

Greater Hazleton Community Area
New Development Organization
T/A CAN DO, Inc. Water Division

Supplement No. 25
to
Tariff Water – PA PUC No. 3

GREATER HAZLETON COMMUNITY AREA NEW DEVELOPMENT ORGANIZATION
T/A CAN DO, INC. – WATER DIVISION

RATES, RULES AND REGULATIONS
GOVERNING THE SALE OF WATER
IN
HUMBOLDT INDUSTRIAL PARK
IN
HAZLE TOWNSHIP
LUZERNE COUNTY, PENNSYLVANIA
IN
EAST UNION TOWNSHIP
IN
SCHUYLKILL COUNTY, PENNSYLVANIA
IN
MCADOO INDUSTRIAL PARK
IN
BANKS TOWNSHIP
CARBON COUNTY, PENNSYLVANIA
AND IN
CAN DO CORPORATE CENTER
IN
BUTLER TOWNSHIP
LUZERNE COUNTY, PENNSYLVANIA

Issued: December 15, 2011

Effective: December 16, 2011
Issued in compliance with Commission
Order at Public Meeting held December
15, 2011. Docket No. R-2011-2238805

By: Kevin O'Donnell, President
CAN DO, Inc.
Hazleton, PA 18201

NOTICE

THIS TARIFF MAKES (INCREASES) IN EXISTING RATES

Greater Hazleton Community Area
New Development Organization
T/A CAN DO, Inc. Water Division

Supplement No. 25 to
Tariff Water – PA P.U.C. No. 3
Seventh Revised Page No. 2
Canceling
Sixth Revised Page No. 2

LIST OF CHANGES MADE BY THIS TARIFF

Supplement No. 25 is issued in compliance with Commission Order at Docket No. R-2011-2238805 at Public Meeting held on December 15, 2011.

Greater Hazleton Community Area
 New Development Organization
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 Tariff Water – PA P.U.C. No. 3
 Seventh Revised Page No. 3
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SCHEDULE OF RATES

RETAIL SERVICE (I)

MINIMUM CHARGES (Billed Monthly)

<u>Meter Size</u>	<u>Charge per Month</u>
1-1/2 inch	\$39.00
2 inch	\$78.00
3 inch	\$118.00
4 inch	\$156.00
6 inch	\$199.50
8 inch	\$275.00

QUANTITY CHARGE (Billed Monthly)

The First 50,000 Gallons per Month	\$8.64 per Thousand
All Over 50,000 Gallons per Month	\$3.62 per Thousand

SPRINKLER CHARGES (Billed Monthly) FIRE SERVICE

8 inch Stand Pipe	\$138.49 per each Stand Pipe
10 inch Stand Pipe	\$154.88 per each Stand Pipe

PUBLIC OR PRIVATE FIRE HYDRANTS (Billed Monthly) (I)

Fire Hydrant Rate	\$17.25
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TEMPORARY METER DURING CONSTRUCTION CHARGES (I)

RATE: \$48.79 per month during construction period, plus actual gallonage of water consumed at consumption rate set forth above.

(I) Denotes Increase

ISSUED: December 15, 2011

EFFECTIVE: December 16, 2011

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Second Revised Page No. 4-A

SCHEDULE OF RATES

WHOLESALE WATER RATES (I)

CAPACITY CHARGE (Billed Monthly)	\$985.00 per month
QUANTITY CHARGE	\$2.60 per thousand gallon

Note: Specific terms and conditions of service for wholesale service are defined in Potable Water Agreement with each developer or other applicable entity.

(I) Denotes Increase

ISSUED: December 15, 2011

EFFECTIVE: December 16, 2011

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER

1. Definitions
 - 1.1 Company shall mean Can Do, Inc., Water.
 - 1.2 Customer
A Customer is any party contracting for and/or receiving water service through a meter connection.
 - 1.3 Point of Sale
The point of sale of water service or fire protection service contracted for by the customer is the control valve and box adjacent to the curb line or property line.
 - 1.4 Service Line shall mean the line connecting the street main to the customer's facility, through which the customer receives water service. The customer shall be responsible for all costs associated with installation and maintenance of the service line.
 - 1.5 Remote Meter Reading Device
A device which by electrical impulse or otherwise transmits readings from a meter to a more accessible location.
 - 1.6 Normal Working Hours
Normal working hours are 8:30 a.m. to 5:00 p.m., except on weekends and holidays.
 - 1.7 General Service
General service refers to water service to commercial and industrial customers excluding fire service.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER

2. The Water Tariff

2.1 Filing and Availability

A copy of this Tariff, which is the rates, rules and regulations under which water service will be supplied by the Company, to its Customers in Pennsylvania, is on file with the Pennsylvania Public Utility Commission, and is available and open for inspection at the offices of the Company.

2.2 Revisions

This Tariff may be revised, amended, supplemented and otherwise changed from time to time in accordance with the Pennsylvania "Public Utility Code", and such changes, when effective, shall have the same force and effect as the present Tariff.

2.3 Applications of Tariff

The Tariff provisions apply to any party or parties lawfully receiving water service from the Company under the rates set forth therein, and the receipt of water shall constitute the receiver, a Customer of the Company as the term is used herein.

2.4 Rules and Regulations

The Rules and Regulations, filed as a part of this Tariff, are a part of every contract or agreement for service, whether written, oral or implied, made by the Company, and govern all classes of service where applicable.

2.5 Statement of Agents

No agent or employee of the Company has authority to make any promise, agreement or representation inconsistent with the provisions of this Tariff unless that statement, etc., is approved in writing by the P.U.C. and Company.

3. Application for Service

3.1 Application

Service connections will be made and water will be furnished upon written application by the prospective customer (or his properly authorized agent) on a contract form prepared by the Company for this purpose. Wherever practical, each building will have an independent service line from the main and shall require a separate application.

3.2 Application for Temporary or Special Service

Same as above.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER

(continued)

4. Service Line Connections to Main

4.1 Service Line Connections

Service line connections from the main to the customer property line, for either permanent or temporary service, shall only be made by the Company, or by an authorized representative of the Company.

4.2 Cost of Permanent Service Line Connections

Whenever a service line connection is made for permanent service, the Company will pay the cost of labor and material for tapping the main and extending the service line from the main to the customer property line for a service line 1" or smaller. If a larger service line is required, the customer will pay the cost of labor and material in excess of a 1" service line.

4.3 Cost of Temporary or Special Service

Whenever a service line connection is made to the main for temporary service, the applicant will bear the entire cost. Included will be labor and material for tapping the main, meter and meter setting and any other special equipment and material needed.

4.4 Estimate of Costs

Upon request, the Company shall provide the applicant or their designee with an estimate of cost to provide the service line connection from the main to the property line.

5. Customer's Service Installation

5.1 Right to Reject

The Company may refuse to connect with any piping system or furnish water through one already connected if such system is not properly installed and maintained or if the piping system on the Customer's premise is not at a sufficient depth to prevent freezing. The Company may also refuse to connect, etc., if lead base solder has been used in any plumbing beyond the Company's curb stop. It shall be the customer's responsibility to provide, subject to Company verification, the Company with Certification that no lead has been used.

5.2 Installation of the Customer Service Line

Installation of the customer service pipe from the point where the Company stops at the customer property line shall be the sole responsibility of the customer.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER
(continued)

5.3 Service Line Specifications

The Company must approve the size, kind and quality of the materials which shall be laid between the meter main and the structure on the premise to be supplied.

5.4 No Additional Tap

No fixture shall be attached to or any branch made in the service pipe between the meter and the water main.

5.5 Trench Restriction

No service pipe shall be laid in the same trench with gas pipe, sewer pipe, electric cable, telephone cable or any other facility of a public service Company. Furthermore, no sewer pipe may be installed within (3) feet in undisturbed earth to the water service line. If a common trench is used for sewer and water, a (3) foot vertical and (3) foot horizontal shelf must be made between the water service and the sewer line.

No service line will be permitted within (3) feet of any open excavation or vault. Service lines shall not be covered until inspected and approved by a qualified representative of the Company.

5.6 Valve Pit

On service lines to be used for fire protection only or for both potable water and fire protection, a valve pit must be installed to specification acceptable to the Company. The valve pit shall be located as close to the property line as practical and shall be used to divide the potable water lines and fire protection lines. When used to divide the potable water and fire protection lines, the valve pit will also serve as the meter pit.

5.7 Meter Pits

On service lines not used for fire protection, a meter pit shall be installed to specifications acceptable to the Company. The meter pit shall be located as close to the property line as practical.

5.8 Backflow Prevention Device and Service Line Strainers

On service lines for general service, a backflow prevention device of a type approved by the Company shall be installed.

The location of the backflow prevention device shall be approved by the Company.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER
(continued)

On service lines to be used coincidentally for fire protection, the service line must, in addition, have an approved fire service line strainer. The backflow prevention device and/or strainer, shall be owned and maintained by the customer. The customer shall certify to the water Company, in an acceptable form, that these devices have been maintained and are in working order. They are also subject to Company inspection at reasonable times upon reasonable notice.

5.9 Stop Valve

The customers shall install a stop valve on the service line immediately inside of the foundation wall of the building supplied. Such valve should be located as to be easily accessible and to provide proper drainage for the pipe in the building.

5.10 Pressure Regulators

The customer shall be responsible for determining his need for the installation and maintenance of a pressure regulator or valve in his premises.

6. Meters and Meter Installations

6.1 Meter Installations

The Company will furnish for each Customer, without charge, a suitable meter and will keep the same in repair. In case of misuse or damage by any external causes, the expense of all costs of repair or replacement shall be borne by the customer. All meters will be located in the valve pit or meter pit.

6.2 Automatic Meter Reading

In the event the Company installs meters capable of being read automatically from a central location using telephone lines, this work will be done at no cost to the customer. To install this automatic meter reading equipment, the Company will require access to the Customer's telephone line. In the case of misuse or damage to the meter attributable to the Customer, the expense of repair must be borne by the Customer. In some cases, the meters are equipped with a meter interface unit (MIU) or a similar type device to permit meter reading automatically. The MIU's are capable of reading more than one meter. If, in the opinion of the Company the automatic meter reading equipment can be installed, the Customer cannot refuse such installation and must provide the Company with his telephone number. If access denied, the Company may impose a meter reading fee equal to the cost of manually reading the meter or terminate service.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER
(continued)

6.3 Outside Meter Installations

All meters shall be placed in a meter tile or vault by the Company at the Customer's expense, which box or vault shall be placed just inside the customer's property line or at such other location as may be ordered by the Company. The option of such installation shall be left to the discretion of the Company. Any outside meter installation requested by the Customer shall be at the customer's expense.

6.4 Metered Service

All service provided by the Company, except fire protection shall be metered.

6.5 Meter Installations for Unmetered Private Fire Services

Within 45 calendar days of notification by the Company, an unmetered private fire service Customer will have provided a suitable meter setting at his own expense. The Company will provide the Customer with standard specification for the meter setting. Any Customer who does not provide a suitable meter setting within the 45-day period, will be subject to termination of service or at the option of the Company in the case of an unmetered fire Service Customer, the installation will be made by the Company and a surcharge applied to the Customer's bill.

6.6 Tamperings with Meters or Other Utility Equipment

When a meter or other utility equipment on a customer's premises have been tampered with and the customer enjoys the use of or receives benefit from the water service intended to be metered, it may be reasonably inferred that the water service intended to be meter customer tampered with the meter or other utility equipment. The penalties for tampering include, but are not limited to, termination of service, recovery by the Company of all costs related to the tampering including payment for such water service as the Company may estimate from available information that has been used but not registered by the Company's meter and criminal sanctions pursuant to the laws of the Commonwealth.

7. Meter Tests

7.1 Meter Tests

All meters are accurately tested before installation. Meters are also periodically tested in accordance with the regulations of the Pennsylvania Public Utility Commission. The Company may at any time remove any meter for routine tests, repairs or replacement and may, at its option and expense test any meter when the Company has reason to believe that it is registering inaccurately.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER

(continued)

7.2 Request Tests
Any Customer may request the Company to make a special test of the accuracy of a meter, which test will be made in accordance with 52 Pa. C. S. Chapter 65.8.

7.3 Meter Test Fees
When a fee is to be paid for a special test, the fee shall be paid in advance by the Customer, but should the said meter be found upon said test to be incorrect by over-recording Customer usage as defined by the standard percentage variable presented in 52 Pa. C. S. Chapter 65.8; the fees so paid shall be returned to the Customer and the meter shall forthwith be repaired by the Company or another meter which has been properly repaired shall be installed. If said meter is found to be incorrect, the Customer's bill shall be adjusted in accordance with 52 Pa. C. S. Chapter 65.9. When a fee is to be paid for special tests of meters made upon request by the customer, the following shall apply in accordance with 52 Pa. C. S. Chapter 65.8.

Size of Meter

Up to 2" inclusive
Larger than 2"

Fee for Test

As currently in effect
As currently in effect

7.4 Meter Test Witnessed by Customer
The test of a meter requested by a Customer must be witnessed by the Customer or his duly authorized representative.

8. Credit

8.1 Customer's Liability for Charges
A Customer held liable for all water service furnished to such premise until such times as the Customer properly notifies the Company to discontinue the service for this account.

8.2 Customer's Deposit for Current Service
Deposits may be required from all customers provided that, in no instance will deposits be required in excess of the estimated gross bill for any single billing period plus one month (maximum period not to exceed two months) with a minimum deposit of no less than the minimum bill.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER
(continued)

- 8.3 Return of Deposit for Current Service
Deposits shall be returned to the depositor when he has paid all bills for service over a period of twelve (12) consecutive months, as set forth under Rule No. 10, (Payment Terms).
- 8.4 Interest on Deposits for Current Service
Interest on deposits will be paid at the rate governed by the Pa. P.U.C. Code 52 Chapter 56.57. Upon deposit held for more than a year, the Company will pay to the depositor at the end of each calendar year the interest accrued thereon.
- 8.5 Deposits for Current Service not Payment
Deposits shall not be considered as payment on account of a bill during the time the Customer is receiving water service.
9. Public Fire Hydrants
- 9.1 Ownership and Maintenance
All public fire hydrants furnished, installed, and paid for by the Company shall be inspected and maintained by the Company.
- 9.2 Use Restricted
The use of fire hydrants, whether owned by the Company or by the Customer, will be restricted to the taking of water for the extinguishing of aboveground fires and water shall not be taken from any fire hydrant for construction purposes, extinguishing underground fires, sprinkling streets, flushing sewers or gutters or for any other use unless specifically permitted by the Company for the particular time and occasion. If the Company grants permission to use fire hydrants for purposes other than the extinguishment of fires, such use will be applied only if an approved backflow prevention device is attached to the hydrant. Said device shall be furnished by the customer.
- 9.3 Change in Location
Whenever a change in location of a fire hydrant is ordered by the municipality, such change will be made at the expense of the municipality.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER
(continued)

10. Sales for Resale

10.1 Water Supply Agreement

In the event the Company enters into an Agreement with another public water supply agency to sell water to said agency, under rates to be negotiated with the Company, any condition of said Agreement with respect to service there under shall be incorporated by reference to these rules and regulations; provided however, that said water supply agreement is filed with the Public Utility Commission pursuant to 66 Pa. C. S. Section 507 of the Public Utility Code where the public water supply agency is a municipal corporation, as defined by said code.

11. Payment Terms

11.1 Billing Period

Bills for water service will be rendered and will be due and payable following presentation thereof, for service furnished in the preceding month. A penalty of 5% will be added to the first amount of the bill if it is not paid within thirty (30) days after it is due and payable. If it is not paid within forty (40) days after it is due and payable, water may be shut off after due notice; and an additional charge equal to the actual cost incurred shall be made for turning water on, after all bills have been paid in full.

11.2 Service Discontinued

If a bill is not paid on or before said due date, service will be discontinued after 10 days' written notice to the Customer. Except that notwithstanding any other rule of this tariff, service shall not be continued for any reason except under regulations of the Pennsylvania Public Utility Commission applicable thereto and in effect at the time of such contemplated discontinuance.

All federal, state and local government accounts are entitled to a thirty (30) day period from the due date of any bill within which it may pay for water service.

11.3 Consumption not Combined

The use of water by the same Customer in different premises or localities will not be combined and each installation shall stand by itself.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER
(continued)

11.4 Disputed Bills

In the event of a dispute between the Customer and the Company respecting any bill, the Company will forthwith make such investigation as may be required by the particular case and report thereof to the customer. When the Company has made such a report to the Customer, either, (1) sustaining the bill as rendered, or, (2) submitting a corrected bill, the date of the bill for purposes of payment shall be considered to be as of the date of said bill, and the Customer shall pay the amount due within the time provided in these rules and regulations, and failure to pay shall render the Customer and his service liable to the penalties herein provided. Any amounts received by the Company in excess of the amount disclosed to be due by the Company's investigation of the dispute shall be forthwith returned to the Customer if the error arose from any cause other than the incorrect estimating of a Customer's consumption for the period in dispute.

12. Turn-on Charge

12.1 Non-Payment Charge

When water service to any premise has been terminated because of non-payment of a bill or other violation of the rules and regulations, a \$30.00 charge will be required to restore service during normal scheduled working hours. Other than normal working hours, a charge equivalent to the cost incurred by the Company in restoring service, will be made; and this charge together with all other amounts which may be due the Company by the Customer must be paid before the water service is restored.

12.2 Discontinuance Charge

Whenever water service to any premise has been discontinued at the request of the ratepayer, a \$30.00 charge will be required during normal scheduled working hours to re-connect service to the same premises when service remains in the name of the ratepayer who requested the discontinuance. Other than normal working hours, a charge equivalent to the cost incurred by the Company in re-connecting service will be made.

12.3 Temporary or Special Service

Payments in advance of furnishing service may be required for construction of facilities and furnishing special equipment.

12.4 Payments in Advance

Payments in advance to restoring service may be required for restoration or reconnection of service where service has been actually discontinued for Customer's failure to comply with tariff provisions.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER
(continued)

13. Discontinuance of Water Service

13.1 Termination by Company

Service rendered under any application, contract or agreement may be discontinued by the Company after ten days' written notice for any of the following reasons:

- (A) For willful or indifferent waste of water due to any cause.
- (B) For failure to protect from injury or damage the meter and connections or for failure to protect and properly maintain the service pipe or fixture on the property of the Customer.
- (C) For molesting or tampering by the Customer or others with the knowledge of the Customer, with any meter, connections, service pipe, curb valve, seal or any other appliance of the Company controlling or regulating the Customer's water supply.
- (D) For failure to provide the Company's employees free and reasonable access to the premise supplied or for obstructing the way of ingress to the meter or other appliances controlling or regulating the Customer's water supply.
- (E) For non-payment of any account or any fee or charge accruing under the application.
- (F) For violation of any rule in the tariff.

13.2 Service Renewed

When water service to any premise has been terminated for any reason, it will be renewed only after the conditions, circumstances, or practices which caused the water service to be discontinued are corrected and all fees paid.

14. Abatements and Refunds

14.1 Meter Registration

The quantity of water recorded by the meter shall be accepted as correct by both the Customer and the Company 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 or replaced by the Company and the quantity of water used will be determined by the average registration of the meter on previous corresponding periods, or by such fair and reasonable method as shall be based on the best information available.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER
(continued)

15. Service Continuity

15.1 Regularity of Supply

The Company may at any time shut off the water in the mains in case of accident, or for the purpose of making connections, alterations, repairs, changes or for other reasons, and may restrict the use of water to reserve a sufficient supply for public fire service or other emergencies whenever the public welfare may require it. The Company will, so far as circumstances permit, notify Customers to be affected by any interruptions in the water service.

16. Liability of Company

16.1 Defect in Customer's Service or Customer Owned Meter

The Company shall in no event be liable for any loss or damage caused by reasons of any break, leak or defect in the Customer's own service pipe, line or fixtures, not caused by any negligent act of omission or commission of the Company.

17. General

17.1 Interference with Facilities

No person shall turn the water on or off at any street valve, corporation stop, curb valve or other street connection or disconnect or remove any meter without the consent of the Company. The control of the water supply by the Customer shall be by means of a separate stop valve.

17.2 Inspection of Premises

All service lines, meters and fixtures, including any and all fixtures within the premises receiving the supply of water, shall, at all reasonable hours, be subject to inspection by any duly authorized employee of the Company

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER

(continued)

17.3 Unless otherwise specifically authorized by the Company, customers will not be permitted to install pumps that take water directly from the service pipes or water mains but must have an adequately sized intervening vessel vented to the atmosphere into which to receive water and from which it may be pumped.

17.4 Unless otherwise specified, quick-acting or motorized valves shall not be permitted.

18. Multiple Meters

18.1 Meters Treated Separately

When more than one metering station is installed upon a Customer's premise at the request of a Customer or due to conditions existing upon the premise of the Customer, then each metering station shall be treated separately as if it belonged to a separate customer.

19. Lawn Sprinkler System

19.1 Special Service Connection

Upon request of the Customer, the Company will install a service connection and meter to supply an underground lawn sprinkler system. The Customer will be charged for the entire cost of this installation, excluding the cost of the meter. Should it be necessary to remove or reinstall the meter on a lawn sprinkler system on a seasonal basis the cost for this service shall be paid for by the customer. Upon request of the customer to turn the water on or off for a lawn sprinkler system on a seasonal basis, the cost of this service shall be paid for by the customer. The customer shall be charged \$30.00 each time they request the meter to be set or removed or the water to be turned on or off.

20. Termination of Free Service Under Certain Contracts and Other Instruments

20.1 Terms and Conditions

Notwithstanding any contrary provision contained in any deed, grant, contract, franchise, permit, consent or other instrument (other than an instrument expressly set forth in and constituting a part of this tariff) made, executed or delivered between the Company or any predecessor in interest and a Customer of the Company or any predecessor in interest.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER
(continued)

20.1 (Continued)

- (A) Every person who takes water shall pay for all water taken as provided in the applicable schedule of rates set forth herein and subject to the Rules and Regulations of the Company.
- (B) No credit off-set or other allowance shall be allowed by the Company against any water bill on account of the making, execution, or delivery of, or pursuant to any provisions of, any such instrument.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER
(continued)

21. Cross-Connections and Interconnections

21.1 Definitions

When used in these Rules and Regulations, the following words shall have the meaning herein provided:

(A) Cross-Connection

A cross-connection is any pipe, valve, or other physical connection, or other arrangement or device connecting the pipelines of the Company, or facilities directly or indirectly connected therewith, to and with pipes or fixtures by which any contamination might be admitted or drawn from lines other than the Company's into the distribution system of the Company, or into lines connected therewith.

(B) Interconnection

An interconnection is an arrangement by which the Company's facilities can be supplied with water from a source other than the Company's, subject to the following requirements:

- 21.2 Cross-Connection and interconnections shall not be permitted. No new cross-connections shall be installed and no existing cross-connections shall be continued. A cross-connection shall be considered to be eliminated if the method of backflow prevention is approved by an employee for the Company. The cost of the installation and the material of backflow prevention shall be paid for by the customer.

22. Line Extensions

(C)

Line Extension Definitions:

22.1 Annual Line Extension Costs: The sum of the Company's additional annual operating and maintenance costs, debt costs and depreciation charges associated with the construction, operation and maintenance of the line extension.

22.2 Annual Revenue: (For Line Extension Purposes) The Company's expected additional annual revenue from the line extension based on the Company's currently effective tariff rates and on the average annual usage of customers similar in nature and size to the bona fide service applicant.

(C) Denotes Change

22.15 Customer Advance Financing, Refunds and Facilities on Private Property:

- (a) When a customer advance is required of a service applicant and an additional customer or customers attach service lines to the line extension within ten years, the utility shall refund a portion of the advance to the customer. Deposits made for additional facilities other than the line extension, such as booster pumps, storage tanks and the like, are contributions in aid of construction and need not be refunded.
- (b) The Company will refund to the applicant, during a period of ten (10) years from the date of the extension deposit, a per-customer amount for each additional bona fide service applicant from whom a street service connection shall be directly attached to such main extension as distinguished from extensions or branches thereof. Provided, however, that the total amount refunded shall not exceed the original deposit without interest, and provided that all or any part of the deposit not refunded within said 10 year period shall become the property of the Company and shall be treated as Contributions in Aid of Construction for ratemaking purposes. The per Customer refund amount shall equal the utility's investment attributed to each bona fide applicant as calculated in the formula contained in this tariff.
- (c) A utility shall require a Customer to pay, in advance, a reasonable charge for service lines and equipment installed on private property for the exclusive use of the customer.
- (d) Special Utility Service shall mean business service which exceeds that required for ordinary purposes. By way of illustration and not limitation, special utility service shall include: the installation of facilities such as oversized mains, booster pumps and storage tanks as necessary to provide adequate flows or to meet specific pressure criteria, or service to large water consuming commercial and industrial facilities. An otherwise bona fide applicant requesting service which includes a "special utility service" component is entitled to Bona Fide applicant status, including the corresponding Company contribution toward the costs to the line extension which do not meet the special utility service criteria.

22.16 Requirement for Extension Deposit Agreement: Where extension of facilities is not fully funded by the Company pursuant to Rule 22.1 of this Section, the execution by the applicant of an Extension Deposit Agreement for customer contribution or advance shall be a condition of extending the facilities. Upon notice that the Company is prepared and able to go forward with the work, the applicant will deposit with the Company the amount specified in the Extension Deposit Agreement.

22.17 Size of Line: The Company shall have the exclusive right to determine the type and size of lines to be installed and the other facilities required to render adequate service. However, where the Company decides to install a pipe larger than necessary to render

extension of adequate service to the applicant, estimated or actual cost figures in the Extension Deposit Agreement shall include only the material and installation cost for a pipe the size of which is necessary to provide adequate service to the applicant. Any incremental costs of a larger pipe will be the responsibility of the Company. All estimated or actual cost figures referred to in the Extension Deposit Agreement shall include a reasonable allowance for overhead costs and taxes as appropriate. The minimum pipe size for main extensions will be six (6) inches pursuant to Commission regulation at 52 Pa. Code § 65,17 (b).

22.18 Length of Extension: In determining the necessary length of an extension, the terminal point of such extension shall be at that point in the curb line, which is equidistant from the side property lines of the last lot for which water service is requested. A Company service connection will be provided only for customer service lines that extend at right angles from the curb line in a straight line to the premises to be served.

22.19 Cost of True-up: At the conclusion of the line extension project there shall be a reconciliation of the actual costs incurred to the amount of extension deposit that has been paid by the customer. If the actual cost exceeds the deposit, the applicant shall be responsible for payment to the Company of the difference. If the deposit exceeds the actual cost, the Company shall refund the difference.

23. Water Conservation Contingency Plan

23.1 Water Conservation Contingency Plan

(A) General

If the Company is experiencing a short term supply shortage, the Company may request general conservation of inside water uses and may impose mandatory conservation measures to reduce or eliminate non-essential uses of water.

(B) Voluntary Conservation

The Company shall first request voluntary curtailment of all non-essential uses of water.

(C) Mandatory Conservation

If voluntary cooperation does not achieve satisfactory results, mandatory compliance will be imposed. If any customer refuses to comply with such mandatory measures the Company may, after proper notice and explanation, either adjust the outside water valve connection in a manner which will restrict water flow up to one half, or otherwise restrict flow such as by the insertion of a plug device. If customer compliance is still not achieved, complete service termination may be imposed by an Administrative Law Judge or other presiding officer following an expedited hearing.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER
(continued)

(D) Non-essential Uses of Water

Non-essential uses of water include, at a minimum, those contained in 52 Pa. Code 65.1, as follows:

- (1) The use of hoses, sprinklers or other means for sprinkling or watering of shrubbery, trees, lawns; grass; plants; vines; gardens, vegetables, flowers, or other vegetation.
- (2) The use of water for washing automobiles, trucks, trailers, trailer houses or any other type of mobile equipment.
- (3) The washing of streets, driveways, parking lots, service station aprons, office buildings, exteriors of homes, sidewalks, apartments or other outdoor surfaces.
- (4) The operation of any ornamental fountain or other structures making a similar use of water.
- (5) The use of water for filling swimming or wading pools.
- (6) The operation of any water-cooled comfort air conditioning which does not have water-conserving equipment.
- (7) The use of water from fire hydrants for construction purposes or fire drills.
- (8) The use of water to flush a sewer line or sewer manhole.
- (9) The use of water for commercial farms and nurseries other than a bare minimum to preserve plants, crops, and livestock.

RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER

(continued)

23.1 (Continued)

(E) Water Rationing Plan

In addition to the provisions as set forth above, the Pennsylvania Emergency Management Agency 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.

23.2 Drought Emergency

In the event of a drought emergency, as declared by a River Basin Commission and/or by a proclamation or executive order issued by the Governor, the Company is authorized to collect fines and/or excess use charges set forth in its Local Water Rationing Plan as filed with and approved by the Pennsylvania Emergency Management Agency.

24. Bulk Service Sales

The Company shall impose a per-load fixed service charge for water purchased on a bulk truckload basis from facilities located on Company property. The bulk service fixed service charge will be determined annually by accumulating the costs of the concurrent year related to bulk sales divided by the number of bulk truckloads sold in the prior year. The bulk service fixed charge will be charged on a per truckload basis irrespective of the volume of each truckload sale and shall be paid in addition to the cost of the water purchased.

All water sold on the bulk truckload basis from facilities located on Company property will be sold at the Company's first block rate per 1,000 gallons.

25. Water Use Standards for Certain Plumbing Fixtures

This Rule establishes the maximum water use for certain plumbing fixtures installed in all new construction or renovation. Such standards have been implemented to achieve the maximum efficiency of water use which the Company determined is technologically feasible and economically justified.

<u>Plumbing Fixture</u>	<u>Maximum Water Use</u>
Showerheads	3.0 Gallons/Minutes
Lavatory Faucet	3.0 Gallons/Minutes
Kitchen Faucets	3.0 Gallons/Minutes
Water Closets	1.6 Gallons/Flush
Urinals	1.5 Gallons/Minute

**RULES AND REGULATIONS GOVERNING THE
DISTRIBUTION AND SALE OF WATER**

(continued)

25. Reevaluation of Water Use Standards

The Water Company may, at any appropriate time, amend any of the water use standards listed above relevant to technological developments related to the water use or water efficiency of any of the specified plumbing fixtures. Amendments will also apply only to new construction and renovation.

Exemptions

The Water Company may exempt a particular type of customer when it is determined that the water standards for plumbing fixtures listed above are inappropriate or cannot be accommodated by existing technology.

26. Offsite Development Marketing Contracts (C)

Where it is prudent, reasonable and in the public interest, the Company may, at its option, enter into offsite development marketing contracts which depart from the standard terms of extension deposit agreements. These marketing agreements shall become effective thirty (30) days after the Company has filed a copy thereof with the Pennsylvania Public Utility Commission, or in the event that the Commission institutes an investigation, at such time as the Commission grants approval thereof.

(C) Indicates Change