

PSC No. 2

Cancels PSC No. 1

MUD CREEK WATER DISTRICT

of

FLOYD COUNTY, KENTUCKY

Rates, Rules and Regulations for Furnishing

WATER SERVICE

at

MUD CREEK AREA OF FLOYD COUNTY

FILED WITH UTILITY REGULATORY COMMISSION
OF KENTUCKY

Issued April 24, 1981 Effective Sept. 3, 1981

Issued by Mud Creek Water District

By Walter Aker Chairman

Cambridge Brown Commissioner

Thomas Hamilton Commissioner

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

APR 07 1983

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

BY: [Signature]

C 9-93

Mud Creek Water District

Name of Utility

RULES AND REGULATIONS

1. Additional Rules and Regulations. These Rules and Regulations are in addition to the rules of the Kentucky Public Service Commission as of May 15, 1981.
2. Application for Service. Each prospective customer desiring water service may be required to sign the District's Standard Application for Water Service 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 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 private property adjacent to the highway right of way, provided the distance from the main line to the meter point is not more than 60 feet. If the distance is greater than 60 feet, the 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 Schedules of Rates and Charges must be paid on all new connections to the existing water line.
3. Discontinuance of Service by District. District may refuse to connect or may discontinue service for the violation of any of its Rules and Regulations, or for violation of any of the provisions of the Schedules of Rates and Charges, or of the application of customer or contract with customer. District may discontinue service to customer for the 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 of the utility and regulations of the commission and the District has been reimbursed for the estimated amount of the service rendered and for any cost incurred by reason of the fraudulent use.
4. Billing. Bills will be rendered monthly and shall be paid within ten days from date of bill at the office of District. Failure to receive bill will not release customer from payment obligations. Should bills not be paid as above, the District may at any time subsequent to twenty (20) days after the mailing date of the original bill, and upon at least forty-eight (48) hours written notice, discontinue service. Such termination notice shall be exclusive of and separate from the original bill. 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, 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 in 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 ten (10) 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 rates fall on a Sunday or holiday, the business day next following the final date will be held as a day of grace for delivery of payment.

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PURSUANT TO 807 KAR 5:011,

DATE OF ISSUE April 24 '81
Month Day Year

DATE EFFECTIVE Sept. 1 '81
Month Day Year

ISSUED BY Shatter Shers
Name of Officer

Chairman
Title

Honaker, KY
Address

9-93

d Creek Water District

Name of UTILITY

RULES AND REGULATIONS

- 5. Deposit. A deposit or suitable guarantee equal to approximately twice the average monthly water bill may be required of any customer before water service is supplied. The District may at its option return the deposit plus six percent (6%) annual interest to the customer after one year. Upon termination of service, 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 the customer. Upon demand by the customer, the District will pay or credit bill of customer with interest at the end of each year from date of deposit, providing demand is made by the customer for payment or credit. In the absence of such demand interest continues to run, but the company may voluntarily credit the bill with interest.
- 6. 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 the customer.
- 7. Termination of Contract by Customer. Customers who have fulfilled their contract terms and wish to discontinue service must give at least three (3) days *notice, in person or in writing* to that effect, unless contract specified otherwise. Notice to discontinue service prior to expiration of contract term will not relieve customer from any minimum or guaranteed payment under any contract or rate.
- 8. Customer's Service Line. All service lines beyond the metering point should be installed of material consisting of copper, galvanized, or PVC pipe with rating of not less than 160 psi. The size of 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.
- 9. 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.
- 10. Interruption of Service. The District will use reasonable diligence in supplying water service, but shall not be liable for breach of contract in the event or, or for loss, injury, or damage to persons or property resulting from interruptions in service, excessive or inadequate water pressure, or otherwise unsatisfactory service, whether or not caused by negligence.

PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

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PURSUANT TO 807 KAR 5:011,

SECTION 9(1)

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Month Day Year

ISSUED BY *Stacy Shuss*
Name of Officer

Chairman
Title

Honaker, KY
Address

C 9-93

Mud Creek Water District
Name of Utility

Sheet No.

RULES AND REGULATIONS

- 11. 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 the District's consent for same, shall render the customer liable for any damage to any of the District's lines or equipment caused by the additional or changed installation.
- 12. 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.
- 13. Nonstandard Service. Customer shall pay the cost of any special installation necessary to meet his peculiar requirements for service other than standard water tap.
- 14. 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.
- 15. Damage to District's Water System. No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure appurtenance, or equipment which is a part of the District's water works. Any person violating this provision shall be subject to immediate arrest and discontinuation of water service and shall pay the cost of repairing or replacing the pipe or appurtenance.
- 16. Relocation of Water Facilities. District may, at the request of customer, relocate or change existing District-owned equipment. Customer shall reimburse District for such changes at actual cost including appropriate overhead.
- 17. 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 (3)(b).
 - 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 6 (3)(b).
- 18. Conflict. In case of conflict between any provisions of any rate schedule and the schedule of Rules and Regulations, the rate schedule shall apply.
- 19. Bill Adjustment. In conformity with 807 KAR 5:006 Sections 9 and 20 of commission regulation whenever a meter in service is found upon periodic request or complaint, test to be

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DATE EFFECTIVE Sept. 3 '81
Month Day Year

ISSUED BY *Harold Okers*
Name of Officer

Chairman
Title

Honaker, KY
Address

C-9-93

Mud Creek Area, Floyd County
Community, Town or City

PSC No. 2, original sheet no. 5

Cancelling PSC No. 1

Sheet No.

Mud Creek Water District
Name of Utility

RULES AND REGULATIONS

more than two percent (2%) fast, additional tests shall be made at once to determine the average error of the meter. If the result of the test shows an average error greater than two percent (2%) fast or two percent (2%) slow, then the customer's bill will be recomputed for the period in which the meter error occurred. If the period in which the meter error existed is unknown, then the bill will be recomputed for one-half (1/2) of the elapsed time since the last previous test, but in no case to exceed twelve (12) months. When a meter is tested and it is found necessary to make a refund or back bill a customer, the customer shall be given written notification of the date, location, and results of the test, as well as the amount to be deducted from or added to his regular bill.

Should service be desired on the opposite of the road from the water main, the District will cross the road with the residential service line at no additional cost.

All extensions to the systems transmission or service mains required to service a private development shall be subject to a Line Extension Agreement executed between the Developer and the Water District. The form of this Agreement is filed with and made a part of this tariff.

**PUBLIC SERVICE COMMISSION
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SECTION 2 (1)**

BY: [Signature]

DATE OF ISSUE April 24 '81
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DATE EFFECTIVE Sept. 3 '81
Month Day Year

ISSUED BY [Signature]
Name of Officer

Chairman
Title

Honaker, KY
Address

C 9-93

Mud Creek Water District
Name of Utility

RULES AND REGULATIONS
SCHEDULE OF RATES AND CHARGES

The following charges for special services shall be made:

1. Service Connection Charge. A charge of \$5 shall be made for all service reconnections made during regular working hours, except that there shall be no connection charge made for service on the original installation of facilities. If service is reconnected other than during regular working hours, the charge shall be \$15.
2. Delinquent Service Charge. A charge of \$5 shall be made for a trip to disconnect a delinquent account. A reconnection charge of \$5 shall be made if reconnected during regular working hours. If reconnected after regular working hours, the charge shall be \$15.
3. Meter Reading Recheck Charge. A charge of \$5 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.
4. Meter Test Request. Upon request and payment of \$7.50, a customer may have his meter tested provided request by the customer is not more frequent than once each twelve months. If such test shows the meter to be more than two percent fast, a refund of the \$7.50 charge shall be made and the bill adjusted accordingly.
5. PSC Meter Test Complaint. Any customer of the District may request a meter test by written application to the Commission.
6. Service Investigation Charge. A charge of \$3.50 per trip shall be made for service investigation during regular working hours if interruption of service is not caused by failure of District's facilities. The charge for investigation after working hours will be \$7.50 per trip. Any maintenance and repair of facilities beyond District's delivery point is the responsibility of the customer.
7. Contribution in Aid of Construction. The established contribution fee is based on the size of metering equipment required as noted below.

5/8 - inch meter ----- \$ 250

All service connections of meters 1" or larger shall be at actual costs.

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BY: [Signature]
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DATE OF ISSUE April 24 '81
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DATE EFFECTIVE Sept. 3 '81
Month Day Year

ISSUED BY [Signature]
Name of Officer

Chairman
Title

Honaker, KY
Address

For Community, Town or City

P.S.C. NO. 1

original SHEET NO. 7

CANCELLING P.S.C. NO. _____

_____ SHEET NO. _____

Mud Creek 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 807 KAR 5:067, Purchased Water Adjustment Clause, as adopted by the Public Service Commission.		
1. Volume of water purchased for 12-month period ended _____ (which is within 3 months of effective date of supplier's rate change) <u>1</u> /	_____ M Gal.	
2. Cost at new rates	\$ _____	
3. Cost at Base Rate	\$ _____	
4. Total change in cost (Item 2 minus Item 3)	\$ _____	
5. Volume sold for same period as in Item 1	_____ M Gal.	
6. PWA per M gallon sold (Item 4 divided by Item 5)	_____ ¢	

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

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SECTION 9 (1)

BY: [Signature]

DATE OF ISSUE March 9, 1983

DATE EFFECTIVE _____

ISSUED BY [Signature]
Name of Officer

TITLE Chairman

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

C9-93

