

OR District's Service Area

Community, Town or City

P.S.C. KY. NO. 2

SHEET NO. 2

JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

CANCELLING P.S.C. KY. NO. 1

(Name of Utility)

SHEET NO. 2

RULES AND REGULATIONS

3. Conflict

In case of conflict between any provisions of any rate schedule and the Rules and Regulations herein, the rate schedule shall control. Also, should any of the Rules and Regulations contained herein conflict with 807 KAR Chapter 5 as of this date, same shall take precedence over those contained herein.

4. Application For Service

Any person, firm, agency or governmental entity within the current service area of the District may request service. Said request must be in writing on a form approved by the District.

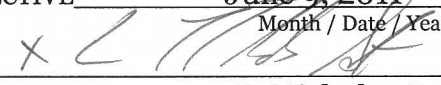
No service requested shall be granted unless the property of said applicant is contiguous to an existing sewer main of the District. Should the applicant desire to have the existing system extended for service, same shall be accomplished as required hereafter. Should applicant request to have service extended, it will be the applicant's requirement and responsibility to provide any necessary easement(s) on private land. The easement(s) shall be prepared by the District's attorney, at the applicant's expense, from descriptions and landowner information provided by the applicant. The path of the easement shall be subject to the District's approval.

[T]

Should the District determine that service to an applicant is available, each prospective applicant desiring sewer service shall be required to execute and sign the District's application and contract for sewer service before service is supplied by the District.

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ISSUED BY 
L. Nicholas Strong

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. _____ DATED _____

FOR District's Service Area

Community, Town or City

P.S.C. KY. NO. 1

SHEET NO. 2A

JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

(Name of Utility)

CANCELLING P.S.C. KY. NO. N/A

SHEET NO. N/A

RULES AND REGULATIONS

5. Point Of Delivery


The point of delivery is the place where the sewer main or lateral enters upon the customer's premises. All lines, plumbing, and equipment beyond this point shall be installed and maintained by the customer at his own expense in a safe and efficient manner and in accordance with the District's Rules and Regulations and with the regulations of the Jessamine County Health Department. The District reserves the right to determine in its sole discretion the location of the point of delivery but with due regard to the wishes of the prospective customer.

[T]

Should a situation occur where it would be feasible to provide service to an applicant at a point of delivery not on the applicant's premises, then it would be the applicant's requirement and responsibility to provide the necessary easement(s) on private land. The easement(s) shall be prepared by the District's attorney, at the applicant's expense, from descriptions and landowner information provided by the applicant. The path of the easement shall be subject to the District's approval.

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P.S.C. KY. NO. 1

SHEET NO. 8

JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

(Name of Utility)

CANCELLING P.S.C. KY. NO. 1

SHEET NO. 8

RULES AND REGULATIONS

8 Discontinuance Of Service By Customer

Any customer having fulfilled his contract terms and desiring to discontinue the sewer service to his premises for any reason must give notice of discontinuance in writing or in person at the business office of the District at least three (3) days prior to the date on which the customer desires to discontinue service. If such notice is not given and/or the contract terms have not been fulfilled, the customer shall remain liable for all sewer service rendered to such premises by the District.


9 Authority To Institute Legal Proceeding For Collection Of Monies Owed

[T]

The District's legal counsel is authorized and directed to take all steps and to institute any and all necessary actions and/or litigation in the name of the District in any court having jurisdiction over such matters of enforcement and for the collection of delinquent accounts, damage or monies owed to the District. In the event the District incurs legal fees and costs as a result of the foregoing, it shall be entitled to recover from the customer any amount awarded by the court of jurisdiction.

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SHEET NO. 11

JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

CANCELLING P.S.C. KY. NO. 1

(Name of Utility)

SHEET NO. 11

RULES AND REGULATIONS

11. Interruption Of Service

The District will use reasonable diligence in supplying sewer service, but it shall not be liable in the event of, or for any loss, injury, or damage to persons or property resulting from interruptions in service, main blockage and surcharge, or otherwise unsatisfactory service, whether or not caused by its negligence.

The District shall in no event be held responsible for any claim made against it by reason of the breaking or blockage of any mains or laterals or by reason of any other interruption of the supply of sewer service caused by the failure of machinery or stoppage for necessary repairs or other reason. No person shall be entitled to damages nor a payment refund for any interruption of service which in the opinion of the District may be deemed necessary.

The District shall make all reasonable efforts to end interruption of service and when such interruption occurs will endeavor to re-establish service with the least possible delay. When the service is interrupted, all customers affected by such interruption will be notified in advance, whenever it is possible.

12. Relocation Of Sewer Facility

The District may, at the request of a customer or other person, relocate, change or modify existing District owned equipment, mains or appurtenances. Those requesting shall reimburse District for such changes at actual cost including but not limited to appropriate legal, administrative, engineering and overhead costs. If additional easement(s) are required, it shall be the customer or other person's requirement and responsibility to provide or obtain the necessary easement(s) from other private landowner(s). The easement(s) shall be prepared by

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SHEET NO. 12

JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

CANCELLING P.S.C. KY. NO. 1

(Name of Utility)

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RULES AND REGULATIONS

the District's attorney, at the customer or other person's expense, from descriptions and landowner information provided by the customer or other person. The path of the easement shall be subject to the approval of the District.

No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the District's sewer system. Any person violating this provision will be subject to criminal charges, civil suit, and/or discontinuance of sewer service and shall pay the cost of repairing or replacing the District's facilities.

If any loss or damage to the property of the District or any accident or other injury to persons or property is caused by or results from the negligence or wrongful action of a customer, members of his/her household, his/her agent or employee, the cost of necessary repairs or replacements shall be paid by the customer of the District and any liability otherwise resulting shall be that of the customer.

13. Additional Load

The service connection supplied by the District for each customer has a definite capacity, and no addition to the requested service line connected thereto shall be allowed except by written consent of the District. Failure to give notice and to obtain the District's written consent for such additions or changes in load shall render the customer liable to the District for all loss, cost, and expense, including but not limited to attorneys' fees and court costs, for any damage to any of the District's lines or equipment or cost caused by the additional load.

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FOR District's Service Area

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P.S.C. KY. NO. 1

SHEET NO. 12A

JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

CANCELLING P.S.C. KY. NO. N/A

(Name of Utility)

SHEET NO. N/A

RULES AND REGULATIONS

14. Notice Of Trouble

Customer shall notify the District immediately should the service be unsatisfactory for any reason, or should there be any defects, trouble or accidents affecting the sewer system. Such notices, if verbal, shall be confirmed in writing.

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P.S.C. KY. NO. 2

SHEET NO. 41

JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

CANCELLING P.S.C. KY. NO. 1

(Name of Utility)

SHEET NO. 41

RULES AND REGULATIONS

32. New Construction To Conform To District, County And State Regulations

Prior to construction of any sanitary sewer facility in the District's Service Area, without regard to whether it is to be publicly or privately owned, operated and maintained, all plans and specifications shall be submitted to the District for approval and shall conform with these Rules and Regulations, the Facilities Plan (current edition-latest revision) and the Rules Manual. Subsequent to District's approval, all plans and specifications shall also be approved by the Kentucky Division of Water pursuant to KRS Chapter 224.

[T]

If additional easement(s) are required, it shall be the Customer or other person's requirement and responsibility to provide or obtain the necessary easement(s) from other private landowner(s). The easement(s) shall be prepared by the District's attorney, at the Customer or other person's expense, from descriptions and landowner information provided by the Customer or other person. The path of the easement shall be subject to the approval of the District

33. Required Certification, Inspections, Tests

Prior to placing the sanitary sewer system into operation, all testing, inspections and certifications required by the District, Kentucky Division of Water and other public agencies shall be completed and approved.

34. Occupancy Of Structures

A. No person shall occupy any structure or shall cause or allow the occupancy of any

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SHEET NO. 41A

JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

CANCELLING P.S.C. KY. NO. N/A

(Name of Utility)

SHEET NO. N/A

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structure before the sewer system to which said structure is connected has met all requirements of these and other applicable rules and regulations.

- B. No building permit or occupancy permit, other than a nonoccupancy building permit, shall be issued by any officer or agent of a government until the sewer system serving the structure for which the permit is requested has met all requirements herein.

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SHEET NO. 46

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RULES AND REGULATIONS

45. Extensions

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For a potential customer to connect to the District's existing sewer system, the existing sewer main must be on the customer's property. Otherwise, the property is defined as an unserved area and a sewer main extension is required. If additional easement(s) are required, it shall be the potential customer's requirement and responsibility to provide or obtain the necessary easement(s) from other private landowner(s). The easement(s) shall be prepared by the District's attorney, at the potential customer's expense, from descriptions and landowner information provided by the potential customer. The path of the easement shall be subject to the approval of the District.

If the potential customer(s) is an individual or group of individuals, they shall meet with the District's Commissioners to request a line extension and service. If such request is determined to be feasible, then the individual(s) shall proceed with said extension at the District's standard method and procedure with the full cost of said extension, including but not limited to construction, inspection, design, legal, administrative, etc., to be borne by the individual(s). There shall be no refund or rebate by the District for this extension. Also, the

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JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

CANCELLING P.S.C. KY. NO. N/A

(Name of Utility)

SHEET NO. N/A

RULES AND REGULATIONS

prospective customer(s) shall abide by the rates and tap fees as stated in Classification of Service. All design plans and construction, whether furnished by the District or not, are subject to the District's review, inspection and approval.

If any land developer, subdivider, contractor or other public body desires and requests sewer service to an unserved area, they shall submit their request in writing to the District and meet with the Board of Commissioners to present their request. The Board of Commissioners upon receipt of same and meeting with the requestor shall decide based on feasibility and available capacity whether to grant or deny the request. If granted, the requestor shall proceed with the District under the District's standard method and procedure and in accordance with the District's standard agreements, to provide line extension(s) and service to the area. The requestor shall comply and be bound by the terms of the separate and applicable executed agreements between the District and the governmental body which owns and operates the POWT facility to which their sewage will be transported. The full cost of said extension including but not limited to construction, inspection, design, legal, administrative, etc., shall be borne by the requestor. There shall be no refund or rebate by the District for this extension. All future customers connecting to this extension shall abide by the rates and tap fees as stated in the Classification of Service. All design plans and construction whether furnished by the District or not are subject to the District's review, inspection and approval.

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SHEET NO. 49

JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

CANCELLING P.S.C. KY. NO. 1

(Name of Utility)

SHEET NO. 49

RULES AND REGULATIONS

49. Extension Design Policy

It is the District's policy that all sewer main extensions be designed and located in such manner that downstream and upstream estates may connect to and perpetuate the continuity of the system. Adequate easements shall be provided by the extendor to allow for this continuity. Manholes and/or pump stations providing access to the adjacent estates shall be located at or near the property line/boundary of the extendor's development.

Sizing of mains and/or pump stations shall be in accord with the District's adopted plan(s) and/or master studies. In the absence of such, design parameters shall be provided by the District's engineer as approved by the District's Commissioners.

If the upstream estate is located in part or whole in a separate drainage basin, but in the opinion of the District it may be best served via a manhole and/or connection at the common boundary, the extendor shall design and construct said future connection point at the direction of the District.

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Furthermore, it is the District's stated policy that design of all construction and/or extensions be done in accordance with the central premise of "how the proposed system will best serve the District's existing and future customers and yet unserved areas". Principles such as location of pump stations at the lowest point of drainage basins, regardless of project boundary; line sizing for full upstream development; line and manhole location at adjacent property line(s); and other principles and policies as may now or in the future be required by the District, whether published or not, shall apply.

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The District reserves the unfettered right to dictate overall design principles and facility location of a proposed extension, whether or not supported by adopted rules, plans, policies and/or master studies.

If additional easement(s) are required, it shall be the extendor's requirement and responsibility to provide or obtain the necessary easement(s) from other private landowner(s). The easement(s) shall be prepared by the District's attorney, at the extendor's expense, from descriptions and landowner information provided by the extendor. The path of the easement shall be subject to the approval of the District.

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SHEET NO. 53

JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

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(Name of Utility)

SHEET NO. 53

RULES AND REGULATIONS

52. Installation of Cluster System

Due to economies of scale relative to installation and O & M, this System shall only be applied to stand-alone residential developments consisting of 25 or more lots. However, a lot development with a smaller number of lots may be attached to existing Systems, when expansion of the existing System's treatment and disposal can be expanded and approved.

Persons or firms wishing to provide this method of sewage disposal shall meet with the District's Commissioner's to present their request and provide adequate information such that the District may evaluate the feasibility of the proposed addition to the System.

Upon determination by the District's Commissioner's that the request is feasible, the applicant's request will be reduced to a written agreement providing for the applicant to construct the System, the design of which has been approved by the District and the appropriate governmental agencies. The applicant shall then construct the approved System design subject to the inspection of the District. Upon acceptance of the construction by the District, the applicant shall then convey the system to the District.

[T]

If additional easement(s) are required, it shall be the applicant's requirement and responsibility to provide or obtain the necessary easement(s) from other private landowner(s). The easement(s) shall be prepared by the District's attorney, at the applicant's expense, from descriptions and landowner information provided by the applicant. The path of the easement shall be subject to the approval of the District.

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JESSAMINE-SOUTH ELKHORN SEWER DISTRICT

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(Name of Utility)

SHEET NO. N/A

RULES AND REGULATIONS

53. Septic Tank Maintenance

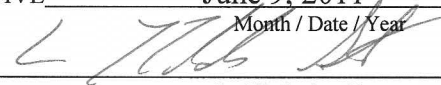
The District shall inspect the septic tank annually and provide for necessary pumping on a rotational 3-5 year cycle, or sooner if needed. The cost of required pumping shall be billed to the customer.

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