

RULES AND REGULATIONS GOVERNING THE RENDERING OF SEWER SERVICE

SECTION 1 Definitions

1.1 Utility: Shall mean City Corporation, acting through its properly authorized officers, agents or employees, each acting within the scope of the particular duties entrusted to him.

1.2 Customer: Shall be the party contracting for a supply of water through a single meter and service through each meter shall be considered, for billing purposes, as service to a separate customer.

1.2.1. Residential Customer:

A building under one roof, which is owned, leased or rented by one family and occupied as a residence.

Each family unit of a townhouse or apartment type building, which is individually owned or leased to tenants.

1.2.2. Commercial Customer:

A building under one roof containing two or more apartments or family units, which are rented or leased to tenants.

Any building occupied by a retail or service business.

Any building containing any combination of the above two items.

Any building or combination of buildings in the same compound whose primary use is for the manufacture, fabrication and or assembly of any product.

A publicly owned building such as a school, city hall, court house, fire house, hospital or other public institution.

A system which is city-owned and operated or a system which is operated or owned by a district or community.

The purpose of the foregoing definitions is to preserve to the maximum extent possible, the obligations of the Utility to furnish service, and to preserve the jurisdiction of City Corporation Board of Directors over service being furnished by the utility, and shall be construed and applied to accomplish that purpose

Section 2 Application for Installation of New Service

2.1 Service connection will be made and sewer service will be furnished upon application by the prospective customer (or his properly authorized agent) and after approval of such application by the Utility. The application for service shall state clearly the class, scope and type of use to be made of the service, as well as the purpose for which it will be used.

2.2 The application and these rules and regulations constitute the contract between the customer and the Utility and each customer, by the accepting of sewer service agrees to be bound thereby.

2.3 A new application must be made to and approved by the Utility upon any change in the identity of the contracting customer at a property or in the service as described in the application. The Utility may discontinue the sewer service until such new application has been made and approved.

2.4 Each application for service shall be made on the basis of rates applicable to customers under the existing ordinances.

Section 3 Service Connection

3.1 Each building shall be connected through a separate sewer line,

3.2 There shall be two (2) classes of building sewer permits: (a) for residential and commercial service, and (b) for service to establishments producing industrial wastes. In either case, the owner or his agent shall make application to the Utility. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgement of the Utility. A permit and inspection fee of \$150.00 dollars for a residential or commercial building sewer permit and \$500.00 dollars for an industrial building sewer permit shall be paid to the Utility at the time the application is filed.

3.3 All costs and expense incident to the installation and connection of the building sewer shall be borne by the owner. The owner shall indemnify the Utility from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

3.4 Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the Utility, to meet all requirements of this ordinance.

3.5 All sewer connections must meet specifications set forth in City Ordinance No. 1075.

3.6 All service lines from the sewer main to the customer's building shall be approved by the Utility as to size, kind of pipe and installation, and shall be installed and kept in good repair by the customer at his expense.

3.7 The Utility shall in no event be responsible for maintenance of or damage caused by sewer escaping from the service line or any other pipe or fixture. The customer at all times shall comply with state and municipal regulations in reference thereto and shall make any changes thereon which may be required because of change of grade, relocation of mains or otherwise.

3.8 The property owner will be responsible for the cleanout of any stoppage of the sewer service line from the sewer main to the dwelling or other types of structures

3.9 The use of sewer service by a customer shall be in accordance with the class, scope, and type of use and for the purpose stated in his application and service contract. A customer shall not use or allow use of sewer service through his service facilities for others or for purposes other than those covered by his application. To make service available for other purposes or character of use a new application and contract is required.

Section 4 Bills

- 4.1 Each customer is subject to a minimum charge, the amount of which is set forth in the Schedule of Rates.
- 4.2 Bills for sewer service will be rendered and are due and payable as specified on the Schedule of Rates.
- 4.3 The presentation or non-presentation of a bill shall not be held to be a waiver of any of the rules or regulations.

Section 5 Discontinuance of Services

- 5.1 Whenever the customer desires to have his service contract terminated or his sewer service discontinued, he shall notify the Utility to that affect.
- 5.2 Service to any customer may be discontinued for violation of any of these rules and regulations. However, before service may be discontinued for any violation, the Utility shall give at least five (5) days written notice to the customer, stating the rule violated, the manner of violation, and the date after which service will be discontinued if the violation continues, with exception to disconnect due to invalid checks or obtaining service by fraudulent means. After service is thus discontinued for violation of rules and regulations, service will not be resumed until reasonable assurance is given that the customer will comply with the rules and regulations and until the Utility is reimbursed for costs of discontinuance and restoration of service.

Section 6 Customer Deposits

- 6.1 The Utility has the right to require a deposit of \$50.00 for those residential customers with sewer service only. The Utility will refund said deposit on notice to disconnect service and after payment in full has been made for all service rendered.
- 6.2 The payment of any undisputed bill within the meaning of these rules shall be payment of the bill within twenty (20) days following presentation of the bill, or the payment of any contested bill, payment of which is withheld beyond the period herein mentioned and the dispute is terminated substantially in favor of the customer and payment made by the customer within ten (10) days thereafter.

Section 7 Customer Service Charges

- 7.1 The Utility will require a service fee of \$ _____ to be charged an applicant for service or an existing customer who is requesting service at a new location.
- 7.2 The Utility will assess the customer a \$ _____ charge upon receipt of an invalid check other than in case of a bank error.
- 7.3 The Utility will charge a \$ _____ collection fee when a trip to the customer's premises is required to collect for service.

Section 8 Miscellaneous

- 8.1 The Utility will not be liable for any claim or damage arising from the breaking of machinery or other facilities, or for any other cause.**
- 8.2 No agent or employee of the Utility shall have the right or authority to bind it by any promise, agreement or representation contrary to the letter or intent of these rules and regulations.**
- 8.3 The Utility reserves the right to alter or amend these rules and regulations in the manner provided by law.**