questionnaire (“WSCQ”) for the development is contained in section WSCQ-1 of the attached workpapers. The total number of lots used in the WSCQ is 39.

The owners are aware of their financial responsibilities in seeking water service. New facilities required to provide service in this area will be financed in accordance with the provisions of the Commission’s Rule No. 15.

The San Bernardino County Fire Department does not oppose the proposed service area expansion. A letter acknowledging the service area expansion is contained in the attached workpapers.

### **Background**

The primary source of water supply to serve the proposed service area expansion will be groundwater from the Alto Subarea of the Mojave Water Basin. The Mojave Water Basin is an adjudicated groundwater basin (*City of Barstow v. City of Adelanto*, Case No. 208568 Riverside Superior Court) and is supported by the physical solution in that case administered by the Court

appointed Watermaster, the Mojave Water Agency (“MWA”). According to the MWA 2020 Urban Water Management Plan Update (“2020 Plan”), MWA has extended the planning horizon considered in its 2020 Plan from the statutorily required twenty-year timeline to a much longer forty-five-year period through 2065. This extended planning horizon allows MWA and the regional retail water purveyors to address longer-term land use planning, water planning, and infrastructure considerations.<sup>1</sup>

Ultimately, the availability of water supplies for Liberty Apple Valley to meet the demand associated with the proposed service area expansion is dependent upon MWA’s ability to manage the basin and to implement additional water projects and management actions necessary to continue to recharge the groundwater basin, maintain groundwater levels, and protect groundwater quality. MWA’s 2020 Plan concludes, “MWA has sufficient available regional supplies to meet the regional demands through 2065”.<sup>2</sup> However, the owners are aware that in the event that mandatory conservation and/or limitations are necessary, the proposed project would adhere to any and all limitations associated with potential reductions in supply.

#### **Tier Designation**

According to Water Industry Rule 7.3 of General Order 96-B, this service area expansion advice letter is classified as Tier 2.

#### **Requested Effective Date**

Pursuant to Water Industry Rule 8.1 of General Order 96-B, Liberty Apple Valley requests this filing become effective 30 days from its filing date.

#### **Notice and Service**

Pursuant to Water Industry Rule 4.1 and General Rules 4.3 and 7.2 of General Order 96-B, a copy of this Advice Letter will be mailed or electronically transmitted on November 1, 2021 to competing and adjacent utilities and other utilities or interested parties having requested such notification.

A copy of this advice letter has also been transmitted to the Local Agency Formation Commission.

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<sup>1</sup> Mojave Water Agency, 2020 Urban Water Management Plan (UWMP), ES-3.

<sup>2</sup> Mojave Water Agency, 2020 Urban Water Management Plan (UWMP), 6-2.

### **Response or Protest**

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

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

A protest shall provide citations or proofs where available to allow staff to properly consider the protest. A response or protest must be made in writing or by electronic mail and must be received by the Division of Water within 20 days of the date this advice letter is filed. The address for mailing or delivering a protest is:

Tariff Unit, Water Division, 3<sup>rd</sup> floor  
California Public Utilities Commission  
505 Van Ness Avenue, San Francisco, CA 94102  
[Water.division@cpuc.ca.gov](mailto:Water.division@cpuc.ca.gov)

On the same date the response or protest is submitted to the Water Division, the respondent or protestant shall send a copy by mail (or e-mail) to Liberty Apple Valley, addressed to:

Edward N. Jackson  
Director, Rates and Regulatory Affairs  
Liberty Utilities (West Region)  
9750 Washburn Road  
P. O. Box 7002  
Downey, CA 90241  
Fax: (562) 861-5902  
E-Mail: [AdviceLetterService@libertyutilities.com](mailto:AdviceLetterService@libertyutilities.com)

Cities and counties that need Board of Supervisors or Board of Commissioners approval to protest should inform the Division of Water and Audits 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.

If you have not received a reply to your protest within 10 business days, contact Edward Jackson at (562) 923-0711.

Very truly yours,

LIBERTY UTILITIES (APPLE VALLEY RANCHOS WATER) CORP.

*/s/ Edward N. Jackson*

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Edward N. Jackson  
Director, Rates and Regulatory Affairs (West Region)  
[Edward.Jackson@libertyutilities.com](mailto:Edward.Jackson@libertyutilities.com)

ENJ/aml

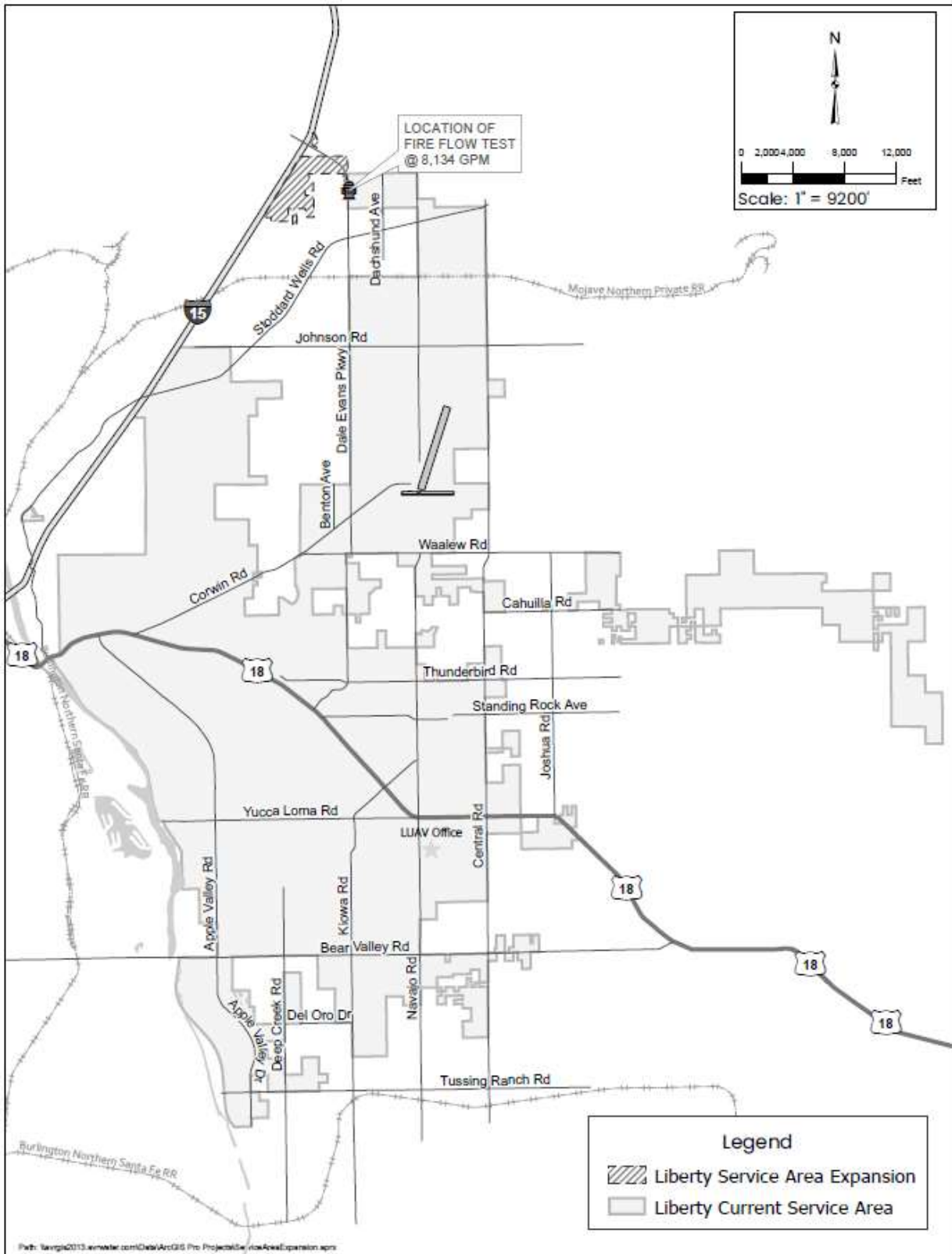
Attachments

cc: Local Agency Formation Commission of San Bernardino County

<b>Cal P.U.C. Sheet No.</b>	<b>Title of Sheet</b>	<b>Cancelling Cal P.U.C. Sheet No.</b>
1131-W	LIBERTY APPLE VALLEY SERVICE AREA Sheet 1	653-W
1132-W	TABLE OF CONTENTS Sheet 1	1111-W

**LIBERTY APPLE VALLEY SERVICE AREA**

Page 1





**TABLE OF CONTENTS**

Page 1

The following listed tariff sheets contain all effective rates and rules affecting the charges and service of the utility, together with other pertinent information:

<b><u>Subject Matter of Sheet:</u></b>	<b><u>CPUC Sheet No.</u></b>
Title Page	900-W
Table of Contents	1132-W, 1097-W (T)
Preliminary Statement	845-W, 533-W, 1069-W, 624-W, 914-W, 1104-W, 902-W, 1070-W, 1071-W, 1072-W, 1073-W, 1074-W, 1075-W, 1076-W, 1077-W, 1078-W, 1079-W, 934-W, 1080-W, 994-W, 996-W, 1044-W, 1105-W, 1046-W, 1047-W
Service Area Map-Apple Valley Ranchos	1131-W (T)
Service Area Map-Yermo	846-W
<b><u>Rate Schedules:</u></b>	
Schedule No. 1 Residential General Metered Service-Apple Valley	1098-W, 1107-W, 1108-W
Schedule No. 1 YE-R Residential General Metered Service-Yermo	1100-W, 1083-W
Schedule No. 2 Gravity Irrigation Service	1099-W, 1084-W
Schedule No. 3 Non-Residential General Metered Service-Apple Valley	1101-W, 1109-W, 1110-W
Schedule No. 3 YE-NR Non-Residential General Metered Service-Yermo	1102-W, 1086-W
Schedule No. 4 Non-Metered Fire Services	1103-W, 1087-W
Schedule No. 5 Fire Flow Testing Charge	850-W
Schedule No. LC Late Payment Charge	1028-W
Schedule 14.1 Water Shortage Contingency Plan	804-W through 810-W
Schedule UF Surcharge to Fund PUC Reimbursement Fee	1031-W
Schedule CAP Customer Assistance Program	1093-W, 1094-W
Schedule No. CAP-SC Customer Assistance Program Sur-Charge	1095-W 819-W

**LIST OF CONTRACTS AND DEVIATION:**

**Rules:**

No. 1 Definitions	999-W, 1000-W
No. 2 Description of Service	159-W
No. 3 Application for Service	13-W, 553-W
No. 4 Contracts	361-W
No. 5 Special Information Required on Forms	1022-W, 1023-W, 1001-W, 1002-W
No. 6 Establishment and Re-establishment of Credit	362-W
No. 7 Deposits	711-W, 730-W
No. 8 Notices	1003-W through 1006-W
No. 9 Rendering and Payment of Bills	689-W through 691-W, 1033-W
No. 10 Disputed Bills	1007-W, 1008-W
No. 11 Discontinuance and Restoration of Services	1029-W, 1010-W through 1019-W
No. 12 Information Available to Public	366-W, 367-W
No. 13 Temporary Service	368-W, 369-W
No. 14 Continuity of Service	370-W
No. 14.1 Water Conservation and Rationing Plan	831-W through 842-W
No. 15 Main Extensions	386-W through 392-W, 529-W, 1044-W, 1045-W, 564-W, 396-W through 398-W, 983-W, 984-W
No. 16 Service Connections, Meters, and Customer Facilities	399-W through 405-W

(Continued)

# **LIBERTY UTILITIES (APPLE VALLEY RANCHOS WATER) CORP.**

## **SERVICE LIST**

Jim Hansen  
Navajo Mutual Water Company  
P. O. Box 392  
Apple Valley, CA 92307  
[jhansenjr@email.com](mailto:jhansenjr@email.com)

Town of Apple Valley  
Attention: Frank Robinson  
14955 Dale Evans Parkway  
Apple Valley, CA 92307  
[dcron@applevalley.org](mailto:dcron@applevalley.org)

Manuel Benitez  
County of San Bernardino  
Special Districts Department  
Water and Sanitation Division  
12402 Industrial Blvd.  
Bldg. D, Ste. 6  
Victorville, CA 92392

California Public Utilities Commission  
Attention: Ting-Pong Yuen  
ORA Water  
505 Van Ness Avenue  
San Francisco, CA 94102  
[tpy@cpuc.ca.gov](mailto:tpy@cpuc.ca.gov)

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