

CANCELLED

July 9, 2018

**KENTUCKY PUBLIC
SERVICE COMMISSION**

Mountain Water District
(Name of Utility)

FOR All Territories Served
Community, Town or City

P.S.C. KY. NO. 4

SHEET NO. 6

CANCELLING P.S.C. KY. NO. 3

SHEET NO. 6

RULES AND REGULATIONS

This schedule of Rules and Regulations governs the furnishing of sewage service by the Mountain Water District, hereinafter referred to as the DISTRICT and applies to all service rendered from the DISTRICT. No employee or individual Director of the DISTRICT is permitted to make any exception to 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 DISTRICT is further subject to all Rules and Regulations of the Public Service 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 DISTRICT furnishes sewage service to all of Pike County, Kentucky with the exception of the City of Pikeville and the City of Elkhorn service areas.

AVAILABILITY

Sewer service is available to any domestic consumer within the DISTRICT area. Those wastewater treatment plants not owned by the DISTRICT but lying within Pike County shall not be the responsibility of the DISTRICT unless agreed upon by both parties.

MAINTENANCE

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

DATE OF ISSUE	<u>NOVEMBER 14, 2012</u> Month / Date / Year
DATE EFFECTIVE	<u>JANUARY 12, 2013</u> Month / Date / Year
ISSUED BY	<u>/S/ JOHN COLLINS</u> (Signature of Officer)
TITLE	<u>VICE CHAIRPERSON</u>
BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION	
IN CASE NO. _____	DATED _____

KENTUCKY PUBLIC SERVICE COMMISSION
JEFF R. DEROUEN EXECUTIVE DIRECTOR
TARIFF BRANCH <i>Brent Kirtley</i>
EFFECTIVE 1/12/2013 PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

CANCELLED

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 Mountain Water District
 (Name of Utility)

**KENTUCKY PUBLIC
 SERVICE COMMISSION**

FOR All Territories Served

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P.S.C. KY. NO. 5

SHEET NO. 7

CANCELLING P.S.C. KY. NO. 4

SHEET NO. 7

RULES AND REGULATIONS

The DISTRICT shall be responsible for the maintenance of that portion of the service lateral installed by the DISTRICT and the consumer shall be responsible for the maintenance of that portion thereof installed by the consumer on gravity systems. On pressurized systems, the customer shall be responsible for that portion of sewer lateral beyond the grinder station. The DISTRICT shall be responsible for the maintenance and replacement of all grinder pump equipment used in connection with its pressurized sewer system with the exception of malfunctions caused by abuse on the part of the customer, including, but not limited to, subjecting the system to excessive amounts of grease. For a more comprehensive list of disapproved items, please visit the following webpage:
www.mountainwaterdistrictky.com/links.php

BILLING, COLLECTION, PENALTIES

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 user's agreement unless 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.

Bills for sewer service are due and payable at the office of the DISTRICT, or to any designated agent, by the 15th day after the date of issue. All accounts not paid in full 5 days after the due date shall be considered past due and an additional charge of 10 percent of the unpaid portion of the bill will be made. Payments may be made in the form of cash, check, credit/debit card, or online at www.mountainwaterdistrictky.com. Customers choosing to pay by credit/debit card or online shall be assessed a fee at a rate equal to the rate being charged to the DISTRICT to process such transactions. The fee is generally calculated using a formula applied to the balance of the amount being paid, but may be a flat fee per transaction. Prior to processing the transaction, the customer will be informed of the fee amount and, upon request by the customer, the formula employed to arrive at this fee amount.

All bills not paid on or before the past due date shall be deemed delinquent. Any said delinquent bill shall be disconnected fifteen (15) days after the due date, but not before at least five (5) days written notice of termination is provided. Said termination notice shall be exclusive of and separate from the original bill. Included on the notice will be a statement that the DISTRICT plans to terminate service and the date in which the DISTRICT plans to terminate service if the balance is not paid in full. However, if, prior to discontinuance of service, there is delivered to the DISTRICT a written certificate signed by a physician, registered nurse, or a public health officer that, in the opinion of the certifier, discontinuance of service will aggravate an existing illness or infirmity at the affected premises, service shall not be discontinued until the affected resident can make other living arrangements or until thirty (30) days elapse from the time of the DISTRICT'S receipt of said certification, whichever occurs first. Such certificates shall not be accepted in consecutive months. The DISTRICT will disconnect sewer service for non-payment of sewer service. Any and all applicable disconnect/reconnect charges, in addition to the bill owed, must be paid before service may be restored.

DATE OF ISSUE May 23 2013

 Month / Date / Year

DATE EFFECTIVE June 22 2013

 Month / Date / Year

ISSUED BY *Chanda James*

 (Signature of Officer)

TITLE CHAIRPERSON

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. _____ DATED _____

**KENTUCKY
 PUBLIC SERVICE COMMISSION**

**JEFF R. DEROUEN
 EXECUTIVE DIRECTOR**

TARIFF BRANCH

Brent Kirtley

EFFECTIVE
6/22/2013
 PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

FOR All Territories Served
Community, Town or City

P.S.C. KY. NO. 4

SHEET NO. 9

CANCELLING P.S.C. KY. NO. 3

SHEET NO. 9

Mountain Water District
(Name of Utility)

RULES AND REGULATIONS

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 flammable 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 create an obstruction and clogging within the system. No petroleum products shall be placed or discharged into the sewer system.

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



DATE OF ISSUE NOVEMBER 14, 2012
Month / Date / Year

DATE EFFECTIVE JANUARY 12, 2013
Month / Date / Year

ISSUED BY /S/ JOHN COLLINS
(Signature of Officer)

TITLE VICE CHAIRPERSON

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
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**KENTUCKY PUBLIC
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Mountain Water District
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P.S.C. KY. NO. 4

SHEET NO. 11

CANCELLING P.S.C. KY. NO. 3

SHEET NO. 11

RULES AND REGULATIONS

bills under certain conditions and of the offices to contact for such possible assistance. If prior to discontinuance of service, there is delivered to the DISTRICT office payment of the amount in arrears, then discontinuance of service shall not be made.

2. For Fraudulent or Illegal Use of Service

When the DISTRICT has discovered evidence that by fraudulent or illegal means a customer has obtained unauthorized service or has diverted the service for unauthorized use or has obtained service without same being properly measured, including having more than one residence or business connected to one sewer service without authorization, the service to the customer may be discontinued without notice. The DISTRICT shall not be required to restore service until the customer has complied with all rules of the DISTRICT and regulations of the COMMISSION and the DISTRICT has been reimbursed for the estimated amount of the service rendered and the cost to the DISTRICT incurred by reason of the fraudulent use.

Leak Adjustment

Any customer who has both sewer and water service with the DISTRICT may request a leak adjustment on their sewer bill at the same time they request a leak adjustment on their water bill. The customer's sewer shall be adjusted to the customer's average bill for the three months prior to the water leak. If the customer's average cannot be determined due to insufficient history, the average shall be considered to be the systems current average monthly usage. Customers may only receive one leak adjustment per twelve (12) month period.

Swimming Pool Adjustment

Any customer who has both sewer and water service with the DISTRICT may request a swimming pool adjustment on their sewer bill once per twelve (12) month period provided the request is made within two (2) months of the service being billed. To receive the adjustment the customer's usage in the month of the requested adjustment must exceed the customer's average usage for the three (3) month period immediately preceding filling the pool by a minimum of 8,000 gallons. If the customer has insufficient history to determine their average usage, the DISTRICT'S system average will be used. If the period of the requested adjustment exceeds the average usage by 8,000 gallons, the customer's usage and bill for the requested period will be adjusted to said average at the DISTRICT'S current sewer rates.

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**KENTUCKY
PUBLIC SERVICE COMMISSION**
**JEFF R. DEROUEN
EXECUTIVE DIRECTOR**
TARIFF BRANCH
Brent Kirtley
EFFECTIVE
1/12/2013
PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

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SHEET NO. 12

CANCELLING P.S.C. KY. NO. 3

SHEET NO. 12

RULES AND REGULATIONS

Legal Disclaimers

1. The District 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 DISTRICT is deemed necessary.
2. No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, tamper with, or build a structure over any appurtenance or equipment, which is a part of the DISTRICT'S system. Any person violating this provision will be subject to immediate arrest and/or discontinuance of water/sewer service and shall pay the cost of repairing and or replacing the DISTRICT'S facilities and all legal fees.
3. 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 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 DISTRICT and any liability otherwise resulting shall be that of the customer.
4. Any person, firm, or organization working around or near the DISTRICT'S distribution mains, appurtenances, or other property may request the DISTRICT to indicate the location of same. However, location by DISTRICT of same does not relieve such person of complete responsibility and liability for any and all damages, liability, and loss to the DISTRICT'S property resulting from any act of such person or his assigns and/or agent.

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