

CANCELLED

Kirkville Water Association, Inc.
August 1, 2022

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

**KENTUCKY PUBLIC
SERVICE COMMISSION**

RULES AND REGULATIONS

Service Classification. There shall be no distinction of this category.

II. Service Application.

- A. Any adult occupant of a single family dwelling; each residential unit in a trailer court, duplex or multiple dwelling building; or person owning property who had reasonable accessibility to the source of and who is in reasonable need of having water supplied to his place of occupancy or property may be a member of this Association. Applicants ~~who receive the approval of the Board of Directors~~ may be admitted to membership upon subscribing for a membership certificate and by signing such agreements for the purchase of water as may be provided and required by the Association and by paying all applicable charges in effect at the time of subscribing for membership, provided that no persons otherwise eligible shall be permitted to subscribe for or require a membership of the Association if the capacity of the Association's water system is exhausted by the needs of its existing members, unless the Association is ordered to do so pursuant to KRS 278.280.
- B. The Association may reject any application for membership when the Applicant is delinquent in payment of bills for service previously supplied at any location.
- C. Upon violation of any of the provisions of these rules or any of the rules of the Public Service Commission, the Association may remove the meter and discontinue service. Where the meter is thereafter reinstalled, the member shall first pay to the Association the reinstallation charge set in the special charges schedule. Members receiving service as a part of an extension of service are required to contract for service for one year. Such members shall pay for service according to the rates in effect, or the minimum monthly rate, whichever is greater, whether or not the member uses the service.
- D. The individual in whose name the membership certificate is issued shall be responsible for all bills incurred. Members shall be responsible for their own bills. Members shall pay all applicable deposits and fees before the meter is turned on.

III. Initial or minimum charges.

- A. The minimum monthly rate, as set in the water rate schedule will be due regardless of whether any water is used by the member during any month. Members shall not be charged for any month where service has been discontinued, unless the member is part of an extension of service having contracted for service for one year.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE	<u>December 17, 1990</u>	DATE EFFECTIVE	<u>March 6, 1991</u>
ISSUED BY	<u>Otis Bundy</u>	TITLE	<u>President - P.O. Box 670 - Richmond</u>
	NAME OF OFFICER		ADDRESS

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

Issued by authority of an Order of the Public Service Commission of Kentucky
Case No. 90-183 dated March 6, 1991.

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

CANCELLED

Kirksville Water Association, Inc.
August 1, 2022

P.S.C. KY NO. _____
SHEET NO. 5
CANCELLING P.S.C. KY NO. _____
SHEET NO. _____

**KENTUCKY PUBLIC
SERVICE COMMISSION**

RULES AND REGULATIONS

- B. In the event the Association removes a meter for non-payment of bills, when service is again requested, the Association will charge the reconnection fee set in the Special Charges Schedule, and will require that all outstanding bills be paid.
- C. A tap shall be made for each new meter installation where a 5/8 x 3/4 inch meter is used regardless of the locations. The fee will be in accordance with existing special charges at the time the meter is installed. Each meter requires a separate meter reading sheet, and each meter reading sheet will cover a separate and individual account.
- D. All connections requiring larger than a 5/8 x 3/4 inch meter shall be installed at the existing fee for 5/8 x 3/4 inch meter plus the cost of additional material required for a larger meter installation.
- E. In the circumstance the Water Association allows a developer to install all or a portion of the meter installation, the charge for any remaining work or materials required to complete the meter installation will be paid by the person requesting the completion of the installation. The charges will be calculated by taking the established tap-on fee and subtracting all charges for work or materials not required to complete the meter installation.
- F. Water furnished for a given lot or farmstead shall be used on that property only. Each member's service must be separately metered at a single delivery and metering point. All commercial use, including storerooms and stalls for business purposes, shall be metered separately from any residential use, and vice versa.
- G. In addition to the collection of regular rates, the Association may collect from the member a proportionate share of any tax required by law, based on gross revenue received by the Association.

IV. Association's Responsibility.

- A. The Association will install, maintain and operate a main distribution pipeline or lines from the source of water supply, service lines from the main distribution line or lines to the place of metering and its own meters at said delivery points. The cost of the service line or lines from the main distribution line or lines of the Association to the metering point of each member is included in the tap fee. The Association shall install a cut-off valve in each service line from its main distribution line or lines, such cut-off valve to be owned and maintained by the Association and to be installed on some portion of the service line owned by the Association. The Association shall have the sole and exclusive right to use such cut-off valve.

**PUBLIC SERVICE COMMISSION
OF KENTUCKY**

DATE OF ISSUE December 31, 1990 DATE EFFECTIVE March 6, 1991
 ISSUED BY *Otis Bundy* President P.O. Box 6 1991 Richmond Ky
 NAME OF OFFICER TITLE ADDRESS 40

PURSUANT TO 807 KAR 5:011.

Issued by authority of an Order of the public Service Commission **SECTION 0 (1)**
Case No. 90-183 dated March 6, 1991.

BY: *George Miller*
PUBLIC SERVICE COMMISSION

CANCELLED

Kirksville Water Association, Inc.

August 1, 2022

P.S.C. KY NO. _____

SHEET NO. 6

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

**KENTUCKY PUBLIC
SERVICE COMMISSION**

RULES AND REGULATIONS

D. Each member shall be entitled to one (1) service line from the Association's water system unless otherwise approved by the Board of Directors, provided that the member shall pay the required tap fee for each service line. No new service line or change in an existing service line may be made which will interfere with an existing service line or delivery of water therein. Each service line shall connect with the Association's water system at the nearest available place to the place of desired use by the member. If the Association's water system has sufficient capacity to permit the delivery of water through a service line, at that place without interfering with the delivery of water through prior service lines, then such service line shall be installed at such place as may designated by the Association. Each member will be required to purchase, install and maintain such portion of the service line or lines from his meter to his own dwelling or other place of use at his own expense, provided that the Association, at the member's request, may if the Board of Directors so elect, purchase the pipe for and install such portion of such service line or lines, the cost of which will, be paid by the individual members.

C. The Association will cause an initial inspection to be made of the member's piping or apparatus to ensure compliance with all applicable laws and regulations.

V. Association's Liability.

- A. The Association reserves the right to refuse service unless the member's lines or piping are installed in such manner as to prevent cross-connections or back-flow.
- B. The Association shall not be liable for damage of any kind whatsoever resulting from water or the use of water on the member's premises, unless such damage results directly from negligence on the part of the Association. The Association shall not be responsible for any damage done by or resulting from any defects in piping, fixtures, or appliances on the member's premises. The Association shall not be responsible for negligence of any third persons, or forces beyond the control of the Association resulting in any interruption of service.

VI. Member's Responsibility.

- A. Piping on the premises of the member must be so installed that the connections are conveniently located with respect to Association lines and mains.
- B. If the Association is called upon to provide additional meters, each place of metering will be considered as a separate and individual account.
- C. The member shall provide a place of metering, which is unobstructed and

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE December 17, 1990

DATE EFFECTIVE March 6, 1991

ISSUED BY

[Signature]
NAME OF OFFICER

President

TITLE

P.O. Box 670 Richmond Ky 40475

PURSUANT TO 804 KAR 011.

SECTION 9 (1)

Issued by authority of an Order of the Public Service Commission of Kentucky
Case No. 90-183 dated March 6, 1991.

[Signature]
PUBLIC SERVICE COMMISSION MANAGER

CANCELLED

Kirksville Water Association, Inc.
August 1, 2022

FOR _____
P.S.C. KY NO. _____
SHEET NO. 1
CANCELLING P.S.C. KY NO. _____
SHEET NO. _____

**KENTUCKY PUBLIC
SERVICE COMMISSION**

RULES AND REGULATIONS

accessible at all times.

- D. The member shall furnish and maintain a private cut-off valve on the member's side of the meter, outside of the meter box.
- E. The member's piping and apparatus shall be installed and maintained by the member at the member's expense in a safe and efficient manner and in accordance with the Association rules and regulations and in full compliance with sanitary regulations of the State Board of Health. The Association suggests that the service line be at least 150 PSI pipe and 28" to 32" beneath the surface.
- F. The member shall guarantee proper protection for the Association's property placed on the member's premises and shall permit access to it only by authorized representatives of the Association.
- G. In the event that any loss or damage to the property of the Association or any accident or injury to persons or property is caused by or results from the negligence or wrongful act of the member, his agent or employees, the Association reserves all legal rights including but not limited to the recovery of the costs of necessary repairs or replacements. Nothing stated in these rules and regulations shall be deemed a waiver of this right.
- H. Water furnished by the Association shall be used only for domestic consumption by the member, members of his household and employees. The member shall not sell water to any other person or permit any other person to use said water. Water shall not be used for irrigation, fire protection, or other purposes, except when water is available in sufficient quantity without interfering with regular domestic consumption. Any violation of this rule shall be deemed cause for refusal or discontinuance of service.

VII. Extensions to Mains and Services.

- A. An extension of fifty (50) feet or less shall be made by the Association to its existing distribution main without charge to a member who shall apply for and contract to use service for one (1) year or more.
- B. When an extension of the Association's main amounts to more than fifty (50) feet per member, the Association shall require the total cost of the excess footage over fifty (50) feet per member to be deposited with the utility by the member(s), based on the average estimated cost per foot of the total extension.

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

DATE OF ISSUE December 11, 1990 DATE EFFECTIVE MAR 6 1991
March 6, 1991
 ISSUED BY [Signature] President PURSUANT TO 807 KAR 50.11
 NAME OF OFFICER TITLE P.O. BOX 1000 Richmond Ky 404
 SECTION 9 (1) ADDRESS

Issued by authority of an Order of the Public Service Commission of Kentucky
Case No. 90-183 dated March 6, 1991.

CANCELLED

Kirkville Water Association, Inc.
August 1, 2022

**KENTUCKY PUBLIC
SERVICE COMMISSION**

RULES AND REGULATIONS

FOR _____
P.S.C. KY NO. _____
SHEET NO. 8
CANCELLING P.S.C. KY NO. _____
SHEET NO. _____

- C. Each member receiving service under such extension will be reimbursed under the following plan: Each year for a period of not less than ten (10) years, which for the purpose of this rule shall be the refund period, the Association will refund to the member(s) who paid for the excess footage the cost of fifty (50) feet of the extension in place for each additional member connected during the year whose service line is directly connected to the extension installed and not to extensions or laterals therefrom, but in no case shall the total amount refunded exceed the amount paid the utility. After the end of the refund period, no refund will be required to be made.
- D. Member applicants desiring an extension to a proposed real estate subdivision shall be required to pay the entire cost of the extension. Each year for a period of ten (10) years the Association shall refund to the member who paid for the extension a sum equivalent to the cost of fifty (50) feet of the extension installed for each additional member connected during the year but in no case shall the total amount refunded exceed the amount paid to the Association. After the end of the refund period from the completion of the extension no refund will be required to be made.
- E. The Association may make extensions under different arrangements provided such arrangements are approved by the Public Service Commission. The Association may make extensions of greater than fifty (50) feet per member, should its judgement so dictate, provided like extensions are made to other members under similar conditions.
- F. All extensions must be approved by the Board of Directors before construction begins. The Board is to cause inspection of the extensions and see that all work is completed in accordance with State regulations as well as those regulations of the Association.

VIII. Access to Premises.

- A. Duly authorized agents of the Association shall have access, at all reasonable hours, to the premises of the member for the purpose of installing or removing Association property, inspecting piping, reading or testing meters or for any other purpose in connection with the Association's service and facilities.
- B. Each member shall grant and convey, or shall cause to be granted and conveyed to the Association, a permanent easement and right-of-way across any property owned or controlled by the member wherever said permanent easement and right-of-way is necessary for the Association to furnish service to

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 6 1991

DATE OF ISSUE December 11, 1990 DATE EFFECTIVE March 6, 1991
 ISSUED BY [Signature] President - P.O. Box 1020, Richmond, Ky 404
 NAME OF OFFICER TITLE BY: [Signature] ADDRESS
 PUBLIC SERVICE COMMISSION MANAGER

CANCELLED

Kirksville Water Association, Inc.

August 1, 2022

**KENTUCKY PUBLIC
SERVICE COMMISSION**

FOR
P.S.C. KY NO. _____
SHEET NO. 9
CANCELLING P.S.C. KY NO. _____
SHEET NO. _____

RULES AND REGULATIONS

IX. Change of Occupancy.

- A. Not less than three (3) days notice will be given in person or in writing to the Association in order to discontinue service or to change occupancy.
- B. The outgoing party shall be responsible for all water consumed up to the time designated for discontinuance of service.
- C. The charge set in the Special Charges Schedule will be made for each meter for each turn on/change over.

X. Meter Reading - Billing - Collection

- A. Meters will be read and bills rendered monthly, indicating the meter reading and the billing dates, but the Association reserves the right to vary the dates or length of period covered.
- B. Bills for water will be in accordance with the Association's rate schedule, which will be published in the Richmond Register once each year or when rates are changed.
- C. Charges for service commence when meter is installed and connection is made, whether used or not.
- D. Readings from different meters will not be combined for billing purposes under any circumstances.
- E. Bills are due when rendered and become delinquent ten (10) days later. A 10% penalty will be added to all delinquent bills.
- F. Delinquent notices will be mailed to the member ten (10) days after the regular monthly billing date (billing date is the date of mailing). The notice will show the amount due and indicate a final due date for payment and state that service may be discontinued after the final due date if payment is not made. The final due date will be no less than twenty (20) days after the mailing date of the original bill. Notice to disconnect shall be given at least 48 hours before disconnection. All bills and notices will be mailed to the last known address of the member. In no event shall service be cut off before the 20th day after the date on which the original bill was mailed to the consumer. In the event the consumer submits a written certificate of a physician, registered nurse, or public health officer to the Association, stating that discontinuance of service will aggravate an existing illness or infirmity on the effective premises, service shall not be discontinued until the affected resident can make other living arrangements or until 10 days elapse from the Association's written notice, whichever occurs first.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE December 11, 1990 DATE EFFECTIVE March 6, 1991

ISSUED BY Otis B. ... NAME OF OFFICER President TITLE - P.O. Box 670, Richmond ADDRESS

PURSUANT TO 807 KAR 5.011, SECTION 9 (1)

CANCELLED

August 1, 2022

Kirksville Water Association, Inc.

**KENTUCKY PUBLIC
SERVICE COMMISSION**

FOR _____

P.S.C. KY NO. _____

SHEET NO. 10

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

G. Failure to receive bills shall not prevent such bills from becoming delinquent nor relieve the member from payment.

XI. Suspension of Service.

- A. When service is discontinued and all bills paid, membership certificates will be cancelled by the Association.
- B. Upon discontinuance of service for non-payment of bills, the deposit will be applied by the Association toward payment of the account.
- C. Service discontinued for non-payment of bills will be restored only after bills are paid in full, and applicable reconnection fees have been paid for each meter reconnected.
- D. The Association reserves the right to discontinue its service, without notice, for consumer's fraudulent or illegal use of service.
- E. When a dangerous condition is found to exist on the consumer's or applicant's premises, the service shall be cut off without notice or refused, provided that the Association notify the consumer or applicant immediately of the reasons for the discontinuance or refusal and the corrective action to be taken by the applicant or consumer before service can be restored.

XII. Complaints - Adjustments.

- A. If a member believes his bill to be in error, he shall present his claim, in person or in writing, to the office of the Association before the date of service termination. A member's account shall be considered to be current while a dispute is pending, as long as the member continues to make payments for the disputed period in accordance with historic usage, or if that data is not available, the average usage of similar member loads, and stays current on subsequent bills. If the member is not satisfied by the actions taken by the office of the Association, the member may present his claim in person or writing to the Board of Directors of the Association, and the PSC.
- B. The Association will make special meter readings at the request of the member for a fee as set out in the special charges for the Association, provided, however, that if such special reading discloses that the meter reading was incorrect, no charge will be made.
- C. In accordance with Public Service Commission Regulations, Chapter 5; 807 KAR 5:006, Section 20 and Section 21, meters will be tested at the request of the member. If the meter test proves the meter accurate, the member will be charged the fee set in the Special Charges Schedule. If public tests show

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

DATE OF ISSUE December 11, 1990

DATE EFFECTIVE March 6, 1991

ISSUED BY

Pat Bundy
NAME OF OFFICER

President - P.O. Box 670 - Richmond

TITLE

PURSUANT TO 807 KAR 5:011, ADDRESS

Issued by authority of an Order of the Public Service Commission of Kentucky

Case No. 90-183 dated March 6, 1991.

MAR 6 1991
BY: *Pat Bundy*
PUBLIC SERVICE COMMISSION

FOR _____

P.S.C. KY NO. _____

SHEET NO. 11

Kirksville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

that the meter was not more than two (2) percent fast or slow, the meter is considered accurate. If such tests show that the meter is more than two (2) percent fast or slow, bills will be adjusted in accordance with 807 KAR 5:006, Section 9. The bills will be adjusted to refund, credit or collect charges as applicable.

- D. If the seal of a meter is broken by other than the Association representative or if the meter fails to register correctly or is stopped for any cause, the member shall pay an amount estimated from the record of his previous bills and/or other proper data. In the event that the seal is broken or the meter is not registering due to tampering, the Association reserves the right to collect damages as may be determined by a court having jurisdiction over the parties involved.

XIII. Fire Protection.

The Kirksville Water Association, Inc. is a distribution system, not a fire protection system. The system was designed and constructed to supply its members with potable water for domestic use only. The pipe used by the Association is not of sufficient size or design to provide enough water for fire fighting. Use of a fire hydrant on the distribution system for fighting fires may result in collapse of the pipeline resulting in a total loss of water. The Association does have a few fire hydrants. These hydrants were installed for line flushing purposes. The Association does allow qualified fire fighters to connect collapsible discharge hoses to the hydrants to fill pumper trucks. Only collapsible discharge fire hoses may be used. Fire hydrants are to be used only for filling pumper trucks for fire-fighting or by the Water Association. The Water Association does hereby disclaim any warranty or liability for damages to persons or property resulting from use of the hydrants to fight fires. The user of the fire hydrant shall be responsible for any and all damage to the water distribution system that may occur.

CANCELLED

August 1, 2022

**KENTUCKY PUBLIC
SERVICE COMMISSION**

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 6 1991

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: [Signature]
PUBLIC SERVICE COMMISSION

DATE OF ISSUE December 11, 1990 DATE EFFECTIVE March 6, 1991

ISSUED BY Otis Bundy President P.O. Box 670 Richmond Ky 40475

NAME OF OFFICER TITLE ADDRESS

FOR _____

P.S.C. KY NO. _____

SHEET NO. 12

Kirksville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

XIV. Abridgement or Modification of Rules.

- A. No promise, agreement or representation of any employee of the Association shall be binding upon the associatin except as it shall have been agreed upon in writing, signed and accepted by the appropriate officers of the Association.
- B. No modification of rates or any of the rules and regulations shall be made by any agent of the Association.
- C. The word "Association" herein means the "Kirksville Water Association, Inc." The word "Member" herein means a member (customer) of said water Association.
- D. These Rules and Regulations may be revised, amended, supplimented, or otherwise changed from time to time according to law. Such changes when effective, after being placed on file with the Public Service Commission shall have the same force as the present Rules and Regulations.

CANCELLED

August 1, 2022

**KENTUCKY PUBLIC
SERVICE COMMISSION**

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 6 1991

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

BY: [Signature]
PUBLIC SERVICE COMMISSION

DATE OF ISSUE December 11, 1990 DATE EFFECTIVE March 6, 1991

ISSUED BY [Signature] President - P.O. Box 670 Richmond Ky 40475

NAME OF OFFICER TITLE ADDRESS