

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION,

Complainant,

v.

H&R WATERWORKS, INC.,

Respondent.

DOCKET UW-161035

ORDER 02

ORDER GRANTING  
WITHDRAWAL AND  
DISMISSING COMPLAINT

**BACKGROUND**

- 1 On August 29, 2016, H&R Waterworks, Inc. (H&R Waterworks or Company) filed with the Washington Utilities and Transportation Commission (Commission) revisions to its currently effective Tariff WN U-1, designated as Original sheet Nos. 15.1, 15.2, 15.3, 15.4, and Third Revision of Sheet No. 2. The tariff filing would add Rule 21, which implements a water budget program for water use and conservation. The program establishes water usage budgets for each customer in a service area where water usage threatens to exceed the Company's water rights. Customers who exceed their budgeted usage would be subject to conservation rates and flow restrictors.
- 2 On October 27, 2016, the Commission entered a Complaint and Order Suspending Tariff Revisions pending an investigation to determine whether the revisions are fair, just, reasonable, and sufficient.
- 3 On March 31, 2017, H&R Waterworks filed a letter that states in relevant part: "After serious reflection on the testimony given and questions asked during the open meeting held on March 29, 2017, the company is withdrawing its Conservation Rule 21 filing in Docket UW-161035."
- 4 Staff recommends the Commission grant the Company's request to withdraw its Conservation Rule 21 filing subject to condition that the Company provide Staff, on a quarterly basis, with monthly water usage data by meter for each of the water systems exceeding 95 percent of their annual withdrawal limits as established by the Department of Ecology.

**FINDINGS AND CONCLUSIONS**

- 5 (1) The Commission is an agency of the State of Washington vested by statute with the authority to regulate the rates, rules, regulations, practices, accounts, securities, transfers of property, and affiliated interests of public service companies, including water companies.
- 6 (2) H&R Waterworks is a water company and a public service company subject to Commission jurisdiction.
- 7 (3) This matter came before the Commission at its regularly scheduled meeting on October 27, 2016, March 29, 2017, and May 11, 2017.
- 8 (4) The Commission finds and concludes that H&R Waterworks should be allowed to withdraw its currently suspended tariff filing.

**ORDER**

**THE COMMISSION ORDERS:**

- 9 (1) H&R Waterworks, Inc.'s request to withdraw its tariff revisions, filed in Docket UW-161035 on August 29, 2016, is granted.
- 10 (2) On a quarterly basis, the company will provide Staff with monthly water usage data, by meter, for each of the water systems exceeding 95 percent of their annual withdrawal limits as established by the Department of Ecology.
- 11 (3) The Complaint and Order Suspending Tariff Revisions in Docket UW-161035, dated October 27, 2016, is dismissed.

DATED at Olympia, Washington, and effective May 11, 2017.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Chairman

ANN E. RENDAHL, Commissioner

JAY M. BALASBAS, Commissioner