P.S.C. KY. NO. 1

CANCELING P.S.C. KY. NO.

FLEMING COUNTY WATER ASSOCIATION

OF

PO BOX 327

FLEMINGSBURG, KENTUCKY, 41041

RATES & CHARGES

AND

RULES & REGULATIONS

FOR FURNISHING

WATER SERVICE

AT

FLEMING COUNTY
KENTUCKY

FILED WITH THE

PUBLIC SERVICE COMMISSION

OF

KENTUCKY

DATE OF ISSUE _____
Month / Date / Year

DATE EFFECTIVE _____
Month / Date / Year

ISSUED BY J. E. Smith Jr
(Signature of Officer)

TITLE Pres

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
8/11/2009
PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

By _____
Executive Director

FOR Fleming County, Kentucky
Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 1

Fleming County Water Association
(Name of Utility)

CANCELING P.S.C. KY. NO. 1

Revised SHEET NO. 1

RULES AND REGULATIONS

A. Monthly Rates
B. Deposits
C. Connection Fees
D. Meter Connection/Tap-on Charges
E. Special Non-recurring Charges
A. Service Information
B. Special Rules
C. Billing
D. NRC Information
E. Credit/Debit
F. Bill Adjustments
G. Status of Account During Dispute
H. Customer Relations
I. Customer Request for Termination
J. Utility Discontinuance of Service
K. Meter Test
L. Customer Requested Meter Test

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PUBLIC SERVICE COMMISSION
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EFFECTIVE
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SECTION 9 (1)

By Jeff Derouen
Executive Director

FOR Fleming County, Kentucky
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P.S.C. KY. NO. 1

Original SHEET NO. 2

Fleming County Water Association
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RULES AND REGULATIONS

K. Meter Test

L. Customer Requested Meter Test

M. Leak

N. Access To Property

O. Reporting of Accidents

P. Continuity of Service

Q. Pressures

R. Service Lines and Connections

S. Ownership of Mains

T. Legal Disclaimers

U. Fire Departments

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W. Requirements for New Connections

X. Extensions to Subdivisions and Developers

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Original SHEET NO. 3

Fleming County Water Association
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CANCELING P.S.C. KY. NO. 12

Revised SHEET NO. 3

RULES AND REGULATIONS

A. MONTHLY RATES:

First 2,000 Gallons	$ 17.00 Minimum Bill
Next 8,000 Gallons	6.60 Per 1,000 Gallons
Next 40,000 Gallons	5.14 Per 1,000 Gallons
Over 50,000 Gallons	3.95 Per 1,000 Gallons

Membership fee is $10.00 per member.

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FOR Fleming County, Kentucky
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P.S.C. KY. NO. 1

Original SHEET NO. 4

Fleming County Water Association
(Name of Utility)

CANCELING P.S.C. KY. NO. 1

Revised SHEET NO. 4

RULES AND REGULATIONS

B. DEPOSITS:

The utility may require a minimum cash deposit or other guarantee to secure payment. Service may be refused or discontinued if payment of requested deposit is not made.

An equal deposit amount for each class of customers will be established based on the average annual bill of customers in that class. Deposit amounts will not exceed two twelfths (2/12) of the average annual bills of customers in each class where bills are rendered monthly. Deposits will be adjusted each time the utility receives a rate increase approved by the Public Service Commission.

Deposit may be waived for a customer showing satisfactory credit or payment history. In determining whether a deposit will be required or waived, the following criteria will be considered; a) Previous history with the utility. If the customer has no previous history with the utility, statements from other utilities, banks, etc., may be presented by the customer as evidence of good credit; b) Whether the customer has an established income or line of credit; c) length of time the customer has resided or been located in the area; d) Whether the customer owns the property to be served; e) whether another customer with a good payment history is willing to sign as a guarantor for an amount equal to the required deposit.

Interest will accrue on all deposits at the rate prescribed by law beginning on the date of the deposit. Interest accrued will be refunded or credited to the customer's bill on an annual basis. In situations where a customer leaves the system with less than one year service, since beginning service or since the customer's last payment date, interest will be refunded or credited to the customer on a prorated basis.

Deposits may be refunded to customers if the customer has established a satisfactory payment history or upon termination of service.

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FOR Fleming County, Kentucky
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Original SHEET NO. 5

Fleming County Water Association
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RULES AND REGULATIONS

D. METER CONNECTION/TAP-ON CHARGES:

5/8 Inch X 3/4 Inch	$883.00
All Larger Meters	Actual Cost

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TITLE Pres

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. 2009-00240 DATED 8-11-09

PUBLIC SERVICE COMMISSION
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By Jeff Derouen
Executive Director

RULES AND REGULATIONS

RULES AND REGULATIONS:

The following are the rules and regulations of the Fleming County Water Association. The schedule of rates prescribed herein will be uniformly charged to all customers of the utility. No one will receive or be entitled to free service by the utility. No employee or individual commissioner of the utility is permitted to make an exception to these rates, rules, or regulations. These rules and regulations are subject to change by the utility at any time, subject to the approval of the Public Service Commission.

Any person or other entity holding property and having reasonable accessibility to the source and who is in need of having membership in the Association may be a member of the Association. Persons or entities who receive the approval of the Board of Directors may be admitted to membership upon subscribing for a membership certificate, paying the required sum, and by signing necessary documents, as may be provided and required by the Association, provided that no person or entity otherwise eligible shall be permitted to subscribe for or require a membership of the Association if the capacity of the Association's water system, either in general or as to a particular area or line is exhausted by the needs of existing members except upon an Order of the Public Service Commission.

A. Service Information.

1. Upon request the utility will give its customers or prospective customers such information as is reasonably possible in order that they may secure safe, efficient, and continuous service. The utility will inform its customers of any change made or proposed in the character of its service that might affect the efficiency, safety, or continuity of operation.
2. The utility will obtain the approval of the Public Service Commission prior to making any substantial change in the character of the service furnished that would affect the efficiency,

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adjustment, speed, or operation of the equipment or appliances of any customer. The application will show the nature of the change to be made, the number of customers affected, and the manner in which they will be affected.

3. The utility will inform each applicant for service, of each type, class, and character of service available at his/her location

B. Special Rules or Requirements.

1. The utility cannot establish any special rule or requirement without first obtaining the approval of the Public Service Commission.
2. A customer that has complied with Public Service Commission rules and regulations cannot be denied service for failure to comply with the utility's rules that have not been approved by the Public Service Commission.
3. No customer is allowed to resell water except under the terms of a special contract executed by the utility and approved by the Public Service Commission.

C. Billing.

1. Bill format. A copy of the utility's billing form is included in the utility's tariff.
2. Frequency of meter reading. Unless prevented by reasons beyond the utility's control, meter readings will be taken every month. Records will be kept by the utility to insure that this information is available to Public Service Commission staff and any customer requesting this information. If, due to reasons beyond its control, the utility is unable to read a meter in accordance with this subsection, the utility will record the date and time the attempt was made, if applicable, and the reason the utility was unable to read the meter.

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FOR Fleming County, Kentucky
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3. Related Information.

a) Bills and notices related to the utility's business will be mailed to the customer at the address listed at the time of connection unless a change of address has been filed with the utility in writing. The utility will not otherwise be responsible for delivery of any bill or notice nor will the customer be excused from the payment of any bill or any performance required in the notice.

b) Water service will be billed monthly.

c) The late payment penalty will be assessed on the delinquent amount of the bill, less taxes and any prior penalty amounts. Pursuant to 807 KAR 5:006 Section 8 (3)(h), a penalty may be assessed only once on any bill for rendered services.

d) With the exception of existing connections, the existence of a special contract, or unusual circumstances requiring approval of the utility, a single meter can serve no more than one residential or commercial unit on and after the effective date of this tariff. A separate meter will be installed for each mobile home located in a mobile home park. If served by a master meter, the number of mobile home pads will determine the number of minimum bills. All other water will be calculated using the current rate schedule.

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FOR Fleming County, Kentucky
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D. Special Non-recurring Charges:

1. The utility will collect for special nonrecurring charges to recover customer-specific costs incurred which would otherwise result in monetary loss to the utility or increased rates to other customers to whom no benefits accrue from the service provided or action taken. The utility may establish or change any special nonrecurring charge by applying for Public Service Commission approval of such charge in accordance with the provisions of 807 KAR 5:011, Section 10.
2. Special nonrecurring charges will be applied uniformly throughout the area served by the utility. Such charges will relate directly to the service performed or action taken and only yield enough revenue to pay the expenses incurred in rendering the service.
3. The utility may assess a charge for the following non-recurring services upon approval of the Public Service Commission.

a) Connection/Turn-on Charge: Will be assessed for new service turn-on, seasonal turn-on, temporary service, or transfer of service. The charge will not be made for initial installation of service where a meter connection/tap-on charge is applicable.

b) Field Collection Charge: Will be assessed when a utility representative visits the premises of the service connection to terminate service, and the customer is on-site and pays the bill to avoid termination of service. This fee may only be charged once per billing period.

c) Late Payment Penalty: Will be assessed on the delinquent amount of the bill, less taxes.

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FOR Fleming County, Kentucky
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d) Meter Relocation Charge: Will be assessed when a customer or other authorized person requests that a meter be relocated, changed, or modified. Those requesting a change must reimburse the utility for the actual costs incurred, including but not limited to appropriate legal, administrative, engineering, overhead, or other related costs.

e) Reconnection Charge: Will be assessed to reconnect service that has been terminated for non-payment of service or for violation of Utility or Public Service Commission rules and regulations, and will include the cost of the service trip for both the disconnection and the reconnection.

f) Returned Check Charge: Will be assessed when a customer's check is returned, either due to insufficient funds or other reason due to customer fault.

g) Service Call/Investigation Charge: Will be assessed when a customer requests the onsite presence of utility personnel to investigate a service problem and the problem is a result of the customer's own plumbing facilities, beyond the utility's delivery point, or not caused by failure of utility facilities. Any maintenance and repair of facilities beyond the utility's delivery point is the responsibility of the customer.

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company, the utility will adjust it's fee accordingly.

ACH/Bank Drafts: All customers may pay their bill by ACH or Bank Draft. The charge for using this method is the actual cost to the utility.

E. Bill Adjustments:

a) Fast or slow reading meters: If upon periodic test, requested test, or complaint test, a meter in service is found to be more than two (2) percent fast, additional tests will be made to determine the average error of the meter. The tests will be made in accordance with Public Service Commission rules and regulations applicable to the type of meter involved.

If test results on 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 a utility has filed a verified complaint with the appropriate law enforcement agency alleging fraud or theft by a customer, the utility will immediately determine the period during which the error has existed, and will recompute and adjust the customer's bill to either provide a refund to the customer or collect an additional amount of revenue from the underbilled customer. Any adjustment to the customer's account will be in accordance with the rules and regulations of the Public Service Commission pursuant to 807 KAR 5:011 Section 10.

The utility will 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 will be estimated using such data as elapsed time since the last meter test, if applicable, and historical usage data for the customer. If that data is not available, the

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average usage of similar customer loads will be used for comparison purposes in calculating the time period. If the customer and the utility are unable to agree on an estimate of the time period during which the error existed, the Public Service Commission will determine the issue. In all instances of customer overbilling, the customer's account will be credited or the overbilled amount refunded at the discretion of the customer within thirty (30) days after final meter test results. The repayment period will not be greater than the number of months the customers was underbilled.

1. Meter read failure. When a meter has ceased to register, or a meter reading cannot be obtained, the quantity of water to be billed will be based upon an average of twelve-months' consumption. If said meter readings are not available for an entire twelve-month period, the water bill will be estimated by the utility, subject to an upward or downward adjustment once a twelve-month average of actual meter readings can be calculated.

F. Status of Customer Accounts during Billing Disputes.
With respect to any billing dispute, customer accounts shall be considered to be current while the dispute is pending as long as the customer continues to make undisputed payments and stays current on subsequent bills.

G. Customer Relations.

1. Display of customer rights. The utility will prominently display in the office in which payment is received a copy of Customer's Rights. If a customer indicates to any utility personnel that he is experiencing difficulty in paying a current utility bill, that employee will refer the customer to the designated representative for explanation of the customer's rights.

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Partial payment plans. The utility shall negotiate and accept reasonable partial payment plans at the request of customers who have received a termination notice for failure to pay, except that a utility is not required to negotiate a partial payment plan with a customer.

H. Customer's Request for Termination of Service.

1. Any customer desiring service terminated or changed from one address to another shall give the utility three (3) working days' notice in person, in writing, or by telephone, provided such notice does not violate contractual obligations. The customer will not be responsible for charges for service beyond the three- (3) day notice period if the customer provides proper notification and reasonable access to the meter during the notice period. If the customer notifies the utility of his/her request for termination by telephone, the burden of proof is on the customer to prove that service termination was requested if a dispute arises.

   Upon request that service be reconnected at any premises subsequent to the initial installation or connection to its service lines, the utility will charge the applicant a reconnect fee as set out in this tariff and approved by the Public Service Commission.

I. Utility Initiated Termination of Service.

a) The termination notice requirements stated herein will not apply if termination notice requirements to a particular customer or customers are otherwise dictated by the terms of a special contract between the utility and customer which has been approved by the Public Service Commission.

b) When advance termination notice is required, the termination notice shall be mailed or otherwise delivered to the last known address of the customer. The termination notice shall be in writing, distinguishable and separate from any bill. The termination

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notice shall plainly state the reason for termination, that the termination date will not be affected by receipt of any subsequent bill, and that the customer has the right to dispute the reasons for termination.

c) The utility may terminate service to a customer under the following conditions with an advance termination notice:

1) For noncompliance with utility or Public Service Commission rules and regulations. The utility cannot terminate service to any customer for noncompliance without first having made a reasonable effort to obtain customer compliance. After such effort by the utility, service may be terminated only after the customer has been given at least ten (10) days written termination notice.

2) For refusal of access. When a customer refuses or neglects to provide reasonable access to the premises for installation, operation, meter reading, maintenance, or removal of utility property, the utility may terminate service. Such action will be taken only when corrective action negotiated between the utility and customer has failed to resolve the situation and after the customer has been given at least ten (10) days' written notice of termination.

3) For noncompliance with state, local, or other codes. The utility may terminate service to a customer that does not comply with state, municipal, and/or other codes, rules, and regulations that apply to such service. A utility may terminate service only after ten (10) days' written notice of termination is provided unless ordered to terminate immediately by a governmental official.

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4) For nonpayment of bills. The utility may terminate service for nonpayment of charges incurred for utility services. The utility may terminate service only after five (5) days' written notice of termination is provided, and after twenty (20) days have elapsed since the mailing date of the original unpaid bill.

d) The utility may terminate service to a customer if the following conditions exist without an advance termination notice. Within twenty-four (24) hours after such termination, the utility shall send written notification to the customer of the reason(s) for termination upon which the utility relies, and of the customer's right to challenge the termination by filing a formal complaint with the Public Service Commission. The utility will not restore service until the customer agrees to comply with all rules and regulations of the utility and Public Service Commission.

1) For illegal use or theft of service. The utility may terminate service to a customer without advance notice if it has evidence that a customer has obtained unauthorized service by illegal use or theft. This right of termination is separate from and in addition to any other legal remedies that the utility may pursue for illegal use or theft of service

2) Unapproved Extensions and/or Additions. Any extension or additions to an existing service connection that have not been approved by the utility will be considered theft of service, and will constitute grounds for termination of service. This right of termination is separate from and in addition to any other legal remedies that the utility may pursue for illegal use or theft of service.

3) Misrepresentation. Any misrepresentation in the application or contract as to the property or fixtures to be supplied or additional use to be made of water

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will constitute grounds for termination of service, and the customer shall be liable for any damage to any of the utility's facilities or equipment.

4) Failure to Report Changes. Failure to notify the utility of additions to the property or fixtures to be supplied or additional use to be made of water will constitute grounds for termination of service.

5) Resale of Water. Under no circumstances will a customer be allowed to resell or give away water except under the terms of a special contract executed by the utility and approved by the Public Service Commission. Failure to comply with this rule will constitute grounds for termination of service.

6) Waste or Misuse. Waste or misuse of water due to improper or imperfect service pipes and/or failure to keep said pipes in suitable state of repair will constitute grounds for termination of service.

7) Tampering with meter, meter seal, service, valves, or other system facilities, or permitting such tampering by others will constitute grounds for termination of service.

8) Connections, cross-connections, or permitting the same, of any separate water supply to premises that receive water from the utility will constitute grounds for termination of service.

e) The utility will not terminate service to a customer if the following conditions exist:

1) If payment for services is made. Service will not be terminated to a customer that was sent a termination notice if the customer delivers full payment to the utility prior to the actual termination of service.

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2) If a partial payment agreement is in effect. Service will not be terminated for nonpayment if the customer and the utility have entered into a partial payment plan and the customer is meeting the requirements of the plan.

3) If a medical certificate is presented. Service will not be terminated for thirty (30) days beyond the termination date if a physician, registered nurse or public health officer certifies in writing that termination of service will aggravate a debilitating illness or infirmity on the affected premises. The utility may refuse to grant consecutive extensions for medical certificates past the original thirty (30) days unless the certificate is accompanied by an agreed partial payment plan. The utility will not require a new deposit from a customer to avoid termination of service for a thirty (30) day period who presents to the utility a medical certificate certified in writing by a physician, registered nurse or public health officer.

J. Meter Testing

Water meters will be tested before being installed for use by any customer. The water meter will be in good working order and adjusted as close to the optimum operating tolerance as possible, in accordance with 807 KAR 5:022, Section 8(3)(a), 807 KAR 5:041, Section 17(1)(a)-(c) and 807 KAR 5:066, Section 15(2)(a)-(b).

1. The utility may have all or part of its meter testing performed by another utility or agency approved by the Public Service Commission. The utility will notify the Public Service Commission of the make, type, and serial number of standards used for testing.
2. The utility cannot place in service any basic measurement standard unless the Public Service Commission has approved the calibration. The Public Service Commission will be notified

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promptly of the adoption or deletion of any basic standards requiring approval of the calibration.

3. Meter testers must be certified by the Public Service Commission. Certified meter testers will perform tests as necessary to determine the accuracy of the utility's meters and to adjust the utility's meters to the degree of accuracy required by the rules and regulations of the Public Service Commission.

K. CUSTOMER REQUESTED METER TEST

1. The utility will make a test of any meter upon written request of any customer if the request is not made more frequently than once every twelve- (12) months. The customer shall be given the opportunity to be present at the requested test. If the test shows that the meter was not more than two (2) percent fast, the utility will make a reasonable charge for the test, the amount being approved by the Public Service Commission and set out in the utility's tariff.
2. After having first obtained a test from the utility, any customer of the utility may request a meter test by the Public Service Commission upon written application. Such request shall not be made more frequently on one (1) meter than once every twelve- (12) months.

L. LEAK ADJUSTMENTS

1. A customer may make a request for a bill adjustment in the event of a leak.
2. The customer must request a leak adjustment orally or in writing to the utility.
3. The customer's bill will be based on two components. The first step will be to calculate the customer's average monthly usage over a twelve-month period. The second step will be to deduct the customer's average monthly usage (as calculated in the above step) from the total amount of water that passed through the meter. The usage calculated in step one will be

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billed at the utility's regular rate as set forth in the rates and charges portion of the utility's approved tariff. All water passing through the meter must be accounted and paid for by the customer. The customer will owe the amount of his/her average bill plus the per thousand gallon leak adjustment rate (the last step in the increments for water sold) for the remainder of the water that passed through the meter.

4. If meter readings are not available for an entire twelve month period, the water bill will be estimated by the utility, subject to an upward or downward adjustment once a twelve-month average usage of actual meter readings can be calculated.
5. The customer will be required to repair leak prior to obtaining a leak adjustment.
6. Upon the customer receiving their highest bill due to a leak, the customer will be required to read their meter and report that reading to the utility and adjustment will be made to the highest bill.

N. ACCESS TO PROPERTY

1. The utility shall at all reasonable hours have access to meters, service connections, and other property owned by it and located on customer's premises for purposes of installation, maintenance, meter reading, operation, replacement or removal of its property at the time service is terminated. Any employee of the utility whose duties require him/her to enter the customer's premises will wear a distinguishing uniform or other insignia identifying him/her as an employee of the utility, or show a badge or other identification which will identify him/her as an employee.
2. Obtaining easements and right-of-ways necessary to extend service will be the responsibility of the utility.

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3. All customers must grant, convey, or cause to be granted or conveyed to the utility a perpetual easement and right-of-way across any property owned or controlled by the customer wherever necessary for the utility's facilities in order to provide service.
4. The utility cannot require a prospective customer to obtain easements or rights-of-way on property not owned by the prospective customer as a condition for providing service. However, the cost of obtaining easements or rights-of-way will be included in the total per foot cost of an extension, and will be apportioned among the utility and customer in accordance with the applicable extension administrative regulation.

O. REPORTING OF ACCIDENTS, PROPERTY DAMAGE, OR LOSS OF SERVICE

Within two (2) hours following discovery the utility will notify the Public Service Commission by telephone or electronic mail of any utility related accident which results in:

a) Death; or shock or burn requiring medical treatment at a hospital or similar medical facility, or any accident requiring inpatient overnight hospitalization;

b) Actual or potential property damage of $25,000 or more; or

c) Loss of service for four (4) or more hours to ten (10) percent or 500 or more of the utility's customers, whichever is less.

1. A summary written report will be submitted by the utility to the Public Service Commission within seven (7) calendar days of the utility related accident.

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P. CONTINUITY OF SERVICE

1. Emergency interruptions. The utility will make all reasonable efforts to prevent interruptions of service and when such interruptions occur will endeavor to reestablish service with the shortest possible delay consistent with the safety of its consumers and the general public. If an emergency interruption of service affects service to any public fire protection device, the utility will immediately notify the fire chief or other public official responsible for fire protection.
2. Scheduled interruptions. If the utility finds it necessary to schedule an interruption of its service, it will notify all customers to be affected by the interruption, stating the time and anticipated duration of the interruption. Whenever possible, scheduled interruptions will be made at hours of least inconvenience to customers.
3. Record of interruptions. The utility will keep a complete record of all interruptions on its entire system. This record will show the cause of interruption, date, time, duration, remedy and steps taken to prevent recurrence.

Q. PRESSURES

1. Standard pressure. The utility will maintain a standard pressure in its distribution system at locations to be designated as the point or points of "standard pressure." The selection of such points will be confined to locations fairly representative of average conditions. In selecting points for fixed standard pressure, the utility may divide its distribution system into Associations if division is necessary due to differences of elevation or loss of pressure because of friction, or both, and may either adopt a standard pressure for each division or establish a single standard pressure for its distribution system as a whole. In no case will the constant difference between the highest and lowest pressures in a Association for which a

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standard has been adopted exceed fifty (50) percent of such standard. The utility may, in extenuating circumstances, furnish service that does not comply with the foregoing specifications if the customer is fully advised of the conditions under which average service may be expected. The Public Service Commission, upon investigation, may require improvements when it appears right and proper that such upgrades should be made. In no event, however, will the pressure at the customer's service pipe under normal conditions fall below thirty- (30) psig nor will the static pressure exceed 150 psig.

2. Pressure surveys. At least once a year the utility will make a survey of pressures in its distribution system of sufficient magnitude to indicate the quality of service being rendered at representative points in its system. Pressure charts for these surveys will show the date and time of beginning and end of the test and the location at which the test was made. Records of these pressure surveys will be maintained at the utility's office and will be made available to the Public Service Commission upon request.

R. SERVICE LINES AND CONNECTIONS

1. The utility will furnish and install at its own expense for the purpose of connecting its distribution system to the customer's premises that portion of the service connection from its main to and including the meter and meter box. The utility will recoup this expense from the customer in accordance with KRS 278.0152.
2. The applicant/customer must furnish and lay the necessary pipe to make the connection from the point of service to the point of usage and be financially responsible for all costs associated with the installation and maintenance of his/her service line plumbing, including a shut-off valve and one-way check valve, installed on his/her property beginning at the outlet side of the water meter. The service line must be kept in good repair and in accordance with utility and Public Service Commission rules and regulations.

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Executive Director

FOR Fleming County, Kentucky
Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 24

Fleming County Water Association
(Name of Utility)

CANCELING P.S.C. KY. NO. 1

Revised SHEET NO. 24

RULES AND REGULATIONS

3. The installation and maintenance of the water service line must be in accordance with the rules and regulations of the Kentucky Department of Health.
4. A cross-connection of the utility's system with any other source is strictly prohibited.
5. A well that has or is being used on the premises must be inspected by utility personnel to verify disconnection and separation.
6. All service lines on the customer's side of the meter must consist of copper or PVC pipe with a rating of no less than 200 psi, and should not be less than 3/4 inches.
7. Absolutely no galvanized pipe or fittings can be used in the installation.
8. The utility will not set a meter on a customer's service line at a point that does not deliver 30 psig at the meter.
9. If the applicant/customer's point of usage is at a higher elevation than the meter, the customer should consult with a reputable engineering firm to properly size the service line from the meter to the point of usage.
10. Should an applicant/customer desire a higher pressure due to location or other need, provisions must be made by the applicant for an individual pressure booster system. The manner of connection, location cross-connection protection and type is subject to approval by the utility. The utility reserves the right to require discontinuance and disconnection should the private booster system have a detrimental effect on the utility's system.
11. Piping on the premises of the applicant/customer must be installed so that connections are conveniently located with respect to the utility's lines and mains. A place must be provided for metering that is unobstructed and accessible at all times.
12. The utility may require the applicant/customer may, at his/her own expense, to install a back-flow preventor and/or pressure regulator.

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13. All meters will be installed, renewed, and maintained at the expense of the utility, and the utility reserves the right to approve the size and type of meter used.
14. All taps and connections to the mains of the utility must be made by and/or under the direction and supervision of utility personnel and will incur a meter connection/tap-on charge, an amount that has been approved by the Public Service Commission for such service. Payment of this fee is for the privilege of connecting to the water system and the payment of the fee does not constitute the purchase of a water meter.
15. Should an applicant requesting a 5/8" x 3/4" meter require service on the opposite side of the road from the water main, the utility will provide the service at no additional cost to the customer other than the standard meter connection/tap-on charge. All larger size meters will be charged the actual cost of installing the meter, including, when applicable, the additional costs for crossing the road.
16. Any customer having boilers and/or pressure vessels that receive water from the utility must have a check valve on the water supply line and a vacuum valve on the steam line in order to prevent a collapse were the water supply from the utility be interrupted or discontinued.

S. OWNERSHIP OF MAINS, SERVICES AND APPURTENANCES

1. All mains, fire hydrants, valves, crossings, and other appurtenances are and shall remain the property of the utility, whether installed by the utility or the customer.
2. All service lines from the main to the meter with appurtenances are and shall remain the property of the utility, whether installed by the utility or the customer.
3. The customer shall install, own, and maintain his/her service line from the meter (or point of delivery) to the point of usage.

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T. LEGAL DISCLAIMERS

1. The utility shall in no event be held responsible for any claims made against it for reasons of system failure or interruption of service. No persons shall be entitled to damages nor for any portion of a payment refunded for any system failure or interruption of service which in the opinion of the utility is deemed necessary.
2. 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 utility's water system. Any person violating this provision will be subject to immediate arrest and/or discontinuance of water service and shall pay the cost of repairing or replacing the utility's facilities.
3. If any loss or damage to the property of the utility 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 utility and any liability otherwise resulting shall be that of the customer.
4. For purposes of fire protection, including any customer's fire protection system, the utility cannot guarantee a water supply at any particular flow rate or pressure. The fire flow may vary depending upon other water demands on the system, various water facility limitations, or other circumstances. The customer will indemnify and hold harmless the utility and its employees from and against all claims, damages, losses, and expenses incurred as a result of insufficient water supply or deficient system facilities.

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U. Fire Departments. The Association is not in the business of providing fire protection. The association is willing to provide as much water as possible to a fire department. The majority of lines in the system are 4 inch lines and are not capable of providing enough water for fire protection. (See Item -V below.)

Any city, county, urban county, charger county, fire protection Association, or volunteer fire protection Association ("User") may withdraw water from the utility's water distribution system for the purpose of fighting fires or training firefighters at no charge on the condition that it maintains estimates of the water used for fire protection and training during the calendar month and reports the amount of this water usage to the utility no later than the 15th day of the following calendar month.

Any user that withdraws water from the utility's water distribution system for fire protection or training purposes and fails to submit the required report on water usage in a timely manner shall be assessed the cost of water. A User shall submit a monthly report even if withdraws no water for fire protection or training purposes.

A non-reporting user's usage shall be presumed to 0.3 of the utility's total water sales of the calendar month. A non-reporting user may present evidence of its actual usage to rebut the presumed usage. The utility shall consider this evidence and may adjust the presumed usage amount accordingly.

The non-reporting user shall be billed for this.. A non-reporting user shall also be assessed a penalty of $25.00 for each failure to submit a report in a timely manner.

V. Fire Hydrants In accordance with 807 KAR 5:066 Section 10(2)(b), a new fire hydrant will not be installed unless:

a) A professional engineer with a Kentucky registration has certified that the system can provide a minimum fire flow of 250 gallons per minute, and The system supporting

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this flow has the capability of providing this flow for a period of not less than two (2) hours plus consumption at the maximum daily rate.

b) Installed throughout the service area are hydrants that are for the operation and maintenance of the water distribution systems of the Association. The Association is not in the business of providing fire protection. The hydrants are flush hydrants are for the internal operation of the system and are not designed for fighting fires.

W. REQUIREMENTS FOR NEW CONNECTIONS

1. The water line must be buried in a ditch that is at a minimum of 30 inches in depth.
2. The water line must be a minimum of 200 psi
3. Two shut-off valves must be installed.
4. A pressure regulator may be required as prescribed by the utility.
5. There shall be absolutely no galvanized pipe or fittings used in the installation.
6. The water line may be visually inspected by the utility.
7. If a well is being used, it must be disconnected and the utility must inspect to verify separation.
8. Two shut-off valves must be installed.
9. A one-way check valve must be installed.
10. A pressure regulator may be required as prescribed by the utility.
11. There shall be absolutely no galvanized pipe or fittings used in the installation.
12. The water line must be visually inspected by the utility.

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By Jeff Derouen
Executive Director

FOR Fleming County, Kentucky
Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 29

Fleming County Water Association
(Name of Utility)

CANCELING P.S.C. KY. NO. 1

Revised SHEET NO. 29

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(a) If a well is being used, it must be disconnected and the utility must inspect to verify separation.

(b) Any person connecting to a water distribution main shall pay other required charges and fees, to include a tap fee.

(c) If the Association determines that a larger size line is needed for future growth or infrastructure improvements, the Association will pay the difference between the cost for the line to service the extension and the larger size line needed for general system improvements.

13. The Association shall require the applicant for service to pay for the total cost of excess footage over fifty feet and shall require the footage to be deposited with the utility by the applicant or applicants, based on the average estimated cost per foot of the total extension.

For a period of five years after construction of the extension, each additional customer whose service line is directly connected to the extension installed, and not to extensions or laterals therefrom, shall be required to contribute to the cost of the extension based on both the utility's portion of the total cost and the amount contributed by the customers. The utility shall refund to those customers that have previously contributed to the cost of the extension that amount necessary to reduce their contribution to the current calculated amount for each customer connected to the extension. After the five-year refund expires, any additional customer shall be connected to the extension for the amount of the approved tap-on fee only. The total amount refunded shall not exceed the amount paid the utility.

Nothing contained herein shall be construed to prohibit the utility from making extensions under different arrangements if such arrangements have received the prior approval of the Public Service Commission.

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ISSUED BY J. E. Smith Jr.
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FOR Fleming County, Kentucky
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P.S.C. KY. NO. 1

Original SHEET NO. 30

Fleming County Water Association
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X. Extension Procedures for Developers and/or New Subdivisions.

1. Nothing contained herein shall be construed to prohibit the utility from contracting to make extensions under different arrangements if such arrangements have received the prior approval of the Public Service Commission.
2. An applicant desiring an extension to a real estate subdivision may be required to pay the entire cost of the extension. Under this plan, annually for a refund period of ten (10) years, the utility will refund to the applicant who paid for the extension a sum equal to the cost of fifty (50) feet of the extension installed for each new customer connected during the year whose service line is directly connected to the extension installed by the developer, and not to extensions or laterals therefrom. Total amount refunded will not exceed the amount paid to the utility. No refund will be made after the refund period ends.

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