CHRISTIAN COUNTY WATER

DISTRICT

U.R.C. ~~P. S. C. Ky.~~ No. 2

Cancels P. S. C. Ky. No. 1

CHRISTIAN COUNTY WATER DISTRICT

OF

HOPKINSVILLE KENTUCKY

Rates, Rules and Regulations for Furnishing

WATER SERVICE

AT

NORTHWESTERN PORTION OF CHRISTIAN COUNTY

Filed with ~~PUBLIC SERVICE COMMISSION OF KENTUCKY~~ UTILITY REGULATORY COMMISSION

ISSUED 9 JULY 1979

EFFECTIVE 12 JUNE 1979

CHECKED
Utility Regulatory Commission
JUL 24 1979
by B Richmond
ENGINEERING DIVISION

ISSUED BY CHRISTIAN COUNTY WATER DISTRICT
(Name of Utility)

BY O T Porter

CHAIRMAN

FOR All of Christian County

P.S.C. KY. NO. _____

SHEET NO. _____

CHRISTIAN COUNTY WATER DISTRICT

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

MEETING TIME CHANGE

The time of the monthly meeting is 7:00 p.m. Due to the time changes, the Christian County Water District Commission had decided at the November 5,1998 monthly meeting to change the time of the meeting as follows:

In the spring when time goes to Daylight Savings the time of the meeting will be 7:00 p.m.

In the fall, when time returns to Central Standard Time the time of the meeting will be 6:00 p.m.

The meeting day, which is the first Thursday of every month, will remain the same.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DEC 01 1998

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephen O. Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE November 5, 1998 (MONTH DATE YEAR)

DATE EFFECTIVE December 1, 1998 (MONTH DATE YEAR)

ISSUED BY William Fife (SIGNATURE OF OFFICER) Chairman (TITLE) P O BOX 7 Hopkinsville, KY. (ADDRESS)

FOR Northwestern Portion of Christian County

U.R.C. ~~P.S.C. Ky.~~ No. 2

Original Sheet No. 1

CHRISTIAN COUNTY WATER DISTRICT

Cancelling P.S.C. Ky. No. 1

Original Sheet No. 1

RULES AND REGULATIONS

The following rules and regulations are subject to change by the Water District Commissioners at any time subject to approval by the ~~Public Service Commissioners.~~ Utility Regulatory Commission

1. These rules and regulations are in addition to the rules of the ~~Kentucky Public Service Commission.~~ Utility Regulatory Commission

2. All taps and connections to the mains of the District shall be made by and/or under the direction and supervision of District personnel.

3. Water service may be discontinued by the District for any violation of any rule, regulation, or condition of service and especially for any of the following reasons:

   a. Misrepresentation in the application or contract as to the property or fixtures to be supplied or additional use to be made of water.

   b. Failure to report to the District additions to the property or fixtures to be supplied or additional use to be made of water.

   c. Resale of water.

   d. Waste or misuse of water due to improper or imperfect service pipes and/or failure to keep in suitable state of repair.

   e. Tampering with meter, meter seal, service, or valves or permitting such tampering by others.

   f. Connection, cross-connection, or permitting the same, of any separated water supply to premises which receive water from the District.

   g. Nonpayment of bills.

CHECKED
Utility Regulatory Commission
JUL 24 1979
by B. Richmond
ENGINEERING DIVISION

DATE OF ISSUE July 9 1979 (Month Day Year)

DATE EFFECTIVE June 12 1979 (Month Day Year)

ISSUED BY W T Porter Chairman (Name of Officer, Title)

513 Weber Street
Hopkinsville, KY 42240 (Address)

Form for filing Rate Schedules

FOR CHRISTIAN COUNTY
Community, Town or City

P.S.C. KY. NO. _____

_____ SHEET NO. _____

THE CHRISTIAN COUNTY WATER DISTRICT

CANCELLING P.S.C. KY NO. _____

_____ SHEET NO. _____

CLASSIFICATION OF SERVICE

RATE PER UNIT

Change to Section 6 of The Christian Co. Water District's rules and regulations. This change will not effect (a.) of section 6.

Bills for water service are due and payable at the office of the district, or to any designated agent, on the designated due date. The past due date shall be the tenth day after the designated due date.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 01 1999

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephan O Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE June 10 1999
MONTH DATE YEAR

DATE EFFECTIVE August 01 1999
MONTH DATE YEAR

ISSUED BY William Fife
SIGNATURE OF OFFICER

TITLE CHAIRMAN

Issued by authority of an Order of the Public Service Commission of Kentucky in Ca
No. _____ dated _____.

FOR Northwestern portion of Christian County

U.R.C. ~~P.S.C. Ky.~~ No. 2

Original Sheet No. 2

CHRISTIAN COUNTY WATER DISTRICT

Cancelling P.S.C. Ky. No. ~~2~~ 1

Original Sheet No. 2

RULES AND REGULATIONS

4. Any customer desiring to discontinue the water service to his premises for any reason must give notice of discontinuance in writing at the business office of the District; otherwise, a customer shall remain liable for all water used and service rendered by the District until said notice is received by the District.

5. Bills and notices relating to the conduct of the business of the District will be mailed to the customer at the address listed on the users agreement unless a change of address has been filed in writing with the District; and the District shall 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 said notice.

CANCELLED
AUG 1999

6. Bills for water service are due and payable at the office of the District, or to any designated agent, on the date of issue. The past due date shall be the tenth day after the date of issue. Bills will be dated and amiled on the first day of each month.

   a. All bills not paid on or before the past due date shall be deemed delinquent and there shall be imposed a penalty on each bill not so paid in an amount equal to ten percent (10%) of the charges (other than sales tax) shown on the face amount of such delinquent bill. The District may serve a customer a written final notice of said delinquency. If delinquent bill is not paid within ten days after date of such final notice, the water supply to the customer may be discontinued without further notice.

7. Where the water supply to the customer has been discontinued for nonpayment of delinquent bills, a charge of $20.00 will be made for reconnection of water service, but the reconnection will not be made until after all delinquent bills and other charges, if any, owed by the customer to the District have been paid.

CHECKED
Utility Regulatory Commission
JUL 24 1979
by B. Richmond
ENGINEERING DIVISION

DATE OF ISSUE July (Month) 9 (Day) 1979 (Year) DATE EFFECTIVE June (Month) 12 (Day) 1979 (Year)

ISSUED BY D. T. Parker (Name of Officer) Chairman (Title) 513 Weber Street Hopkinsville, Ky. 42240 (Address)

FOR Northwestern Portion of Christian County

U.R.C. ~~P.S.C. Ky.~~ No. 2

Original Sheet No. 3

CHRISTIAN COUNTY WATER DISTRICT

Cancelling P.S.C. Ky. No. ~~X~~ 1

Original Sheet No. ~~X~~

RULES AND REGULATIONS

8. The District reserves the right to request a nominal sum to be placed on deposit with the District for the purpose of establishing or maintaining any customer's credit.

9. All meters shall be installed, renewed, and maintained at the expense of the District and the District reserves the right to determine the size and type of meter used.

10. Upon written request of any customer, the meter serving said customer shall be tested by the District. Such test will be made without charge to the customer if the meter has not been tested within 12 months preceding the requested test; otherwise, a charge of $2.00 will be made and then only if the test indicates meter accuracy within the limits of 2%. If a meter is inaccurate in excess of 2%, adjustments shall be made for the two preceding months prior to test according to the inaccuracy in excess of 2%.

11. Where a meter has ceased to register, or meter reading could not be obtained, the quantity of water consumed will be based upon an average of the prior six months consumption and the conditions of water service prevailing during the period in which the meter failed to register.

12. The District shall make all reasonable efforts to eliminate interruption of service and when such interruptions occur will endeavor to re-establish service with the shortest possible delay. When the service is interrupted all consumers affected by such interruption will be notified in advance whenever it is possible to do so.

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

CHECKED
Utility Regulatory Commission
JUL 24 1979
by B. Restmond
ENGINEERING DIVISION

DATE OF ISSUE July 9 1979 (Month Day Year)

DATE EFFECTIVE June 12 1979 (Month Day Year)

ISSUED BY D T Dorton (Name of Officer) Chairman (Title) 513 Weber Street, Hopkinsville, Ky. 42240 (Address)

FOR Northwestern Portion of Christian County

U.R.C. ~~P.S.C. Ky.~~ No. 2

Original Sheet No. 4

CHRISTIAN COUNTY WATER DISTRICT

Cancelling P.S.C. Ky. No. ~~74~~ 1

Original Sheet No. 4

RULES AND REGULATIONS

14. Customers having boilers and/or pressure vessels receiving a supply of water from the District must have a check valve on the water supply line and a vacuum valve on the steam line to prevent collapse in case the water supply from the District is discontinued or interrupted for any reason, with or without notice.

15. The premises receiving a supply of water and all service lines, meters and fixtures, including any fixtures within said premises, shall at all reasonable hours be subject to inspection by the District.

16. Piping on the premises of a customer must be so installed that connections are conveniently located with respect to the District lines and mains. The customer shall provide a place for metering which is unobstructed and accessible at all times.

17. The customer's service line shall be installed and maintained by the customer at his own expense in a safe and efficient manner and in accordance with the District rules and regulations and with the regulations of the Department of Health.

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

19. Water furnished by the District may be used for domestic consumption by the customer, member of his household, and employees only. The customer shall not sell the water to any other person.

CHECKED
Utility Regulatory Commission
JUL 24 1979
by B. Redmond
ENGINEERING DIVISION

DATE OF ISSUE July 9 1979 (Month Day Year) DATE EFFECTIVE June 12 1979 (Month Day Year)

ISSUED BY D T Parker Chairman (Name of Officer, Title) 513 Weber Street ~~Hopkinsville, Ky. 42240~~ (Address)

FOR Northwestern Portion of Christian County

U.R.C. ~~P.S.C. Ky.~~ No. 2

Original Sheet No. 5

CHRISTIAN COUNTY WATER DISTRICT

Cancelling P.S.C. Ky. No. ~~2~~ 1

Original Sheet No. 5

RULES AND REGULATIONS

20. All customers shall grant or convey, or shall cause to be granted or conveyed, to the District a perpetual easement and right-of-way across any property owned or controlled by the customer wherever said easement or right-of-way is necessary for the District water facilities and lines so as to be able to furnish service to the customer.

21. Complaints may be made to the operator of the system whose decision may be appealed to the Commission of the District within ten days; otherwise, the operator's decision will be final.

CHECKED
Utility Regulatory Commission
JUL 24 1979
by B Richmond
ENGINEERING DIVISION

DATE OF ISSUE July 9 1979 (Month Day Year)

DATE EFFECTIVE June 12 1979 (Month Day Year)

ISSUED BY J T Parker, Chairman (Name of Officer, Title)

513 Weber Street, Hopkinsville, KY 42240 (Address)

FOR _____

P.S.C. Ky. No. _____

_____ Sheet No. _____

Christian County Water District

Cancelling P.S.C. Ky. No. _____

_____ Sheet No. _____

RULES AND REGULATIONS

The District will charge a Twenty ($20) dollar return check fee on all checks returned to the District for insufficient funds.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JAN 03 1998

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: [illegible]

DATE OF ISSUE 11-20-97 (Month Day Year)

DATE EFFECTIVE 1-3-98 (Month Day Year)

ISSUED BY _____
Name of Officer Title Address

Form for filing Rate Schedules

For CHRISTIAN COUNTY
Community, Town or City

P.S.C. NO. _____

_____ SHEET NO. _____

CHRISTIAN COUNTY WATER DISTRICT
Name of Issuing Corporation

CANCELLING P.S.C. NO. _____

_____ SHEET NO. _____

CLASSIFICATION OF SERVICE

	RATE PER UNIT
1. The District reserves the right to request a $50.00 security deposit for water service. This deposit will be refunded upon payment of final bill or if customer has paid their bills on time in the first year of service. The District will pay interest on all deposits that are not applied to a bill to settle an account.	

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 09 1995

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Jordan C. Neal
FOR THE PUBLIC SERVICE COMMISSION

DATE OF ISSUE JUNE 20, 1995

DATE EFFECTIVE APRIL 6, 1989

ISSUED BY C. D. Bruce
Name of Officer

TITLE CHAIRMAN

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. _____ dated _____.

Form for filing Rate Schedules

FOR _____
Community, Town or City
P.S.C. NO. _____
SHEET NO. _____
CANCELLING P.S.C. NO. _____
SHEET NO. _____

CHRISTIAN COUNTY WATER DISTRICT
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

RATE
PER UN

DEPOSITS

The Company may require a minimum cash deposit or other guaranty to secure payment of bills except for customers qualifying for service reconnection pursuant to 807 KAR 5:006, Section 15, Winter Hardship Reconnection. Service may be refused or discontinued for failure to pay the requested deposit. Interest, as prescribed by KRS 278.460,[1] will be paid annually either by refund or credit to the customer's bill, except that no refund or credit will be made if the customer's bill is delinquent on the anniversary date of the deposit.

The deposit may be waived upon a customer's showing of satisfactory credit or payment history, and required deposits will be returned after one (1) year if the customer has established a satisfactory payment record for that period. If a deposit has been waived or returned and the customer fails to maintain a satisfactory payment record, a deposit may then be required. The Company may require a deposit in addition to the initial deposit if the customer's classification of service changes or if there is a substantial change in usage. Upon termination of service, the deposit, any principal amounts, and any interest earned and owing will be credited to the final bill with any remainder refunded to the customer.

PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE AUG 09 1990 PURSUANT TO 807 KAR 5:011 SECTION 9(1) BY: [signature] FOR THE PUBLIC SERVICE COMMISSION

In determining whether a deposit will be required or waived, the following criteria will be considered:

1. Previous payment history with the Company. If the customer has no previous history with the Company, statements from other utilities, banks, etc. may be presented by the customer as evidence of good credit.
2. Whether the customer has an established income.
3. Length of time the customer has resided or been located in the area.
4. Whether the customer owns property in the area.
5. Whether the customer has filed bankruptcy proceedings within the last seven years.
6. Whether another customer with a good payment history is willing to sign as a guarantor for an amount equal to the required deposit.

If a deposit is held longer than 18 months, the deposit will be recalculated at the customer's request based on the customer's actual usage. If the deposit on account differs from the recalculated amount by more than $10.00 for a residential customer or 10 percent for a non-residential customer, the Company may collect any underpayment and shall refund any overpayment by check or credit to the customer's bill. No refund will be made if the customer's bill is delinquent at the time of the recalculation.

[1] Water districts should substitute KRS 74.050 and water associations should substitute KRS 273.392 since these statutes govern the rate of interest to be paid by water districts and associations.

DATE OF ISSUE _____ DATE EFFECTIVE _____
ISSUED BY [signature] TITLE CHAIRMAN
Name of Officer
Issued by authority of an Order of the Public Service Commission of Kentucky
in Case No. _____ dated _____

Form for filing Rate Schedules

FOR ALL OF CHRISTIAN COUNTY
Community, Town or City

P.S.C. KY. NO. 10

8th Revised SHEET NO. 11

CHRISTIAN COUNTY WATER DISTRICT

CANCELLING P.S.C. KY NO. 9

SHEET NO.

CLASSIFICATION OF SERVICE

MONTHLY RATES		RATE PER UNIT
5/8 x Inch Meter		
First	1,000 gallons	$14.50 Minimum bill
Next	4,000 gallons	5.36 per 1,000 gallons
Next	5,000 gallons	5.07 per 1,000 gallons
Next	10,000 gallons	4.67 per 1,000 gallons
Over	20,000 gallons	4.04 per 1,000 gallons
1 Inch Meter		
First	5,000 gallons	$34.44 Minimum bill
Next	5,000 gallons	5.07 per 1,000 gallons
Next	10,000 gallons	4.67 per 1,000 gallons
Over	20,000 gallons	4.04 per 1,000 gallons
1½ Inch Meter		
First	10,000 gallons	$59.34 Minimum bill
Next	10,000 gallons	4.67 per 1,000 gallons
Over	20,000 gallons	4.04 per 1,000 gallons
2 Inch Meter		
First	50,000 gallons	$234.72 Minimum bill
Over	50,000 gallons	4.04 per 1,000 gallons
4 Inch Meter		
First	100,000 gallons	$454.23 Minimum bill
Over	100,000 gallons	4.04 per 1,000 gallons

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

SEP 01 1998

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephan O Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE July 14 1998
MONTH DATE YEAR

DATE EFFECTIVE September 1, 1998
MONTH DATE YEAR

ISSUED BY William Fole
SIGNATURE OF OFFICER

TITLE Chairman

Issued by authority of an Order of the Public Service Commission of Kentucky in Ca
No. 98-324 dated July 14, 1998.

Form for filing Rate Schedules

For ALL OF CHRISTIAN COUNTY

P.S.C. NO. 9

7th Revised SHEET NO. 10

CANCELLING P.S.C. NO. 8

6th Revised SHEET NO. 9

CHRISTIAN COUNTY WATER DISTRICT
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

MONTHLY RATES		RATE PER UNIT
Connection Charges		
5/8 x 3/4 Inch Meter	$ 425.00	
1 - Inch Meter	525.00	
All Larger Meter Sizes	Actual Cost	

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

NOV 01 1994

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: [illegible]
FOR THE PUBLIC SERVICE COMMISSION

SERVICE CONNECTION FEES REMAIN SAME AS ORDERED

DATE OF ISSUE September 21, 1994 DATE EFFECTIVE November 1, 1994

ISSUED BY C. D. BURKHEAD TITLE CHAIRMAN
Name of Officer

Issued by authority of an Order of the Public Service Commission of Kentucky
In Case No. 94-330 dated September 21, 1994.

Form for filing Rate Schedules

For Northwestern portion of Christian County, Kentucky
Community, Town or City

P.S.C. NO. 2

2nd Revised SHEET NO. 8

CANCELLING P.S.C. NO. 2

1st Revised SHEET NO. 8

CHRISTIAN COUNTY WATER DISTRICT
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

	RATE PER UNIT
PURCHASED WATER ADJUSTMENT CLAUSE	

Tabulation Form to be used for purchased water adjustments in accordance with 807 KAR 5:067, Purchased Water Adjustment Clause, as adopted by the Public Service Commission.

1. Volume of water purchased for 12-month period ended _____ (which is within 3 months of effective date of supplier's rate change) 1/ _____ M Gal.

2. Cost at new rates $_____

3. Cost at Base Rate $ *See below

4. Total change in cost (Item 2 minus Item 3) $_____

5. Volume sold for same period as in Item 1 _____ M Gal.

6. PWA per M gallon sold (Item 4 divided by Item 5) _____ ¢

Note 1: Item 1 cannot, for this computation table, exceed Item 5 divided by .85.

CHECKED
Public Service Commission
JUL 15 1982
by _____
RATES AND TARIFFS

*Current Rates: Barkley Lake Water District----------$0.93 per M
City of Hopkinsville----------$0.99 per M
City of Crofton----------$1.86 per M

DATE OF ISSUE April 21, 1982 DATE EFFECTIVE June 3, 1982

ISSUED BY Everett C. Dwell TITLE Chairman
Name of Officer

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. 7298-1 dated June 3, 1982

Form for filing Rate Schedules

For Northwestern Portion of Christian County
Community, Town or City

P.S.C. NO. 2

Original SHEET NO. 9

CANCELLING P.S.C. NO. ---

--- SHEET NO. ---

CHRISTIAN COUNTY WATER DISTRICT
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

	RATE PER UNIT
PURCHASED WATER ADJUSTMENT CLAUSE (Cont.)	

In the event a refund is received from the supplier for amounts previously paid, the following tabulations will be made:

1. Total refund received $_____

2. Total amount of water estimated to be sold during 2 month period beginning with the first day of the month following receipt of the refund _____ M Gal.

3. Refund factor per unit of water sold (Item 1 divided by Item 2) _____ ¢

4. The refund factor may be adjusted in the final month to more accurately reflect the amount to be refunded.

CHECKED
Public Service Commission
MAR 15 1982
by B Richmond
RATES AND TARIFFS

DATE OF ISSUE February 11, 1982

DATE EFFECTIVE February 11, 1982

ISSUED BY Everett C. Wells
Name of Officer

TITLE Chairman

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. _____ dated _____.

FOR _____

P.S.C. KY. NO. _____

_____ SHEET NO. _____

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

Christian County WD

RULES AND REGULATIONS

CHRISTIAN COUNTY WATER DISTRICT
P.O. BOX 7
HOPKINSVILLE, KY. 42241-0007
PHONE: (502) 886-3696
ADDRESS CORRECTION REQUESTED

ACCOUNT				TO
SERVICE AT				
TYPE	PRESENT	PREVIOUS	USAGE	CHARGES

CLASS	AMOUNT DUE AFTER DUE DATE	DUE DATE	AMOUNT DUE ON OR BEFORE DUE DATE

PLEASE BRING ENTIRE BILL TO OFFICE OR MAIL STUB WITH PAYMENT

CHRISTIAN COUNTY WATER DISTRICT
P.O. BOX 7
HOPKINSVILLE, KY. 42241-0007
RATES AVAILABLE UPON REQUEST

PRESORTED
FIRST-CLASS MAIL
U.S. POSTAGE PAID
HOPKINSVILLE, KY. 42241
PERMIT NO. 294

METER READING _____

MAIL TO

ACCOUNT		DUE DATE
AMOUNT DUE ON OR BEFORE DUE DATE	SAVE THIS	AMOUNT DUE AFTER DUE DATE

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JAN 22 1993

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: _____
PUBLIC SERVICE COMMISSION MANAGER

CODES:

WA – WATER
AR – ARREARS
UT – UTILITY TAX
ST – SALES TAX
OC – OTHER CHARGES

FAILURE TO RECEIVE BILL DOES NOT EXCUSE PAYMENT.

DATE O

ISSUED

Name of Officer Title Address

Form for filing Rate Schedules

FOR CHRISTIAN COUNTY
Community, Town or City

P.S.C. KY. NO. _____

_____ SHEET NO. _____

CHRISTIAN COUNTY WATER DISTRICT

CANCELLING P.S.C. KY NO. _____

_____ SHEET NO. _____

CLASSIFICATION OF SERVICE

RATE PER UNIT

WATER SHORTAGE PLAN

The City of Hopkinsville has adopted the following ordinance for a Water Shortage Response Plan. Since the City is the major supplier of water to the Christian County Water District the city has requested that the County adopt the same plan. Therefore, the Christian County Water District will place the plan into effect during the time that a shortage is declared by its suppliers. Ordinance is attached.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAY 23 1998

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE 8-17-88
MONTH DATE YEAR

DATE EFFECTIVE ~~8-17-88~~
MONTH DATE YEAR

ISSUED BY _____
SIGNATURE OF OFFICER

TITLE Chairman

Issued by authority of an Order of the Public Service Commission of Kentucky in Ca
No. _____ dated _____.

TURNER, DIXON & KEMP
ATTORNEYS AT LAW
P. O. Box 627
Weber Building
HOPKINSVILLE, KENTUCKY 42240-0627

PAUL K. TURNER
JOHN M. DIXON, JR.
J. DANIEL KEMP
JILL CLARK

Phone 886-9411
Area Code 502

August 17, 1988

Hon. Frank Gary
Christian County Judge Executive
Christian County Courthouse
Hopkinsville, KY 42240

Hon. Michael Foster
Christian County Attorney
P. O. Box 24
Hopkinsville, KY 42240

Dear Frank and Mike:

I am enclosing herewith Ordinance #18-88 which establishes a water conservation measures for the City.

In view of the fact that the Sewerage and Water Works Commission furnishes a substantial amount of water outside the city limits of Hopkinsville, we are requesting that the Fiscal Court consider promulgating a similar measure.

After you get a chance to review it and perhaps to discuss it with the County Water District (he may want to have a similar measure), please call me.

Thank you.

Kindest regards,

TURNER, DIXON AND KEMP

John M. Dixon

JMD:lr

cc: McKenzie Moss
Billy Pool

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAY 23 1998

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

ORDINANCE NO. 18-88

AN ORDINANCE AUTHORIZING THE DECLARATION OF WATER SHORTAGE; ESTABLISHING PROCEDURES AND VOLUNTARY AND MANDATORY CONSERVATION MEASURES; AUTHORIZING THE ISSUANCE OF ADMINISTRATIVE REGULATIONS; AND PRESCRIBING CERTAIN PENALTIES.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOPKINSVILLE AS FOLLOWS:

SECTION ONE

Purpose. The purpose of this ordinance is to provide for the declaration of a water supply alert, warning, or emergency and the implementation of voluntary and mandatory water conservation measures throughout the city in the event a shortage is declared. Nothing in this ordinance shall be construed to interfere with common law riparian or statutory water rights.

SECTION TWO

Definitions.

(a) "Alert" as the term is used in this ordinance, shall mean a level of or stage of water shortage existing when only 75 to 50 days of water supply remains available.

(b) "Consumer", as the term is used in this ordinance, shall mean any person using water for any purpose from the City's water distribution system and for which either a regular charge is made or, in the case of bulk sales, a cash charge is made at the site of delivery.

(c) "Warning", as the term is used in this ordinance, shall mean a level or stage of water shortage existing when between 50 to 45 days of water supply remains available.

(d) "Emergency ", as the term is used in this ordinance, shall mean a level or stage of water shortage existing when between 30 to 21 days of water supply remains available.

(e) "Waste of water", as the term is used in this ordinance, includes but is not limited to (1) permitting water to escape down a gutter, ditch, or other surface drain, or (2) failure to repair a controllable leak of water due to defective plumbing.

(f) "Water", as the term is used in this ordinance, shall mean water available to the City of Hopkinsville for treatment by virtue of its water rights or withdrawal permit or any treated water introduced by the City into its water distribution system including water offered for sale.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAY 23 1998

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

(g) "Commission", as the term is used in this ordinance, shall mean Sewerage and Water Works Commission.

(h) "City", as the term is used in this ordinance, shall mean the City of Hopkinsville, Kentucky.

(i) "Manager", as the term is used in this ordinance, shall mean the manager of the Sewerage and Water Works Commission.

(j) The following classes of uses of water are established:

CLASS 1.

Water used for outdoor watering, either public or private, for gardens, lawns, trees, shrubs, plants, parks, golf courses, playing fields, swimming pools, or other recreational areas; or the washing of motor vehicles, boats, trailers, or the exterior of any building or structure.

CLASS 2

Water used for any commercial, industrial, or agricultural purpose: except water actually necessary to maintain the health and personal hygiene of bona fide employees while such employees are engaged in the performance of their duties at their place of employment.

CLASS 3

Domestic usage, to include all uses other than those which would be included in either Classes 1 or 2.

CLASS 4

Water necessary only to substain human life and the lives of domestic pets and maintain minimum standards of hygiene and sanitation.

SECTION THREE

Declaration of a Water Shortage. Whenever the Commission finds that a shortage of water supply needed for essential uses exists, it shall be empowered to declare by resolution that a water supply alert, warning, or emergency exists, according to the severity of the situation as perceived by the Commission, and that it will encourage voluntary water conservation or impose mandatory restrictions on water use during the period of the shortage. Such a shortage shall be deemed to continue until it is declared by resolution of the Commission to have ended. The resolution shall be published in a newspaper located in the city which has general circulation and may be publicized additionally through the general news media or any other appropriate method for making such resolutions public.

PUBLIC SERVICE COMMISSION
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SECRETARY OF THE COMMISSION

SECTION FOUR

Voluntary Conservation Measures. Upon the declaration of a water supply alert or warning as provided in Section 3, the manager (or his agent) is authorized to call on all water customers to employ voluntary water conservation measures to limit or eliminate non-essential water uses, including, but not limited to, limitations on the following uses:

(a) Sprinkling of water on lawns, shrubs, or trees (including golf courses).

(b) Washing of automobiles.

(c) Use of water in swimming pools, fountains, and evaporative air conditioning systems.

(d) Waste of water.

SECTION FIVE

Mandatory Conservation Measures. Upon the declaration of a water supply warning or emergency as provided in Section 3, the manager (or his agent) is also authorized to implement certain mandatory water conservation measures, including, but not limited to, the following:

(a) Suspension of new connections to the City's water distribution system, except connections of fire hydrants and those made pursuant to agreements entered into by the City prior to the date of the declaration of an emergency;

(b) Restrictions on the uses of water in one or more classes of water use, wholly or in part;

(c) Restrictions on the sales of water at cash sale facilities or sites;

(d) The imposition of water rationing based on any reasonable formula including, but not limited to, the percentage of normal use and per capita or per consumer restriction;

(e) Complete or partial bans on the waste of water; and

(f) Any combination of the foregoing measures.

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SECTION SIX

Shortage Water Rates. Upon the declaration of a water supply shortage as provided in Section 3, the Commission shall have the power to adopt shortage water rates by ordinance designed to conserve water supplies. Such rates may provide for, but not to be limited to: (a) higher charges for increasing usage per unit of use (increasing block rates); (b) uniform charges for water

usage per unit of use (uniform unit rate); (c) extra charges in excess of a specified level of water use (excess demand surcharge); or (d) discounts for conserving water beyond specified levels.

SECTION SEVEN

Regulations. During the effective period of any water supply shortage as provided for in Section 3, the mayor or manager of the Commission is empowered to promulgate such regulations as may be necessary to carry out the provisions of this ordinance, any water supply shortage resolution or shortage water rate ordinance. Such regulations shall be subject to the approval of the governing body of the City or of the Commission at its next regular or emergency meeting.

SECTION EIGHT

Violations, Disconnections, and Penalties.

(a) If the Mayor, Commission Manager, or other City Official or Officials charged with implementation and enforcement of this ordinance or a water supply shortage resolution learn of any violation of any water use restriction imposed pursuant to Sections 5 or 7 of this ordinance, a written notice of the violation shall be affixed to the property where the violations occurred and mailed to the consumer of record and to any other person known to the Commission who is responsible for the violation or its correction. Said notice shall describe the violation and order that it be corrected, cured, or abated immediately or within such specified time as the Commission determines is reasonable under the circumstances. If the order is not complied with, the Commission may terminate water service to the consumer subject to the following procedures:

(1) The Commission shall give the consumer notice by mail that water service will be discontinued within a specified time due to the violation and that consumer will have the opportunity to appeal the termination by requesting a hearing scheduled before the manager of the Commission, the Commission or a hearing officer designated by the Commission or its manager.

(2) If such a hearing is requested by the consumer charged with the violation, he or she shall be given a full opportunity to be heard before termination is ordered; and

(3) The manager of the Commission, the Commission or the hearing officer shall make findings of fact and order whether service should continue or be terminated.

(b) A fee of $50 shall be paid for the reconnection of any water service terminated pursuant to subsection (a). In the event of subsequent violations, the reconnection fee shall be $200 for the second violation and $300 for any additional violations.

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(c) Any consumer may also be charged with violation of this ordinance and prosecuted in a Court of appropriate jurisdiction. Any person so charged and found guilty in said Court of violating the provisions of this ordinance shall be guilty of a Class B misdemeanor. Each day's violation shall constitute a separate offense. The penalty for an initial violation shall be a mandatory fine of $100 which may not be adjusted by the said Court. In addition, such consumer may be required by the Court to serve a definite term of confinement which shall be fixed by the Court and which shall not exceed 30 days. The penalty for a second violation shall be a mandatory fine of $200 which may not be adjusted by the said Court. In addition, such consumer shall serve a definite term of confinement which shall be fixed by the Court and which shall not exceed 30 days. Penalties for additional violations shall be the same as for the second violation.

SECTION NINE

Severability. If any provision of this ordinance is declared unconstitutional, or the application thereof to any person or circumstance is held invalid, the constitutionality of the remainder of the ordinance and its applicability to other persons and circumstances shall not be affected thereby.

SECTION TEN

Effective Date. This ordinance shall become effective immediately upon adoption or passage by the City Council.

SECTION ELEVEN

Effective Period. This ordinance will remain in effect until terminated by action of the City Council.

PUBLICLY READ AND PASSED FIRST TIME: August 2, 1988

PUBLICLY READ AND PASSED SECOND TIME: August 16, 1988

APPROVED: Thomas F. Gates
Thomas F. Gates, Mayor

ATTEST: T. Mark Withers, II
CAO/City Clerk

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