

P.S.C. Ky. No.....

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

HIMA-SIBERT WATER DISTRICT

OF

CLAY COUNTY, KENTUCKY

Rates, Rules and Regulations for Furnishing
Water Service

AT

the southeastern portion of Clay County, Kentucky.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 22 1992

Filed with PUBLIC SERVICE COMMISSION OF
KENTUCKY

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

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

ISSUED.....1-23....., 1992

EFFECTIVE.....2-22....., 1992

ISSUED BY...HIMA-SIBERT WATER DISTRICT...
(Name of Utility)

BY [Signature]
...MARY GREGORY... SECRETARY...

2/1/99

For Southwestern Portion of Clay Co.
Community, Town or City

P.S.C. NO. 0260197

SHEET NO. _____

CANCELLING P.S.C. NO. _____

SHEET NO. _____

Hima-Sibert Water District
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

	RATE PER UNIT
<u>ALL CUSTOMERS !!</u>	
Rates Monthly	
First 2,000 gallons	\$ 12.75
Next 8,000 gallons	4.35 per 1,000 gallons
Next 10,000 gallons	4.00 per 1,000 gallons
Next 20,000 gallons	3.70 per 1,000 gallons
Next 40,000 gallons	3.35 per 1,000 gallons
Over 40,000 gallons	3.35 per 1,000 gallons
<u>Non-recurring Charges</u>	
Service Investigation	25.00
Return Check Fee	17.50
Meter Test Request	25.00
Meter Reading Request	15.00

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DEC 17 1993

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PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE December 17, 1993

DATE EFFECTIVE 12-17-93

ISSUED BY Mary Gregory
Name of Officer

TITLE Secretary

Issued by authority of an Order of the Public Service Commission of Kentucky
in Case No. 93-327 dated 12-17-93

C1/99

HIMA-SIBERT WATER DISTRICT

RULES AND REGULATIONS

- 5. Tampering with meter, meter seal, service or valves, or permitting such tampering by others.
 - 6. Connection, cross-connection or permitting the same, of any separate water supply to premises which receive water from the District.
 - 7. When a dangerous condition is found to exist on the customer's or applicant's premises, with reference to the continuation of water service, water service shall be cut off without notice or shall be refused, provided the District shall notify the customer or applicant immediately of the reasons for the discontinuance or refusal and the correction action to be taken by the applicant or customer before service can be restored.
- C. Any customer desiring to discontinue the service to his premises for any reason must give notice of discontinuance in person or in writing at the business office of the District at least three (3) days prior to the date on which the customer desires to discontinue service, and the customer shall not be liable for water consumed beyond the date of discontinuance stated in such notice; if such notice in person or in writing is not given, a customer shall remain liable for all water used and service rendered to such premises by the District until such notice is received by the District.

C1/99

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Name of Officer

_____ Title

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

HIMA-SIBERT WATER DISTRICT

RULES AND REGULATIONS

D. 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 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.

E. 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 mailed on the first day of each month.

All bills not paid on or before the past due date shall be deemed delinquent. When a bill has been delinquent for a period of twenty days, the District shall serve a customer a written final notice of said delinquency, and of the intent of the District to discontinue service ten days after the date of such notice unless such bill is paid prior to the expiration of such ten days. If a delinquent bill is not paid within ten days after date of such final notice (thirty days from the past due date), the water supply to the customer may be discontinued without further notice; provided, however, if, prior to discontinuance of service, there is delivered to the District, or to its employee empowered to discontinue service, a written certificate signed by a physician, a

C1199

PUBLIC SERVICE COMMISSION
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BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

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Sheet No. 4

HIMA-SIBERT WATER DISTRICT

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

Sheet No. _____

RULES AND REGULATIONS

registered nurse or a public health officer that, in the opinion of the certifier, 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 ten (10) days elapse from the time of the District's receipt of said certification, whichever occurs first.

F. Where the water supply to the customer has been discontinued for non-payment of delinquent bills, a charge of \$ ** will be made for reconnection of service, but the reconnection will not be made until all delinquent bills and other charges, if any, owed by the customer to the District have been paid.

G. The District reserves the right to request that a nominal amount be placed on deposit with the District for the purpose of establishing or maintaining any customer's credit, such amount not to exceed two-twelfths (2/12ths) of the estimated annual bill of such customer. Upon the payment of such deposit, the District shall issue to such customer a certificate of deposit, showing the name of the customer, the location of the initial premises occupied by the customer and the date and amount of the deposit. The District will pay to such customer interest on such deposit at the rate it receives, but at no time shall the amount exceed six percent.

** The service reconnection fee which has previously been approved by the PSC is \$12.00 during business and \$15.00 during non-business hours.

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Title

PURSUANT TO ~~KAR 5.011~~, SECTION 9 (1)

BY: *Sharon Fuller*
PUBLIC SERVICE COMMISSION MANAGER

P.S.C. Ky. No. _____

Sheet No. 5

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

Sheet No. _____

HIMA-SIBERT WATER DISTRICT

RULES AND REGULATIONS

H. 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.

I. It shall be the policy of the District to test each meter at least once every 12 months. In addition, upon written request of any customer, the meter serving such 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 \$25.00 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%, whether upon periodic testing or upon requested testing, additional tests shall be made at once to determine the average error of the meter, and the adjustments shall be made in the customer's bills as follows:

1. If the result of such tests shows an average error greater than 2% fast, the customer's bill for the period during which the meter error is known to have existed, shall be recomputed and the account adjusted on the basis of the test. If the period during which the meter error existed cannot be determined, then the customer's bill shall be recomputed for one-half (1/2) of the elapsed time since the last previous test, but in no

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BY: [Signature] Address
PUBLIC SERVICE COMMISSION MANAGER

HIMA-SIBERT WATER DISTRICT

RULES AND REGULATIONS

event to exceed 12 months; provided, however, that if time for the periodic test has overrun to the extent that 1/2 of the time elapsed since the last previous test exceeds 12 months, the refund shall be for the 12 months specified above, plus those months exceeding the periodic test period; provided, further, that such refund may be limited to the 12 month period if failure to make the periodic test was due to causes beyond the control of the District.

2. If the result of such tests shows an average error greater than 2% slow, the customer's bill for the period during which the meter error is known to have existed, shall be recomputed and the account adjusted on the basis of the test. If the period during which the meter error existed cannot be determined, then the customer's bill shall be recomputed for one-half (1/2) of the elapsed time since the last previous test, but in no event to exceed 12 months.
3. If the result of such tests necessitates making a refund or back billing a customer, the customer shall be notified in writing of the percentage of error, fast or slow, the date(s) of testing, and the amount of charge or credit to be shown on the next bill of the customer.

PUBLIC SERVICE COMMISSION
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CI/99

FEB 22 1992

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P.S.C. Ky. No. _____

Sheet No. 7

HIMA-SIBERT WATER DISTRICT

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

Sheet No. _____

RULES AND REGULATIONS

- J. 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.
- K. 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 the service is interrupted all consumers affected by such interruption will be notified in advance whenever it is possible to do so.
- L. 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.
- M. 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 stream line to prevent collapse in case the water supply from the District is discontinued or interrupted for any reason, with or without notice.

C1199

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HIMA-SIBERT WATER DISTRICT

RULES AND REGULATIONS

- N. 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.
- O. 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.
- P. An extension of fifty (50) feet or less to the District's distribution main shall be made without charge (other than the prescribed standard connection charge) for a prospective customer who shall apply for and contract to use service for one (1) year or more and who provides a guarantee for such service.

For each extension to the District's distribution main in excess of fifty (50) feet, the District shall require the customer to whose premises such extension is made to deposit with the District the total cost of the excessive footage over fifty (50) feet, based on the average estimated cost per foot of the total extension. Such deposit may be refundable to the customer in certain instances, in accordance with Title 807 KAR 5:066, Section 12(2)(b).

C1199

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Sheet No. 9

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Sheet No. _____

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- Q. 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, as determined by a court of law having jurisdiction over the parties, 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.
- R. 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.
- S. 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.
- T. Complaints may be made to the operator of the system whose decision may be appealed to the Commissioners of the District within ten days; otherwise, the operator's decision will be final.

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