P.S.C. KY. NO._____

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

SOUTHERN MADISON WATER DISTRICT

OF

207 N. DOGWOOD DRIVE
BEREA, KENTUCKY 40403

RATES, RULES AND REGULATIONS FOR FURNISHING

WATER SERVICE

AT

SOUTHERN MADISON COUNTY
KENTUCKY

FILED WITH THE

PUBLIC SERVICE COMMISSION
OF
KENTUCKY

ISSUED: 02/17/09 EFFECTIVE: 05/01/09

ISSUED BY: SOUTHERN MADISON WATER DISTRICT

BY: LARRY TODD, CHAIRMAN

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
5/1/2009
PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

By _____
Executive Director

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FOR: SOUTHERN MADISON COUNTY, Berea, Ky.

P.S.C. KY. NO. _____

SOUTHERN MADISON WATER DISTRICT

First Revised SHEET NO. _____

CANCELLING P.S.C. KY. NO. 2008-00460

Original SHEET NO. 1

SECTION I: RATES AND CHARGES

APPLICABLE: Southern Madison County and Berea, Kentucky
AVAILABILITY OF SERVICE Domestic and Commercial

A. Monthly Rates for Water

GALLONAGE BLOCK	RATES
First 2,000 gallons	$12.726 Minimum Bill
Next 1,000 gallons	$6.273 per 1,000 gallons
Next 3,000 gallons	5.863 per 1,000 gallons
Next 4,000 gallons	5.403 per 1,000 gallons
Next 15,000 gallons	4.523 per 1,000 gallons
Next 25,000 gallons	4.223 per 1,000 gallons
Next 50,000 gallons	3.673 per 1,000 gallons
Separate Line Item for the Kentucky River Authority Withdrawal Fee:	0.0253 per 1,000 gallons

DATE OF ISSUE October 13, 2011

DATE EFFECTIVE November 10, 2011

ISSUED BY Larry Todd

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. 2011-00449 DATED 12/14/11

KENTUCKY
PUBLIC SERVICE COMMISSION
JEFF R. DEROUEN
EXECUTIVE DIRECTOR
TARIFF BRANCH
Bunt Kirtley
EFFECTIVE
11/10/2011
PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

FOR: SOUTHERN MADISON COUNTY, Berea, Ky.

P.S.C. KY. NO. _____

SOUTHERN MADISON WATER DISTRICT

ORIGINAL SHEET NO. 2

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

_____ SHEET NO. _____

SECTION I: RATES AND CHARGES

I.B: FIRE PROTECTION RATES

(1) Fire Department Use. For water withdrawn from the system by a fire department, a charge equal to the last step in the declining block rate design of the district's general water rates as set forth in the rates and charges portion of the utility's approved tariff on file at the PSC.

DATE OF ISSUE 02/17/09

DATE EFFECTIVE 05//15/09

ISSUED BY Larry Todd

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. _____ DATED _____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
5/1/2009
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By Jeff Derouen
Executive Director

FOR: SOUTHERN MADISON COUNTY, Berea, Ky.

P.S.C. KY. NO. _____

SOUTHERN MADISON WATER DISTRICT

ORIGINAL SHEET NO. 3

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

_____ SHEET NO. _____

SECTION I: RATES AND CHARGES

I.C. DEPOSITS

All Meters	$50.00

DATE OF ISSUE 02/17/09

DATE EFFECTIVE 05/01/09

ISSUED BY Larry Todd

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO._____DATED_____

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By Jeff Derouen
Executive Director

FOR: SOUTHERN MADISON COUNTY, Berea, Ky.

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SOUTHERN MADISON WATER DISTRICT

ORIGINAL SHEET NO. 4

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

_____ SHEET NO. _____

SECTION I: RATES AND CHARGES

I.D. LEAK ADJUSTMENT RATES

Regular monthly rate based upon customer's average monthly usage for previous twelve months plus a charge for the remaining usage to be calculated at the last step in the declining block rate design of the district's general water rates as set forth in the rates and charges portion of the utility's approved tariff on file at the PSC.

DATE OF ISSUE 02/17/09

DATE EFFECTIVE 05/01/09

ISSUED BY Larry Todd

TITLE Chairman

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IN CASE NO. _____ DATED _____

PUBLIC SERVICE COMMISSION
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By _____
Executive Director

FOR: SOUTHERN MADISON COUNTY, Berea, Ky.

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ORIGINAL SHEET NO. 5

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

_____ SHEET NO. _____

SECTION I: RATES AND CHARGES

C. NON-RECURRING CHARGES (As Defined in 807 KAR 5:006, Section 8)

1. Meter Tap-On Charges	
5/8 - Inch	$700.00
All Larger Meters	Actual Cost
2. Turn On, Field Collection, Meter Reread, Service Call	30.00
3. Meter Test for 5/8" x 3/4" and 1"	56.00
Meter Test for 1 ½" and Larger	Actual Cost
4. Reconnection/Service Call After Hours	$38.50
5. Returned Check/Bank Draft Charge	$25.00
6. Late Payment Penalty	10%
7. Meter Relocation	Actual Cost
8. Damage to Meter Lid, Setter, Meter Lock or Meter Service	Actual Cost

DATE OF ISSUE 11/18/08

DATE EFFECTIVE 02/06/09

ISSUED BY Larry Todd

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. 2008-00478 DATED 02/06/09

PUBLIC SERVICE COMMISSION
OF KENTUCKY
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5/1/2009
PURSUANT TO 807 KAR 5:011
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Executive Director

SECTION II: RULES AND REGULATIONS

II.A. CONDITIONS FOR SERVICE

1. Execution of Water Service Application

Each prospective customer desiring water service will be required to sign the utility's water service application and contract before service is supplied by the utility.

2. Deposit

a. Deposits to Secure Payment. The utility may require a minimum cash deposit or other guaranty to secure payment of bills.

b. Equal Deposits. An equal deposit amount for each class of customers will be established based on the average annual bill of customers in that class. Deposit amounts will not exceed two-twelfths (2/12) of the average annual bill of customers in each class where bills are rendered monthly. Deposit amounts are listed in the Rates and Charges section of this tariff.

c. Recalculation of Deposits. If the utility retains the deposit for more than eighteen (18) months, it will notify customers in writing that, at the customer's request, the deposit will be recalculated every 18 months based on the actual usage of the customer. The notice of deposit recalculation will be included either on the customer's application for service or on the receipt of deposit or maybe included annually with or on customer bills. The notice of deposit recalculation will state that if the deposit on account differs by more than $10 for residential customers, or by more than 10% for non-residential customers, from the deposit calculated on actual usage, than the utility will refund any over-collection and may collect any underpayment. Refunds will be made either by check or by credit to the customers bill,

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except that the utility will not refund any excess deposit if the customer's bill is delinquent at the time of recalculation.

d. Waiver of Deposits. The deposit may be waived upon a customer's showing of satisfactory credit or payment history. In determining whether a deposit will be required or waived, the following criteria will be considered:

- Previous payment history with the utility. If the customer has no previous history with the utility, statements from other utilities, banks, etc. may be presented by the customer as evidence of good credit.
- Whether the customer has an established income or line of credit.
- Length of time the customer has resided or been located in the area.
- Whether the customer owns the property to be served.
- Whether another customer with a good payment history is willing to sign as a guarantor for an amount equal to the required deposit.

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Executive Director

FOR: SOUTHERN MADISON COUNTY, Berea, Ky.

P.S.C. KY. NO. _____

SOUTHERN MADISON WATER DISTRICT

ORIGINAL SHEET NO. 8

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

_____ SHEET NO. _____

SECTION II: RULES AND REGULATIONS

e. Additional deposit requirement. If a deposit has been waived as allowed in this section, or has been returned and the customer fails to maintain a satisfactory payment record, the utility may require that a deposit to be made. If a customer is delinquent three (3) times within any twelve month period the utility may require an additional $50.00 deposit over and above the regular deposit with total deposit not to exceed 2/12ths of customer's annual bill. No additional or subsequent deposits shall be required of residential customers whose payment record is satisfactory, unless the customer's classification of service changes, except as provided in subsection (c.) above.

f. Receipt of deposit. The utility shall issue to every customer from whom a deposit is collected a receipt of deposit. The receipt shall show the name of the customer, location of the service or customer account number, date, and amount of deposit. If the notice of recalculation described in this section is not included in the utility's application for service or mailed with customer bills, the receipt of deposit shall contain the notification. If deposit amounts change, the utility shall issue a new receipt of deposit to the customer.

g. Interest on deposits. Interest shall accrue on all deposits at the rate prescribed by law, beginning on the date of deposit. Interest accrued shall be refunded to the customer or credited to the customers bill on an annual basis, except that a utility shall not be required to refund or credit interest on the deposits if the customer's bill is delinquent on the anniversary of the deposit date. Upon termination of service, the deposit, any principal amounts, and interest earned and owing shall be credited to the final bill with any remainder refunded to the customer.

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DATE EFFECTIVE 05/01/09

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TITLE Chairman

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Executive Director

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3. Size, Design, Material and Installation of Service Lines

Piping on the premises of a customer must be so installed that connections are conveniently located with respect to the District's lines and mains. The customer shall provide a place for metering which is unobstructed and accessible at all times. The minimum requirement for installation of service lines is as follows:

(a) Service lines shall be at least 24 inches in depth. The first 6 inches of back fill should be minus of rock.

(b) Service lines shall be a minimum of 3/4" O.D., and it shall be at least 160 PSI.

(c) A cut-off valve shall be installed for use in case of a leak or other emergency.

(d) Copper or brass compression fittings shall be used when connecting service to a meter.

(e) The service line trench shall remain open and the pipe uncovered, until the utility shall inspect the line to determine it is free from any tree, branch connection, irregularity or defect. The utility may substitute for its inspection an inspection by the appropriate state or local plumbing inspector, if proof of that inspection is presented to the utility by the customer.

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4. Easements

Any prospective customer must provide the utility with a right-of-way easement on property owned by them. Obtaining easements and rights-of-way necessary to extend service on property not owned by the prospective customer shall be the responsibility of the utility.

5. Payment of Past Debts for Service

The utility will not furnish new service to any customer who is indebted to the utility until that customer has paid said indebtedness.

II.B. SERVICE INFORMATION

Upon request the utility will provide the following information to any applicant/customer:

1. Characteristics of Water

A written description of chemical constituents and bacteriological standards of the treated water as required by any applicable state government agency.

2. Rates

A schedule of rates for water service applicable to the service to be rendered to the customer.

3. Reading Meters

Information about the method of reading meters.

4. Bill Analysis

A statement of the past readings of a customer's meter for a period of two years.

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II.C. BILLINGS, METER READINGS AND RELATED INFORMATION

1. Information on bills. Each bill issued by the utility will clearly show the following, if applicable: class of service; present and last preceding meter readings; date of present reading; number of units consumed; meter constant, if any; net amount for service rendered; all taxes; any adjustments; and the gross amount of the bill. The date after which a late payment penalty applies to the gross amount will also be indicated. Estimated or calculated bills will be distinctly marked as such. The rate schedule under which the bill is computed will be furnished under one of the following methods:

a) By printing it on the bill.
b) By publishing it in a newspaper of general circulation once each year.
c) By mailing it to each customer once each year.
d) By providing a place on each bill where a customer may request a copy of the applicable rates. The utility will mail the customer at a copy by return first-class mail.

2. Bill format. A copy of the utility's billing form will be included in the utility's tariff.

3. Meter readings. Registration of each meter shall read in the same units as used for billing unless a conversion factor is shown on the billing form.

4. Frequency of meter reading. Unless prevented by reasons beyond the utility's control, meter readings will be taken every month. Records will be kept by the utility to ensure that this information is available to Public Service Commission staff and any customer requesting this information. If, due

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to reasons beyond its control, the utility is unable to read a meter in accordance with this subsection, the utility will record the date and time the attempt was made, if applicable, and the reason the utility was unable to read the meter.

5. Related Information.

a) Bills and notices related to the utility's business will be mailed to the customer at the address listed on the water service contract unless a change of address has been filed with the utility in writing. The utility will 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 the notice.

b) Water service will be billed monthly. Bills are payable and due on the date of issuance.

c) Payment must be received or postmarked before the close of business on the 10th day following the date of the bills; otherwise, the delinquent bill will be assessed the late payment penalty proved and on file with the Public Service Commission. Should the final date for payment at the net rates fall 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.

d) The late payment penalty will be assessed on the delinquent amount of the bill, less taxes and any prior penalty amounts. A penalty may be assessed only once on any bill for rendered services.

e) Delinquent bills may result in disconnection of service with the utility applying the

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customer's deposit against to the unpaid bill. The customer shall be given at least five days a written notice of termination, and at least 20 days shall have passed since the issuance of the original bill.

II.D. CUSTOMERS COMPLAINTS

Upon complaint to the utility by a customer at the utility's office, by telephone, or in writing, the utility will make a prompt and complete investigation and advise the complainant of its findings. The utility's operator/manager will make a decision within 10 days, and the complainant will then have 10 days to appeal to the utility's Board of Commissioners. The customer will receive a final decision from the utility no later than 30 days following the date that the complaint was made. If the complainant is not satisfied with the utility's decision, the utility will provide written notice to the complainant of his/her right to appeal the utility's decision by filing a complaint with the Public Service Commission. The utility will also provide the customer with the address and telephone number of the Public Service Commission. The utility will keep a record of all written complaints. This record will show the name and address of the complainant, the date and nature of the complaint, and the adjustment or disposition of the complaint. Records will be maintained for two years from the date of resolution of the complaint.

DATE OF ISSUE 02/17/09

DATE EFFECTIVE 05/01/09

ISSUED BY Gary Todd

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

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Executive Director

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II.E. BILL ADJUSTMENTS

1. Monitoring usage. The utility will monitor a customer's usage at least annually in such a way to draw the utility's attention to unusual deviations in a customer's usage. If a customer's usage is unduly high (100% above average) and the deviation is not otherwise explained, the utility will test the customer's meter to determined whether the meter shows an average error greater than 2% fast or slow.

2. Meter Test Results. If test results on a customer's meter show an average error greater than two (2) percent fast or slow, or if a customer has been incorrectly billed for any other reason, except in an instance where a utility has filed a verified complaint with the appropriate law enforcement agency alleging fraud or theft by customer, the utility shall immediately determine the period during which the error has existed, and shall recompute and adjust the customer's bill to either provide a refund to the customer or collect an additional amount of revenue from the underbilled customer. Any adjustment to the customer's account will be in accordance with the rules and regulations of the Public Service Commission pursuant to 807 KAR 5:006 Section 10.

3. Usage Investigation and Notice. If the utility's procedure for monitoring usage indicates that an investigation of a customer's usage is necessary, the utility should notify the customer in writing either during or immediately after the investigation of the reasons for the investigation, and of the findings of the investigation. If a meter is tested and it is found necessary to make a refund or back bill a customer, the customer shall be notified in the form provided for in 807 KAR 5:006 Section 10(5).

DATE OF ISSUE 02/17/09

DATE EFFECTIVE 05/01/09

ISSUED BY Larry Todd

TITLE Chairman

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Executive Director

SECTION II: RULES AND REGULATIONS

II.F. STATUS OF CUSTOMER ACCOUNTS DURING BILLING DISPUTES

With respect to any billing dispute, customer accounts show be considered to be current while the dispute is pending as long as the customer continues to make undisputed payments and stays current on subsequent bills.

II.G. CUSTOMER REQUEST FOR TERMINATION OF SERVICE

1. Any customer desiring service terminated or changed from one address to another shall give the utility three working days notice in person, in writing, or by telephone, provided such notice does not violate contractual obligations. The customer will not be responsible for charges for service beyond the three-day notice period if the customer provides proper notification and reasonable access to the meter during the notice. If the customer notifies the utility of his/her request for termination by telephone, the burden of proof is on the customer to prove that service termination was requested if a dispute arises.

2. Upon request that service be reconnected at any premises subsequent to the initial installation or connection to its service lines, the utility will charge the applicant a reconnect fee as set out in this tariff and approved by the Public Service Commission.

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TITLE Chairman

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By Jeff Derouen
Executive Director

FOR: SOUTHERN MADISON COUNTY, Berea, Ky.

P.S.C. KY. NO. _____

SOUTHERN MADISON WATER DISTRICT

ORIGINAL SHEET NO. 16

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

_____ SHEET NO. _____

SECTION II: RULES AND REGULATIONS

II.H. REFUSAL OR TERMINATION OF SERVICE BY UTILITY

1. The utility may refuse service to a customer under the following conditions:

a) For Noncompliance with Utility Public Service Commission Rules and Regulations. The utility cannot refuse service to any customer for noncompliance without first having made a reasonable effort to obtain customer compliance. After such effort by the utility, the service may be refused only after the customer has been given a written notice of refusal stating the reasons for refusal of service.

b) For Dangerous Conditions. If a dangerous condition exists which could subject any person to imminent harm or result in substantial damage to the property of the utility or others is found to exist on the customer's premises, then service will be refused. The utility will notify the customer in writing and, if possible, orally for the reasons for refusal of service. Such notice will be recorded by the utility and will include the corrective action to be taken by the customer before service can be provided.

c) For Refusal of Access. When a customer refuses or neglects to provide reasonable access to the premises for installation, operation, meter reading, maintenance or removal of utility property, the utility may refuse service. The utility will notify the customer in writing and, if possible, orally for the reasons for refusal of service. Such notice will be recorded by the utility and will include the corrective action to be taken by the customer before service can be provided.

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d) For Outstanding Indebtedness. The utility will not furnish new service to any customer who is indebted to the utility until the customer has paid the indebtedness.

e) For Noncompliance With State, Local or Other Codes. The utility may refuse service to a customer if the customer does not comply with state, municipal or other codes, rules and/or administrative regulations applying to such service. The utility will notify the customer in writing and, if possible, orally for the reasons for refusal of service. Such notice will be recorded by the utility and will include the corrective action to be taken by the customer.

2. Utility Initiated Termination of Services.

a) When advanced termination notice is required, the termination notice shall be mailed or otherwise delivered to the last known address of the customer. The termination notice shall be in writing, distinguishable and separate from any bill. The termination notice show plainly state the reason for termination, that the termination date will not be affected by receipt of any subsequent bill and that the customer has the right to dispute the reasons for termination.

b) The utility may terminate service to a customer under the following conditions with an advanced termination notice:

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Executive Director

FOR: SOUTHERN MADISON COUNTY, Berea, Ky.

P.S.C. KY. NO. _____

SOUTHERN MADISON WATER DISTRICT

ORIGINAL SHEET NO. 18

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SECTION II: RULES AND REGULATIONS

1) For noncompliance with utility or Public Service Commission rules and regulations. The utility cannot terminate service to any customer for noncompliance without first having made a reasonable effort to obtain customer compliance. After such effort by the utility, service may be terminated only after the customer has been given at least 10 days written termination notice.

2) For refusal of access. When a customer refuses or neglects to provide reasonable access to the premises for installation, operation, meter reading, maintenance or removal of utility property, the utility may terminate service. Such action will be taken only when corrective action negotiated between the utility and the customer has failed to resolve the situation and after the customer has been given at least 10 days written notice of termination.

3) For Noncompliance With State, Local or Other Codes. The utility may terminate service to a customer that does not comply with state, municipal, and/or other codes, rules, and regulations that apply to such service. A utility may terminate service only after 10 days written notice of termination is provided unless ordered to terminate immediately by a governmental official.

4) For Nonpayment of Bills. The utility may terminate service for nonpayment of charges incurred for utility services. The utility may terminate service only after five days written notice of termination is provided and then, only after 20 days have elapsed since the mailing date of the original unpaid bill.

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DATE EFFECTIVE 05/01/09

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TITLE Chairman

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c) The utility may terminate service to a customer if the following conditions exist without an advanced termination notice. Within 24 hours after such termination, the utility shall send written notification to the customer of the reason(s) for termination upon which the utility relies, and of the customer's right to challenge the termination by filing a formal complaint with the Public Service Commission. The utility will not restore service until the customer agrees to comply with all rules and regulations the utility and the Public Service Commission.

1) For illegal use or theft of service. The utility may terminate service to a customer without advance notice if it has evidence that a customer has obtained unauthorized service by illegal use or theft. This right of termination is separate from and in addition to any other legal remedies that the utility might pursue for illegal use or theft of service.

2) For Dangerous Conditions. If a dangerous condition relating to the utility service which could subject any person to imminent harm or result in substantial damage to the property of the utility or others is found to exist on the customer's premises, then service will be terminated immediately. Upon termination the utility will leave notification at the customer's dwelling and, if possible, orally contacted customer to inform him/her of the reasons for the termination. Such notice will be recorded by the utility and will include the corrective action to be taken by the customer or utility before service can be restored.

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By _____
Executive Director

FOR: SOUTHERN MADISON COUNTY, Berea, Ky.

P.S.C. KY. NO. _____

SOUTHERN MADISON WATER DISTRICT

ORIGINAL SHEET NO. 20

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

_____ SHEET NO. _____

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3) Unapproved Extensions and/or Additions. Any extension or additions to an existing service connection that have not been approved by the utility will be considered theft of service and will constitute grounds for termination of service. This right of termination is separate from and in addition to any other legal remedies that the utility may pursue for illegal use or theft of service.

4) Misrepresentation. Any misrepresentation in the application or contract as to the property or fixtures to be supplied or additional use to be made of water will constitute grounds for termination of service, and the customers shall be liable for any damage to any of the utility's facilities or equipment.

5) Failure to Report Changes. Failure to notify the utility of additions to the property or fixtures to be supplied or additional use to be made of water will constitute grounds for the termination of service.

6) Resale of Water. Under no circumstances will a customer be allowed to resell water except under the terms of a special contract executed by the utility and approved by the Public Service Commission.

7) Waste or Misuse. Waste or misuse of water due to improper or imperfect service pipes and/or failure to keep said pipes in suitable state of repair will constitute grounds for termination of service.

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DATE EFFECTIVE 05/01/09

ISSUED BY Larry Todd

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. _____ DATED _____

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Executive Director

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8) Tampering with meter, meter seal, service, valves or other system facilities or permitting such tampering by others will constitute grounds for termination of service.

9) Connections, cross-connections or permitting the same of any separate water supply to premises that receive water from the utility will constitute grounds for termination of service.

d) The utility will not terminate service to the customer if the following conditions exist:

1) If payment for services is made. Service will not be terminated to a customer that was sent a termination notice if the customer delivers full payment to the utility prior to the actual termination of service.

2) If a partial payment agreement is in effect. Service will not be terminated for nonpayment if the customer and the utility have entered into a partial payment plan and the customer is meeting the requirements of the plan.

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3) If a medical certificate is presented. Service will not be terminated for 30 days beyond the termination date if a physician, registered nurse or public health officer certifies, in writing, that termination of service will aggravate a debilitating illness or infirmity on the affected premises. The utility may refuse to grant consecutive extensions for medical certificates past the original 30 days unless the certificate is accompanied by an agreed partial payment plan. The utility will not require a new deposit from a customer to avoid termination of service for a 30 day period who presents to the utility a medical certificate certified in writing by a physician, a registered nurse or public health officer.

II. I. METER TESTING

All meters shall be installed, renewed and maintained at the expense of the utility District, and the District reserves the right to determine the size and type of meter used.

It shall be the policy of the District to test each water meter pursuant to Public Service Commission Regulation 807 KAR 5:006. In addition, the District shall make a test of any meter upon written request of any customer provided such request is not made more frequently than once each 12 months. The customers shall be given the opportunity of being present at such requested tests. If such test shows that the meter was not more than 2% fast, the district will make a $56 meter test charge.

In the event of a failure of a water meter, consumption will be determined in accordance with these Rules and Regulations.

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II. J. RIGHT OF ACCESS

The customers shall permit the District to lay, maintain, repair or remove such water lines that are owned by the District and located on the customer's property, with the right of ingress and egress over the customer's property. The District's duly authorized representatives and/or other duly authorized employee of the State Health Department bearing proper credentials and identifications shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement and sampling and testing.

The customer shall convey, or cause to be conveyed, a perpetual easement and right-of-way to the District across any property owned or controlled by the customer whenever said easement or right-of-way is necessary to enable the District to furnish water service to the customer.

K. CONTINUITY OF SERVICE

The District will use reasonable diligence in supply water service, but shall not be liable in the event of, or for any loss, injury or damage to persons or property resulting from interruptions in service, excessive or a inadequate water pressure, or otherwise unsatisfactory service, whether or not caused by negligence. The district does hereby explicitly state that its system is designed for rural domestic consumption and that its provision of connections for fire protection, whether by design or implication, is only for such benefits as said customer might be able to derive from such connection.

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 or other reason.

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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 to be interrupted, all customers affected by such interruptions will be notified in advance whenever it is possible to do so.

II. L. PRESSURES

1. Standard Pressure. The utility shall, pursuant to the provisions of KAR 5:066 Section 5(1), maintain a standard pressure in its distribution system at locations to be designated as the point or points of "standard pressure."

2. Pressure Surveys. At least once annually, the utility shall make a survey of pressures in its distribution system of sufficient magnitude to indicate the quality of service being rendered at representative points in the system. Pressure charts for these surveys shall show the date and time of beginning and end of the test and the location at which the test was made. Records of these pressure surveys show be maintained at the utility's principal office in Berea, Kentucky.

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DATE EFFECTIVE 05/01/09

ISSUED BY Larry Todd

TITLE Chairman

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By _____
Executive Director

FOR: SOUTHERN MADISON COUNTY, Berea, Ky.

P.S.C. KY. NO. _____

SOUTHERN MADISON WATER DISTRICT

ORIGINAL SHEET NO. 25

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

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SECTION II: RULES AND REGULATIONS

II. M. OWNERSHIP OF MAINS, SERVICES, APPURTENANCES AND SERVICE AREAS

1. All mains, fire hydrants, valves, crossings and other appurtenances are and shall remain the property of the utility, whether installed by the utility or the customer.

2. All service lines from the main to the meter with appurtenances are and shall remain the property of the utility, whether installed by the utility or the customer.

3. The customers shall install, own and maintain his/her service line from the meter (or point of delivery) to the point of usage.

4. All service areas shall remain the exclusive territory of the District to the full extent as provided by law.

II. N. NOTIFICATION OF SYSTEM PROBLEMS

All customers shall have the affirmative duty to notify the utility immediately should the service be unsatisfactory for any reason or should there be any defects, problems, trouble or accidents affecting the water system.

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By Jeff Derouen
Executive Director

FOR: SOUTHERN MADISON COUNTY, Berea, Ky.

P.S.C. KY. NO. _____

SOUTHERN MADISON WATER DISTRICT

ORIGINAL SHEET NO. 26

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

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SECTION II: RULES AND REGULATIONS

II. O. LEGAL DISCLAIMERS

1. The utility 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 services which, in the opinion of the utility, is deemed necessary.

2. For purposes of fire protection, including any customer's fire protection system, the utility cannot guarantee a water supply at any particular flow rate or pressure. The fire flow may vary depending upon other water demands on the system, various water facility limitations or other circumstances. The customer will indemnify and hold harmless the utility and its employees from and against all claims, damages, losses and expenses incurred as a result of insufficient water supply or deficient system for facilities.

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II. P. FIRE PROTECTION

The District's system is not designed nor intended for use for fire protection in any manner whatsoever. Any customer using the system for fire protection does so at their own full and sole responsibility and risk. The District makes no warranty as to the sufficiency of the water supply or the adequacy of the water pressure at any time. Fire hydrants installed on the distribution lines of the District are for the sole purpose of flushing the lines or other uses by the District necessary for proper maintenance of the lines. The District is not responsible for, nor does it guarantee, any minimum pressure or flow at the hydrants, other than the minimum required by the Public Service Commission for distribution lines.

Any fire department may withdraw water from the District's facilities, at a charge as established in the District's fire protection rates, for the extinguishing of fires or the training of firemen. Fire departments are authorized to use the fire hydrants for filling water tankers only and should not be hooked directly to pumpers because this practice can collapse the line. If, at any time, damage is incurred to the water system, the fire department will be held solely and totally responsible for all expenses incurred in repairing the damage.

A fire department making such withdrawals shall provide an estimate of its withdrawals to the utility no later than the 15th day of the following calendar month. The fire department making such withdrawals shall be responsible to the District for paying the charge for the withdrawn water, it being assumed the fire department will pass this charge on to the owner of the property being protected.

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A non-reporting fire department's usage shall be presumed to be a 0.3 percent of the utility's total water sales for the calendar month. A non-reporting fire department may present evidence of its actual usage to rebut the presumed usage. The utility shall consider this evidence and may adjust the presumed usage amount accordingly.

A non-reporting fire department shall also be assessed a penalty of $100 for each failure to submit a report in a timely manner.

II. Q. FIRE HYDRANTS

1. In accordance with 807 KAR 5:066 Section 10(2)(b), a new fire hydrant will not be installed unless:

a) A professional engineer with a Kentucky registration has certified that the system can provide a minimum fire flow of 250 gallons per minute, and

b) The system supporting this flow has the capability of providing this flow for a period of not less than two hours plus consumption at the maximum daily rate.

2. Any fire hydrants installed on the distribution lines of this District are for the primary purpose of flushing the lines or other uses by the district necessary for proper maintenance of the lines. The District is not responsible for, nor does it guarantee, any minimum pressure or flow at these hydrants, other than the minimum required by the Public Service Commission for distribution lines.

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II. R. FIRE SPRINKLER SYSTEMS

Unless specifically exempted within the utility's approved tariff, all connections to the utility's system must be metered. One exception may be fire sprinkler systems, subject to utility inspection and approval. A monthly charge may be assessed for each fire sprinkler system or it may be a metered service pursuant to 807 KAR 5:095 Section 8. If a monthly charge, then it must be approved by the Public Service Commission and be included in the rate and charges portion of the utility's approved tariff. Fire sprinkler service will only be available where line size and conditions are determined to be adequate by the District, State Fire Marshal, and other applicable agencies.

II. S. WATER MAIN EXTENSIONS

1. Normal Extension. An extension of 50 feet or less shall be made by the utility to its existing distribution main without charge for a prospective customer who shall apply for and contract to use service for one year or more.

2. Other Extensions.
   (a) When an extension of the utility's main to serve an applicant or group of applicants amounts to more than 50 feet per applicant, the utility will require the total cost of the excessive footage over 50 feet per customer to be deposited with the utility by the applicant or the applicants, based on the average estimated cost per foot of the total extension.

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(b) Each year, for a refund period of 10 years, the utility shall refund to the customer or customers who paid for the excessive footage the cost of 50 feet of the extension in place for each additional customer connected during the year who service line is directly connected to the extension installed and not to extensions or laterals therefrom. The total amount refunded shall not exceed the amount paid to the utility. No refunds shall be made after the refund period ends.

II. T. EXTENSION PROCEDURES FOR DEVELOPERS AND/OR NEW SUBDIVISIONS

Pursuant to 807 KAR 5:066, Section 11 (4), the utility shall contract privately with owners/developers for the installation of water service for a proposed development or subdivision. At the time of submitting its application, Applicant shall execute an "Agreement for Water Main Extensions to Serve a Real Estate Development" attached hereto as Attachment E.

The owners/developers, pursuant to the contract, will extend mains and install water service at their expense. Also pursuant to the Agreement the utility will not require or receive any contribution, cost reimbursement, or deposit from any such owners/developers nor shall the utility make any refund to such owners/developers.

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II. U. LEAK ADJUSTMENTS

Public Service Commission Rules and Regulations do not require a utility to offer a leak adjustment although a utility may choose to offer such a policy. This utility chooses to offer one leak adjustment per year under the following conditions:

1. The customer must request a leak adjustment in writing to the utility.

2. The customer must provide a plumber's statement or other proof showing that the leak has been repaired.

3. The customer bill will be based on two components. The first step will be to calculate the customers average monthly usage over a 12 month period. The second step will be to deduct the customer's average monthly usage from the total amount of water that passed through the meter. The usage calculated in step one will be billed at the utility's regular rates, while the remaining usage will be charged at the last step in the declining block rate design of the district's general water rates as set forth in the rates and charges portion of the utility's approved tariff on file at the PSC. All water passing through the meter must be accounted and paid for by the customer. Therefore, the customer will owe the amount of his/her average bill plus the per thousand gallon leak adjustment rate for the remainder of the water that passed through the meter.

4. If meter readings are not available for an entire 12 month period, the water bill will be estimated by the utility, subject to an upward or downward adjustment once a 12 month average of actual meter readings can be calculated.

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ISSUED BY Larry Todd

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
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By _____
Executive Director

ATTACHMENT A
SAMPLE BILL

SOUTHERN MADISON WATER DISTRICT
P.O. BOX 220
BEREA, KENTUCKY 40403
(859) 986-9031

ACCOUNT	TO
SERVICE AT	

TYPE	PRESENT	PREVIOUS	USAGE	CHARGES

CLASS	AMOUNT DUE AFTER DUE DATE	DUE DATE	AMOUNT DUE ON OR BEFORE DUE DATE

RETURN SERVICE REQUESTED

PRESORTED
FIRST-CLASS MAIL
U.S. POSTAGE PAID
BEREA, KY 40403
PERMIT NO. 102

PLEASE BRING ENTIRE BILL TO OFFICE OR MAIL THIS STUB WITH PAYMENT

ACCOUNT		DUE DATE
AMOUNT DUE ON OR BEFORE DUE DATE	SAVE THIS	AMOUNT DUE AFTER DUE DATE

CODES

WA - WATER
BF - BALANCE FORWARD
SC - SERVICE CHARGE
RF - RECONNECT FEE
MS - MISCELLANEOUS
E - ESTIMATED
M - METER CHARGE
UT - SCHOOL TAX
FR - CITY FRANCHISE TAX
ST - STATE SALES TAX

OFFICE HOURS
MONDAY - FRIDAY
8:00 AM THRU 4:00 PM

ALL BILLS DUE AND PAYABLE BY DUE DATE SET FORTH ON EACH BILL.

FAILURE TO RECEIVE BILL DOES NOT EXCUSE PAYMENT.

ANY PREVIOUS BALANCE IS NOT ELIGIBLE FOR DUE DATE SHOWN ON THIS BILL.

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ATTACHMENT C

AGREEMENT FOR WATER MAIN EXTENSION TO SERVE A REAL ESTATE DEVELOPMENT

THIS AGREEMENT, made and entered into on this ____ day of _____, _____, by and between SOUTHERN MADISON WATER DISTRICT ("Water District") and _____ ("Applicant").

WITNESSETH: That Whereas, the Applicant owns real estate that is located within the Water District's boundaries; and,

WHEREAS, the Applicant's real estate development is more accurately described as _____; and,

WHEREAS, the Applicant proposes to develop its real estate development and requires an extension of the Water District's water mains to have water service provided to the proposed real estate development; and,

WHEREAS, it is the Parties' desire to provide safe and potable water to the proposed real estate development;

NOW, THEREFORE, the Parties agree as follows:

THE APPLICANT SHALL HAVE THE FOLLOWING RESPONSIBILITIES:

1. Applicant shall provide the Water District or its designated representative with all preliminary plans and specifications of the proposed water main extension and any other documents as reasonably necessary to review Applicant's request for service. All

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preliminary plans and specifications shall be prepared by a professional engineer who is licensed to practice engineering in the Commonwealth of Kentucky.

2. Applicant shall make all reasonable modifications to the plans and specifications of the proposed water distribution main extensions that the Water District or its designated representative requests and that are reasonably necessary to ensure the quality and reliability of water service or the Water District's operational efficiency and integrity and that are consistent with accepted engineering standards.

3. Prior to its submission of final plans and specifications for the proposed water distribution main extension to the Division of Water in Frankfort, Applicant shall obtain the Water District's approval of such plans and specifications.

4. Applicant shall reimburse the Water District for all expenses that the Water District incurs in its review of Applicant's proposed plans and specifications, inspection of constructed facilities and any other reasonable actions necessary to facilitate the construction of the proposed water distribution mains.

5. Applicant shall permit Water District employees, agents or representatives reasonable access to the proposed real estate development upon reasonable notice and at reasonable hours.

6. Applicant shall obtain all necessary approvals from county planning and zoning commissions.

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7. Applicant shall be responsible for the cost of the proposed water lines and appurtenant facilities, all costs arising out of the inspection and testing of water lines and any and all legal fees resulting from the placement and construction of the proposed water lines.

8. Applicant shall advise the Water District or its designated representative of the date and time for the commencement of construction and installation of all water mains within the proposed real estate.

9. Applicant shall not cover with soil or other material any portion of the proposed water main extension until the Water District or its designated representative has inspected the water main. He shall notify the Water District or its designated representative at least 24 hours in advance of any action to cover any portion of the proposed water mains.

10. Applicant shall not test the proposed water main extension for leakage or contamination without the Water District's prior knowledge and agreement. Applicant shall notify the Water District or its designated representative at least 24 hours in advance of any action to cover or to test water mains.

11. Applicant shall grant to the Water District an easement sufficient to install, repair, replace or construct any facilities necessary to distribute and meter water to the proposed real estate development and to each parcel of property located within the development.

12. Upon completion of construction of the proposed water distribution mains, Applicant shall notify the Water District in writing of the completion.

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13. Within 60 days of completion of construction of the proposed water distribution mains, the Applicant shall furnish to the Water District a copy of the as-built plans for the mains.

14. Upon completion of proposed water distribution mains and the Water District's preliminary acceptance of the water distribution mains, Applicant shall grant to the Water District the right and authority to provide water service through the water distribution main. Applicant shall retain all ownership rights in the water distribution mains and all easements for property on which the water distribution main is situated and shall be responsible for the operation and performance of such water distribution mains and for any expenses or costs related to their maintenance or repair for a period of 12 months from the date of the preliminary acceptance.

THE WATER DISTRICT SHALL HAVE THE FOLLOWING RESPONSIBILITIES:

1. Water District or its designated representative shall examine all plans and specifications for the proposed water distribution main extension and shall advise Applicant of any and all modifications that are reasonably necessary to ensure the quality and reliability of water service or the Water District's operational efficiency and integrity and that are consistent with accepted engineering standards.

2. Water District or its designated representative shall promptly inspect the proposed water main extension after receiving proper notice from the Applicant of its intent to cover the main with soil or other material.

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3. Water District or its designated representative shall promptly advise Applicant of its decision on any testing of the proposed water distribution main upon receiving proper notice of the Applicant's intent to test the main.

4. Water District agrees to preliminarily accept the Applicant's donation of completed water distribution mains upon receiving certification from a person who is licensed in the Commonwealth of Kentucky as a professional engineer that the water distribution lines are constructed in accordance with its plans and specifications, as approved by the applicable state government agencies and the Water District, and with accepted engineering practices.

5. The Water District shall exercise reasonable efforts to the extent permitted by law to assist the Applicant in determining the route of the proposed water distribution main.

6. Upon its preliminary acceptance of the water distribution main, the Water District shall begin providing water service to any person applying for service through these mains.

7. The Water District shall make its final acceptance of the water distribution main and related appurtenances and shall assume ownership and all responsibility for its operation and maintenance after one year of operation without a significant leak or maintenance problem.

Dated this the day and year first written above.

SOUTHERN MADISON WATER DISTRICT

By:_____
Title:

APPLICANT

By:_____
Title:

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By _____
Executive Director

SOUTHERN MADISON WATER DISTRICT
207 N. DOGWOOD DRIVE
P.O. BOX 220
BEREA, KENTUCKY 40403
PHONE: 859-986-9031 • FAX: 859-986-1794

APPLICATION FOR WATER SERVICE

FOR OFFICE USE ONLY
ACCOUNT NO. : _____

NAME: _____ COMMERCIAL ☐ DOMESTIC ☐

SOCIAL SECURITY NO. : _____

DATE OF BIRTH: _____ TELEPHONE NO. : _____

EMPLOYMENT: _____

OWNER OF PROPERTY: _____

SERVICE ADDRESS: _____

BILLING ADDRESS: _____

_____ ZIP CODE: _____

SPOUSE/ROOMMATE: _____ SOC. SEC. NO. : _____

EMPLOYMENT: _____

RELATIVE/FRIEND: _____

ADDRESS: _____

TELEPHONE NO. : _____

BILL TO: OWNER ☐ OCCUPANT ☐

DEPOSIT ☐ ($50.00) INSTALLATION ☐ ($700.00) ACTIVATION ☐ ($30.00)

Copies of the Rates, Rules and Regulations are on file in the office of the Southern Madison Water District and available for inspection and the Applicant hereby acknowledges receipt of a condensed copy thereof.

Date of Application: _____

_____
SIGNATURE OF OCCUPANT

_____
SIGNATURE OF OWNER

TARIFF BRANCH
RECEIVED
4/5/2016
PUBLIC SERVICE
COMMISSION
OF KENTUCKY