

P.S.C. NO. _____

CANCELS P.S.C. NO. _____

TARIFF

Of

Trimble County Water District No.1

Rates, Rules and Regulations for Furnishing

WATER SERVICE

At

Trimble County, Kentucky

FILED WITH PUBLIC SERVICE COMMISSION
OF KENTUCKY

Issued January 29, 2000,

Effective March 1, 2000

Issued by _____
Trimble County Water District No.1

By: Walter A. Logan
Chairman TCWD#1

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 01 2000

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

C/102

DISTRICT

For _____

P.S.C. NO. _____

REVISED SHEET NO. /
Cancelling PSC NO. _____

TRIMBLE COUNTY WATER DISTRICT NO.1

CLASSIFICATION OF SERVICE

NUMBER OF GALLONS OF WATER PER MONTH	MONTHLY CHARGE PER 1000 GALLONS
First 1,000 gallons	\$13.97 Minimum bill
Next 2,000 gallons	\$ 4.69 per 1,000 gallons
Next 3,000 gallons	\$ 4.08 per 1,000 gallons
Next 6,000 gallons	\$ 3.47 per 1,000 gallons
Over 12,000 gallons	\$ 2.86 per 1,000 gallons
Bulk Sales	\$5.00 per 1,000 gallons
West Carroll Wholesale Rate	\$1.74 per 1,000 gallons
Meter Service Connection	\$525.00 (tap fee)
Return Check Fee	\$ 15.00
Disconnect and/or Reconnect Fee	\$ 35.00
Customer Deposit	\$ 42.00

The above rates do not include 3% school tax and 6% sales tax.

A penalty of 10% will be added to the bill if your payment is not received before the 10th.

DATE OF ISSUE March 5, 1999

DATE EFFECTIVE March 5, 1999

ISSUED BY : Walter A. Logan

TITLE: Chairman

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. 98-614 dated March 5, 1999.

OF KENTUCKY
EFFECTIVE

MAR 05 1999

PURSUANT TO 807 KAR 5011
SECTION 9(1)

BY Spencer C. Bell
SECRETARY OF THE COMMISSION

Sheet 2

TRIMBLE CO. WATER DISTRICT #1

Name of Utility

RULES & REGULATIONS

January 24, 2000

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March 1, 2000

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Issued by

Walter A. Logan

Name

Chairman TCWD #1

Title

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TRIMBLE CO. WATER DISTRICT #1

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RULES & REGULATIONS

Section 1

APPROVAL OF THE RULES AND REGULATIONS

All Rules and Regulations of the District are subject to the approval of the Public Service Commission of the State of Kentucky, or its successor, and if any part there of should be adjusted to be in violation of any rule or order made by the Commission, then that particular part shall be in effect but without in any way affecting the other portions there of.

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Section 2

SERVICE CLASSIFICATION

There shall be no distinction of this category, as all customers will be served in a like manner.

This facility prohibits discrimination on the basis of race, color, sex, age, handicap, religion, or national origin.

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Section 3

DEFINITIONS

“Prospective Applicant” shall mean any developer, builder or other person, partnership, association corporation or governmental agency applying for a new installation for water service to a premises or line extension.

“Applicant” shall mean any developer, builder or other person, partnership, association, corporation or governmental agency applying for water service pursuant to these rates rules and regulations.

“Customer” shall mean any developer, builder or other person, partnership, association, corporation or governmental agency supplied with water service by water district pursuant to these rules and regulations.

“District” shall mean the District acting through its, officers, manager, or other duly authorized employee or agent.

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“Service Pipe” shall mean as referred to in these rules and regulations consist of the following:

1. A shutoff valve, copper setter, double-check valve, and meter when installed in a meter box.
2. The pipe between the District main and the meter box.

“Customer Service Pipe” shall mean the portion of the line between connection and the premises.

“Premises” shall mean as follows:

1. Real estate and structure on it.
2. A structure enclosed within exterior walls, built, erected and framed of component structural parts and designed for inhabitant to reside in or occupy as a residence or business.

“Multi Premises” shall mean two or more premises as described above attached to one-meter service, with respect to duplexes, apartment buildings and trailer parks, each separate unit occupied as a residence shall be considered as a separate premises and be billed as set out in section 7 (I) here in.

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Section 4

RENDERING OF SERVICE

- A. The rules and regulations in their entirety as hereinafter set forth or as they may hereafter be altered or amended in a regular and legal manner shall govern the rendering of water service and every customer, upon signing of an application for water service or upon the taking of water service, will be bound thereby.
- B. All service will be rendered on a metered basis, on an individual premise.
- C. New services installations will be rendered service upon final approved inspection of customer service pipe by District.

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Section 5

SERVICE APPLICATION

- A. Identity of the customer will require a contracting customer application. Any change in the identity of the customer will require a new contracting customer application. The contracting customer will be liable for all water supplied to the premises from meter connection until he/she has given at least three (3) working days notice, in person, in writing or by phone with burden of proof by telephone will be up to contracting customer.
- B. The customer shall pay at the time of application any service charges and/or deposits that are required.

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Section 6

NEW SERVICE APPLICATIONS

- A. A new service application is the signing of contract for a new service tap with the Water District for the purchase of water from the District. Applicant will be required to pay the approved tap-on-fee as set forth in tariffs, along with any inspection fee as set forth in tariffs.
- B. Installation of service will not begin until all approved permits as required by federal, state, local or district have been received in the districts office.
- C. New service applications will only be accepted by District on services that will be attached to an existing distribution main. Any service that cannot be reached within a fifty-foot limit provided by the district will fall under Section 21 of the rules and regulations.

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Section 7

TERMS AND CONDITIONS OF BILLING AND OF PAYMENT

- A. Bills for water service by meters will be sent to the customer monthly and the company may determine end of such dates.
- B. Special charges will be payable upon demand as set out in tariffs.
- C. All bills for water service are due and payable at the office of the District, and are considered delinquent if not paid within (10) ten days from the bill date. Such bills are subject to a penalty of ten (10) percent of the delinquent account. Failure to pay will render the customer subject to discontinuance of service and fees for reconnecting service. If any bill for water service is not paid within 20 days of mailing date of bill, the service may be discontinued in accordance with Section 8 (A), Discontinuance of Water Service. "The penalty will be assessed only once on any bill for service rendered" in accordance with 807 KAR5:0006 Section 8 (3) (h).

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- D. Customers are responsible for furnishing the District with their correct address. Failure to receive a bill will not be considered an excuse for non-payment nor permit an extension of the delinquent date on the account.
- E. All bills will be sent to the address entered on the application unless the customer of change of address notifies the District in writing.
- F. The District will not be bound by billing errors. All billing errors, both under and over billings, will be corrected and appropriate refunds, credits or charges rendered upon discovery of such error.
- G. The use of water by the same customer in different premises of localities will not be combined into a single bill.
- H. If, for any reason, service is discontinued before the expiration of one (1) month from commencement of service, a bill for at least the minimum charge of one (1) month will be rendered, unless customer request termination of service, desiring service terminated or changed form one address to another shall give the District three (3) working days' notice in person, in writing, or by telephone. The customer shall not be responsible for charges for service beyond the three (3) day notice period if the customer provides reasonable access to the meter during the notice period. If the customer notifies the District of request for termination by telephone the burden of proof is on the customer to prove that service termination was requested if a dispute arises.

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I. Multi-premises will be billed as follows:

Where two or more premises including duplexes, apartment houses, mobile home parks, trailer parks, or other multi-unit premises, businesses or any combination of the above, are served by a single water meter, the water rates and charges to each premises shall be computed by dividing the number of gallons of water registered by such single meter by the number of premises being served through such meter and then applying the result thus obtained to the water rate schedules set out in the rate tariffs of the Trimble County Water District No.1. In no event shall the monthly bill applicable to each premise be less than the minimum water bill rates set out in the rate tariffs of the Trimble County Water District No.1.

The contracting customer responsible for the service at each site where there are multiple premise users on one meter shall be given the option of having a meter installed for each premise and paying for the installation, or continuing to be billed as set out above.

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Section 8

DISCONTINUANCE OF WATER SERVICE

A. The District will not discontinue the service any customer for violation of any rule or regulation of the District or for nonpayment of bills, except on written notice of at least five (5) days mailed to said customer at his/her address shown on the District records delivered to him/her or a member of his household, advising the customer in what particular manner such rule has been violated, for which service will be discontinued if the violation is permitted to continue giving the customer a reasonable amount of time to correct violation. After such effort by the District, service may be terminated or refusal only after the customer has been given at least ten (10) days' written termination notice. Provided, however, discontinuance of service shall be effected not less than twenty (20) days after the mailing date of the original bill unless, prior to discontinuance, a residential customer present to the District a written certificate, signed by a physician, registered nurse or public health officer, that such discontinuance will aggravate an existing illness or infirmity on the effected premises, in which case discontinuance may not be effected until the effected resident can make other living arrangement or until not less than thirty (30) days elapse from the date of the District notification; provided, further, that where the District's regulating or measuring equipment has been tampered with, or where a dangerous condition is found to exist on the customers premises, service may be shut off without advance notice.

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B. Subject to the foregoing provisions, service rendered under any application, contract or agreement may be discontinued by the District for the following reasons:

- i. For willful or indifferent waste of water due to any causes which adversely effects water service to other customer(s) or the District utility operation.
- ii. Misrepresentation in application as to the property or fixtures to be supplied or use to be made of water.
- iii. Resale or giving away water, to supply or use for non-metered service with water supply.
- iv. For failure to protect injury, damage to the meter and connections or for failure to protect and maintain the service pipe or fixtures on the property of the customer, in a condition satisfactory to the District.
- v. For damage to tampering by the customer or others with the knowledge of the customer with any meter connections, service pipe, meter box, seal, lock or any other appliance of the District controlling or regulating the customer's water supply.

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- vi. For failure to provide the District employees free and reasonable access to the premises supplied, or for obstructing the way of ingress to the meter or other appliance of the District controlling or regulating the customer's water supply (with at least fifteen (15) days advance written notice).
- vii. For non-payment of any account for water supplied, for water service, for meter or service maintenance, or for any other fee or charge accruing under these Rates, Rules and Regulations.
- viii. In case of vacancy of the premises (such as rental property) and where the owner has not requested a continuance of service in name.
- xi. For violation of any other rule or regulation of the District or state and municipal, rules and regulations applying to the District's water service.
- x. Discontinuing the supply of water to a premises for any reason shall not prevent the District from pursuing any lawful remedy by action at law or otherwise for the collection of monies due from the customer.

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Section 9

RENEWAL OF WATER SERVICE AFTER DISCONTINUANCE

- A. When water service has been terminated for any reason, it will be restored only after the conditions, circumstances or practices, which caused the water to be discontinued, are corrected to the satisfaction of the District and upon payment of all charges due and payable by the customer in accordance with the Rates, Rules and Regulations.
- B. No customer whose service has been turned off shall turn on same, or have service turned on by anyone other than the District.
- C. When it has been necessary to discontinue water service to any service because of a violation of the Rules and Regulations or on account of non-payment of any bill, the approved disconnection fee will be charged to cover the expense of disconnecting and restoring service as set forth in the District schedules of rates and charges. The charge, together with any arrears that have accrued and any service deposit required by the District, must be paid before the water will be turned on.

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- D. The District may require a minimum cash deposit equal to two (2) months average usage when a customer's water service has been turned off for non-payment of bill. The customer will have to pay a connection charge in addition to the minimum cash deposit to have water service restored.
- E. Services may be refused or discontinued for failure to pay the requested deposit and fee or charges that are set forth in approved tariff rates.
- F. The required deposit and any interest earned in accordance with statute KRS 278.460 and 807 KAR 5:006, Section 7 (6) governing the rate of interest to be paid by water district, will be returned after one (1) year, if the customer has established a satisfactory payment record for that period.
- G. The service charge will not be returned.
- H. If service is terminated before the one (1) year period, the deposit and any interest earned will be credited to the final bill with any remainder refunded to the customer.
- I. Services disconnected for non-payment will have to be paid by cash money order or other guaranteed payment, if customer has history of non-sufficient funds or closed accounts documented on file with District.

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Section 10

APPLICATION FOR PRIVATE FIRE SERVICE

The District will not provide private fire hydrant service.

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Section 11

CROSS CONNECTIONS

A. Interconnections, as defined below, and any and all physical connections between the public water supply and any industrial, commercial or other water supply shall be discontinued regardless of whether or not such cross connections and interconnections are controlled by automatic devices, such as check-valves or stop crocks; and no physical connection shall be made or established except between public water supplies which are adequately treated and are under adequate laboratory control.

- Interconnection: an interconnection is a plumbing arrangement, other than a cross connection, by which contamination might be admitted or drawn into the distribution system of the District, or into lines connected there with, which are used for the conveyance of potable water.

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- B. If a public water supply is used as a secondary supply delivered either to an elevated tank or suction tank supplied with water from a source of system with which physical connections are not permitted by this regulation, such tank(s) shall be open to atmospheric pressure and the water from the public water supply system shall be discharged into the tank at the elevation above the overflow level of the tank(s) and the tank overflow shall be of adequate size to fix definitely the overflow level.
- C. The making, causing or permitting of the installation or existence of an interconnection or cross connection on violation of these rules shall constitute a violation of the Rules and Regulations of the District and such prohibited connection shall be removed forthwith in a manner acceptable to the District and to the State Commissioner of Health and Plumbing Inspectors. Failure to do so within two days from and after date of notification by the District may result in discontinuance of water service.

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Section 12

METERS

- A. Water will be sold by meter measurement.
- B. All meters will be installed, maintained and renewed by and at the expense of the District. In case of damage to such meters by reason of any act, neglect or omission on the part of the customer (such as damages occasioned by fire, hot water, accident or misuse) the customer shall pay to the District the cost of its repair on presentation of bill unless otherwise as may be determined by a court of law.
- C. The District reserves the right to determine the kind and size of meter that shall be placed on any service pipe, and such meters will be furnished, installed and removed by the District alone, and shall remain the property of the District.
- D. All meters are accurately tested before installation and are also periodically tested in accordance with the Public Service Commission's regulations. The District may at any time remove any meter for periodic tests or for repairs or replacement and may, at its option and expense, test any meter when the district has reason to believe that it is registering inaccurately.

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- E. The District shall make a test of the accuracy of any meter upon written request of the customer. The customer shall be given the opportunity to be present at the meter test. The customer shall be billed the actual cost of making the test where the test indicated that the meter was not more than two (2) percent fast.
- F. If a customer is not satisfied with the results of a meter complaint test completed by the District, the customer may request by written application to the Public Service Commission that a representative of the commission perform additional test of the meter. Such request shall not be made more often than once each twelve (12) months.
- G. The District reserves the right to put seals on any water meter or on its couplings in and for any premises, and may shut off the supply if such seals are found broken or removed.
- H. If a customer requests that an existing service be moved to a new location, the customer will be responsible for the cost of relocation.

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Section 13

ACCURACY REQUIREMENTS OF WATER METERS

- A. General – All meters used for measuring the quantity of water delivered to a customer shall be in good mechanical condition and shall be adequate in size and design for the type of service in which they measure.
- B. Repair Meter – All meters removed from service for repairs or test in accordance with this regulation, shall be tested as specified herein prior to being placed in service.
- C. Determination of Accuracy – No new, rebuilt or repaired meter shall be placed in service if the following required test show that it does not register within the accuracy limits specified in Public Service Commission’s regulation 807 KAR 5:066 Section 15 (2) (a).
 - 1. Displacement, multi-jet, compound, fire service and propeller type meters. Meters of the displacement, multi-jet, compound, fire service and propeller type shall be tested at the minimum, intermediate and high test flow rates shown in the Public Service Commission’s regulation. At least one (1) additional test shall be performed within the range of flows of compound and fire service meters to determine overall operational efficiency and accuracy of registration.

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2. Class I and Class II turbine type meters. Meters of the Class I and Class II turbine type shall be tested at the minimum and high test flow rates shown in Public Service Commission's regulation.

D. As Found Test - All meters tested in accordance with the rules for periodic, request or complaint test of Public Service Commission's regulation 807 KAR 5:066, shall be tested in the condition as found in the customer's service prior to any alteration or adjustment. This test shall consist of three (3) rates of flow in the minimum, intermediate and high flow range for that type of meter as set out in subsection (2)(a) of the Commission's regulations.

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Section 14

WATER BILL ADJUSTMENTS

If test results in a customer's meter show an average error greater than two (2) percent fast or slow, or if a customer has been incorrectly billed for any other reason, except in an instance where the District has filed a verified complaint with the appropriate law enforcement agency alleging fraud or theft by a customer, the District shall immediately determine the period during which the error has existed, and shall recomputed and adjust the customer's bill to either provide a refund to the customer or collect an additional amount of revenue from the under billed customer. The District shall readjust the account based upon the period during which the error is known to have existed. If the period during which the error existed cannot be determined with reasonable precision, the time period shall be estimated using such date as elapsed time since the last meter test, if applicable, and historical usage data for the customer. If the data is not available, the average usage of similar customer loads shall be used for comparison purposes in calculating the time period. If the customer and the are unable to agree on an estimate of time period during which the error existed, the commission shall determine

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the issue. In all instances of customer over billing, the customer account shall be credited or the over billed amount refunded at the discretion of the customer within thirty days after final meter test results. The District shall not require customer repayment of any under billing to be made of a period shorter than a period coextensive with the under billing.

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SECRETARY OF THE COMMISSION

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Section 15

OWNERSHIP OF PROPERTY

All pipe, fittings, equipment, meters or other appliances between the District distributing mains and the property line of the customer, and any meters and equipment appurtenant thereto that may be inside the customers property line, when installed at the expense of the District, shall at all times be and remain the property of the District and may at any time during reasonable hours be removed by it upon the discontinuance of service.

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Section 16

PUBLIC FIRE HYDRANTS AND POST HYDRANTS

A. Application for hydrants

- i. Fire fighting organizations as organized under statues of the State of Kentucky or local regulations to include fire districts and volunteer fire departments may contract for fire hydrants or post hydrants from the District. The District retains the exclusive right to determine the location of any hydrants applied for and shall determine the type and size of any hydrant installation requested on the determination of the District engineer and within the guidelines as established by or changed by the Public Service Commission.
- ii. The entire cost for labor, materials and other expenses incurred in installing the public fire hydrant connection, consisting of tapping the main and installing between curb and property line, will be paid by the applicant and any work done by the District in connection therewith will be at the expense and risk of the applicant.

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B. Regulations governing hydrants

- i. No person, except for the legitimate purpose of extinguishing fires or for other purposes herein provided, shall open any fire hydrant without the consent of the District.
- ii. The uses of fire hydrants will be restricted to the taking of water for the extinguishing of fires, and water shall not be taken from any fire hydrants for construction purposes, sprinkling streets, flushing trenches, sewer or gutters, or for any other use, unless specifically permitted by the District for the particular time and occasion.
- iii. The District will make inspections and test of public fire hydrants at convenient times and reasonable intervals, as determined by management.
- iv. Whenever a change in location, size or type of fire hydrant is ordered, requested or made necessary due to change in line or grade of a roadway or curb, said change will be made by the District at the expense of the party ordering, requesting or making necessary of such change.

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Section 17

INTERRUPTION IN WATER SERVICE

- A. The District may at any time shut off the water in the mains in case of accident or for the purpose of making connections, alterations, repairs, changes or for other reasons and may restrict the use of water to reserve a sufficient supply in its reservoirs for public for service or other emergencies whenever the public welfare may require it. "Notice of schedule interruptions will be given in accordance with 807 KAR 5:066, Section 4 (2).
- B. The temporary curtailment of water service may be mandated by a shortage of water available to the District.

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Section 18

LIABILITY OF DISTRICT

- A. The District shall not in any way or under any circumstances be held liable or responsible to any person or persons for any loss or damage from any excess or deficiency in the pressure, volume or supply of water due to any cause whatsoever. The District will undertake to use reasonable care and diligence in order to prevent and avoid interruptions and fluctuations in the service, but it cannot and does not guarantee that such will not occur.
- B. The District will make every effort to maintain a pressure on the distribution system as required by regulation and it does not guarantee to furnish at all times any given quantity for fire fighting purposes.
- C. The District shall not be responsible for accidents or damages to boilers or water tanks, etc., resulting from the discontinuance of service nor by reason of the breaking of any main, water pipe, fixture or appliance whether owned by the District or Customer, and no person shall be entitled to damages nor have any portion of a payment refunded for any interruption of service.

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D. The District shall not be considered in any manner an insurer of property of persons, or to have undertaken to extinguish fire or to protect any persons or property against loss or damage by fire, or otherwise. The District agrees to furnish such supply of water as shall then be available and not other or greater, and it shall be free and exempt from any and all claims for reason of fire, water failure to supply water or pressure.

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Section 19

GENERAL PROVISIONS

- A. No person shall turn the water on or off at any street valve, corporation stop, meter vault or other street connection or disconnect or remove any meter without the consent of the District. Penalties provided by law for any such action will be vigorously pursued.
- B. No employee or agent of the District shall have the right or authority to bind the District by any promise, agreement or representation contrary to the letter or intent of these Rules and Regulations.
- C. Any complaint against the service or employee of the District should be made at the office of the District, preferably in writing.

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Section 20

MONITORING OF CUSTOMER USAGE

At least once annually the District will monitor the usage of each customer according to the following procedure:

- a. The customer's annual usage for the most recent 12-month period will be compared with the annual usage for the 12 months immediately proceeding that period.
- b. If the annual usage for the two periods are substantially the same or if any difference is known to be attributed to unique circumstances, such as unusual weather conditions, common to all customers, no further review will be done.
- c. If the annual usage differ by 15 percent or more and cannot be attributed to a readily identified common cause, the District will compare the customers monthly usage records for the 12 month period with the monthly usage for the same months for the proceeding year.

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- d. If the cause for the usage deviation cannot be determined from analysis of the customers meter reading and billing records, the District will contact the customer by telephone or in writing to determine whether there have been changes, such as different number of household customers or work staff, additional or different appliances, changes in business volume, or known leaks in the customers service line.
- e. Where the deviation is not otherwise explained, the District will test the customer's meter to determine whether it shows an average error greater than 2 percent, fast or slow.
- f. The District will notify the customer of the investigation, its findings, and any refunds or back billing as a result in accordance with 807 KAR 5:006, Section 10(4) and (5).

In addition to annual monitoring, the District will immediately investigate water usage deviations brought to its attention as a result of its on going meter reading or billing process or customers inquiry.

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Section 21

WATER LINE EXTENSION

A. For this section the following definitions shall apply:

- a. The term "cost of extension" as used herein shall mean all cost involved in extending a water main to include the actual laying of pipe and appropriate fixtures (excluding meters), administrative cost, legal fees, engineering fees, any fees required by the utility as approved by the Kentucky Public Service Commission or assessed by other regulatory authorities. The cost of extension includes the cost for both on-site facilities and off-site facilities as defined below in this section.
- b. The term "new subdivision" as used herein shall mean any new subdivision or residential and/or commercial lots for which a plat has been filed in the Trimble County Clerk's office, and the sub-divider has or will constrict roads or streets as public roadways to said lots.
- c. The term "on-site facilities" as used herein shall include only those water mains with related fixtures and other facilities, if any, to be installed and located wholly within the boundaries of the property to which service is to be extended.

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- d. The term "off-site facilities" as used herein shall include all water mains with related fixtures and other facilities, if any, to be installed and located outside of the boundaries as depicted on plats from existing mains of the District to the new subdivision or prospective customer.
- e. The term "current estimated cost" as used herein shall mean a cost figure as determined by the District's Engineering firm to establish a water main extension/s defined (a) above.

B. General Water Service

- a. Free Extensions: The District will, upon written request for service by a prospective customer or a group of prospective customers located in the same neighborhood, make an extension of fifty (50) feet of distribution main per prospective customer, free of charge.
- b. Extensions above the fifty (50) foot limit: If the cost of an extension requested, in order to furnish general water service to a prospective customer or group of prospective customers, is greater than the fifty (50) foot extension specified in 807 KAR 5:066 Section 11, herein, such an extension will be made under the following conditions: The District shall determine the total

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cost of the proposed water main extension (exclusive of the meter connections) and the total length of the extension. The District shall pay that portion of the cost of the water main extension equal to fifty (50) feet for each applicant for service. Those applicants desiring service on the main extension shall contribute the part of the cost not covered by the District's portion equally.

- c. Each applicant will be required to pay the District's approved "tap-on-fee" for a meter connection to the main extension.
- d. For a period of five years, after the original construction of the main, each additional customer directly connected to each particular extension will be required to contribute to the cost of that water main extension based on a re-computation of both the District's portion of the total cost and each customers contribution as set out above.

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- e. The District must refund to those customers who have previously contributed to the cost of each main extension, that amount necessary to reduce their contribution to the currently calculated amount of each customer connected to that extension. In addition, each customer must pay the approved "tap-on-fee" applicable at the time of his or her application for the meter connection. The "tap-on-fee" is not part of the refundable cost of the extension and may be changed during the refund period. After the five-year refund period expires, any additional customers applying for service on each main extension must be connected for the amount of the approved "tap-on-fee" only. Also, after the five year refund periods expires, the District will be required to make refunds for an additional five year period in accordance with KAR 5:066 Section 11 (b). In no event will the total amount refunded exceed the amount paid to the District.
- f. No interest will be paid by the District on the Customer's payment made in accordance with paragraph b of this section.

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- g. Extensions made under this rule shall be and remain the property of the District.
- h. The District reserves the right to further extend its water main from and beyond the terminus of each water main extension made under this rule. The Customer paying for an extension shall not be entitled to any refund for the attaching of customers to any further extension or branch mains so installed.
- i. In determine the length of a main extension to a lot or lots, the District shall require that the extension be constructed to a point on the lot or lots so that service may be provided as requested and so that a gate valve may be established in an appropriate place and operated as a flush valve. If the extension is to be built on general un-platted road frontage or farmland, the extension construction shall be required only to an appropriate location near the last point of service. If the District should determine that the extension should not have to extend over the entire frontage of the property or lot, it shall require that the customer grant a right-of-way over the entire frontage.

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j. Actual construction cost for the extension will be calculated on a "line-item" basis. Other costs associated with the extension will be calculated on an "incurred" basis. When the construction project is finished the prospective Customer(s) will be required to pay any cost above their initial payments for the cost of the extension or be refunded any balance not used for the extension.

- A work sheet for calculation of customer's contribution for water main extension and a contract for water main extension will be filled out and signed by all parties with each receiving a copy.

C. Service Line Extensions

a. Where mains are now or may hereafter be laid, the District will, at its expense, install the service pipe and appurtenances between the water main along the roadway up to and including the stop crock and curb crock, or the copper setter, when installed in the meter box at or near the property line, provided that the service pipe is required for the immediate and continuous supply of water for general water service to premises abutting the public highway upon which such mains are located; and all such service pipe and appurtenances shall be installed only by the District.

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- b. The District will maintain such service pipes and appurtenances laid by it, but will not maintain any service pipes, which are Customer owned.
- c. The District will make all connections to its mains and will specify the size, kind and quality of all materials.
- d. The corporation stop, curb cock, curb box, meter box and the street service pipe from the street main to the curb cock will be furnished, installed and maintained by the District and shall remain under its sole control and jurisdiction.
- e. The curb cock or meter box will be set on a level with the grade of the property as found and shall be kept accessible at all times.
- f. The District reserves the right to determine the size of each connection to its mains and the service installed there from.
- g. The District will specify the size, kind and quality of the materials comprising the Customer's service pipe from the point of service to the place of consumption, but shall be furnished, installed and maintained by the Customer(s) at his own expense and risk.

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- h. The Customer's service pipe, all connections and appurtenances attached there of shall be subject to the inspection of the Division of Plumbing and/or the District before the water will be turned on and all premises receiving a supply of water and all service pipe, valves, connections, including any and all connections within the said premises, shall at all reasonable hours be subject to inspection by and duly authorized employees of the District.
- i. The service pipe shall be laid below the frost line at least, thirty (30) inches below ground level, at all points and shall be laced in firm and continuous earth so as to give unyielding and permanent support, shall not be laid in driveways, nor pass through premises other than that to be supplied, shall be installed in a trench at least two (2) feet in a horizontal direction from any other trench wherein are laid gas pipe, sewer pipe or other facilities, public or private.
- j. Where a street service connection is already laid to the curb line, the Customer shall connect with the service connection as laid.

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- k. When a Customer's service pipe is relocated at the Customer's request, the Customer shall be responsible for the cost of such relocation.
- l. No attachment to the service pipe or any branch therein shall be made between the meter and the street main.
- m. Each premise shall be supplied through an independent service pipe from a separate curb crock and/or meter box.
- n. The District shall in no event be liable for any damage done or inconvenience caused by reason of any break, leak or defect in or by water escaping from service pipes or fixtures owned by the customer or property owner.

D. Main Extensions for New Subdivisions

- a. When an extension of the District water main is requested into a subdivision, the owner/developer of that subdivision shall submit six (6) copies of the plat, as filed in the Trimble County Clerks office, to the District with a written request that water service be provided to the property. The proposed extension shall be handled in the following manner:

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1. The subdivision owner/developer, shall submit the plat as required above, along with an adequate deposit to pay for administrative cost, the preliminary engineering work, and a preliminary cost estimate for the construction of the water main and associated facilities, if any, to include on-site facilities, if any, engineering cost, legal cost and administrative costs. When the estimate is complete and presented to the prospective developer, he or she may then decide to proceed or not proceed with the construction.
2. If the owner/developer decides to proceed with the water main extension after reviewing the preliminary costs, the District will have final plans and specifications prepared. A current estimated cost figure will be rendered to the owner/developer showing the cost of on-site facilities and off site facilities, if any.

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- 3. Before construction begins, the owner/developer will pay the District the estimated costs. The District will solicit bids from responsible contractors and select the best bid. The District reserves the exclusive right to select the contractor. If no bid is received at or above the projected cost figure, further bids may be solicited or the owner/developer may deposit with the District adequate funds to pay the difference between the low and acceptable bid and the estimated cost.
- 4. Actual construction cost for the extension will be calculated on a "line-item" basis. Other costs associated with the extension will be calculated on an "as incurred" basis. When the construction project is finished, the owner/developer will be required to pay any cost over runs above the initial payment for the extension or be refunded any balance not used for the extension.

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- 5. Actual construction will be observed and supervised by a resident inspector, as required.
- 6. Before water lines will be laid in any new subdivision, the road surface shall be brought to the established sub-grade; and the owner/developer of the new subdivision shall furnish the District with a right-of-way agreement suitable in form to the District, unless the streets of the new subdivision have been dedicated to the public use or suitable utility easements are provided by plat.
- 7. The District shall have the exclusive right to determine the type, location and size of mains to be installed and of the related facilities required to render adequate service.
- 8. For a period of ten (10) years each premise served for which a street service connection shall be directly attached to such main extension between its original beginning and original terminus, excluding connections to further

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extensions or branches thereof, and crediting no more than one such service connection building plot, District shall refund to the owner of such subdivision on an annual basis, an amount equal to fifty (50) feet of the average cost, for each customer connected during the current year. In no event shall the total refund exceed the amount paid into the District. After the end of the ten (10) year refund period, no refunds will be required to be made.

- 9. The owner/developer of subdivision shall warrant to the District that the location and grade of streets, curbs, sidewalks, building plots, building lines and utility easements; as depicted on said preliminary plat, will not be altered or changed in any respect in the final plat and shall be recorded in the office of the Clerk of the Trimble County Court.

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10. In the event the location or grade of streets, sidewalks, curbs, building plots, building lines or utility easements is altered, amended or changed in a final plat or in an amended plat of said subdivision, whether such changes are made with or without the consent of said owner/developer, and in the event such alteration, amendment change requires, in the sole judgment of the District, the relocation, removal, replacement, reconstruction, change in site or additions to the mains and related facilities, the owner/developer shall indemnify and hold harmless the District of any and from any and all damages and cost of such removal, replacement, relocation, reconstruction and any and all other expenses or cost resulting to the District because of change of location or grade street, curbs,

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sidewalks, lots, building lines or utility easement in said subdivision or part thereof.

- 11. A work sheet for calculation of owner/developer contribution for water main extension and a contract for water main extension will be filled out and signed by both parties with each receiving a copy.

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