

Original Sheet No. 1
WN U-1

For Commission's Receipt Stamp

Newaukum Water System
A Washington Non-Profit Corporation
(253) 939-3985
UBI#: 603-155-982
PO Box 11
Auburn, WA 98071

NAMING RATES FOR

Water Service

At

Auburn, Washington

And

CONTAINING RULES AND REGULATIONS

GOVERNING SERVICE

Issued Date: 3/19/2014 Effective Date: 3/20/2014

Issued By: Newaukum Water System

By: Ken Lindebak Title: President

Address: PO Box 11, Auburn WA 98071

Telephone Number: 253-939-3985 Fax Number: _____

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Rule 4 – Definition of Service

Service will be supplied as described in these rules and under the applicable rate schedule(s). Service will be supplied only to those who secure their source of water exclusively from the Utility, unless otherwise provided under written contract. Water service will be used only for the purpose specified in the service agreement and applicable rate schedule(s). A customer will not sell or permit others to use such service, unless authorized to do so under written contract with the Utility.

The customer will not increase demand or use of service as stated in the application for service without giving prior notice of such increase. In the event of such increase, the customer is required to pay the Utility's regularly published rates for the increased service from the date of connection and use of the service.

Whenever the customer wants to permanently discontinue the use of water through any fixtures mentioned in the original application, the customer must cause the fixture to be removed and the branch pipe or service supplying the same to be capped or plugged, and must notify the Utility in writing before any reduction in charge will be made.

Rule 5 – Disconnection Visit Charge

When a Utility employee is dispatched to disconnect service, that employee must accept payment of a delinquent account and disconnect visit charge if specified in **Schedule X**. If amount owing is tendered in cash, Utility employee will not be required to dispense change for excess of the amount due and owing. Any excess payment will be credited to the customer's account. The Utility will restore service when the cause of discontinuance has been removed and payments of all proper charges due from customer have been made.

Rule 6 – Reconnection Visit Charge

A reconnection visit charge, as specified in **Schedule X**, will apply for reconnection of the customer's service to the Utility's distribution system. Such charge is to apply only in cases where service – which includes, but is not limited to, has been discontinued for non-payment of delinquent account, request of the customer (seasonal reconnection), cross connection control (no proof of backflow assembly), backflow assembly testing (annual testing report is not provided) and refusal to make proper repairs or similar cause. No charge will be made for reconnection of service if the shut-off was made for the convenience of the Utility in making repairs, changes, etc.

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Rule 9 – Responsibility for, and Maintenance of, Services

‘Point of Delivery’ – The point at which water will be delivered to and received by the customer will be on the property line of the customer’s property at a point designated by the Utility.

The Utility will install its meter or other connection device at the Point of Delivery, except, at its option, the Utility may install its meter at some other agreed point on the property of the customer, provided that in such event the property line will nevertheless be deemed the Point of Delivery.

The customer will assume all responsibility after Point of Delivery for water supplied by the Utility. The Utility will be exempt from all liability for loss or damage caused by leakage or escape of water furnished by the Utility, after water has passed the Point of Delivery. If the customer has an Approved Backflow Prevention Assembly installed the assembly must be tested annually by a certified Backflow Assembly Tester specialist.

All service pipes and fixtures on the customer’s side of the Point of Delivery shall be provided and must be maintained and protected from freezing at the customer’s expense. Where there are leaking or defective pipes or fixtures, the water may be turned off at the option of the Utility until properly repaired. The Utility may require any service to be equipped with freeze prevention devices to be used during cold weather conditions instead of permitting water to run continuously from faucets.

Rule 10 – Access to Premises

The Utility's regularly authorized agents or employees will have access to the premises of the customer at reasonable hours for meter reading, inspection, connection, disconnection, repair or removal of the Utility's property. Where the meter has not been read, a minimum bill will be rendered and adjusted when the next succeeding meter reading is available.

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Rule 11 – Service Visit Charge

The customer will pay a Service Visit Charge as specified in **Schedule X** when:

- a. A Utility employee or agent is dispatched to the premise and the condition was caused by or was the responsibility of the customer.
- b. The Utility employee or agent has not had access to read the meter for at least two (2) billing cycles and the Utility employee or agent is dispatched to access the meter and continues to not have access to the meter. Where the meter has not been read, a minimum bill will be rendered and adjusted when the next succeeding meter reading is available

Rule 12 – Interruption to Service

The Utility will make a diligent effort to render uninterrupted service and supply of water. In cases where shut-off is necessary for repair, reconstruction, damage prevention or similar cause, the Utility will give advance notice to its customers of such scheduled shut-off. However, the Utility will not be responsible for any damage that may result from any cessation of services such as above outlined, nor for failure to give notice of shut-off when circumstances are such that it is impossible to give notice as stated above.

Rule 13 – Bills

All bills shall be paid monthly in arrears and are due and payable upon receipt and are considered delinquent no less than fifteen (15) days after the date mailed. Bills will be deemed received upon personal delivery to customer or three (3) days following the deposit of the bill in the United States mail to the customer's last known address. Where the meter has not been read, a minimum bill will be rendered and adjusted when the next succeeding meter reading is available.

Rule 14 – Late Payment Charge

Bills are due and payable upon receipt. Bills are considered late fifteen (15) days after the bill mailing date. A Late Payment Charge as specified in **Schedule X** of the unpaid balance shall be added to each account for each month the bill is unpaid. The late payment charge will not be applied to any disputed amount unless such amount remains unpaid for more than fifteen (15) days after the dispute has been resolved.

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Rule 15 – Deposits

The Utility may require a deposit in situations when a customer is unable to establish or maintain credit with the Utility, or where a customer’s service has been disconnected for nonpayment of amounts owed to the Utility as defined by Commission rules.

The deposit will not be more than an average two-twelfths (2/12) of estimated annual billing (for customers billed monthly).

When the Utility collects customer deposits, interest must be paid for each calendar year, at the rate for the one-year Treasury Constant Maturity calculated by the U.S. Treasury, and published in the Federal Reserve’s Statistical Release H.15 on January 15 of that year. Interest is computed from the date of deposit to the date of refund or when applied directly to the customer’s account.

The Utility must refund deposits plus accrued interest when there has been satisfactory payment, as defined by Commission rules or upon termination of service, less any amounts due to the Utility by the customer.

In addition, the Utility will comply with all provisions of the Commission’s deposit rules pursuant to WAC’s for establishing credit and deposits for water utilities.

Rule 16 – Responsibility for Delinquent Accounts

The Utility will not refuse or discontinue service to an applicant or customer, who is not in arrears to the Utility even though there are unpaid charges due from the premises occupied by the applicant or a customer, due to the unpaid bill of a prior tenant unless there is evidence of intent to defraud. The property owner will be responsible for any unpaid Utility bills incurred by renters.

The Utility may not permanently deny service to an applicant because of a prior obligation to the Utility.

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Rule 17 – Discontinuance of Service

The Utility reserves the right to discontinue service to its customers for:

1. Unpaid bills, as provided for in this tariff.
2. Water uses for purposes or properties other than those specified in the customer's application for service.
3. Willful waste of water through improper or defective piping, equipment, or otherwise.
4. Piping or equipment that does not meet the Utility's standards or fails to comply with other applicable codes and regulations.
5. Tampering with the Utility's property.
6. Vacating the premises.
7. Nonpayment of any proper charges, including deposit, as provided in this tariff.
8. Refusing to allow access as required in commission Rules.
9. Violating rules, service agreements, or effective tariffs, including violation of outdoor watering instructions given to customers in order to curtail water use during time of shortage.
10. Use of equipment that detrimentally affects the Utility's service to its other customers.
11. Service obtained by fraud.
12. Fails to comply with cross connection control requirements.

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Rule 24 – Backflow Assembly Testing and Inspection

If the customer has an Approved Backflow Prevention Assembly installed the assembly must be tested annually by a certified Backflow Assembly Tester (BAT) specialist. The Utility will maintain a list of certified BAT specialists that are acceptable to the Utility and the customer may choose from any such BAT specialist on the Utility’s list or the customer may elect the Utility to provide this service and charge the customer its current annual Backflow Assembly Testing Fee listed on **Schedule X**. The Utility service for annual backflow assembly testing shall be subscribed to on an annual basis and is not subject to cancellation or reduction for partial periods.

The customer will provide a copy of the acceptable annual report from the BAT specialist. If the annual report is not provided within thirty (30) days of the anniversary date of the installation of the Approved Backflow Prevention Assembly, then the Utility will provide a notice of disconnection pursuant to WAC’s for discontinuing of service for water utilities. If a copy of the annual report is not received by the date for disconnection as specified in the notice, the Utility will disconnect customer’s service as specified in **Rule 5** of this tariff.

If service is disconnected, the Utility will charge the customer its current Reconnection Visit Charge as specified in **Rule 6** of this tariff.

Rule 25 – Credit/Debit Card Processing and Chargeback Fees

The Utility does not accept bill payment via Credit or Debit cards.

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Rule 26 – Limitations of Liability

The Utility’s liability, if any, for its gross negligence, willful misconduct or violation of RCW 19.122 is not limited by this tariff. With respect to any other claim or suit, by a customer or by any other party, for damages associated with the installation, provision, termination, maintenance, repair or restoration of service, the Utility’s liability, if any shall not exceed an amount equal to the proportionate part of the monthly recurring charge for the service for the period during which the service was affected.

There shall be no liability for consequential or incidental damages. The Utility clearly disclaims all warranties, stated or implied, except those specifically set forth in this tariff, including, but not limited to, implied warranties of merchantability and fitness for a particular purpose.

The charge for services rendered under this tariff are expressly based on the limitations of damages and disclaimer of warranties set forth above.

Rule 27 – Unauthorized Use of Service

Where service has been disconnected either through the request of the customer or through action of the Utility, and the service – which includes, but is not limited to, the saddle, curb stop, piping, meter setter, angle stop, check valve, meter – has been locked, authorized service cannot be restored without the Utility first reinitiating service.

If service is restored by the unauthorized removal of the meter lock, the customer receiving the unauthorized service will be charged the current replacement cost of all damages to the Utility’s property and service, plus a Service Visit Charge for inspection of damages in accordance with **Rule 11** in this tariff.

In addition, the Utility will charge the customer receiving unauthorized service the tariff rate for all service that the Utility estimates was taken plus all of the Utility’s costs resulting from the unauthorized use and all applicable fees pursuant to WAC’s for discontinuing of service for water utilities.

Rule 28 – Damage and Repairs Charge

The Utility shall be responsible for maintaining meter boxes and their contents, along with fire hydrants and services on the street side of the Point of Delivery. However, if any customer category or a customer’s contractor causes damage to meter box, fire hydrant, pipes, mains or other equipment of the Utility’s maintained infrastructure, the customer will be responsible for paying the Damage and Repairs Charge as specified in **Schedule X**.

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Rule 29 – Fire Hydrant Meter Rental

Building contractors or others with a need for temporary service from a fire hydrant(s), other than for fire suppression purposes, are required to rent a fire hydrant meter from the Utility and meter their usage. There is no charge for the rental of the fire hydrant meter, if the equipment is not damaged, but there is a security deposit amount identified on **Schedule X**. When the fire hydrant meter is returned, the temporary customer will be charged for the water consumed at the consumption rate identified in **Schedule 2**.

If the fire hydrant meter is returned within three (3) days of the agreed-upon return date, the security deposit will be returned in full. If the equipment is returned more than three (+3) days after the agreed-upon return date, the security deposit will be forfeited by the customer.

The security deposit may be waived if the customer gives a credit card authorization for the full replacement cost of the meter. If the item is returned on time, the credit card draft will not be drawn. If the equipment is returned but more than three (+3) days late, a draft will be drawn on the credit card in the amount of the security deposit identified on **Schedule X**. If the equipment is not returned at all, a draft for the full replacement cost will be drawn.

Rule 30 – Compound Meter Procedures

‘Compound Meter’ – is a combination of a large meter and a small meter, with a special change-over valve to accurately measure an extremely broad range of flow rates.

When the Utility determines that a compound meter is need to accurately measure flow rates, then a compound meter is billed as a single customer; this is done by applying the larger meter size to determine the monthly metered rate service per **Schedule 2** for base rate and usage blocks; the total billed usage amount is determined by combining the usage of both the large and small meters.

Rule 31 – Water Leak Procedures

When the Utility determines that a leak has occurred on the customer’s property, the Utility will adjust the customer’s bill; after the customer submits a bill from a plumber or other evidence that the leak has been repaired, the Utility must re-calculate the customer’s bill for the *‘relevant time period’*. The *‘relevant time period’* for this adjustment will not exceed two (2) months for any given leak. The customer’s bill will be adjusted by:

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1. Estimating the customer's '*project normal usage*' during the relevant period(s) and billing this amount according to the usage rate shown on **Schedule 2**.
2. Billing the '*excess usage*' during the relevant period using one-fifth (1/5) the usage rate shown on **Schedule 2**.
3. Crediting the difference between the original bill for the relevant period and the sum of the bills described in Steps 1 and 2.

'Projected Normal Usage' – as an estimate of what the customer's water consumption would have been had there been no leak.

'Excess Usage' – as the actual metered usage minus the projected normal usage.

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SERVICE AREA

Water System List

County: King

<u>System Name</u>	<u>DOH WFI #</u>
Newaukum Country Estates	59220

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SCHEDULE NO. 1
NON-METERED RATE SERVICE

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

Applicable to domestic residential customers, where meters have not yet been installed.

Conditions

The flat rate charge for service is not subject to cancellation or reduction for seasonal or temporary periods, unless seasonal rates apply per this tariff. Flat rate charge will be the monthly minimum bill for this class of service and will be in addition to other charges as provided in this tariff. No reduction in rates will be made on any dwelling unit served by a non-metered connection unless all dwelling units served by a non-metered connection are vacant and the water is shut off at the connection point.

"Dwelling unit" means any building, or portion thereof, which contains one or more units (owned, used, rented, leased, let or hired out to be occupied) that are served through a non-metered connection.

Monthly Charge

Rate

Dwelling unit (each unit)

\$55.00

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SCHEDULE NO. 2
METERED RATE SERVICE

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

Applicable to domestic residential customers served by the Utility on a metered basis.

Conditions

The charge for this service is not subject to cancellation or reduction for seasonal or temporary periods, unless seasonal rates apply per this tariff. This charge will be the monthly minimum bill for this class of service.

All metered rate service(s) have zero allowance for water usage in base rate(s), usage rate(s) are based on consumption per one-hundred (100) cubic feet (cu.ft.), and base rate and water usage block(s) are modified by the meter size factor.

Monthly Charges

Each connection or customer.

Meter Size	Meter Size Factor	Base Rate	1st Block (cu.ft.)	1st Usage Rate	2nd Block (cu.ft.)	2nd Usage Rate	3rd Block (cu.ft.)	3rd Usage Rate
3/4-inch	1.00	\$55.00	0 – 500	\$0.00	501 – 1,000	\$0.00	Over 1,000	\$0.00
1-inch	1.67	\$55.00	0 – 835	\$0.00	836 – 1,670	\$0.00	Over 1,670	\$0.00
1 1/2-inch	3.33	\$55.00	0 – 1,665	\$0.00	1,666 – 3,330	\$0.00	Over 3,330	\$0.00
2-inch	5.33	\$55.00	0 – 2,665	\$0.00	2,666 – 5,330	\$0.00	Over 5,330	\$0.00

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SCHEDULE NO. 3
READY TO SERVE (RTS) SERVICE

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

To any property owner who has completed and signed a Water Service Application, paid all applicable fees required for meter service connection, and had Water Service Application accepted in writing by the Utility: and for whom the Utility has installed the direct connection from the water system to the applicant's property line. Applicable to domestic residential customers, where meters have not yet been installed.

Conditions

The charge for this service is not subject to cancellation or reduction for seasonal or temporary periods, unless seasonal rates apply per this tariff. This charge will be the monthly minimum bill for this class of service. At the time water service begins, the customer shall be transferred to Schedule 2, Metered Service.

The Ready to Serve charge may be discontinued upon receiving written request from the customer or for non-payment of the Ready to Serve charge. Termination of the charge will allow the Utility to remove the service line and/or connection. This disconnection or removal will allow the Utility to make that available service capacity to supply other connections on the water system.

After a service line and/or connection has been removed for discontinued service, future service to the property will require a new application for service, payment of service connection charges and will be subject to the availability of service capacity at such time as the future application for service is made.

Monthly Charge

Rate

Each connection or customer.

\$0.00

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SCHEDULE NO. 4
SERVICE CONNECTION CHARGE

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

Applies to all new applicants for properties not currently served and within the Commission Service Area (as defined in the tariff) for the Utility only when surplus system capacity is available and a direct connection can be made to an existing main that has adequate hydraulic capacity.

Conditions

1. A charge will be made the first time a customer's service pipe, 3/4-inch or smaller, is connected to the Utility's main. This charge does not include the cost of a meter, or its installation. A meter will be furnished, installed and maintained by the Utility without direct cost to the customer.
2. The Utility owns and maintains all materials involved in making a service connection.
3. The service connection charge must be paid before the water is turned on.
4. In addition, when it is necessary to cross an existing road (by boring or cutting) the cost of the crossing and road permit fees or other charges, will be in addition to the Service Connection Charge.
5. Meter will be placed in a suitable meter box located at the customer's property line, except when this is not practicable. The meter will be installed upon the customer's premises in some convenient location approved by the Utility where the meter will at all times be accessible for reading, inspection and testing. (See Rule 8 & 9)
6. Service Connections will be installed within 7 days from payment, unless prior arrangements in writing are agreed upon by both the customer and the Utility.
7. Any Service Connection larger than 3/4-inch service requires a 'Labor and Material Contract'.

Connection Charge

Rate

Service Connection Charge (3/4-inch service plus tax gross-up of PP%)

\$0.00

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SCHEDULE NO. 5
METER INSTALLATION CHARGE

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

Applies to all customer requests where service is currently being rendered on a flat rate service basis.

Conditions

1. A charge will be made the first time a customer's service pipe, 3/4-inch or smaller, has a meter installed at the customer's request. The charge for a larger connection will be the cost of labor and materials. This charge includes the cost of a meter and its installation. After initial meter installation, meter will be maintained by the Utility without direct cost to the customer.
2. The Utility owns and maintains all materials involved in making a meter installation.
3. The meter installation charge must be paid before the installation and meter rate schedules are applied.
4. The meter will be placed in a suitable meter box located at the customer's property line, except when this is not practicable. The meter will be installed upon the customer's premises in some convenient location approved by the Utility where the meter will at all times be accessible for reading, inspection and testing. (See Rule 8 & 9)
5. Meter installation will be installed within 30 days from customer request, unless prior arrangements in writing are agreed upon by both the customer and the Utility.
6. Meter installation charge will be reimbursed to the customer, by bill credit, of at least ten (10) percent each month until fully paid.
7. Any meter installation larger than 3/4-inch service requires a 'Labor and Material Contract'.

Installation Charge

Rate

3/4 inch service

\$0.00

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SCHEDULE NO. 6
CAPITAL IMPROVEMENT SURCHARGE

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

Applicable to any connection or customer of the Utility.

Conditions

The charge for this service is not subject to cancellation or reduction for seasonal or temporary periods, unless seasonal rates apply per this tariff. This charge will be the monthly minimum bill for this class of service and will be in addition to other charges as provided in this tariff.

This surcharge is to fund the installation of capital improvements to complement the existing water system. This surcharge is the result of a survey of the water customers in which a majority of responses provided support for this funding mechanism.

Surcharge to expire **MM DD, YYYY, or upon recovery of \$PP,PPP** loan principal plus interest charges and state excise taxes, whichever occurs first. Surcharge may be paid (within 90 days of effective date) in a one-time payment sum of \$PPP.PP per customer and save interest cost.

Monthly Charge

Rate

Each connection or customer

\$ 0.00

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SCHEDULE NO. 7
WATER SYSTEM FACILITIES CHARGE

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

Applies to all new applicants for properties not currently served and within the Commission Service Area (as defined in the tariff) for the Utility only when surplus system capacity is available and a direct connection can be made to an existing main that has adequate hydraulic capacity.

Conditions

1. The Utility will own and maintain all materials involved in the allocation of water service.
2. The Water System Facilities Charge will be in addition to any line extension, service connection, or any other charges that may be provided elsewhere in this tariff.
3. The Water System Facilities Charge will be made one time only at which time the applicant's property is brought into the Water Service Area. If further subdivision of the property is made at a later date, each newly created lot will be subject to an additional facilities charge upon application for water service. If service is greater than residential equivalent, then multiple equivalents may be charged.
4. Exemptions:
 - a. Any end use customer covered by an existing written contract, which specifies that, no charge or a lower charge will be paid.
 - b. Any end use customer connecting to a water system, which was contributed to the Utility or for which the Utility paid a nominal amount.

Charge

Rate

Water System Facilities Charge

\$0.00

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SCHEDULE NO. 8
CROSS CONNECTION CONTROL

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

To all customers served by the Utility for purposes of assessing the presence of cross connections and additional requirements applying to those customers that have cross connections.

Charges

Installation and Service of Approved Backflow Prevention Assembly is not provided by the Utility

Service Visit Charge - N/A (per **Rule 5, 6 or 11**) plus

Premises Inspection Charge - N/A per hour prorated for time spent.

Conditions

1. This schedule is established pursuant to the requirements adopted by the Washington State Department of Health in WAC 246-290-490, as it now exists or is hereafter amended or replaced. Copies of this regulation are available from the Washington State Department of Health or from the Utility.
2. All customers shall be surveyed as to the existence of cross connections pursuant to the definition of cross connections established by the Washington State Department of Health. A second survey shall be sent to those customers who fail to respond to the initial survey. If the customer fails to respond to the second survey, then the following non-response options may be necessary and the customer will be charged pursuant to the rate(s) set forth in the rate section above. For new customers, a survey will be required as part of the application prior to accepting the applicant as a customer.

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SCHEDULE NO. 8
CROSS CONNECTION CONTROL (cont'd)

Conditions (cont'd)

- 6. If the customer has an Approved Backflow Prevention Assembly installed the assembly must be tested annually by a certified Backflow Assembly Tester (BAT) specialist. The Utility will maintain a list of certified BAT specialists that are acceptable to the Utility and the customer may choose from any such BAT specialist on the Utility's list. The customer will provide a copy of the acceptable annual report from the BAT specialist. If the annual report is not provided within thirty days of the anniversary date of the installation of the Approved Backflow Prevention Assembly, then the Utility will provide a notice of disconnection pursuant to WAC 480-110-355 (3)(a). If a copy of the annual report is not received by the date for disconnection as specified in the notice, the Utility will disconnect customer's service.
- 7. No less often than every three years, the Utility shall re-survey its customers concerning the existence of cross connections. If the customer does not respond to the initial survey, a second survey will be sent. If the customer does not respond to the second survey, then non-response options listed in paragraph 2 will apply.
- 8. For each customer meeting any criteria of WAC 246-290-490 (4)(b) Table 9, no less than every three years, the Utility shall conduct a site visit, premises inspection and shall assess the customer the charges set forth in the rate section above.
- 9. When necessary, the Utility will provide notices of disconnection as required in WAC 480-110-355 (3)(a).
- 10. If service is disconnected, the Utility will charge the customer its current Reconnection Visit Charge as described in **Rule 6** of this tariff.
- 11. The Utility may immediately shut off water service if a public health emergency exists, including when a backflow is occurring, or an unprotected cross-connection with sewage or an unapproved water source exists.

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SCHEDULE NO. 9
FIRE HYDRANTS INSTALLATION

Availability

This schedule is available in all Water Service Areas served by the Utility and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

To the installation of fire hydrants, where requested by customer(s).

Conditions

Fire hydrants will be constructed only after a customer has made a deposit equal to one-half (1/2) of the estimated cost of installation of the hydrant and then only where the Utility can provide fire flow, which meets minimum standards for state and county or, if applicable, city ordinance.

Installation of a fire hydrant by the Utility shall not constitute a warranty or guaranty by the Utility that a fire will be extinguished. The customer is advised at all times to maintain adequate fire insurance to cover the customer's expected loss form a fire, which may occur.

The Utility will deny a customer request for a hydrant if the system serving the customer cannot provide the level of service required for fire flow under state and county or, if applicable, city ordinance.

Installation Charge

Rate

Each fire hydrant.

N/A

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SCHEDULE 12
FIRE FLOW INSTALLATION (cont'd)

Conditions (cont'd)

4. Customer agrees to pay all charges for the installation of facilities and the annual inspection fee within thirty (30) days of date of invoice for such charges. Failure of customer to pay such charges in a timely manner will result in disconnection of the facilities provided under this agreement.

5. Customer covenants and agrees that it shall be responsible for maintaining the backflow prevention device in working order. The backflow prevention device shall be inspected and tested, at the customer's expense, by a certified BAT specialist as required under WAC 246-290-490. The Utility will maintain a list of certified BAT specialists that are acceptable to the Utility and the customer may choose from any such BAT specialist on the Utility's list. A copy of satisfactory certification will be provided to Utility prior to the date of providing service under this agreement and on an ongoing basis as testing certifications are required by state law and regulation (currently on an annual basis). The backflow prevention device shall be accessible to the Utility and its employees at all times.

6. Customer shall indemnify and hold Utility and Utility's directors, officers, employees and agents harmless from any claim for damage to property or personal injury or death resulting from or in connection with the work done under this agreement or the facilities provided under this agreement, including attorney's fees and court costs, except that which is the result of the gross negligence or intentional misconduct of Utility or a violation of RCW 19.122 by the Utility. This condition 6 is in addition to, and not in lieu of, the Limitations of Liability set out in **Rule 27** of this tariff.

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SCHEDULE 12
FIRE FLOW INSTALLATION (cont'd)

Conditions (cont'd)

- 7. Customer understands and agrees that Utility is not acting as an insurer of customer or customer's property or property of others on the property. Utility shall not be liable for any loss of life, personal injury, loss, or damage to property of customer, its family members, agents, guests or invitees whether or not caused by failure of the facilities and customer shall hold Utility and Utility's directors, officers, employees and agents harmless from any such claim. Utility makes no warranties or representations as to performance of the facilities. Nor shall Utility be liable under any theory in law or equity to customer or customer's family members, agents, guests or invitees for any consequential, incidental, punitive or other loss or damage beyond direct damages caused by Utility's gross negligence or intentional misconduct or a violation of RCW 19.122 by the Utility, and then only in an amount not to exceed ten-thousand dollars (\$10,000.00).
- 8. Customer hereby agrees to purchase insurance, in such amount as customer deems adequate, to protect against loss by fire, which insurance customer agrees shall be customer's sole source of recovery for failure of the facilities, except for Utility's gross negligence or intentional misconduct or Utility's violation of RCW 19.122. Said insurance policy shall include a waiver of subrogation as applied to Utility, its directors, officers, employees and agents.
- 9. Only closed loop or single/double head loop fire suppression systems may be connected to the Utility's system.
- 10. Authorized use of water through a fire suppression system meter shall be billed to the customer at the normal water usage rates established by the Utility on **Schedule 2**.
Authorized use of water through a fire suppression system meter is limited to fire suppression system testing, maintenance, or actual fire prevention or control.

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SCHEDULE NO. 13
FIRE FLOW SERVICE

Availability

This schedule is available in all Water Service Areas served by the Utility and requires fire flow greater than residential requirements and at Utility's option and capability to maintain Department of Health standards of quantity and quality.

Applicable

Except where provided by contract, this service is applicable to any property, which requires more than one-hundred (100) cubic feet per minute for forty-five (45) minutes.

Conditions

This charge is in addition to any other costs necessary to provide service to the customer.

The charge for this service is based on any connection to or service by the Utility, which uses fire flow capacity derived from the Utility's storage and booster station(s).

In addition to the availability and applicable provisions stated above, the rates from this schedule shall apply to a Fire Flow Installation where the meter is larger than one-inch (1"). See **Schedule 12, Condition No. 2.**

Monthly Charge

Rate

Per Square Foot of Building

N/A

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SCHEDULE NO. 14
IRRIGATION SERVICE (cont'd)

Conditions (cont'd)

4. Each customer will follow a 'best practices' approach to the use of irrigation service. This 'best practices' approach includes, the following:
 - a. Revisiting existing landscaping to determine if modifications are needed to reduce use of water.
 - b. Irrigating grass areas at a rate of no more than one-inch (1") per week.
 - c. Sizing irrigation sprinklers and installing irrigation sprinklers to provide as near a uniform coverage of grass-landscaped areas as feasible.
 - d. Not using watering practices that involve a 'sponge' approach where water is applied in one area with the thought that it will eventually provide coverage of other areas through the water traveling over, through or under the ground.
 - e. Not irrigating when the temperature is forecasted to exceed ninety degrees Fahrenheit (90°F).

5. An irrigation customer may request to temporarily suspend service for a period not to exceed nine (9) months. An irrigation customer that requests reinstatement of service at the same location within nine (9) months shall be required to pay a Service Reinstatement Charge set out below in **Condition No. 5(a)**, in addition to the Account Set-up Charge outlined in **Rule 20** and Reconnection Visit Charge outlined in **Rule 6** of this tariff.
 - a. Service Reinstatement Charge shall equal the base rate for service from **Schedule 2** of this tariff, less the cost of any water embedded in the base rate, times the number of months the service has been disconnected. If there has been usage during the period of disconnection, such usage will be included in the first bill after reinstatement at the applicable rate from **Schedule 2**. Such usage included in the first bill after reinstatement shall not be included in calculating the one-hundred and seven (107) cubic feet per day limitation outlined above in **Condition No. 1**.
 - b. If service is not reinstated within nine (9) months, service will be deemed disconnected and any subsequent request for reconnection will be subject to availability of capacity.

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SCHEDULE NO. 16
COUNTY FRANCHISE FEES ADJUSTMENTS

Application

These franchise fees adjustments apply to all charges for sales of water service pursuant to this tariff with the jurisdiction imposing a franchise fee, as provided in this tariff.

Franchise Fee Adjustment

The rates and charges named in this tariff shall be proportionately increased by an adjustment equivalent to the amount of the tax imposed by the jurisdiction and effective as listed below titled as "County Ordinance Rate".

Franchise Fee Adjustment Table

<u>Jurisdiction</u>	<u>County Ordinance No.</u>	<u>Effective Date</u>	<u>County Ordinance Rate</u>
NA			
N/A	N/A	N/A	N/A
N/A	N/A	N/A	N/A

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SCHEDULE X
ANCILLARY CHARGES

Rule 5	Disconnection Visit Charge	\$75.00
Rule 6	Reconnection Visit Charge	\$50.00
Rule 11	Service Visit Charge	N/A
Rule 14	Late Payment Charge of Unpaid Balance or Minimum Charge	\$5.00
Rule 20	Account Set-up Charge	\$0.00
Rule 21	NSF Charge (each check)	N/A
Rule 22	Water Availability Letter Charge	N/A
Rule 24	Backflow Assembly Testing and Inspection	N/A
Rule 25	Credit/Debit Card Processing Fee	N/A
	Credit/Debit Card Chargeback Fee	N/A
Rule 28	Damage and Repairs Charge	Repairs Paid By Customer
Rule 29	Fire Hydrant Meter Rental (Security Deposit)	N/A

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