

FOR Brocklyn Subdivision  
Madison County, Kentucky  
Community, Town or City

P.S.C. KY. NO. 1

Original SHEET NO. 3

CANCELLING P.S.C. KY. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

Brocklyn Utilities, LLC  
(Name of Utility)

This schedule of Rules and Regulations governs the furnishing of sewage service by Brocklyn Utilities, LLC hereinafter referred to as the Utility and applies to all service received from the Utility. No employee or individual director of the Utility is permitted to make an exception to these Rates, Rules, or Regulations. All Rules and Regulations are to be in effect so long as they are not in conflict with Public Service Commission Rules and Regulations. The Utility is further subject to all Rules and Regulations of the Commission even though not contained herein.

REVISIONS

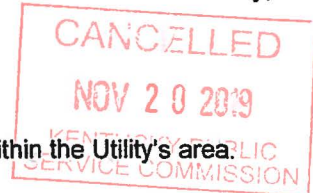
These Rules and Regulations may be revised, amended, supplemented or otherwise changed from time to time subject to approval of the Public Service Commission, and shall have the same force as the present Rules and Regulations.

SERVICE AREA

The utility furnishes sewage service to the Brocklyn Subdivision located at Richmond in Madison County, Kentucky.

AVAILABILITY

Sewer service is available to any domestic, commercial, or industrial consumer within the Utility's area.



SUBSTANCES NOT TO BE DISCHARGED INTO SEWERS

No substances shall be placed or discharged into the sanitary sewer system which will create a combustible, gaseous, explosive or inflammable condition in such sewer system nor shall any substances or objects be placed or discharged into the sewer system which will not dissolve and which will thus cause an obstruction and clogging within the system. No petroleum products shall be placed or discharged into the sewer system.

No storm water or surface water drain shall be connected with the sanitary sewer system nor shall any storm or surface water be otherwise introduced into the sewer system.

DATE OF ISSUE \_\_\_\_\_  
DATE EFFECTIVE October 5 2010  
ISSUED BY [Signature]  
TITLE Member  
BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION  
IN CASE NO. 2010-0063 DATED October 5, 2010

KENTUCKY PUBLIC SERVICE COMMISSION
JEFF R. DEROUEN EXECUTIVE DIRECTOR
TARIFF BRANCH <u>Brent Kirtley</u>
EFFECTIVE <b>10/5/2010</b> PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

FOR Brocklyn Subdivision  
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SHEET NO. \_\_\_\_\_

Brocklyn Utilities, LLC  
(Name of Utility)

**SEWER FAILURE**

The Utility is responsible for sewer failure only when in control of the Utility's employees. No consumer is paid damages for equipment unless such damages are specifically found to be caused by an act of negligence on the part of the Utility or its employees.

**PROTECTION BY CONSUMER**

Consumer shall protect the equipment of the Utility on his premises and shall not interfere with Utility's property or permit interference except by duly authorized representatives of the Utility.

**NOTICE OF TROUBLE**

Consumer shall give immediate notice to the Utility of any irregularities or unsatisfactory service and of any defects known to consumer.

**MAINTENANCE**

The Utility may at any time deemed necessary, suspend sewer service to any consumer or consumers for the purpose of making repairs, changes or improvements upon any part of its system. The Utility shall give reasonable notice of such suspension of service to the consumer.

The Utility shall be responsible for the maintenance of that portion of the service line from the main to the boundary line of the easement, public road or street under which such main may be located and the customer shall be responsible for the maintenance of that portion of the service line from the end of the Utility's portion into the premises served. Households sharing lateral lines with other homes shall be responsible for maintaining these laterals. No sewer easement will be infringed upon by outbuildings or any structures that will hinder access to the Utility's sewer lines.

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KENTUCKY PUBLIC SERVICE COMMISSION

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TARIFF BRANCH  
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SHEET NO. \_\_\_\_\_

Brocklyn Utilities, LLC  
(Name of Utility)

**CONNECTION CHARGES**

1. Normal Connection:

Normal connections to existing sewer lines shall be made without charge for a prospective consumer who shall apply for and contract to use service for one (1) year or more and provides a guarantee for such service. Any such connection made at the property line of a prospective customer shall be classified as a normal connection.

2. Other Connection:

The charge for connections made for the purpose of land development or for any party that will not be committed to the payment of a monthly rate in accordance with the established rate schedule as approved by the Public Service Commission are subject to negotiations between the Utility and the party requesting the connection. Any such connection that will affect the rate paid by any consumer of this Utility shall be subject to the approval of the Public Service Commission.

**LINE RELOCATIONS**

When necessary to move or relocate facilities, the cost will be paid by party or parties requesting such relocation.

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Brocklyn Utilities, LLC  
(Name of Utility)

**BILLING AND COLLECTION**

Billing for sewage service furnished by the sewer system shall be made by the Utility on a monthly basis, and each such bill shall be subject to the schedule for payment imposed by the Utility according to its applicable rules.

**DISCONTINUANCE OF SERVICE BY UTILITY**

The Utility may refuse or discontinue service to an applicant or customer, after proper notice, for failure to comply with its rules and regulations or state and municipal rules and regulations, when a customer or applicant refuses or neglects to provide reasonable access to the premises, for fraudulent or illegal use of service, or for nonpayment of bills. If discontinuance is for nonpayment of bills, the customer shall be given a minimum of five (5) days written notice, separate from the original bill, and cut-off shall be effected not less than twenty (20) days after the mailing date of the original bill unless, prior to discontinuance, a residential customer presents to the Utility 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 affected premises, in which case discontinuance may not be effected until the affected resident can make other living arrangements or until not less than thirty (30) days elapse from the termination date. When a dangerous condition is found to exist on the customer's or applicant's premises, the service shall be cut off without notice or refused, and the Utility shall notify the customer or applicant immediately in writing and, if possible, orally of the reasons for the termination or refusal.

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Brocklyn Utilities, LLC  
(Name of Utility)

**DEPOSITS**

1. The utility requires a cash deposit to secure payment of bills. The deposit shall not exceed 2/12 of the average annual bill when billed monthly, 3/12 when billed every 2 months, and 4/12 when billed every 3 months.
2. Deposit amount(s) shall be as follows:  

2/12 of the estimated annual bill
3. Service will be refused or discontinued if payment of deposit is not made.
4. Deposits may be waived for a customer showing satisfactory credit or payment history with the following criteria being 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.
5. Interest will accrue on all deposits at the rate prescribed by law beginning on the date of the deposit. Interest accrued will be refunded to the consumer or credited to the consumer's bill on an annual basis. If interest is paid or credited to the consumer's bill prior to twelve (12) months from the date of deposit or the last interest payment date, the payment or credit shall be on a prorated basis.
6. Deposits will be refunded to consumers upon termination of service.

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**SPECIAL NON-RECURRING CHARGE DESCRIPTIONS**

1. Termination of Service Charge

A termination of service charge will be assessed when the Utility terminates service by disconnecting the consumer from the sewer service. The termination of service charge shall be the lesser of the cost incurred by the Utility or the amount listed in the Special Non-Recurring Charges section of this tariff.

2. Reconnection of Service Charge

A reconnection of service charge will be assessed when the Utility reconnects the consumer to the sewer service. The reconnection of service charge shall be the lesser of the cost incurred by the Utility or the amount listed in the Special Non-Recurring Charges section of this tariff. Prior to reconnection, the consumer shall also pay in full all amounts owed the Utility by the consumer.

3. Late Payment Penalty

A late payment penalty will be assessed on any account not paid within twenty (20) days of the original mailing date of the bill. The penalty may be assessed only once on any bill for rendered services. Any payment received shall first be applied to the bill for service rendered. Additional penalty charges shall not be assessed on unpaid penalty charges.

4. Returned Check Charge

A 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.

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