

ORIGINAL



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July 29, 2005

HAND DELIVERY

Colleen Ryan
Arizona Corporation Commission
Docket Control
1200 West Washington Street
Phoenix, Arizona 85007

Re: Oak Creek Utility Corporation; Docket No. WS-02061A-04-0835 and WS-02061A-04-0836; Decision No. 67986; Compliance Filing

Dear Ms. Ryan:

Enclosed please find fifteen copies of the ADEQ Microbiological Sampling Plan for the subject Company, as well as fifteen copies of the Tariff. Please return an approved copy of the Tariff to me at your earliest convenience.

If you have any question regarding these matter, please do not hesitate to call.

Sincerely,

Richard L. Sallquist

Enclosures

Cc: Legal Division
Utilities Division
David Peck
Dean Orem
Ted Wilkinson

AZ CORP COMMISSION
DOCUMENT CONTROL

2005 JUL 29 P 2:31

RECEIVED

Oak Creek Utility Corporation
P.O. Box
Cave Creek, AZ. 85327
(602) 482-5164

July 26, 2005

A.D.E.Q.
Northern Regional Office
1515 Cedar Ave. Suite F
Flagstaff, AZ. 86004

Re: Microbiological site sampling plan Oak Creek Utility Corp.

Dear Mr. Camp,

Please find enclosed the site sampling plan for the Oak Creek Utility Corporation, it has recently come to my attention that the company did not have a plan on file with your office. As you know the system is very small serving only 31 potable water connections. I believe this sampling plan will give a good overview of the system taking into account the source, length of pipe, dead ends etc. If you have any questions please feel free to contact me.

Sincerely,

Dean W. Orem
president

A handwritten signature in cursive script, appearing to read "Dean W. Orem", with a long horizontal flourish extending to the right.

Oak Creek Utility Corporation
P.O. Box 48
Cave Creek, AZ. 85327
(602) 482-5164

July 26. 2005

Microbiological Site Sampling Plan

Description:

Oak Creek Utility Corporation, water system # 03-004
One single potable well as source, well ID # A(18-6)27c
Currently serving 31 water connections
Average population less than 50

Sampling Procedure:

One monthly bacteriological sample to be taken by state certified water system operator. Sample to be collected on the first Wednesday of each month. Sample to be taken from residential hose bib, alternating between sample points each month.

Sample points:

Sample point # 1 100 Oak Trail , residential hose bib
Sample point # 2 200 Julie Ln., residential hose bib

OAK CREEK UTILITY CORPORATION

DOCKET W-02061
WS-02061

TARIFF

Issued: July 29, 2005

Effective: August 1, 2005

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PART ONE
STATEMENT OF CHARGES
WATER SERVICE

I. RATES

In Opinion and Order No. 67986, dated July 18, 2005, the Commission approved the following rates and charges to become effective with August 2005 Usage:

<u>Meter Size</u> Inches	<u>Usage Included in</u> <u>Minimum Charge</u> Gallons	<u>Minimum</u> <u>Charge</u> Per Month
A. General Residential Service		
5/8" x 3/4" Meter	-0-	\$ 30.00
3/4" Meter	-0-	45.00
1" Meter	-0-	75.00
1 1/2" Meter	-0-	150.00
2" Meter	-0-	240.00
3" Meter	-0-	450.00
4" Meter	-0-	750.00
6" Meter	-0-	1,500.00

THE RATE FOR USE IN ADDITION TO THE MINIMUM STATED ABOVE SHALL BE THE SAME FOR ALL SIZES OF METERS.

0 - 3,000 gallons	\$2.90
3,001 - 15,000 gallons	\$4.00
Over 15,000 gallons	\$5.00

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Applies to all **WATER** service areas

PART ONE

STATEMENT OF CHARGES
WATER SERVICE

II. TAXES AND ASSESSMENTS

In addition to all other rates and charges authorized herein, the Company shall collect from its customers all applicable sales, transaction, privilege, regulatory or other taxes and assessments as may apply now or in the future, per Rule R14-2-409(D)(5).

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PART ONE

STATEMENT OF CHARGES
WATER SERVICE

III. ADDITIONAL CHARGES¹

A.	Establishment of Service per Rule R14-2-403D (new customer charge, in addition to E, J and K below)	\$ 30.00
	1. If after hours	\$ 45.00
B.	Re-establishment of Service per Rule R14-2-403D (same customer, same location within 12 months)	\$ Note ²
C.	Reconnection of Service per Rule R14-2-403D	\$ 30.00
	1. If after hours	\$ 45.00

¹ Plus all applicable wastewater service additional charges

² Number of months off system times the sum of the monthly minimum.

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PART ONE

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D.	Charge for moving meter at customer request per Rule R14-2-405B	Cost ³
E.	Minimum Deposit Requirement per Rule R14-2-403B	
	1. Residential customer	(2 times estimated average monthly bill)
	2. Non residential customer	(2-1/2 times estimated maximum monthly bill)
	3. Deposit Interest	6.0%
F.	Meter test per Rule R14-2-408F	\$ 25.00
G.	Meter Reread per Rule R14-2-408C	\$ 10.00
H.	Charge for NSF Check per Rule R14-2-409F	\$ 15.00 ⁴

³ See Sheet No. 7.

⁴ This charge shall not apply if water service is paid with the same NSF check used to pay for wastewater service for which a NSF fee is charged.

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PART ONE

STATEMENT OF CHARGES
WATER SERVICE

I. Late Payment Charge, Per Month 1.50 %⁵

⁵ Bills for utility services are due and payable when rendered. Any payment not received within fifteen (15) days from the date the bill was rendered shall be considered delinquent and subject to the termination policy set forth in the Company's rate tariff. All late payment penalties shall be billed on the customer's next regularly scheduled billing. If the customer fails to pay the late payment penalty by the due date on the next billing, the customer will receive a ten (10) day termination notice. If the customer does not pay the late payment penalty by that date the service will be terminated. Service shall be terminated only for that service for which the customer is delinquent or is in violation. All customers whose service is terminated for failure to pay the late payment penalty are subject to the Company's reconnection charges set forth in the Company's tariff.

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PART ONE

STATEMENT OF CHARGES
WATER SERVICE

J. Service Line Tariff and Meter Advance Policy,
Refundable per Rule R14-2-405B:^{6 7}

5/8" x 3/4" Meter	-0-	\$ 500.00
3/4" Meter	-0-	575.00
1" Meter	N/A	600.00
1 1/2" Meter	N/A	900.00
2" Meter	N/A	1,525.00
3" Meter	N/A	2,165.00
4" Meter	N/A	3,360.00
6" Meter	N/A	6,035.00

K. Main Extension Tariff, per Rule R14-2-406B Cost⁸

⁶ The customer shall be the owner of and be responsible for the design, installation, maintenance and operation of the Service Line on the customer's side of the water meter.

⁷ Plus county permit charges. Permit charges are non-refundable.

⁸ See Sheet No. 7.

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PART ONE
STATEMENT OF CHARGES
WATER SERVICE

IV. PERMITTED COSTS

- A. Costs shall be verified by invoice.
 - B. For services that are provided by the Company at costs, cost shall include labor, materials, other charges incurred, and overhead. However, prior to any such service being provided, the estimated cost of such service will be provided by the Company to the customer. After review of the cost estimate, the customer will pay the amount of the estimated cost to the Company.
 - C. In the event that the actual cost is less than the estimated cost, the Company will refund the excess to the customer within 30 days after completion of the provision of the service or after Company's receipt of invoices, timesheets or other related documents, whichever is later.
 - D. In the event the actual cost is more than the estimated cost, the Company will bill the customer for the amount due within 30 days after completion of the provision of the service or after the Company's receipt of invoices, timesheets or other related documents, whichever is later. The amount so billed will be due and payable 30 days after the invoice date.
 - E. At the customer's request, the Company shall make available to the customer all invoices, timesheets or related documents that support the cost for providing such service.
 - F. Permitted costs shall include any State or Federal income taxes that are or may be payable by the Company as a result of any tariff or contract for water facilities under which the Customer advances or contributes funds or facilities to the Company.
-

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Applies to all **WATER** service areas

PART TWO

STATEMENT OF TERMS AND CONDITIONS
WATER SERVICE

I. CROSS-CONNECTION CONTROL

A. Purpose.

To protect the public water supply in the Company's water supply in the Company's water system from the possibility of contamination caused by backflow through unprotected cross-connections by requiring the installation and periodic testing of backflow-prevention assemblies pursuant to the provisions of the Arizona Administrative Code, Title 14, Chapter 2, Section 405.B.6 as adopted by the Arizona Corporation Commission, and Title 18, Chapter 4, Section 115, as adopted by the Arizona Department of Environmental Quality, as those regulations may be revised from time to time.

B. Inspections.

The customers shall cooperate fully with the Company in its efforts to investigate and determine the degree of potential health hazard to the public water supply which may result from conditions existing on the customer's premises.

C. Requirements.

In compliance with the Rules and Regulations of the Arizona Corporation Commission and the Arizona Department of Environmental Quality, specifically A.A.C. R14-2-405.B.6 and A.A.C. R18-4-115 relating to backflow prevention:

1. The Company may require a customer to pay for and install, maintain, test and repair a backflow-prevention assembly if A.A.C. R18-4-115.B or C applies.

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2. A backflow-prevention assembly required to be installed by the customer under this tariff shall comply with the requirements set forth in A.A.C. R18-4-115.D and E.
3. The Company shall give any customer who is required to install and/or test a backflow-prevention assembly written notice of said requirement. If A.A.C. R14-2-410.B.1.a. is not applicable, the customer shall be given thirty (30) days in which to comply with this notice. If the customer can show good cause as to why he cannot install the device within thirty (30) days, the Company or the Arizona Corporation Commission Staff may grant additional time for this requirement.
4. Testing shall be in conformance with the requirements of A.A.C. R18-4-115.F. The Company shall not require an unreasonable number of tests.
5. The customer shall provide the Company with records of installation and testing. For each backflow-prevention assembly, these records shall include:
 - a. assembly identification number and description;
 - b. location;
 - c. date(s) of test(s);
 - d. description of repairs made by tester; and
 - e. tester's name and certificate number.

D. Discontinuance of Service.

In accordance with A.A.C. R14-2-407 and 410 and provisions of this tariff, the Company may terminate service or deny service to a customer who fails to install and/or test a backflow-prevention assembly as required by this tariff.

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Cave Creek, AZ 85327

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STATEMENT OF TERMS AND CONDITIONS
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1. In the event the backflow-prevention assembly has not been installed or fails any test and A.A.C. R14-2-410.B.1.a. is applicable, the Company may terminate service immediately and without notice. The backflow-prevention assembly shall be installed and repaired by the customer and retested before service is restored.

2. In the event the backflow-prevention assembly has not been installed or fails any test and A.A.C. R14-2-410.B.1.a. is applicable, the backflow-prevention assembly shall be installed and/or repaired by the customer and tested within fourteen (14) days of written notice by the Company. Failure to install or to remedy the deficiency or disfunction of the assembly, or failure to retest shall be grounds for termination of water utility service in accordance with A.A.C. R14-2-410.

II. INTERRUPTIBLE SERVICE; COMPANY'S LIABILITY LIMITATIONS

The Company will supply only such water at such pressures as may be available from time to time as a result of the normal operation of its water system. The Company will maintain a minimum water pressure of 20 p.s.i. and will not guarantee a specific gallons per minute flow rate at any public fire hydrants nor fire sprinkler service. In the event service is interrupted or irregular or defective or fails from causes beyond the Company's control or through ordinary negligence of its employees or agents, the Company will not be liable for any injuries or damages arising therefrom.

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Oak Creek Utility Corporation
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PART TWO
STATEMENT OF TERMS AND CONDITIONS
WATER SERVICE

III. CURTAILMENT PLAN

ADEQ Public Water System Number: PWS I.D. #03-004

Oak Creek Utility Corporation ("Company") is authorized to curtail water service to all customers within its certificated area under the terms and conditions listed in this tariff:

This curtailment plan shall become part of the Arizona Department of Environmental Quality Emergency Operations Plan for the Company.

The Company shall notify its customers of this new tariff as part of its next regularly scheduled billing after the effective date of the tariff or no later than sixty (60) days after the effective date of the tariff.

The Company shall provide a copy of the curtailment tariff to any customer, upon request.

Stage 1 Exists When:

Company is able to maintain water storage in the system at 100 percent of capacity and there are no known problems with its well production or water storage in the system.

Restrictions: Under Stage 1, Company is deemed to be operating normally and no curtailment is necessary.

Notice Requirements: Under Stage 1, no notice is necessary.

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PART TWO

STATEMENT OF TERMS AND CONDITIONS
WATER SERVICE

Stage 2 Exists When:

- a. Company's water storage or well production has been less than 80 percent of capacity for at least 48 consecutive hours, and
- b. Company has identified issues such as steadily declining water table, an increased draw-down threatening pump operations, or poor water production creating a reasonable belief the Company will be unable to meet anticipated water demand on a sustained basis.

Restrictions: Under Stage 2, the Company may request the customers to voluntarily employ water conservation measures to reduce water consumption by approximately 50 percent. Outside watering should be limited to essential water, dividing outside watering on some uniform basis (such as even and odd days) and eliminating outside watering on weekends and holidays.

Notice Requirements: Under Stage 2, the Company is required to notify customers by delivering written notice door to door at each service address, or by United States first class mail to the billing address or, at the Company's option both. Such notice shall notify the customers of the general nature of the problem and the need to conserve water.

Stage 3 Exists When:

- a. Company's total water storage or well production has been less than 50 percent of capacity for at least 24 consecutive hours, and

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Applies to all WATER service areas

PART TWO

STATEMENT OF TERMS AND CONDITIONS
WATER SERVICE

- b. Company has identified issues such as a steadily declining water table, increased draw down threatening pump operations, or poor water production, creating a reasonable belief the Company will be unable to meet anticipated water demand on a sustained basis. Standpipe service shall be suspended.

Restrictions: Under Stage 3, Company shall request the customer to voluntarily employ water conservation measures to reduce daily consumption by approximately 50 percent. All outside watering should be eliminated, except livestock, and indoor water conservation techniques should be employed whenever possible.

Notice Requirements:

1. Company is required to notify customers by delivering written notice to each service address, or by United States first class mail to the billing address or, at the Company's option both. Such Notice shall notify the customers of the general nature of the problem and the need to conserve water.
2. Beginning with Stage 3, Company shall post at least two (2) signs showing the curtailment stage. Signs shall be posted at noticeable locations, like at the well sites and at the entrance to the major subdivision served by the Company.
3. Company shall notify the Consumer Services Section of the Utilities Division of the Corporation Commission at least 12 hours prior to entering stage 3.

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PART TWO

STATEMENT OF TERMS AND CONDITIONS
WATER SERVICE

Once Stage 3 has been reached, the Company must begin to augment the supply of water by either hauling or through an emergency interconnect with an approved water supply in an attempt to maintain the curtailment at a level no higher than stage three until a permanent solution has been implemented.

Stage 4 Exists When:

- a. Company's total water storage or well production has been less than 25 percent of capacity for at least 12 consecutive hours, and
- b. Company has identified issues such as a steadily declining water table, increased draw down threatening pump operations, or poor water production, creating a reasonable belief the Company will be unable to meet anticipated water demand on a sustained basis.

Restrictions: Under Stage 4, Company shall inform the customers of a **mandatory** restriction to employ water conservation measures to reduce daily consumption. Failure to comply will result in customer disconnection. The following uses of water shall be prohibited:

- ◆ Irrigation of outdoor lawns, trees, shrubs, or any plant life is prohibited
 - ◆ Washing of any vehicle is prohibited
 - ◆ The use of water for dust control or any outdoor cleaning uses is prohibited
 - ◆ The use of drip or misting systems of any kind is prohibited
 - ◆ The filling of any swimming pool, spas, fountains or ornamental pools is prohibited
-

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PART TWO

STATEMENT OF TERMS AND CONDITIONS
WATER SERVICE

- ◆ The use of construction water is prohibited
- ◆ Restaurant patrons shall be served water only upon request
- ◆ Any other water intensive activity is prohibited

The Company's operation of its standpipe service is prohibited. The addition of new service lines and meter installation is prohibited.

Notice Requirements:

1. Company is required to notify customers by delivering written notice to each service address, or by United States first class mail to the billing address or, at the Company's option, both. Such notice shall notify the customers of the general nature of the problem and the need to conserve water.
2. Company shall post at least two (2) signs showing curtailment stage. Signs shall be posted at noticeable locations, like at the well sites and at the entrance to the major subdivision served by the Company.
3. Company shall notify the Consumer Services Section of the Utilities Division of the Corporation Commission at least 12 hours prior to entering stage 4.

Customers who fail to comply with cessation of outdoor use provisions will be given a written notice to end all outdoor use. Failure to comply with in two (2) working days of receipt of the notice will result in temporary loss of service until an agreement can be made to end unauthorized use of outdoor water. To restore service, the customer shall be required to pay all authorized reconnection fees. If a customer believes he/she has been disconnected in error, the

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PART TWO

STATEMENT OF TERMS AND CONDITIONS
WATER SERVICE

customer may contact the Commission's Consumer Services Section at 1-800-222-7000 to initiate an investigation.

Once Stage 4 has been reached, the Company must augment the supply of water by hauling or through an emergency interconnect from an approved supply in an attempt to maintain the supply until a permanent solution has been implemented.

IV. RULES AND REGULATIONS

The Company has adopted the Rules and Regulations established by the Commission as the basis for its operating procedures. A.A.C. R14-2-401 through A.A.C. R14-2-411 will be controlling of Company procedures, unless specific Commission Order(s) provide otherwise.

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PART THREE

**STATEMENT OF CHARGES
WASTEWATER SERVICE**

I. RATES

In Opinion and Order No. 67986, dated July 18, 2005, the Commission approved the following rates and charges to become effective with August 2005 usage:

<u>Water Service Size</u>	<u>Per Unit</u>	<u>Minimum Charge</u>
A. Measured Rate Customers		
Residential		\$ 20.00
Commercial		\$ 55.00

THE RATE FOR USE IN ADDITION TO THE MINIMUM STATED ABOVE SHALL BE THE SAME FOR ALL SERVICES. ADDITIONAL CHARGES SHALL BE PER 1,000 GALLONS USAGE ON THE CUSTOMERS WATER METER.

B. Measured Rate Customers		
Residential		\$2.25
Commercial		\$4.00

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Applies to all WASTEWATER service areas

PART THREE

**STATEMENT OF CHARGES
WASTEWATER SERVICE**

II. TAXES AND ASSESSMENTS

In addition to all other rates and charges authorized herein, the Company shall collect from its customers all applicable sales, transaction, privilege, regulatory or other taxes and assessments as may apply now or in the future, per Rule R14-2-608(D)(5).

III. ADDITIONAL CHARGES⁹

A.	Establishment of Service per Rule R14-2-603D (new customer charge, in addition to D, F, and G below)	\$30.00
	1. If after hours:	45.00
B.	Re-establishment of Service per Rule R14-2-603D (same customer, same location within 12 months)	Note ¹⁰
C.	Reconnection of Service per Rule R14-2-603D (after disconnection due to delinquency)	\$30.00
	1. If after hours	\$ 45.00

⁹ Plus all applicable water service additional charges

¹⁰ Number of months off system times the sum of the monthly minimum.

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Applies to all WASTEWATER service areas

PART THREE

STATEMENT OF CHARGES
WASTEWATER SERVICE

D.	Deposit Requirement ¹¹ per Rule R140-2-603B	
1.	Residential customer	(2 times estimated average monthly bill)
2.	Non-residential customer	(2-1/2 times estimated maximum monthly bill)
3.	Deposit Interest	6.0%
E.	Charge for NSF Check per Rule R14-2-608E ¹²	\$15.00

¹¹ The Company does not normally require a deposit prior to the provision of service. However, in the event a customer is disconnected for non-payment, this deposit is required.

¹² This charge shall not apply if wastewater service is paid with the same NSF check used to pay for water service for which a NSF fee is charged.

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PART THREE
STATEMENT OF CHARGES
WASTEWATER SERVICE

F.	Service Line ¹³	
	Residential	\$ 500.00
	Commercial	\$ 575.00
G.	Main Extension Tariff, per Rule R14-2-606B	Cost ¹⁴

¹³ The Company shall install and own the Service Line up to the customer's property line. The customer shall install and own the Service Line beyond that point. The customer shall maintain and operate the service line from the connection to the main line in the street or right-of-way to its interconnection with the customer's building or facility.

¹⁴ See Sheet No. 18.

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Applies to all **WASTEWATER** service areas

PART THREE
STATEMENT OF CHARGES
WASTEWATER SERVICE

IV. PERMITTED COSTS

- A. Costs shall be verified by invoice.
- B. For services that are provided by the Company at cost, cost shall include labor, materials, other charges incurred, and overhead. However, prior to any such service being provided, the estimated cost of such service will be provided by the Company to the customer. After review of the cost estimate, the customer will pay the amount of the estimated cost to the Company.
- C. In the event that the actual cost is less than the estimated cost, the Company will refund the excess to the customer within 30 days after completion of the provision of the service or after Company's receipt of invoices, timesheets or other related documents, whichever is later.
- D. In the event the actual cost is more than the estimated cost, the Company will bill the customer for the amount due within 30 days after completion of the invoices, timesheets or other related documents, whichever is later. The amount so billed will be due and payable 30 days after the invoice date.
- E. At the customer's request, the Company shall make available to the customer all invoices, timesheets or related documents that support the cost for providing such service.
- F. Permitted costs shall include any State or Federal income taxes that are or may be payable by the Company as a result of any tariff or contract for wastewater facilities under which the Customer advances or contributes funds or facilities to the Company.

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PART FOUR

STATEMENT OF TERMS AND CONDITIONS
WASTEWATER SERVICE

I. CUSTOMER DISCHARGE TO SYSTEM

A. Service Subject to Regulation

The Company provides wastewater service using treatment and collection facilities that are regulated by numerous county, state and federal Statutes and Regulations. Those Regulations include limitations as to domestic strength wastewater and the type of wastewater that may be discharged into the system by any person directly or indirectly connected to the plant.

B. Waste Limitations

The Company has established the permissible limits of concentration as domestic strength wastewater and will limit concentration for various specific substances, materials, waters, or wastes that can be accepted in the sewer system, and to specify those substances, materials, waters, or wastes that are prohibited from entering the sewer system. Each permissible limit so established shall be placed on file in the business office of the Company, with a copy filed with the Commission. No person shall discharge, or cause to be discharged, any new sources of inflow including, but not limited to, storm water, surface water, groundwater, roof runoffs, subsurface drainage, cooling water, or polluted industrial process waters into the sanitary sewer. The Company will require an affidavit from all commercial and industrial customers, and their professional engineer, stating that the wastewater discharged to the system does not exceed domestic strength.

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C. Inspection and Right of Entry

Every facility that is involved directly or indirectly with the discharge of wastewater to the Treatment Plant may be inspected by the Company as it deems necessary. These facilities shall include but not be limited to sewers; sewage pumping plants; all processes; devices and connection sewers; and all similar sewerage facilities. Inspections may be made to determine that such facilities are maintained and operated properly and are adequate to meet the provisions of these rules. Inspections may include the collection of samples. Authorized personnel of the Company shall be provided immediate access to all of the above facilities or to other facilities directly or indirectly connected to the Treatment Plant at all reasonable times including those occasioned by emergency conditions. Any permanent or temporary obstruction to easy access to the user's facility to be inspected shall promptly be removed by the facility user or owner at the written or verbal request of the Company and shall not be replaced. No person shall interfere with, delay, resist or refuse entrance to an authorized Company representative attempting to inspect any facility involved directly or indirectly with a discharge of wastewater to the Treatment Plant. Adequate identification shall be provided by the Company for all inspectors and other authorized personnel and these persons shall identify themselves when entering any property for inspection purposes or when inspecting the work of any contractor.

All transient motor homes, travel trailers and other units containing holding tanks must arrive at the Company's service area in any empty condition. Inspection will be required of said units prior to their being allowed to hookup to the wastewater system.

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PART FOUR

STATEMENT OF CHARGES
WATER SERVICE

D. Termination of Water Service for Violation of Wastewater Rules and Regulations

The Company is authorized to discontinue water service to any person connected to both its water and sewer systems who violates the Company's wastewater terms and conditions as set forth in this PART FOUR. This termination authority does not apply to non-payment for water or wastewater services.

II. RULES AND REGULATIONS

The Company has adopted the Rules and Regulations established by the Commission as the basis for its operating procedures. A.A.C. R14-2-601 through A.A.C. R14-2-609 will be controlling of Company procedures, unless specifically approved tariffs or Commission Order(s) provide otherwise.

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