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WV PUBLIC SERVICE
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TOWN OF ELIZABETH, a municipal corporation
OF
ELIZABETH, WEST VIRGINIA
RATES, RULES AND REGULATIONS FOR FURNISHING
SEWERAGE AND SEWAGE DISPOSAL SERVICE
Elizabeth and vicinity, Wirt County, West Virginia
Filed with THE **PUBLIC SERVICE COMMISSION**
of
WEST VIRGINIA

Issued December 19, 2017
2nd Request January 9, 2019

Effective for service rendered on and after November 27,
2017, except as otherwise provided herein

Adopted Town Council
on October 12, 2017.

Issued by TOWN OF ELIZABETH, a municipal corporation

By Belli J. Moore
Mayor
Title

RULES AND REGULATIONS

- I. Rules and Regulations for the Government of Sewerage Utilities, adopted by the Public Service Commission of West Virginia, and now in effect, and all amendments thereto and modifications thereof hereafter made by said Commission.

APPLICABILITY

Applicable within the entire territory served.

AVAILABILITY

Available for general domestic, commercial, and industrial service and sale for resale sewer service.

(I) RATES

All usage \$12.53 per 1,000 gallons

(C,I) MINIMUM CHARGE

No minimum bill shall be rendered for less than \$37.59 per month.
(equivalent to 3000 gallons)

(C,I) FLAT-RATE CHARGE (customers with non-metered water supply)

\$56.39 per month. (equivalent to 4,500 gallons of water usage)

(C) DELAYED PAYMENT PENALTY

The above schedule is net. On all current usage billings not paid when due, ten percent will be added to the net current amount unpaid. This delayed payment penalty is not interest and is to be collected only once for each bill where it is appropriate.

(C) TAP FEE

\$500.00

(C,I) DISCONNECT-RECONNECT-ADMINISTRATIVE FEES \$25.00

Whenever sewer service has been disconnected for any reason, a disconnection fee of \$25.00 shall be charged; or in the event the delinquent sewer bill is collected in the field, an administrative fee of \$25.00 shall be charged.

(C) REFUNDED CHECK CHARGE

A service charge of \$13.00 will be imposed upon any customer whose check for payment of charges is returned by their bank for any reason.

(I) Indicates increase

(C) Indicates change in text

(I) LEAK ADJUSTMENT

\$3.00 per 1,000 gallons is to be used when a bill reflects unusual consumption which can be attributed to eligible leakage on a customer's side of the meter. This rate shall be applied to all such consumption above the customer's historical average usage.

(O)

SECURITY DEPOSIT

As of date of passage, the applicable provision of West Virginia Code 16-13-16e:

“The governing body may collect from all new applicants for service a deposit of \$50 or two twelfths of the average annual usage of the applicant's specific customer class, whichever is greater, to secure the payment of service rates, fees and charges in the event they become delinquent as provided in this section. In any case where a deposit is forfeited to pay service rates, fees and charges which were delinquent at the time of disconnection or termination of service, service may not be reconnected or reinstated by the governing body until another deposit equal to \$50.00 or a sum equal to two twelfths of the average usage for the applicant's specific customer class, whichever is greater, is remitted to the governing body. After twelve months of prompt payment history, the governing shall return the deposit to the customer or credit the customer's account with interest at a rate as the Public Service Commission may prescribe: Provided, That where the customer is a tenant, the governing body is not required to return the deposit until the time the tenant discontinues service with the governing body. Whenever any rates, fees, rentals or charges for services or facilities furnished remain unpaid for a period of twenty days after they become due, the user of the services and facilities provided is delinquent. The user is liable until all rates, fees and charges are fully paid. The governing body may, under reasonable rules promulgated by the Public Service Commission, shut off and discontinue water services to a delinquent user of sewer facilities ten days after the sewer services become delinquent regardless of whether the governing body utilizes the security deposit to satisfy any delinquent payments: Provided, however, that nothing contained within the rules of the Public Service Commission shall be deemed to require any agents or employees of the governing body to accept payment at the customer's premises in lieu of discontinuing service for a delinquent bill.”

(I) Indicates increase

(O) Indicates omission

SECURITY DEPOSIT (Continued)

As of the date of passage, the applicable provision of the PSC Sewer Rules, Rule 4.2.a.1:

“...For a municipal sewer system only, the deposit shall not be more than either fifty dollars (\$50.00) or two-twelfths (2/12) of the average annual usage of the applicant’s specific customer class, whichever is greater...”

This tariff in accordance with the above-cited statutory language and PSC rule produces a security deposit of \$63.90 (average residential usage – 2,853 gpm: Minimum bill x 2 month) for residential customers. All other classes of customers will have their required deposit calculated in accordance with the above language in regards to average usage.

SURCHARGE FORMULA TO BE APPLIED WHERE SURFACE DRAINAGE IS
CONNECTED TO THE TOWN'S SANITARY SEWERAGE SYSTEM

APPLICABILITY

Where the Town has discovered that a customer's roof drain, down spouts, storm sewer or other similar facilities conducting surface water have been connected to the Town's sewer system, and such customer has failed to take appropriate action, within thirty (30) days of receipt of a demand by the Town in accordance with the Rules and Regulations of the Public Service Commission, to eliminate such connection, a surcharge will be imposed upon the customer calculated on the basis of the following formula:

$$S = A \times R \times .0006233 \times C$$

- S** - The surcharge in dollars
- A** - The area under roof and/or the area of any other water collection surface connected to the sanitary sewer, in square feet
- R** - The measured monthly rainfall, in inches
- .0006233** - A conversion factor to change inches of rain x square feet of surface to thousands of gallons of water
- C** - The Town's approved rate per thousand gallons of metered water usage

The Town shall not impose the surcharge unless and until the customer has been notified by certified mail, return receipt requested, or by hand delivery, that it has been established by smoke testing, dye testing, or on-site inspection that rain or other surface water is being introduced into the sanitary sewer system at the customer's location, and that the customer has not acted within thirty (30) days from receipt of such notice to divert the water from the sanitary sewer system.

Said surcharge shall be calculated and imposed for each month that said condition continues to exist. Failure to pay the surcharge and/or correct the situation shall give rise to the possible termination of water service in accordance with the Rules and Regulations of the Public Service Commission of West Virginia.

SURCHARGE FORMULA TO BE APPLIED IN THE CASE OF USERS PRODUCING UNUSUAL WASTE

The charge for the treatment of unusual waste will be calculated on the basis of the following formula:

$$C_i = V_o V_i + B_o B_i + S_o S_i$$

- C_i** = charge to unusual users per year
- V_o** = average unit cost of transport and treatment chargeable to volume, in dollars per gallon
- V_i** = volume of waste water from unusual users, in gallons per year
- B_o** = average unit cost of treatment, chargeable to Biochemical Oxygen Demand (BOD) in dollars per year
- B_i** = weight of BOD from unusual users, in pounds per year
- S_o** = average unit costs of treatment (including sludge treatment) chargeable to total solids, in dollars per pound
- S_i** = weight of total solids from unusual users, in pounds per year

When an unusual user is to be served, a preliminary study of its wastes, and the cost of transport and treatment thereof, will be made. Waste containing material which, in the judgment of the Town, should not be introduced into the sewer system need not be handled by it. The results of this preliminary study will be used to determine the feasibility of the proposed sewer service and the charge thereof, based upon the formula set out above.

Thereafter, unusual sewage will be monitored on a regular basis and at the conclusion of each fiscal year, based on the investigation aforesaid and audit of the Town records, new cost figures will be calculated for use in the above formula. The cost of establishing the monitoring facilities shall be paid by the unusual user. Based on these audited figures, additional billings covering the past fiscal year will be made for payment by each unusual user, or refund given by the Town, as the case may be. Such audited figures will then be used for the preliminary billing for the next fiscal year, at the end of which an adjustment will be made as aforesaid.

APPLICABLE INSIDE AND OUTSIDE OF THE LIMITS OF THE TOWN OF
ELIZABETH

Where the amount of sanitary sewage discharged into the Town's wastewater collection and/or transmission and/or treatment system by certain industrial plant or plants cannot be accurately determined by the use of the plants water meter or meters, and said plant cannot install a flow meter to measure such waste, a special formula will be used whereby such plant or plants will pay to the Town a sewer charge calculated at fifty (50) gallons of water per each employee at the plant each working day.

TOWN OF ELIZABETH, a municipal corporation
OF
ELIZABETH, WEST VIRGINIA
RATES, RULES AND REGULATIONS FOR FURNISHING
SEWERAGE AND SEWAGE DISPOSAL SERVICE

Elizabeth and vicinity, Wirt County, West Virginia

Filed with THE **PUBLIC SERVICE COMMISSION**
of
WEST VIRGINIA

2019 JAN 22 AM 8:32

RECEIVED

Issued January 9, 2019

Effective for service rendered upon substantial
completion of the sewer system improvement project,
except as otherwise provided herein

Adopted Town Council
on October 11, 2018.

Issued by TOWN OF ELIZABETH, a municipal corporation

By Robbi J. Moore
Mayor
Title

RULES AND REGULATIONS

- I. Rules and Regulations for the Government of Sewerage Utilities, adopted by the Public Service Commission of West Virginia, and now in effect, and all amendments thereto and modifications thereof hereafter made by said Commission.

APPLICABILITY

Applicable within the entire territory served.

AVAILABILITY

Available for general domestic, commercial, and industrial service and sale for resale sewer service.

(I) RATES

All usage \$14.79 per 1,000 gallons

(I) MINIMUM CHARGE

No minimum bill shall be rendered for less than \$44.37 per month.
(equivalent to 3000 gallons)

(I) FLAT-RATE CHARGE (customers with non-metered water supply)

\$66.56 per month. (equivalent to 4,500 gallons of water usage)

DELAYED PAYMENT PENALTY

The above schedule is net. On all current usage billings not paid when due, ten percent will be added to the net current amount unpaid. This delayed payment penalty is not interest and is to be collected only once for each bill where it is appropriate.

TAP FEE

\$500.00

DISCONNECT-RECONNECT-ADMINISTRATIVE FEES \$25.00

Whenever sewer service has been disconnected for any reason, a disconnection fee of \$25.00 shall be charged; or in the event the delinquent sewer bill is collected in the field, an administrative fee of \$25.00 shall be charged.

REFUNDED CHECK CHARGES

A service charge of \$13.00 will be imposed upon any customer whose check for payment of charges is returned by their bank for any reason.

(I) Indicates increase

LEAK ADJUSTMENT

\$3.00 per 1,000 gallons is to be used when a bill reflects unusual consumption which can be attributed to eligible leakage on a customer's side of the meter. This rate shall be applied to all such consumption above the customer's historical average usage.

SECURITY DEPOSIT

As of date of passage, the applicable provision of West Virginia Code 16-13-16e:

“The governing body may collect from all new applicants for service a deposit of \$50 or two twelfths of the average annual usage of the applicant's specific customer class, whichever is greater, to secure the payment of service rates, fees and charges in the event they become delinquent as provided in this section. In any case where a deposit is forfeited to pay service rates, fees and charges which were delinquent at the time of disconnection or termination of service, service may not be reconnected or reinstated by the governing body until another deposit equal to \$50.00 or a sum equal to two twelfths of the average usage for the applicant's specific customer class, whichever is greater, is remitted to the governing body. After twelve months of prompt payment history, the governing shall return the deposit to the customer or credit the customer's account with interest at a rate as the Public Service Commission may prescribe: Provided, That where the customer is a tenant, the governing body is not required to return the deposit until the time the tenant discontinues service with the governing body. Whenever any rates, fees, rentals or charges for services or facilities furnished remain unpaid for a period of twenty days after they become due, the user of the services and facilities provided is delinquent. The user is liable until all rates, fees and charges are fully paid. The governing body may, under reasonable rules promulgated by the Public Service Commission, shut off and discontinue water services to a delinquent user of sewer facilities ten days after the sewer services become delinquent regardless of whether the governing body utilizes the security deposit to satisfy any delinquent payments: Provided, however, that nothing contained within the rules of the Public Service Commission shall be deemed to require any agents or employees of the governing body to accept payment at the customer's premises in lieu of discontinuing service for a delinquent bill.”

SECURITY DEPOSIT (Continued)

As of the date of passage, the applicable provision of the PSC Sewer Rules, Rule 4.2.a.1:

“...For a municipal sewer system only, the deposit shall not be more than either fifty dollars (\$50.00) or two-twelfths (2/12) of the average annual usage of the applicant’s specific customer class, whichever is greater...”

- (I) This tariff in accordance with the above-cited statutory language and PSC rule produces a security deposit of \$88.74 (average residential usage – 2,853 gpm: Minimum bill x 2 month) for residential customers. All other classes of customers will have their required deposit calculated in accordance with the above language in regards to average usage.

(I) Indicates increase

SURCHARGE FORMULA TO BE APPLIED WHERE SURFACE DRAINAGE IS
CONNECTED TO THE TOWN'S SANITARY SEWERAGE SYSTEMAPPLICABILITY

Where the Town has discovered that a customer's roof drain, down spouts, storm sewer or other similar facilities conducting surface water have been connected to the Town's sewer system, and such customer has failed to take appropriate action, within thirty (30) days of receipt of a demand by the Town in accordance with the Rules and Regulations of the Public Service Commission, to eliminate such connection, a surcharge will be imposed upon the customer calculated on the basis of the following formula:

$$S = A \times R \times .0006233 \times C$$

- S** - The surcharge in dollars
- A** - The area under roof and/or the area of any other water collection surface connected to the sanitary sewer, in square feet
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- B_i** = weight of BOD from unusual users, in pounds per year
- S_o** = average unit costs of treatment (including sludge treatment) chargeable to total solids, in dollars per pound
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APPLICABLE INSIDE AND OUTSIDE OF THE LIMITS OF THE TOWN OF ELIZABETH

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