

BOROUGH OF CHAMBERSBURG

Rates, Rules and Regulations Governing the Distribution
of Water
in
Those parts of Guilford, Greene and Hamilton Townships,
Franklin County, described on page 2 hereof.

Issued: September 19, 1991

Effective: November 22, 1991

This Tariff makes increases in existing Rates.

by

John H. Shadle Jr.
Supt. Water & Sewer Departments
100 South Second Street
Chambersburg, Pennsylvania 17201

This tariff is filed to establish with this Commission the rates, rules and regulations which are in effect and being applied to services furnished beyond the municipal limits of the Borough of Chambersburg as of the effective date of this filing.

List of changes made by this tariff:

Increases

The Schedule of Rates for Individual Service Outside the Borough "Usage Charge" First 20,000 cu. ft. used per month, per 100 cu. ft. will increase by 8.7 per cent and all over 20,000 cu. ft. used per month, per 100 cu. ft. will increase by 62 per cent, The "Readiness To Serve Charge Per Month" will increase by 8.7 per cent.

The Schedule of Rates for Private Fire Protection Service will increase by 8.7 per cent.

TERRITORY TO WHICH TARIFF APPLIES

All those certain parts of Guilford, Greene and Hamilton Townships, Franklin County, described generally as follows:

- (a) That part of Guilford Township fronting along both sides of U.S. Route 30 between the present Borough limits of the Borough of Chambersburg and the right-of-way leading North from said U.S. Route 30 to the Dull Hill Reservoir and within 25 feet of the right-of-way lines of said U.S. Route 30.
- (b) That part of Guilford Township fronting along Falling Spring Road and within 25 feet of the right-of-way lines thereof between U.S. Route 30 and a point in said Falling Spring Road measured in a southerly direction along the centerline of said Falling Spring Road 1400 feet from the center line of said U.S. Route 30.
- (c) That part of Guilford Township fronting along Stone Quarry Road and within 25 feet of the right-of-way lines thereof between U.S. Route 30 and a point in said Stone Quarry Road 1200 feet from the center line of said U.S. Route 30.
- (d) That part of Hamilton Township fronting along North Franklin Street Extended and within 25 feet of the right-of-way lines thereof between the present Borough limits of the Borough of Chambersburg and a point in said North Franklin Street Extended measured in a northerly direction along the center line of said North Franklin Street Extended a distance of 800 feet from the present Borough limits.
- (e) Those small parts of Guilford and Greene Townships, not included in the above, in which a few isolated customers are presently being served.

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DEFINITIONS

For the purpose of this tariff the following words and terms shall have the meanings hereinafter ascribed to them:

1. "Borough" - Shall mean The Mayor and Town Council of the Borough of Chambersburg, commonly known as "The Borough of Chambersburg" and/or its duly authorized representatives acting in its behalf.
2. "Person" - Shall mean any individual, firm, corporation, association or company.
3. "User" or "Consumer" - Shall mean any person as defined above, owning, occupying, or using any property served with water from the water system of the Borough.
4. "Dwelling Unit" - Shall mean a separate dwelling, apartment, room or group of rooms, used for separate dwelling purposes and equipped for the preparation of food. In all cases the determination of the Borough as to what constitutes a separate dwelling unit shall be final.
5. "Commercial" or "Industrial" Establishment - Shall mean a separate building, group of buildings, or room or group of rooms, on a parcel of land held in separate ownership wherein a commercial or industrial activity is carried on by any person. It shall not necessarily include an office room or suite of rooms in a building accommodating a number of separate offices except that to the extent that such offices are set apart from each other and provided with separate toilet facilities for employees, each shall constitute a separate establishment. The determination of the Borough as to what constitutes a separate establishment shall be final.

SCHEDULE OF RATES IIndividual Service Outside the Borough (441-444)

The following usage, service, and minimum charges shall be made for water furnished for general use outside the Borough to each separate dwelling unit or commercial or industrial establishment, as the same are hereinbefore defined, situated outside the corporate limits of the Borough of Chambersburg:

<u>Usage Charge:</u>	<u>Gross</u>	<u>Net</u>
First 20,000 cu. ft. used per month, per 100 cu. ft.	\$1.01	\$1.00
All over 20,000 cu. ft. used per month, per 100 cu. ft.	\$.76	\$.75

Readiness to Serve Charge Per Month:

<u>Size of Meter</u>	<u>Gross</u>	<u>Net</u>
5/8 inch	\$ 5.02	\$ 4.96
3/4 inch	5.02	4.96
1 inch	12.64	12.48
1-1/2 inch	26.98	26.65
2 inch	62.15	61.38
3 inch	99.18	97.96
4 inch	203.10	200.59
6 inch	378.91	374.23
8 inch	\$663.09	\$654.90

The bill rendered to each user shall be the sum of the usage charge based upon metered water use and the applicable readiness to serve charge based upon the size of the water meter in use.

Minimum Charge:

The minimum charge for service outside the Borough for ordinary domestic, commercial or industrial use shall be the readiness to serve charge set forth above for each service connection, based upon the nominal size of the water meter serving the property. Where more than one separate dwelling unit or commercial or industrial establishment is served by a single meter, a separate charge at the rate established for a 5/8 inch meter shall be made for each such dwelling unit or establishment; but the minimum charge for the property shall be not less than that determined by the size of the meter serving the property. A mobile home or house trailer shall be considered a dwelling unit.

Penalty:

A 1.25% late payment penalty will be charged on the overdue portion of the bill. Payments are deemed overdue if not paid within 20 days from the date bill was mailed.

I - indicates increase

SCHEDULE OF RATES (Continued)

Private Fire Protection Service I (445)

Upon filing of proper application and approval thereof the Borough will offer private fire protection service to systems of customers located outside the Borough. This service shall be rendered through a separate connection, with suitable special meter, valves, and detection devices, on condition that no water be supplied through such equipment for any purpose other than for fire fighting purposes or for testing the equipment. No usage charge shall be made for water used under these conditions. The Borough shall assume no responsibility for the maintenance or upkeep, or satisfactory operation of any fire protection equipment, nor shall it be liable for any damage resulting from a failure of the water supply for any reason whatever. For each such private fire protection service connection a monthly charge shall be paid in accordance with the following schedule:

<u>Size of Connection</u>	<u>Gross</u>	<u>Net</u>
6 inch	\$14.37	\$14.19
8 inch	22.97	22.69
10 inch	34.45	34.02
12 inch	47.84	47.25

The size of any such connection shall be determined by the nominal diameter of the pipe serving the fire protection system from the water main of the Borough.

Penalty:

A 1.25% late payment penalty will be charged on the overdue portion of the bill. Payments are deemed overdue if not paid within 20 days from the date bill was mailed.

I - Indicates increase

TERMS OF PAYMENT

- (a) Bills for water furnished for all purposes shall in general be rendered on a monthly basis, a month to consist of any period of approximately thirty (30) days.

Upon request of any user, the Borough will remove the water meter from his property and discontinue readiness to serve charges thereon, and will thereafter upon request and payment of a reconnection charge of \$10.00 reinstall the meter or a similar meter at the property and re-establish service.

- (b) Usage charges and readiness to serve charges shall be payable at the Borough Offices on the date shown on the bill rendered, which date shall in no case be less than twenty (20) days from the day the bill is mailed. Thereafter a penalty of 1.25% will be charged on the overdue portion of the bill and shall become due and payable. Failure to receive a bill shall not entitle an owner or user to an extension of time for payment. Any owner or user whose account for utility service is in arrears shall pay the total amount due and the late payment charge of each delinquent bill until all outstanding indebtedness is paid.
- (c) Failure to pay either usage charges or readiness to serve charges within ten (10) days after the due date of the bill including late payment charges shall, after due notice in writing, be cause for termination of water service until payment is made of all outstanding charges for utility service. If service is terminated under these conditions, a reconnection charge of \$10.00 shall be paid before service is restored.
- (d) Bills for service furnished to the Commonwealth of Pennsylvania or any department or institution thereof shall be allowed a thirty (30) day period for payment.
- (e) Bills for service rendered to separate parcels of land shall not be combined for the purpose of obtaining quantity rates.

APPLICATION FOR SERVICE

1. All applications for water service shall be made by each Consumer or by his authorized agent upon a form provided therefor by the Borough, and must state truly and fully all uses to which water is to be applied and shall be signed by the Consumer or his duly authorized agent. A new application for service must be made on any change in ownership or of tenancy where the tenant is the applicant.
2. Upon acceptance of the application by the Borough, the application, together with the Rules and Regulations and the rate schedules of the Borough, as altered or amended from time to time, shall constitute the entire contract between the Consumer and the Borough.

RULES AND REGULATIONSBackflow Preventer Requirements for Commercial
and Industrial Establishments

1. No licensed master plumber shall, after the adoption of this ordinance, install a water service line to a commercial or industrial establishment without an approved reduced pressure type backflow preventer. The backflow preventer must be installed in the water service line near the water meter. The type of backflow preventer and the location of the installation must be approved by the Borough's Plumbing Inspector prior to installation.

Any existing commercial or industrial establishments that are determined by the Borough's Plumbing Inspector to have the potential of a back flow of a liquid or substance into the Borough's potable water system that could cause contamination of the system must install a reduced pressure type backflow preventer in their existing water service line at a location approved by the Plumbing Inspector.

Failure to install a backflow preventer when required by the Borough's Plumbing Inspector will be cause for the immediate termination of the water service.

Temporary and Special Service

2. Temporary water service connections may be made under terms, not inconsistent herewith, at the actual cost of such temporary connection together with the estimated use at the applicable rates for such temporary period, subject to adjustment for final meter reading and meter costs credit.

Resale

3. No person shall purchase water from the Borough and resell the same on a metered basis.

Borough Plumbing Code

4. The use of water from the water system of the Borough at a property located outside the corporate limits of the Borough shall cause the user thereof and/or the owner of the property wherein the water is used, each to be subject to all the requirements and penalties of the Plumbing Code of the Borough of Chambersburg.

Unauthorized Use

5. If any person shall make any unauthorized connection to any water piping supplied from the Borough's water system, or any unauthorized extension of any existing water piping, whether or not the water in such piping is being registered on a water meter, the Borough shall, in addition to any and/or all other remedies, immediately discontinue water service to such unauthorized connection or extension. In the case of any dispute concerning the authority for any such connection or extension the burden of proof shall be upon the user of the property which such connection or extension serves to establish the validity of such authority.

Curtailement of Non-essential Use

6. In accordance with the terms of the permit issued to the Borough by the Commonwealth of Pennsylvania providing for a supply of water to the Borough, the Borough shall have authority, in the event of any emergency affecting the adequacy of the supply of water to the domestic users of the Borough water system or the fire fighting capacity of the system, either actual or imminent, to require any or all users to curtail or discontinue the use of water for non-essential uses, and such curtailment or discontinuance shall remain in effect for the duration of such emergency. Verbal or other notice by the Borough to the user or his agent, or public advertisement in a newspaper circulated locally, shall be deemed to be sufficient notice of such curtailment.

Any such curtailment shall apply to all use of water for car washing, lawn and garden sprinkling, heat transfer service and may, if the degree of the emergency shall warrant, include all or certain industrial and/or commercial uses.

Regulations Governing Connections

7. Service connection will be made, and water will be furnished, upon written application by the prospective consumer, on a blank prepared by the Borough for this purpose, and after the approval of such application by the Borough. The application for service shall in general clearly outline the class, scope and type of use to be made of the service, as well as the purpose for which it will be used.
8. The application and these rules and regulation constitute the contract between the consumer and the Borough; and each consumer, by the taking of water, agrees to be bound thereby.
9. A new application must be made to, and approved by, the Borough upon any change in the identity of the contracting consumer at a property, or in the service as described in the application, and the Borough may, upon five (5) days' notice, discontinue the water supply until such new application has been made and approved.

RULES AND REGULATIONS (Continued)Regulations Governing Connections (continued)

10. Each application for service shall be made in conformity with and stating the basis of rates applicable to consumers under the tariff provisions.
11. The Borough will make all connections to its mains, furnish, install and maintain all service lines from the main to and including the curb cock and box, which shall be placed from one to two feet inside the curb line, all of which service lines shall be the property of the Borough and shall be accessible to and under its control.
12. All service lines from the curb to the property shall be of pipe approved by the Borough, laid at least four feet below the surface of the ground and kept in good repair at the expense of the consumer.
13. No service pipes shall be laid in the same trench with the gas pipe, sewer pipe or any other facility of a public service company, nor within three feet of any open excavation or vault.
14. There shall be placed in the service pipe, within the wall of the building supplied, and so located as to drain all of the pipes in the building as well as the meter, a brass, lever handle stop and waste cock, easily accessible to the occupants, for their protection in enabling them to turn off the water in the case of leaks and to drain the pipes to prevent freezing.
15. No new service connection shall be made whereby any single residence property shall have a supply capacity exceeding that of a single three-quarter inch (3/4") nominal pipe size connection at the water main.
16. Hereafter each property served shall be individually supplied through a separate service pipe from the water main and a separate meter installed adjacent to the main, unless the Borough approves some other arrangement because of special circumstances.
17. All leaks in service lines from the curb to, and in and upon, the premises supplied shall be promptly repaired. On failure to make such repairs with reasonable dispatch the Borough may turn off the water and it will not be again turned on until all proper and necessary expense incurred in shutting off and turning on the water, are paid in full.
18. The Borough shall in no event be responsible for maintenance of, or for damage done by water escaping from, the service pipe or any other pipe or fixture on the outlet side of the curb cock; and the consumer shall, at all times comply with State and Municipal regulations in reference thereto and shall make any changes thereon required on account of change of grade, relocation of mains or otherwise.

RULES AND REGULATIONS (Continued)Regulations Governing Connections (continued)

19. All meters will be furnished by, and remain the property of, the Borough and shall be accessible to and subject to its control. They shall be located at a point approved by the Borough, so as to control the entire supply; and a proper place and protection therefor shall be provided by the consumer.
20. The Borough may place the meter outside the building in a concrete or brick vault provided with a suitable cover and lock and key. Said vault shall be built inside the property line at the expense of the consumer.
21. Meters will be maintained by the Borough as far as ordinary wear and tear is concerned but the consumer shall be responsible to the Borough for any injury to, or loss of, any meter arising out of, or caused by, the consumer's negligence or carelessness, or that of his servants, employees, members of his household, or any person upon his premises under or by his consent or sufferance. The consumer shall permit no one, not an agent of the Borough or otherwise lawfully authorized to do so, to remove, inspect or tamper with the Borough's meter, or other property of the Borough on his premises.
22. The quantity of water recorded by the meter shall be conclusive on both the consumer and the Borough, except when the meter has been found to be registering inaccurately or has ceased to register. In either case the meter will be promptly repaired by the Borough and the quantity of water consumed shall be estimated by the average registration of the meter on previous corresponding periods.
23. In case of a disputed account involving the accuracy of a meter, such meter shall be tested, upon the request of the consumer, in conformity with the provisions of the rules and regulations pertaining to Water Service Utilities of the Public Utility Commission of the Commonwealth of Pennsylvania. In the event that the meter so tested is found to have an error in registration of four (4%) percent or more, the bills will be increased or decreased accordingly as provided by the aforesaid rules.
24. Each request for the test of a meter for accuracy shall be accompanied by a deposit, the amount of which shall be determined by the size of the meter as set forth in the rules and regulations pertaining to Water Service Utilities of the Public Utility Commission of the Commonwealth of Pennsylvania. If the meter so tested shall be found to have an error in registration of less than four (4%) percent, the deposit shall be retained by the Borough as compensation for such test; if the error in registration is found to be four (4%) percent, or more, then the cost of the test shall be borne by the Borough and the amount of the deposit shall be returned to the consumer.

RULES AND REGULATIONS (continued)Regulations Governing Connections (continued)

25. The consumer shall at once notify the Borough of any injury to, or of any cessation in, registration of, the meter as soon as it comes to his knowledge.
26. Each meter rate consumer is subject to a readiness to serve charge, the amount of which is determined by the size of the meter as set forth in the Schedule of Rates.
27. Whenever the consumer desires to have his service contract terminated or his water service discontinued he shall notify the Borough to that effect in writing. The consumer will be responsible for the payment of all service rendered by the Borough until such written notice is received; and, in the instance of meter rate service, a reasonable time from the receipt of such notice shall have elapsed for the Borough to take the final reading of the meter or meters, or water service is actually otherwise discontinued by the Borough.
28. The presentation or non-presentation of a bill shall not be held to be a waiver of any of the above rules.
29. The water may be shut off from a consumer failing to comply with these rules in accordance with the Rules and Regulations pertaining to water service termination of Public Utility Commission of the Commonwealth of Pennsylvania and will not be again turned on until satisfactory assurance is given that these rules will be complied with and all proper and necessary expense incurred in shutting off and turning on the water, are paid in full.
30. All waste of water is prohibited. A consumer shall keep his faucets, valves, hydrants, service lines and hose in good order and condition at his own expense. Sprinkling of any kind whatever must be done with ordinary spraying nozzles generally in use.
31. The water will, after due notice, be shut off from a consumer allowing it to run to prevent freezing, or allowing it to run to waste, and will not be again turned on until satisfactory assurance is given that the practice will be discontinued and all proper and necessary expense incurred in shutting off and turning on the water are paid in full.
32. When premises will be temporarily unoccupied, the consumer shall notify the Borough in writing and the water will be turned off and all charges will cease from that date. When the property is again occupied the consumer shall again notify the Borough in writing and the water will be turned on. No refund or allowance will be made for unoccupied property when written notice, both at time of vacancy and at time of occupancy, has not been given as above provided. No refund will be allowed for property unoccupied for a period of time less than one (1) month.

RULES AND REGULATIONS (Continued)Regulations Governing Connections (Continued)

33. In cases of vacancy of a consumer's property, the consumer must notify the Borough in writing of such vacancy, and upon his failure to do so he will become responsible for any damage to the property of the Borough, arising from such failure.
34. Water shall not be turned into any premises, by any person not an agent of the Borough, except temporarily by a plumber to enable him to test his work, provided it shall be turned off again immediately after the test is made.
35. The authorized agents of the Borough shall have the right of access, at all reasonable hours, to the premises supplied with water for the purpose of reading meters, examining pipes and fixtures, observing manner of using water, and for any other purpose which is proper and necessary in the conduct of the water company business, and will carry with them proper credentials denoting their employment by the Borough.
36. The Borough will not be liable for any claim or damage arising from a shortage of water, the breaking of machinery or other facilities, or any other cause beyond its control.
37. As necessity may arise in case of break, emergency or other unavoidable cause, the Borough shall have the right to temporarily cut off the water supply in order to make necessary repairs, connections, etc.; but the Borough will use all reasonable and practicable measures to notify the consumer, in advance, of such discontinuance of service. In such case the Borough shall not be liable for any damage or inconvenience suffered by the consumer, not in any case for any claim against it at any time for interruption in service, lessening of supply, inadequate pressure, poor quality of water, or any cause beyond its control. The Borough shall have the right to reserve a sufficient supply of water at all times in its reservoirs to provide for fire or any other emergencies and may restrict or regulate the quantity of water used by consumers in case of scarcity, or whenever the public welfare may require it.
38. No consumer, unless specially authorized to do so, shall open or close any of the Borough's stop cocks or valves in any public or private line.
39. No agent or employee of the Borough 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.

RULES AND REGULATIONS (Continued)Regulations Governing Connections (Continued)

40. Any person wishing a supply of water at his premises shall apply therefor at the Borough Office. A person not establishing ownership in the premises at which service is requested may be required to make a cash deposit with the Clerk of the Town Council in an amount equal to the estimated bills for water for two months, but not less than five (\$5.00) dollars. The deposit will be returned upon termination of service after all outstanding accounts with the Borough are paid. Deposits shall bear interest at the rate approved by the Public Utility Commission of the Commonwealth of Pennsylvania, and such interest shall be credited to each deposit annually, and shall be payable to the depositor at the Borough Office, upon request.

WATER CONSERVATION CONTINGENCY PLAN

1. The Superintendent of the Water and Sewer Departments for the Borough of Chambersburg may request general conservation of inside water uses and may impose mandatory conservation measures to reduce or eliminate nonessential uses of water if the Borough of Chambersburg is experiencing a short term water supply shortage.
2. The following is a list of all nonessential uses of water that would be affected by a request for conservation:
 - a) The use of hoses, sprinklers, or other means for sprinkling or watering of shrubbery, trees, lawns, grass, plants, vines, gardens, vegetables, flowers, or any other vegetation.
 - b) The use of water for washing automobiles, trucks, trailers, trailer houses, or any other type of mobile equipment.
 - c) The washing of streets, driveways, parking lots, service station aprons, office buildings, exteriors of homes, sidewalks, apartments, or other outdoor surfaces.
 - d) The operation of any ornamental fountain or other structures making a similar use of water.
 - e) The use of water for filling swimming or wading pools.
 - f) The operation of any water-cooled comfort air-conditioning which does not have water-conserving equipment.
 - g) The use of water from fire hydrants for construction purposes of fire drills.
 - h) The use of water to flush a sewer line or sewer manhole.
 - i) The use of water for commercial farms and nurseries other than a bare minimum to preserve plants, crops, and livestock.
3. The following priorities have been established by the Borough of Chambersburg for water conservation measures, from voluntary to mandatory curtailments, including service termination:
 - a) Notice of the implementation of this conservation plan shall be sent to all customers or be provided by the local radio and television stations or newspaper advertisements. The Borough of Chambersburg shall at first request voluntary customer cooperation.

WATER CONSERVATION CONTINGENCY PLAN (Continued)

- b) If voluntary cooperation does not achieve satisfactory results, mandatory compliance will be imposed. If any customer refuses to comply with such mandatory measures the Borough will either adjust the outside water valve connection in a manner which will restrict water flow by up to 1/2, or otherwise restrict flow such as by the insertion of a plug device. Note: Prior to such valve adjustment or other flow restriction being imposed, the Borough will make a bona fide attempt to deliver notice of the valve adjustment or other flow restriction to a responsible person at the affected premises and fully explain the reason for the proposed flow restriction and the means by which the customer may eliminate the grounds for such flow restriction. Less restrictive means may be imposed to secure such compliance.
 - c) These conservation measures shall be terminated at such time as the supply shortage is eliminated.
 - d) Complete service termination may be imposed by an Administrative Law Judge or other presiding officer after an expedited hearing has been held to provide the affected customer with an opportunity to be heard.
4. "In addition to the provisions as set forth above, the Pennsylvania Emergency Management Council is authorized to promulgate, adopt, and enforce a Water Rationing Plan by virtue of the Emergency Management Services Code, 35 Pa. C.S. 1701 et seq. as implemented by the Drought Emergency Proclamation dated November 6, 1980."

RESOLUTION NO. 7-24-91

A RESOLUTION AUTHORIZING THE SUPERINTENDENT WATER AND SEWER DEPARTMENTS TO FILE IN BEHALF OF THE BOROUGH OF CHAMBERSBURG A TARIFF WITH THE PENNSYLVANIA PUBLIC UTILITY COMMISSION FOR WATER SERVICE OUTSIDE OF THE CORPORATE LIMITS OF THE BOROUGH OF CHAMBERSBURG.

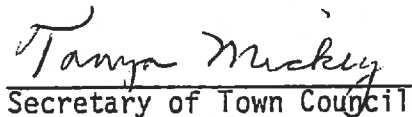
Be it resolved by The Mayor and Town Council of the Borough of Chambersburg and it is hereby resolved by the authority of the same:

That the Superintendent Water & Sewer Departments is hereby authorized and directed to file with the Pennsylvania Public Utility Commission of the Commonwealth of Pennsylvania a tariff showing the rates, rules and regulations governing the distribution of water in parts of Guilford, Greene and Hamilton Townships, Franklin County, Pennsylvania as more fully set forth in a copy of said tariff attached hereto and made part hereof, said tariff to be made effective November 22, 91.

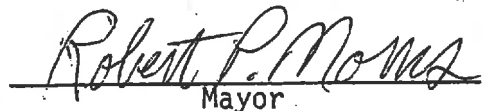
PASSED by Town Council this 24th day of July, 1991.


President of Town Council

Attest:


Secretary of Town Council

APPROVED this 24th day of July, 1991.


Mayor