

AMENDMENT TO SEWER SERVICES CONTRACT

This AGREEMENT to amend existing sewer services contract made and entered into at Mt. Sterling, Kentucky, this 11TH day of JULY, 1978, by and between the CITY OF MT. STERLING, KENTUCKY, a municipal corporation of the ~~first~~^{FOURTH} class, its successors and assigns, hereinafter referred to as the "City", and SANITATION DISTRICT NO. 1 OF MONTGOMERY COUNTY, KENTUCKY, a sanitation district organized pursuant to KRS 220.110, its successors and assigns, hereinafter referred to as the "District" WITNESSETH:

WHEREAS, the City and the District have heretofore entered into a Sewer Services Contract dated March 15, 1974 providing for the processing and treatment by the City of sewage and waste water collected and pumped to the City's plant by the District; and

WHEREAS, the Mt. Sterling Water and Sewer Commission has fully considered and approved the amendment of said sewer services contract in regard to the sewer treatment fee or charges to be made by the City to the District; and

WHEREAS, it is mutually desirable and advantageous to both the City and the District for said amendment to be made effective,

NOW, THEREFORE, in consideration of the premises and in addition, the covenants and agreements and conditions of the sewer services contract between the parties dated March 15, 1974, and the mutual covenants and agreements herein contained, it is agreed as follows:

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

SEP 29 1994

PURSUANT TO 807 KAR 5011,
SECTION 9 (1)

BY: Arthur C. Fitch
FOR THE PUBLIC SERVICE COMMISSION

150 175

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

SEP 29 1974

PURSUANT TO 807 KAR 5011,
SECTION 91.1

By Arthur C. [Signature]
PUBLIC SERVICE COMMISSION

1. Paragraph 4 of the Contract between the City and the District dated March 15, 1974 is repealed and cancelled in its entirety and in place thereof is substituted the following paragraph 4:

"4. The City, through the Mt. Sterling Water and Sewer Commission shall, henceforth from the date of the execution of this amended Contract, consider Sanitation District No. 1 of Montgomery County, Kentucky, and its sewer customers situated therein, as one sewer customer of the City of Mt. Sterling, Kentucky, and will charge the District for services to be rendered under the original Contract herein dated March 15, 1974, a sum to be equal to that amount which is found by applying the total cubic feet of water consumed by all residents of said district per month to the sewer rate schedule currently in effect for customers of the Mt. Sterling Water and Sewer Commission.

The City will charge and bill the customers of the district the same charge for sewage connection or tap-on fees as the city charges to others connecting or connected to the city sewer system in effect at the time of said connection (currently \$50.00 connection or tap-on fee).

For the sum of One Hundred and Fifty Dollars (\$150.) per month the City through the Mt. Sterling Water and Sewer Commission will bill directly to customers of the district for connection fees and such sewer user charge rate schedule as may be prescribed from time to time by the Board of Directors of the

District, in the same manner as the City bills customers connected to its own sewer system.

2. In all other respects, except to the extent herein-amended, the original Contract between the parties dated March 14, 1974, remains in full force and effect.

IN TESTIMONY WHEREOF, the City of Mt. Sterling, Kentucky, has caused this Contract to be duly executed in triplicate, each of which shall constitute an original, by virtue of authority of the City Council of Mt. Sterling, Kentucky, at a regularly convened meeting on July 11, 1978, and the Sanitation District No. 1 of Montgomery County, Kentucky, has caused this Contract to be duly executed in a like manner by its President, J. A. Rogers, by authority of the Board of Directors of said District at a special meeting of said directors held on April 20, 1978.

THE CITY OF MT. STERLING, KENTUCKY

BY: Jack Miller

JACK MILLER, MAYOR

ATTEST:

Doris Baxter
Doris Baxter, City Clerk

SANITATION DISTRICT NO. 1 OF
MONTGOMERY COUNTY, KENTUCKY

BY: J. A. Rogers

J. A. ROGERS, PRESIDENT

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

ATTEST:

John W. Cronak
Secretary-Treasurer

SEP 29 1994

This Instrument Prepared By:

Alan B. Peck
Alan B. Peck

WHITE, PECK & CARRINGTON

Attorneys at Law. Mt. Sterling, Kentucky 40353

PURSUANT TO 807 KAR 5.011,
SECTION 9(1)

BY: Justin C. Neal
FOR THE PUBLIC SERVICE COMMISSION