

P.S.C. Ky. No. 3

2

Cancels P.S.C. Ky. No.

WESTERN-BRACKEN WATER DISTRICT

OF

FOSTER, KENTUCKY

Rates, Rules and Regulations for Furnishing
Water Service

AT

Western Section of Bracken Co., Ky.

Filed with PUBLIC SERVICE COMMISSION OF
KENTUCKY

ISSUED May 22, 1992

EFFECTIVE, 19.....

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

ISSUED BY Western-Bracken
Water District
(Name of Utility)

JUN 25 1992

BY Baxter Courts
Treasurer

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

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

C 12-93

For WESTERN BRACKEN WATER DISTRICT

P. S. C. Ky. No. 3

Original Sheet No. 2

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

Original Sheet No. 2

Western Bracken Water District

RULES AND REGULATIONS

This schedule of Rules and Regulations governs the furnishing of water service by Western Bracken Water District, 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 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 received, 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 water service to Western section in Bracken County, Kentucky

AVAILABILITY

Water service is available to any domestic and commercial consumers within the Utility's area.

WATER FAILURE

The Utility is responsible for water 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/her premises and shall not interfere with the Utility's property or permit

Date of ISSUE May 22 1992 Date Effective Month Day Year PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

ISSUED BY: Baxter Courts Treasurer Title Foster, Kentucky 40043 Address

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

C12-93

Western-Bracken Water District

RULES AND REGULATIONS

interference except by duly authorized representatives of the Utility.

APPLICATION FOR SERVICE

Each prospective customer desiring water service is required to sign the District's Standard Water Service Contract before service is supplied by the District. No service will be installed unless there is a main distribution line existing along the road from which service is requested. If service is desired on the same side of the road as the water main, the meter shall be installed within five (5) feet of the water main. If service is desired on the opposite side of the road from the water main, the service line will be run under the road and the meter installed on the private property adjacent to the highway right of way. If the distance from the main to either side of the road is greater than fifty (50) feet, customer will be required to pay the cost of installing the pipe for the additional footage. A contribution in aid of construction as provided in the Schedule of Rates and Charges must be paid on all new connections to the existing water line.

Applications for service connection installation will not be processed if the applicant is indebted to the District on a past due account, is delinquent, or in any other fashion whatsoever.

DISCONTINUANCE OF SERVICE BY DISTRICT

District may refuse to connect or may discontinue service for the violation of any of the Rules and Regulations, or of the customer service contract. District may discontinue service to customer for theft of water or the appearance of water theft devices on premises of customer. The District shall not be required to restore service until the customer has complied with all rules and regulations of the Commission and the District has been reimbursed for estimated amount of the service rendered and for any cost incurred by reason of the fraudulent use. All discontinuance of service is subject to the Notice Requirements of 807 KAR 5:006, Section 14.

BILLING, COLLECTION, PENALTIES

Bills for water service furnished by the water system will be mailed no later than the 20th day of each month (if Sunday or holiday then

Date OF ISSUE May 22 1992 Date Effective JUN 25 1992
Month Day Year Month Day Year

ISSUED BY: Baxter Courts Treasurer Foster
Name of Officer Title Address

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

C12-93

RULES AND REGULATIONS

next business day) and will be due and payable by the 15th day of the following month (if Sunday or holiday, then next day). A ten percent (10%) late payment penalty charge will be applicable after the due date of any account. Failure to receive bill will not release customer from payment obligations. Should bill not be paid as above, the District may at any time subsequent to twenty-five (25) days after mailing date of the original bill, and upon at least five days (5) written notice, discontinue service. A termination notice shall be exclusive of and separate from the original bill, if prior to discontinuance of service, there is delivered to the District's Office payment of the amount in arrears, then discontinuance of service shall not be made, or as to residential services where a written certificate is filed, signed by a physician, a registered nurse, or a public health officer stating that is the opinion of the person making the certification, discontinuance of service will aggravate an existing illness or infirmity on 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 notification. Bills paid on or before the final date of payment shall be payable at the net rates, but thereafter the gross rates shall apply as provided in the Schedule of Rates and Charges. Should the final date for payment of the bill at the net rate falls on a Sunday or holiday, the next business day following the final date will be held as a day of grace for delivery of payment.

DEPOSITS

The Utility will require from any customer or applicant for service a cash deposit to secure payment of bills in the amount of \$40.00, which does not exceed 2 months average customer or applicants bill. The District may at its option return the deposit to the customer after one year, if a satisfactory payment record has been maintained. The customer will be paid interest in the amount actually earned by the District while the District retains the deposit. When a deposit has been returned and the customer fails to maintain a satisfactory payment record, as defined in the Utility's tariff, the Utility may require that a deposit be made. The amount of the deposit will be figured as stated previously. The Utility may also require that an additional deposit be made if there has been a substantial change in the customer's usage or the customer's classification of service changes. See 807 KAR 5:006, Section 7 (3), (6) and (7). Upon termination of service, the deposit may be applied by the District against any unpaid bills of the customer, and if any balance remains after such application is made, said balance shall be refunded to customer.

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

DEC 12 1992

Date OF ISSUE Dec 12 1992
Month Day Year

Date Effective Dec 12 1992
Month Day Year

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

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER
Foster, Kentucky 41043
Address

ISSUED BY: Baxter Courts Treasurer
Name of Officer Title

C12-93

P. S. C. Ky. No. 3

Original Sheet No. 5

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

Original Sheet No. 4 & 5

Western-Bracken Water District

RULES AND REGULATIONS

POINT OF DELIVERY

The point of delivery is the point where the meter is located on the customer's premises. All water lines, plumbing, and equipment beyond the meter shall be installed and maintained by customer.

TERMINATION OF CONTRACT BY CUSTOMER

Customers who have fulfilled their contract terms and wish to discontinue service must give at least three (3) day written notice, or in person, to that effect, unless contract specified otherwise. Notice to discontinue service prior to the expiration of contract term will not relieve customer from any minimum or guaranteed payment under contract or rate.

CUSTOMER'S SERVICE LINES

Service lines beyond the metering point should be installed of materials consisting of copper, galvanized, or PVC pipe with rating of not less than 160 psi. The size of the service line beyond the point of delivery should not be less than 3/4"; however, a larger size may be needed to provide adequate service. If the customer's point of use is at a higher elevation than the point of delivery, the customer should consult with a reputable engineering firm to size the service line from the point of delivery.

RIGHT OF ACCESS

The customer must agree to permit the District to lay, maintain, repair, or remove such water lines which is the property of the District located on the customer's property with the right of ingress and egress over customer's property. The District's duly authorized representative and/or other duly authorized employee of the State Health Department bearing proper credentials and identification shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement, sampling, and testing, in accordance with the provisions of these Rules and Regulations.

INTERRUPTION OF SERVICE

The District will use reasonable diligence in supplying water service and shall make effort to notify affected customers in the event

Date OF ISSUE May 22 1992 Date Effective PUBLIC SERVICE COMMISSION OF KENTUCKY
Month Day Year Month EFFECTIVE Year

ISSUED BY: Baxter Courts Treasurer Title JUN 25 1992
Name of Officer Address Foster, Kentucky 41043

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

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

112-93

Western-Bracken Water District

RULES AND REGULATIONS

of a service interruption and approximate time of service restoration

ADDITIONAL LOAD

The service connection supplied by the District for each customer has a definite capacity, and no addition to the equipment or load connected thereto will be allowed except by consent of the District. Failure to give notice of additions or changes in load, and to obtain District's consent for same, may render the customer liable for any damages to any of the District's lines or equipment caused by the additional or changed installation, as determined by a court of law having jurisdiction over the parties.

NOTICE OF TROUBLE

Customer shall notify the District immediately should the service be unsatisfactory for any reason, or should there be any defects, trouble or accidents affecting the supply of water. Such notices, if verbal, should be confirmed in writing.

UNSTANDARD SERVICE

Customer shall pay the cost of any special installation necessary to meet his peculiar requirements for service other than the standard water tap.

SCOPE

This schedule of Rules and Regulations is a part of all contracts for receiving water service from the District, and applies to all service received from the District, whether the service is based upon contract, agreement, signed application or otherwise. A copy of this schedule, together with a copy of the District's Schedule of Rates and Charges, shall be kept open to inspection at the Office of the District.

DAMAGE TO DISTRICT'S WATER SYSTEM

No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure

Date OF ISSUE May 22 1992 Date Effective PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE
Month Day Year Month Year

ISSUED BY: Baxter Couets Treasurer Title 40125 1002 41043 Address

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

12-93

Western-Bracken Water District

RULES AND REGULATIONS

appurtenance, or equipment which is part of the District's water works. Any person violating this provision shall be subject to discontinuance of water service and shall pay cost of repairing or replacing the pipe or appurtenances as may be determined by a court of law having jurisdiction.

RELOCATION OF WATER FACILITIES

District may, at the request of the customer, relocate or change existing District owned equipment. Customer shall reimburse the District for such changes at actual costs including appropriate overhead.

REVISIONS

These Rules and Regulations may be revised, amended, supplemented, or otherwise changed from time to time by either of the two (2) following methods:

- a. By order of the Public Service Commission upon formal application by the District and after hearing, as provided by Commission regulation set forth in 807 KAR 5:011, Section 6.
- b. By issuing and filing on at least twenty (20) days notice to the Commission and the public all proposed changes in the Rules and Regulations, as provided by Commission regulations set forth in 807 KAR 5:011, Section 8.

CONFLICT

In the case of conflict between any provisions of any rate schedules and the Schedule of Rules and Regulations, the rate schedule shall apply.

PURCHASED WATER ADJUSTMENT CLAUSE

The District will implement upon PSC approval a purchased water adjustment designed to recover the increase costs of water purchase due to the fact that the District is not financially able to absorb the increased costs from its supplier.

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

Date OF ISSUE May 22 1992 Date Effective Month Day Year
Month Day Year Month Day Year
 JUN 25 1992

ISSUED BY: Baxter Courts Treasurer Title
Name of Officer

PURSUANT TO Kentucky KRS 11
Article 11
SECTION 9 (1)
 BY: Shirley Hallett
 PUBLIC SERVICE COMMISSION MANAGER

C12-23

Western-Bracken Water District

RULES AND REGULATIONS

MAINTENANCE

The Utility may at any time deemed necessary, suspend water 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 maintenance of that portion of the service line installed by the Utility and the consumer shall be responsible for maintenance of that portion thereof installed by consumer.

Hydrants

The Utility may at its discretion install hydrants through out the system. These hydrants are to be used by the Utility for flushing of distribution system lines. They may be used, as a convenience, by local fire departments. They ARE NOT fire hydrants and the Utility DOES NOT guarantee the pressure or the volume of water available at these hydrants.

Date OF ISSUE May 22 1992 Date Effective Month PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE Year

ISSUED BY: Baxter Courts Treasurer Title 11/11/25/1992 Foster, Kentucky 41043 Address

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

BY: [Signature] PUBLIC SERVICE COMMISSION MANAGER

C12-93

P.S.C. No. _____ 3

Original Sheet No. _____ 9

Cancelling P.S.C. No. _____ 2

Original Sheet No. _____ 7

Western-Bracken 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 897 KAR 5:607,
Purchased Water Adjustment Clause, as adopted by the Public Service Commission.

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

Cost of new Rates \$ _____

Cost of Base Rates \$ _____

Total change in costs (2-3) \$ _____

Volume sold for same period as
is Item 1 _____ M Gal

PWA per M gallons sold (4/5) _____ c.

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

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JUN 25 1992

Date of Issue May 22, 1992

Date Effective _____

Issued by: Bafer Courts
Name of Officer

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

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

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

C-12-93

P.S.C. No. _____ 3

Original Sheet No. _____ 10

Cancelling P.S.C. No. _____ 2

Original Sheet No. _____ 8

Western-Bracken 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 supplier for amounts previously paid, the following tabulations will be made:

- 1. Total refund received \$ _____
- 2. Total Mount of water estimated to be sold during two 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) _____ c.
- 4. Refund factor may be adjusted in the final month to more accurately reflect the amount to be refunded.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JUN 25 1992

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

Date of Issue May 22, 1992

Date Effective _____

Issued by: Baxter Courts
Name of Officer

BY: Shawn Helle
Title Treasurer PUBLIC SERVICE COMMISSION MANAGER

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

C12-93

Western-Bracken Water District

RULES AND REGULATIONS

SCHEDULE OF SPECIAL SERVICE CHARGES

The following charges for special services shall be made:

1. Service Re-Connection Charges: A Charge of \$20.00 shall be made for all service reconnections made during regular working hours, except that there shall be no connection charges made for service on the original installation of facilities. If service is reconnected other than during regular working hours, the charge shall be \$24.00.
2. Meter Reading Recheck Charges: A Charge of \$10.00 shall be made for a trip to recheck a meter reading when the customer requests the meter to be rechecked for a correct reading and the meter was not misread.
3. Meter Test: Upon a payment of \$25.00 a customer may have his meter tested provided request by the customer is not more frequent than once each twelve (12) months. If such test shows the meter to be more than two percent (2%) fast, a refund of the \$25.00 charge shall be made and the bill adjusted accordingly. No charge for testing the customers meter will be made if the meter has not been tested within the periodic time requirement of 807 KAR 5:066 (17).
4. PSC Meter Test Complaint: Any customer of the District may request a meter test by written application to the Commission.
5. Service Investigation Charge: A charge of \$10.00 per trip shall be made for service investigation during regular working hours, if interruption of service is not caused by failure of the District's facilities. The charge for investigation after working hours will be \$15.00 per trip. Any maintenance and repair of facilities beyond District's delivery point is the responsibility of the customer.
6. Contribution in Aid of Construction: The established contribution fee is based on the size of metering equipment installed as noted below.

5/8 or 3/4 inch meter _____ \$350.00

All others _____ Actual costs

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

Date OF ISSUE May 22 1992 Date Effective JUN 25 1992
Month Day Year Month Day Year

ISSUED BY: Baxter Courts
Name of Officer

Treasurer
Title

PURSUANT TO 807 KAR 5:0043
SECTION 013

BY: Shawn Latta
PUBLIC SERVICE COMMISSION MANAGER

C12-93

P.S.C. No. 3

Original Sheet No. 12

Cancelling P.S.C. No. _____

Original Sheet No. _____

Western-Bracken Water District
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

RATE per Unit

MONITORING OF CUSTOMER USAGE

At least once annually the Company will monitor the usage of each customer according to the following procedure:

1. The customer's annual usage for the most recent 12-month period will be compared with the annual usage for the 12 months immediately preceding that period.
2. If the annual usage for the two periods are substantially the same or if any difference is known to be attributed to unique circumstances, such as unusual weather conditions, common to all customers, no further review will be done.
3. If the annual usages differs by 25 percent (25%) or more and cannot be attributed to a readily identified common cause, the Company will compare the customer's monthly usage records for the 12-month period with the monthly usage for the same months of the preceding year.
4. If the cause for the usage deviation cannot be determined from analysis of the customer's meter reading and billing records, the Company will contact the customer by telephone or in writing to determine whether there have been changes such as different number of household members or work staff, additional or different appliances, changes in business volume, or known leaks in customer's service lines.
5. Where the deviation is not otherwise explained, the Company will test the customer's meter to determine whether it shows an average error greater than two percent (2%) fast or slow.
6. The Company will notify the customers of the investigation, its findings, and any refunds or backbilling in accordance with 870 KAR 5:006, Section 10 (4) and (5).

In addition to the annual monitoring, the Company will immediately investigate usage deviations brought to its attention as a result of its on-going meter reading and billing processes or customer inquiry.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JUN 25 1992

Date of Issue May 22, 1992

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

Issued by: Baxter Courts
Name of Officer

Title Treasurer
BY: Shawn Haller
PUBLIC SERVICE COMMISSION MANAGER

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

C12-93